

STATE OF ILLINOIS
98th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

32nd Legislative Day

3/20/2013

Clerk Hollman: "House Perfunctory Session will come to order. Committee Reports. Representative Barbara Flynn Currie, Chairperson for the committee on Rules reports the following action taken on March 20, 2013: recommends be adopted, referred to the floor is Floor Amendment #5 and 6 to House Bill 1165."

Speaker Lang: "The House shall be in order. Members will be in their chairs. We shall be led in prayer today by Pastor Randy Justus who is with Grace Baptist Church in Pekin, Illinois. Pastor Justus is the guest of Representative Unes. Members and guests are asked to refrain from starting their laptops, turn off... turn off all cell phones and rise for the invocation and the Pledge of Allegiance. Pastor Justus."

Pastor Justus: "Let's pray together. Our dear Lord and heavenly Father, as we come before you today we're thankful for the difference that You make in our lives, the difference You make in our communities. And Father, we thank You that You have not left us without a witness Lord to... to share Your love with us. Father, we're thankful as we come together as this Body today, that Lord, You're not willing that any should perish but that all should come to repentance, thankful for Your Son and for the difference that Jesus Christ has made in our communities over these decades and centuries. Father, we ask Your blessing today. And though we ask that You would go before us each and every day especially the folks who are here today the men and women taking care of the people's business of the State of Illinois. Father, we ask that You would guide us step by

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step and Father, we do pray this afternoon that, Lord, You would humble us before You. Remind us, Father, that we've all sinned and come short of Your glory. We've all missed the mark. And Father, it's because of Your love and the difference of Your Son that we can know our sin is forgiven. Father, we can know that there's a purpose to this life, there's a direction. Father, there's an eternity to be gained. And so, Father, I pray for these men and women, these Representatives, Father that You might work in a very special way. Father, give us a heart for helping people and Father, help us to turn and to do the right thing and Father, we just want to tell you once again how much we love You and thank You for Your blessings and though we ask Your blessing upon our Governor, upon the men and women in the Supreme Court of our state, and Father upon the men and women who serve in both state houses. Father, we ask Your blessing upon the people of our state. We ask that You would go before us, Father, direct us, Lord, that what is wrong might be made right once again. And Father, that we might honor You and honor Your word and honor Your son because it's in His name we pray, Amen."

Speaker Lang: "Be led in the Pledge today by Representative Hatcher."

Hatcher - 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 Lang: "Roll Call for Attendance. Leader Currie."

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Currie: "Thank you, Speaker. Please let the record show that Representative Chapa LaVia is excused today."

Speaker Lang: "Mr. Bost."

Bost: "Thank you, Mr. Speaker. Let the record reflect that all Republicans are present and ready to do the work of the people."

Speaker Lang: "Is Mr. Bradley here? Mr. Clerk, please take the record. There are 117 Member present, we do have a quorum and ready to do our business. The Chair recognizes Mr. Pritchard."

Pritchard: "Yes, Mr. Speaker. For a point of personal privilege."

Speaker Lang: "Please proceed."

Pritchard: "In the balcony behind me is a group of juniors and seniors from high school who have been observing this chamber and visiting with many of the Constitutional Officers and Leaders. I would ask that you would welcome my youth advisory council and if they'll stand up."

Speaker Lang: "Welcome to Springfield. Enjoy your State Capitol. Chair recognizes Mr. Moylan."

Moylan: "Mr. Speaker, I am proud to announce that in the gallery today we have a group of locomotive engineers and they move commerce and personnel all around this great country and also the State of Illinois. Would you please stand up."

Speaker Lang: "Welcome to Springfield, gentleman. Mr. Phelps."

Phelps: "Purpose of an announcement, Mr. Speaker."

Speaker Lang: "Please proceed."

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Phelps: "Just want to invite everybody tonight at 6:00 at the State House Inn the Illinois Legislative Sportsmen's Caucus, 6:00, 7:00 auction. Our own Representative Sacia will also be doing the auctioneering, so you're all invited."

Speaker Lang: "Representative Hatcher."

Hatcher: "Good afternoon and thank you, point of personal privilege."

Speaker Lang: "Please proceed."

Hatcher: "Up in the balcony we have what I think are the most extraordinary group of volunteers in Illinois and that is the Illinois Federation of Republican Women. If you'll stand up."

Speaker Lang: "Welcome to Springfield. The Chair would like to introduce one of his mayors. The mayor of Lincolnwood up on the Democratic side Jerry Turry. Representative Feigenholtz."

Feigenholtz: "Thank you, Mr. Speaker. For purposes of an announcement. Again, today is that great Medicaid 101 class at 4:30. Everything you've always wanted to know. At 4:30 at 413 Stratton. There might even be some refreshments there, please come."

Speaker Lang: "Thank you. Mr. Clerk, on page 22 of the Calendar, under the Order of Agreed Resolutions appears House Resolution 171. Representative Meier."

Meier: "For a point of personal privilege."

Speaker Lang: "Please proceed."

Meier: "I'd like to recognize the Class 2 State A Girls Championship Basketball team, right behind me up here in

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the gallery, from Nashville, Illinois. The Nashville Hornets. My mother's alma mater."

Speaker Lang: "Welcome to Springfield. Mr. Meier moves for the adoption of the Resolution. Those in favor say 'yes'; opposed 'no'. The 'ayes' have it. And the Resolution is adopted. And the Chair recognizes Mr. Beiser on House Resolution 27."

Beiser: "Thank you, Mr. Speaker. Unfortunately the team... the State Champion Marquette Catholic High Schools soccer champs had to leave, but they were here earlier. I would just like to move for the passage of this honoring not only Marquette Catholic but thanking them for making the entire area proud of them in their accomplishments."

Speaker Lang: "Mr. Beiser moves for the adoption of the Resolution. Those in favor say 'yes'; opposed 'no'. The 'ayes' have it. And the Resolution is adopted. Mr. Ford for a Motion on House Bill 75."

Ford: "Thank you, Mr. Speaker. I move to dismiss all applicable rules to hear House Bill 75 in committee."

Speaker Lang: "So, you're moving to suspend the posting on House Bill 75, Sir?"

Ford: "Yes."

Speaker Lang: "And... is there leave? Hearing no objection, there is leave. Chair recognizes Mr. Reis. Mr. Clerk."

Clerk Hollman: "Committee Reports. Representative Verschoore, Chairperson from the Committee on Agriculture & Conservation reports the following committee action taken on March 19, 2013: do pass Short Debate is House Bill 1580, House Bill 2356, House Bill 2783; do pass Standard Debate

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is House Bill 2991; do pass as amended Standard Debate is House Bill 2668; recommends be adopted is Floor Amendment #1 to House Bill 733, Floor Amendment #1 to House Bill 2574, and Floor Amendment #1 to House Bill 2704. Representative Monique Davis, Chairperson from the Committee on Insurance reports the following committee action taken on March 19, 2013: do pass Short Debate is House Bill 1284, House Bill 2355; do pass Standard Debate is House Bill 24; do pass as amended Short Debate House is Bill 21, House Bill 981, House Bill 1552, House Bill 1571, House Bill 2584, and House Bill 2618. Representative Beiser, Chairperson from the Committee on Transportation: Regulation, Roads & Bridges reports the following committee action taken on March 19, 2013: do pass Short Debate is House Bill 3267. Representative Phelps, Chairperson from the Committee on Public Utilities reports the following committee action taken on March 19, 2013: do pass Short Debate is House Bill 2718, House Bill 3104; do pass as amended Short Debate is House Bill 2856, House Bill 3207. Representative Chapa LaVia, Chairperson from the Committee on Elementary & Secondary Education reports the following committee action taken on March 20, 2013: do pass Short Debate is House Bill 15, House Bill 16, House Bill 17, House Bill 197, House Bill 1288, House Bill 1324, House Bill 1326, House Bill 2670, House Bill 2768, House Bill 2944, House Bill 3152; do pass as amended Short Debate is House Bill 160, House Bill 197, House Bill 3053, House Bill 3112, House Bill 3190, House Bill 3379; recommends be adopted is Floor Amendment #1 to House Bill 489; and House

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Resolution 24. Representative Zalewski, Chairperson from Committee on Health Care Licenses reports the following committee action taken on March 20, 2013: do pass Short Debate House Bill 2760, House Bill 3186; do pass as amended Short Debate House Bill 2839. Representative Gabel, Chairperson from the Committee on Human Services reports the following committee action taken on March 20, 2013: do pass Short Debate is House Bill 948, House Bill 959, House Bill 1267, House Bill 1516, House Bill 2262, House Bill 2591, House Bill 2643, House Bill 2787, House Bill 2977, House Bill 2981, House Bill 3092, House Bill 3175, House Bill 3191, House Bill 3271; do pass Standard Debate is House Bill 1540; do pass as amended Short Debate is House Bill 84, House Bill 1584, House Bill 2250, House Bill 2330, House Bill 2379, House Bill 2765, House Bill 2812. Representative D'Amico, Chairperson from the Committee on Transportation: Vehicles & Safety reports the following committee action taken on March 20, 2013: do pass Short Debate is House Bill 1199, House Bill 1539, House Bill 2476, House Bill 2477, House Bill 2599, House Bill 2641, House Bill 2745, House Bill 2754, House Bill 3021, House Bill 3054, House Bill 3139, House Bill 3229, House Bill 3367; recommends be adopted is Floor Amendment #1 to House Bill 772. Representative Daniel Burke, Chairperson from the Committee on Executive reports the following committee action taken on March 20, 2013: do pass Short Debate is House Bill 206, House Bill 207, House Bill 208, House Bill 209, House Bill 210, House Bill 211, House Bill 212, House Bill 213, House Bill 214, House Bill 215, House Bill 973,

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House Bill 996, House Bill 2716; do pass as amended Short Debate is House Bill 62, House Bill 1140, House Bill 1441, House Bill 1463; do pass as amended Short Debate is House Bill 1573."

Speaker Lang: "The Chair recognizes Mr. Moffitt."

Moffitt: "May I rise to a point of personal privilege."

Speaker Lang: "Please proceed, Sir."

Moffitt: "Mr. Speaker, I am honored to introduce a Member who's visit... former Member who's visiting today. Down at the front we have, who, at the time of his retirement, was the longest-serving Republican in the House. He had single digits on his license plate. Our good friend back to visit, now on a county board, former Representative Ron Wait. Would you make him welcome, please."

Speaker Lang: "Welcome Ron. Mr. Moylan."

Moylan: "Mr. Speaker..."

Speaker Lang: "You seem to have a crowd around your desk, Sir."

Moylan: "Well, it's not easy to be popular, but look what happens. When you get a chance, Mr. Speaker, I'd like a point of personal privilege."

Speaker Lang: "You can make it right now, Sir."

Moylan: "Okay. We have in the gallery today members of the Northwest Municipal League. Would you please raise your hands and a big hand for... Thank you."

Speaker Lang: "The Chair recognizes Representative Williams."

Williams: "Thank you, Mr. Speaker. Just wanted to acknowledge that today is the MS Society lobby day. So, you'll be seeing folks around the Capitol with their orange buttons and orange t-shirts on. Make sure and stop and say hello."

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Special shoutout to Maureen Howard and Todd Marvel who have been great advocates and volunteers here in Springfield for MS Society. As you know this, is a disease that affects people of all ages, all demographics. So, be sure and say hello to the MS folks today. Thank you."

Speaker Lang: "The Chair recognizes Mr. Reboletti."

Reboletti: "Good afternoon, Mr. Speaker. How are you, Sir?"

Speaker Lang: "Well, I was fine until you rose for whatever point you're making."

Reboletti: "You have great counsel next to you and so with her representation for you, I have filed several Motions to Discharge the following House Bills: 1489, 3362, 3363, 1511, 107, 2891, and 91 from the House Executive, Revenue, Labor, and Commerce Committees. And under House Rule 58(a), any Member may move that a standing committee or a special committee be discharged from consideration of any legislative measures assigned to it and not reported back unfavorably. Under House Rule 54(a)(2) all Motions are assigned Standard Debate status and I wish to debate my Motions. Upon conclusion of the debate, I ask for a recorded vote on the Motions to Discharge. Under Rule 49 and Article IV Section 8(c) of the Illinois Constitution, any vote shall be by record and whenever five Representatives so shall request. There are at least five Members on my side that wish for a recorded vote on the Motions to Discharge House Bills: 1489, 3362, 3363, 1511, 107, 2891, and 91 from the committees I've already mentioned."

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Speaker Lang: "Mr. Reboletti, before we proceed should I presume you're withdrawing your Motions relative to House Bill 1156 and 1527?"

Reboletti: "That... that's correct, Mr. Speaker."

Speaker Lang: "Those Motions are withdrawn."

Reboletti: "Those are withdrawn."

Speaker Lang: "Thank you. On the Gentleman's Motion, the Chair recognizes Mr. Kay."

Kay: "Thank you, Mr. Speaker. If you'll indulge me a moment. A few short weeks ago, Governor Quinn stood at the podium and declared that this year's budget will be the most difficult in memory and I certainly agree with him. Over the next two months, we'll be asked to make some of the most difficult choices we've had to make since arriving in this chamber. Thank you, Mr. Speaker. We will need to cut spending. I and Members on my side of this aisle believe we need to start by cutting our own salaries. I ask you to join me in voting to release House Bill 3363 from the Rules Committee so that we can debate it on the floor. This legislation will reduce General Assembly salaries by 10 percent and prohibit any cost of living adjustment for fiscal year 2014. By the way, many Member ran on this issue in 2012. Not only will this cut... not only will this cut save the state money it will also show... also show families back in our district that in this time of fiscal crisis we will lead by example and that's why they sent us here. In addition, Mr. Speaker, I would remind you that there are additional incentives that we need to move forward to this floor for debate. House Bill 107, establishing a standard making the workplace

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primary cause for determining an injury. That's extremely important considering that the high cost of workers' compensation insurance for employers compared to our border states is shifting job growth in Illinois. Furthermore, I'm asking that House Bill 1489 be given your consideration likewise on this floor whereby we wish to implement a 72-hour review period of the budget before a vote can be taken which is much needed with respect to the transparency to the appropriations process that we're presently engaged in. After all, our citizens need to be informed and they need to have a clear look. I'm also asking that we discharge 3362. This will take away the extra stipend Representatives and Senators receive for serving as chairmen and Minority spokesman of standing committees. Chairing committees is an aspect of the job we were elected to do and we shouldn't receive extra compensation from doing our job. We already receive generous salaries and quite frankly, being a chairman is an honor. Illinois, Mr. Speaker, is in financial crisis and as Members of the General Assembly we should be willing to cut our own benefits before we cut elsewhere. We were elected to lead and sometimes that means facing the pain first. This Bill will take effect at the start of the next General Assembly to avoid any constitutional issues. I'd also ask, Mr. Speaker, that we consider House Bill 2889, the research and development tax credit. One of the things Illinois has going for us today is just that, the tax credit. It's been in effect for 20 years and frankly most businesses would very much appreciate it if it were made permanent so they can plan

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for the future. And lastly... lastly, I think it's very important that whatever we do though this discharge proceeding today we keep in mind that the only way we are going to work our way out of the problems that we have in this state is to cut spending and grow jobs. And the only way we can do it are by the provisions and Bills that I have suggested today. Thank you, Mr. Speaker."

Speaker Lang: "Representative Wheeler."

Wheeler: "Thank you, Mr. Speaker. Point of personal privilege."

Speaker Lang: "Please proceed."

Wheeler: "House Bill 1511 takes aim at Illinois board and commission salaries by capping them at \$20 thousand and removing the health benefits. We have nearly 340 boards and commissions in Illinois. A vast amount meet less than 100 times a year with full salary and benefits. The number one goal of this Bill is to end the political cronyism involved in these commission appointments. Historically, the Governor has appointed the politically connected who are drawn to the large salaries and health benefits. This is not an appropriate motivation for people serving on these commissions. Many of these commissions serve a vital function to our state such as the Workmen's Comp... Compensation Review Board. We want to attract members who are motivated to do the work of the people and not the large salaries. With \$9 billion of unpaid bills and \$97 billion in unfunded pension liability, we need to be looking at every way we can to cut back. This Bill could potentially save the taxpayers millions of dollars while attracting the type of people who wish to work hard for the

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betterment of the people of Illinois. I would also like to say that within one of our other committees Representative Jack Franks has also passed out of committee the Metra Commission in which that particular commission and salary and benefits were removed. Please discharge House Bill 1511 from Rules to the committee."

Speaker Lang: "Leader Currie."

Currie: "Thank you, Speaker and Members of the House. I certainly agree that the state faces very difficult fiscal problems. Fiscal problems with respect to our pension system. Fiscal problem with respect to a growing backlog of old bills. Fiscal problems with respect to fashioning a budget for the coming fiscal year, but I don't think the way to address these problems is by disregarding and disrespecting the committee system that by in large serves this House well. Just a few days ago, Motions from the same people who are proposing to ignore the committees, Motions were being made to send Bills back to committee, the very committees that they now want to say we should pay no attention to. The committee system is a sound system. We should consider in the Revenue Committee and the Executive Committee the kinds of proposals among those that you have just described that might be able to help us dig ourselves out of the hole. But you don't do it with a Motion to Discharge committee on the floor of the House. You do it by dint of hard work in the very committees you seek to disrespect. I urge a 'no' vote."

Speaker Lang: "Mr. Reboletti to close on your Motion, Sir."

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Reboletti: "I appreciate the Leader's comments about the process because as I watch pensions and guns they're all Floor Amendments and the committee process is disregarded in that respect, but for this we should adhere to the committee process when we can't get these Bills heard. I would urge an 'aye' vote. These are Bills that will help the state of our state's economy. They will provide job growth and opportunities for all of our residents. And this should pass 118 to 0. Vote 'aye'."

Speaker Lang: "The Gentleman has moved to discharge various committees on seven different Bills. They're all going to be handled in one vote on one Roll Call. This requires 60 votes. Those who support the Gentleman's Motion will vote 'yes'; those who do not will vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 48 voting 'yes', 55 voting 'no'. And the Motion fails. Mr. Clerk, Agreed Resolutions."

Clerk Hollman: "Agreed Resolutions. House Resolution 172, offered by Representative Riley. House Resolution 173, offered by Representative Franks. House Resolution 174, offered by Representative Cabello. And House Resolution 175, offered by Representative Brauer."

Speaker Lang: "Leader Currie moves for the adoption of Agreed Resolutions. Those in favor vote 'yes'; opposed 'no'. The voting is open. Excuse me. Mr. Clerk. Those in favor of the Motion say 'yes'; opposed 'no'. The 'ayes' have it. And the Agreed Resolutions are adopted. Pardon me, Mr. Clerk. And now allowing for perfunctory time for the Clerk, Leader

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Currie moves that the House stand adjourned 'til Thursday, March 21 at the hour of 11 a.m. Those in favor say 'yes'; opposed 'no'. The 'ayes' have it. And the House does stand adjourned until Thursday, March 21 at 11:00 a.m."

Clerk Hollman: "House Perfunctory Session will come to order. Committee Reports. Representative Phelps, Chairperson from the Committee on Public Utilities reports the following committee action taken on March 20, 2013: do pass Short Debate is Senate Bill 9. Representative Nekritz, Chairperson from the Committee on Judiciary reports the following committee action taken on March 20, 2013: do pass Short Debate is House Bill 162, House Bill 199, House Bill 2401, House Bill 2473, House Bill 2474, House Bill 2478, House Bill 2508, House Bill 2585, House Bill 2590, House Bill 2659, House Bill 2779, House Bill 2833, House Bill 2878, House Bill 2881, House Bill 2904 House Bill 2992, House Bill 3023, House Bill 3043, House Bill 3071, House Bill 3202, House Bill 3230, House Bill 3262; do pass as amended Short Debate is House Bill 158, House Bill 1243, House Bill 1460, House Bill 2332, House Bill 2339, House Bill 2434, House Bill 2471, House Bill 2646, House Bill 2761, House Bill 3128, House Bill 3147; recommends be adopted is Floor Amendment 1 to House Bill 71, Floor Amendment #1 to House Bill 801, and Floor Amendment #1 to House Bill 804. Second Reading of Senate Bills. Senate Bill 9, a Bill for an Act concerning regulation. This Bill will be held on the Order of Second Reading. There being no further business, the House Perfunctory Session will stand adjourned."