

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

Speaker Hartke: "The House shall come to order. The Members shall be in their chairs. We shall be led in prayer today by Lee Crawford the Assistant Pastor of the Victory Temple Church in Springfield. Guests in the gallery may wish to rise and join us for the invocation and the Pledge of Allegiance. Pastor Crawford."

Pastor Crawford: "May we pray. Most gracious and most kind Father, who art the giver and sustainer of our lives, we come so graciously before You with praise for being so loving toward us. And for loving us with an everlasting love, for being merciful and for being gracious for abounding in goodness and in truth. So Father, we ask that Your goodness would overshadow us so that evil will not overcome good, but rather that Your goodness would overcome evil. This we kindly pray and ask in Your Son's name. Amen."

Speaker Hartke: "We shall be led in the pledge today by Representative Watson."

Watson - et al: "I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all."

Speaker Hartke: "Roll Call for Attendance. Representative Currie, your report on the Democrat side."

Currie: "Thank you, Speaker. Please let the record show that Representatives Brosnahan and Slone are excused today."

Speaker Hartke: "Representative Bost."

Bost: "Thank you, Mr. Speaker. Let the record reflect that all Republicans are present today."

Speaker Hartke: "Mr. Clerk, take the record. 114 Members answering the quorum call, a quorum is present. Chair recognizes Representative Stephens. For what reason do you

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

seek recognition?"

Stephens: "I wanted to let the Body know how proud I was to help our new Member and Marine, Representative Watson, with the Pledge of Allegiance. They're about a half a beat off in the Marine Corps, but I think it went pretty well. Don't you?"

Speaker Hartke: "He did a fine job. Chair recognizes Representative Currie."

Currie: "Thank you, Speaker. I move that the House resolve itself in to a Committee of the Whole for the purpose of a continuing subject matter hearing on the Governor's item and reduction vetoes to the fiscal '03 budget in accordance with the guidelines that were established by the Chair yesterday."

Speaker Hartke: "You've heard the Lady's Motion. All those in favor signify by saying 'aye'; opposed 'no'. In opinion of the Chair, the 'ayes' have it. And the Motion is adopted. The Motion is adopted and the House hereby resolves into a Committee on the Whole and we will proceed under the agenda referenced in the Lady's Motion. Is there leave of the Attendance Roll Call to be accepted for the purpose of establishing quorum in the committee. Leave is granted and a quorum is established. Representative Hannig is appointed as the chairman of the committee and is recognized for the purpose of conducting the hearing. Representative Boland, for what reason do you seek recognition?"

Boland: "A point pf personal privilege, Mr. Speaker."

Speaker Hartke: "State your point."

Boland: "Today, we have the wonderful occasion, one of our Members is celebrating his 68th birthday. And there's cake down there. My seatmate, Jim Fowler, I'm sure he'd rather

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

be somewhere else on his birthday, but he decided to spend his birthday with us. His wonderful family is right up here in the gallery, so let's give them a hand, as well."

Speaker Hartke: "Happy Birthday, Jim. Representative Hannig in the Chair."

Speaker Hannig: "The Chair now recognizes the Lady from Cook, the Majority Leader, Representative Currie."

Currie: "Thank you, Speaker. I move that the Committee of the Whole do now rise."

Speaker Hannig: "You've heard the Lady's Motion. All in favor of the Motion say 'aye'; opposed 'nay'. The 'ayes' have it. And the Lady's Motion is adopted and the Committee of the Whole does now arise. Representative Hartke in the Chair."

(IN COMMITTEE OF THE WHOLE)

Speaker Hartke: "The Chair recognizes Representative Hannig, for the purposes of a report."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. I appreciate the opportunity to have the Committee of the Whole, to have an opportunity to review the changes that the Governor has proposed in his Veto message. And I'd also say that the Committee of the Whole has under consideration the Governor's item and reduction vetoes to the FY 2003 budget and that it has come to no conclusion thereon."

Speaker Hartke: "Representative Black, for what reason do you speak recognition?"

Black: "Well, just a inquiry of the Chair."

Speaker Hartke: "State your inquiry."

Black: "Well, first and foremost, I thought we had come to a conclusion and that conclusion is being that the Senate isn't going to send us very much to do."

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

Speaker Hartke: "Okay."

Black: "But be that as it may, Mr. Speaker, because of my deep and abiding respect and love for you, I was just talking to some people back home, not far from your home county, your home county is under a tornado warning and your farm is now in Indiana."

Speaker Hartke: "Thank you very much. That's all I needed to hear. The... it is the intention of the Chair that the House will be in recess 'til the hour of 8:30 p.m. Members may go to dinner and be prepared to return here at 8:30 to do the business of the people. The House stands in recess."

Speaker Madigan: "House will come to order. Mr. Clerk."

Clerk Rossi: "Messages from the Senate. A message from the Senate by Mr. Jim Harry, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate has restored the items reduced by the Governor which are attached in a Bill of the following title in the restoration of which I am instructed to ask the concurrence of the House to wit, Senate Bill 2393, a Bill for an Act regarding appropriations. I am further directed to transmit to the House of Representatives the following copy of the Governor's item reduction message to the Senate, action taken by the Senate June 11th, 2002. A message from the Senate by Mr. Jim Harry, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate has passed the item which is attached in a Bill of the following title the item Veto of the Governor to the contrary notwithstanding in the passage of which I am instructed to ask the concurrence of the House to wit, Senate Bill 2393, a Bill for an Act regarding appropriations. I am further directed to transmit to the

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

House of Representatives the following copy of the Governor's item Veto message to the Senate, passed by the Senate June 11th, 2002 by a Three-fifths vote. Supplemental Calendars 1 and 2 are being distributed."

Speaker Madigan: "On Supplemental Calendar #1 on Senate Bill 2393, on the Order of Reduction and Item Veto Motions, the Chair recognizes Mr. Hannig."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. I would ask that we restore \$2 million from the..."

Speaker Madigan: "Mr. Hannig."

Hannig: "... I would ask that we restore \$2 million from the Tobacco Settlement Fund money to fund the Senior Help Line. This passed the Senate by an overwhelming margin and I'd ask for your 'yes' vote."

Speaker Madigan: "Mr. Daniels."

Daniels: "Mr. Speaker, Ladies, and Gentlemen of the House. I'm only going to make one comment about all the Motions that we have before us this evening and that is to talk with some kind of disgust at the action of the Senate in failing to override... in failing to override the Veto for the developmentally disabled and mentally challenged of this state. Now, I intend... I intend to support the Motion before us. I intend to support the Motions on the override in the State Board of Education... Higher Education and I think it has merit. But all of the people that we will be talking about this evening in assisting are people that can care for themselves for the most part, whereas our most vulnerable population, the population that counts on this state to furnish necessary services for lifesaving efforts, are once again being shortchanged. It's no secret to people in this House that I have a daughter who is developmentally challenged and I have been fortunate it to

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

watch her to grow into a 37-year-old wonderful young lady who has met every challenge with the greatest of dignity and challenge and professional development that one could ask for in a young lady. But she has taught me a great deal about our most vulnerable population and that is why in every instance that I have a chance to do what I can to help a population that counts on every Member of this House and yes, every Member of the Senate. I do everything I can. Now, I do want to quickly add, I wanna thank the Governor for sparing many, many of the cuts in the area of the developmentally disabled and mentally challenged. I met with him, he was very concerned about that area. He did what he thought was right. I'm doing what I think is right. So, I wanted to make that statement for the record. It's with a great deal of disappointment that I'm unable to vote to override that Veto. Having said that, I will support the Gentleman's Motion."

Speaker Madigan: "Mr. Hannig moves that the item on page 474, line 12 through 15 of Senate Bill 2393, that that item be restored and that this Bill do pass notwithstanding the item Veto of the Governor. This Motion will require 71 votes. Those in favor signify by voting 'yes'; those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 115 people voting 'yes', 0 voting 'no'. This Motion, having received a Constitutional Three-fifths Majority, the item on page 474, line 12 through 15 of Senate Bill 2393, is declared passed notwithstanding the item Veto of the Governor. On Supplemental 2, there appears several Motions and with agreement of the Minority Leader, Mr. Hannig will move to restore the items listed on this Supplemental #2 from the first item down to the second

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

from the bottom. Said differently, the last item on Supplemental #2 will be excluded from the Motion that Mr. Hannig will now make. So, Mr. Hannig, for a Motion. Mr. Hannig."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. I would move that we restore the item on page 23 line 12 through 14. That's the special education private tuition of 471,000. I'd also move that we restore on page 20, line 2, 6,200,000 for early childhood development..."

Speaker Madigan: "Mr. Hannig, let me excuse you. On Supplemental #2, the first item on that Calendar, have you just covered that?"

Hannig: "Yes."

Speaker Madigan: "Okay. Then have you covered the second one?"

Hannig: "Yes."

Speaker Madigan: "Okay, proceed. Proceed."

Hannig: "The third item on the Calendar is... I would move that item on page 23, line 15 through 18, and that's special education extra services, that that be res... that that item reduction be restored notwithstanding the Governor's Veto. I'd move that the item on page 23, line 24 through 32, of this Bill be restored notwithstanding the line item reduction... the item reduction of the Governor. That's special education, the orphanage tuition and that's a \$1,000,000 restoration. I would move that the item on page 23, line 33 and 34 and page 24, lines 1 through 4 of the Bill be restored notwithstanding the item reduction of the Governor and that's... and that's the bilingual lines, for Chicago. I move that the item on page 24, lines 5 through 10 of this Bill be restored notwithstanding the item reduction of the Governor and that's the bilingual for the rest of the state and that's 265,600. I would move that

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

the item on page 24, line 11 through 15 of this Bill be restored notwithstanding the item reduction of the Governor and that's the regular transportation line for the State Board of Education and that's a restoration of 2,200,000. I move that the item on page 24, line 16 through 20 of this Bill be restored notwithstanding the item reduction of the Governor and that's the special education transportation line and that's a restoration of 2,200,000. I move that the item on page 25, line 25 through 28 of this Bill be restored and that's the hold harmless money, 657,000. I move the item on page 26, lines 20 through 22 of this Bill be restored notwithstanding the item reduction of the Governor and that's the General State Aid and that's \$26,400,000, that's for the Common School Fund. I move that the item on page 26, line 28 through 21 of this Bill be restored notwithstanding the item reduction of the Governor and that's the General State Aid from the Education Assistance Fund..."

Speaker Madigan: "Mr. Hannig."

Hannig: "... that's 4,900,000..."

Speaker Madigan: "Mr. Hannig, would you repeat that Motion?"

Lines... you're on page 28, line 28 through..."

Hannig: "31."

Speaker Madigan: "Very good, thank you."

Hannig: "... of this Bill be restored..."

Speaker Madigan: "Please proceed."

Hannig: "... notwithstanding the item reduction of the Governor and that's the General State Aid from the Education Assistance Fund. I would move that the item on page 37, line 15 through 22 of this Bill be restored notwithstanding the item reduction of the Governor and that's the Education Assistance Fund for the Chicago State University, that's

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

34,400. I move that the item on page 38, line 22 through 30 and page 39, line 1 of this Bill be restored notwithstanding the item reduction of the Governor and that's the Eastern Illinois University Education Assistance Fund of \$172,000 and also the Illinois State University Education Assistance Fund of 486,700. I would move that the item on page 40, line 27 through 29 and page 41, line 1 through 4 of this Bill be restored notwithstanding the item reduction of the Governor and that's... that's the Governors State University Education Assistance Fund in the amount of \$102,300. I move that the item on page 41, line 19 through 25 of this Bill be restored notwithstanding the item reduction of the Governor and that's Northeastern Illinois University Education Assistance Fund in the amount of 158,400. I move that the item on page 42, line 11 through 16 of this Bill be restored notwithstanding the item reduction of the Governor and that's Western Illinois University Education Assistance Fund, 232,100. I move that the item on page 43, line 22 through 30 of this Bill be restored notwithstanding the item reduction of the Governor and that's Illinois State University, the Education Assistance Fund in the amount of 486,700. I move that the item on page 44, line 20 through 26 of this Bill be restored notwithstanding the item reduction of the Governor and that's Northern Illinois University, the Education Assistance Fund in the amount of \$618,100. And I move that the item on page 45, line 28 and 29 and page 46, lines 1 through 4 of this Bill be restored notwithstanding the item reduction of the Governor and that's Southern Illinois University, the Education Assistance Fund in the amount of \$1,100,000. And I move that the item on page 48, line 13 through 18 of this Bill be restored notwithstanding the

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

item reduction of the Governor and that's the University of Illinois Education Assistance Fund in the amount of \$2,900,000. And I would move... and I would be happy to answer any questions on the Motion to Restore the Governor's reductions to these... this Bill."

Speaker Madigan: "Mr. Daniels."

Daniels: "Mr. Speaker, Ladies and Gentlemen of the House. There has been a request for a division of the question between the State Board of Education and higher education and as I understand if you would entertain that Motion, the Gentleman's Motion included both and to divide it it would basically say the State Board of Education, which would restore the amount of \$46,815,900 in accordance with the Gentleman's Motion under all the items in the State Board, under the items of higher education, which would be the second Motion, it would restore \$5,758,000. And if the Chair so was inclined, we would suggest we could take the two Motions in that fashion."

Speaker Madigan: "So, let's proceed as follows: if you're reading the Supplemental Calendar #2 and you start with the first item on the first page, you go down to the second from the bottom, which would be the item on page 26, the first Motion will cover all of those items, from the first to the one on page 26 and that would cover the items that are concerned with the Illinois State Board of Education. So, the Motion would be, shall the House restore those items. The question is, 'Shall all of those items be restored?' Those in favor signify by voting 'yes'; those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Clerk shall take the record. On this question, there are 115 people voting 'yes', 0 voting 'no'. And the items enumerated previously have received a Constitutional

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

Majority, and the Bill, relative to those items is declared restored, notwithstanding the item reduction of the Governor. The second Motion will begin with the last item on page 1... page 37, proceed on down to the second from the last which is on page 48. All of these items relate to the universities and the Education Assistance Fund. And Mr. Hannig again moves that all of those items be restored. Those in favor vote 'aye'; those opposed vote 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Does Eileen Lyons wish to vote? Clerk shall take the record. On this question, there are 112 people voting 'yes', 2 people voting 'no'. And all of the items enumerated in Mr. Hannig's Motion are restored. And those items having received a Constitutional Majority, the Bill is declared restored, notwithstanding the item reduction of the Governor. The last item on Supplemental Calendar #2 is the last one on page 2. Chair recognizes Mr. Hannig."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. I would now move that the item on page 104, line 19 of this Bill be restored notwithstanding the item reduction of the Governor. This is an amount of \$495,500 in personal services to the Secretary of State. I think many of you will recall that during the fiscal year '03 debate all the constitutional officers were asked to take reductions. The Secretary of State came in with a reduction of 5% in his overall budget. The Governor made some additional cuts which will make some of the operations of his office to be more difficult. Clearly, the Secretary of State serves all of us here in the State of Illinois in a number of ways and so the Senate has saw fit to restore this amount and I would ask that we here in the House also join with our

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

colleagues in the Senate and restore this money to the Secretary of State's Office for the operations statewide of his office."

Speaker Madigan: "Representative Pankau."

Pankau: "Will the Sponsor yield for a question?"

Speaker Madigan: "Sponsor yields."

Pankau: "Gary, is this the only reduction in the Secretary of State's Office? There have been so many numbers flying around here today that I honestly can't remember."

Hannig: "So, when we began the budget process, the Secretary of State was asked to reduce his budget by 5% from fiscal year '02 to '03..."

Pankau: "Okay."

Hannig: "... which he did and we passed it on to the Governor. Then the Governor made two reductions in the Secretary of State's budget above and beyond that 5%."

Pankau: "After that?"

Hannig: "One of those was sustained in the Senate and then this one now was overridden by the Senate and we're asking that it be overridden here in the House or be restored here in the House."

Pankau: "Okay. If we didn't restore it what kind of reduction does that office take?"

Hannig: "Well, it would be over 5%, Representative, and it's almost a half a million dollars and of course, the Secretary of State operates drivers license stations in almost all of our districts, I suspect in all of our districts and more than one in most every district. And it probably could result in some lines being longer in those districts or slower opening of new facilities or upgrading of people. So, it just will... it would just slow things down in the Secretary of State's Office."

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

Pankau: "Are the raises and bonuses still in his budget, though?"

Hannig: "Representative, he was asked to take a 5% reduction overall..."

Pankau: "Okay."

Hannig: "... so whatever he has to do because of a union contract he would have to do within those parameters of a 5% reduction which makes it even more difficult to take this additional reduction when no one else was asked to do it at the constitutional level."

Pankau: "Thank you."

Speaker Madigan: "Mr. Righter."

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

Speaker Madigan: "Sponsor yields."

Righter: "Representative Hannig, the 5% reduction that you have referred to from FY02 to FY03, is that something that all the constitutional officers accepted?"

Hannig: "Yes, I believe that all the constitutional officers were willing to work with the Governor. They understood the difficulty that we face. They took the 5% reduction. For some reason, the Secretary of State was singled out for additional cuts."

Righter: "It's my understanding that the Secretary of State's Office, in addition to the \$80.5 million that they draw from the Road Fund every year, this year in FY03 is scheduled to get an extra \$50 million. Is that right?"

Hannig: "Representative, that was a trade off between the General Revenue Fund and the Road Fund. So, they were given some additional Road Fund money over and above what they would've normally received and then they were... then General Revenue Fund was taken away from them on the other side and distributed among other agencies in order to try to make things work. So the Secretary of State and the

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE
FIRST SPECIAL SESSION

2nd Legislative Day

June 11, 2002

State Police both received Road Fund money as a normal course. They received some additional this year at the Secretary of State."

Righter: "Okay. Thank you, Representative. Thank you, Mr. Speaker."

Speaker Madigan: "Mr. Hoffman."

Hoffman: "Yes, to the Motion. I would just say that all the rest of the constitutional officers have been asked to take a 5% cut, this would be above and beyond that 5% cut. What the previous speaker was talking about, the Road Fund, that is not giving additional money for the Secretary of State's Office it is just freeing up some money for the General Revenue Fund. So, I would ask that we vote in favor of the Gentleman's Motion."

Speaker Madigan: "The question is, 'Shall the item on page 104, line 19 of Senate Bill 2393 be restored notwithstanding the item reduction of the Governor?' Those in favor signify by voting 'yes'; those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 65 'ayes' and 49 'noes'. This Motion, having received a Constitutional Majority, the item on page 104 line 19, of Senate Bill 2393, is declared restored notwithstanding the item reduction of the Governor. Ladies and Gentlemen, the Chair is prepared to adjourn the Special Session. Representative Currie moves that the House stand adjourned, sine die. Those in favor signify by saying 'yes'; those opposed say 'no'. The 'ayes' have it. The House does stand adjourned, sine die."