

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

HB0175	Third Reading	17
SB0019	Third Reading	5
SB0314	First Reading	1
SB0315	First Reading	2
SB0316	First Reading	2
SB0317	First Reading	2
SB0318	First Reading	2
SB0319	First Reading	2
SB0320	First Reading	2
SB0321	First Reading	2
SB0322	First Reading	2
SB0323	First Reading	2
SB0324	First Reading	2
SB0325	First Reading	2
SB0326	First Reading	2
SB0327	First Reading	2
SB0328	First Reading	2
SB0329	First Reading	2
SB0330	First Reading	2
SB0331	First Reading	2
SB0332	First Reading	2
SB0333	First Reading	2
SB0334	First Reading	3
SB0335	First Reading	3
SB0336	First Reading	3
SB0337	First Reading	3
SB0338	First Reading	3
SB0339	First Reading	3
SB0340	First Reading	3
SB0341	First Reading	3
SB0342	First Reading	3
SB0343	First Reading	3
SB0344	First Reading	3
SB0345	First Reading	3
SB0346	First Reading	3
SB0347	First Reading	3
SB0348	First Reading	3
SB0349	First Reading	3
SB0350	First Reading	3
SB0351	First Reading	3
SB0352	First Reading	16
SB0353	First Reading	16
SB0354	First Reading	16
SB0355	First Reading	16
SB0356	First Reading	16
SB0357	First Reading	16
SB0358	First Reading	16
SB0359	First Reading	16
SB0360	First Reading	16
SB0361	First Reading	19
SB0362	First Reading	19
SB0363	First Reading	19
SB0364	First Reading	19
SB0365	First Reading	19
SB0366	First Reading	19
SB0367	First Reading	19
SR0034	Resolution Offered	18

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

SJR0005	Resolution Offered	20
SJR0005	Adopted	20
Senate to Order-Senator Halvorson		1
Prayer-The Reverend Margaret Siemer		1
Pledge of Allegiance		1
Journals-Postponed		1
Message for the Governor		1
Senate Stands in Recess/Reconvenes		4
Committee Reports		4
Resolutions Consent Calendar-Adopted		19
Adjournment		20

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

PRESIDING OFFICER: (SENATOR HALVORSON)

The regular Session of the 93rd General Assembly will please come to order. Will the Members please at their desks? Will our guests in the galleries please rise? The invocation today will be given by Reverend Margaret Siemer, First United Methodist Church, Springfield, Illinois.

THE REVEREND MARGARET SIEMER:

(Prayer by the Reverend Margaret Siemer)

PRESIDING OFFICER: (SENATOR HALVORSON)

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

SENATOR LINK:

(Pledge of Allegiance, led by Senator Link)

PRESIDING OFFICER: (SENATOR HALVORSON)

Reading and Approval of the Journal. Senator Woolard.

SENATOR WOOLARD:

Madam President, I move that reading and approval of the Journals of Wednesday, January 29; Tuesday, February 4th; and Wednesday, February 5th, in the year 2003, be postponed, pending arrival of the printed Journals.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Woolard moves to postpone the reading and approval of the Journal, pending arrival of the printed transcripts. There being no objection, so ordered. Communications.

SECRETARY HAWKER:

Message for the Governor by Joseph P. -- B. Handley, Deputy Chief of Staff for Legislative Affairs, February 6, 2003.

Mr. President - The Governor directs me to lay before the Senate the following Message:

To the Honorable Members of the Senate, 93rd 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 HALVORSON)

Introduction of Bills.

SECRETARY HAWKER:

Senate Bill 314, offered by Senator Klemm.

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

(Secretary reads title of bill)  
Senate Bill 315, offered by Senator Viverito.  
(Secretary reads title of bill)  
Senate Bill 316, offered by Senator Haine.  
(Secretary reads title of bill)  
Senate Bill 317, offered by Senator Haine.  
(Secretary reads title of bill)  
Senate Bill 318, offered by Senators Shadid and Sieben.  
(Secretary reads title of bill)  
Senate Bill 319, offered by Senator Schoenberg.  
(Secretary reads title of bill)  
Senate Bill 320, offered by Senator Schoenberg.  
(Secretary reads title of bill)  
Senate Bill 321, offered by Senator Schoenberg.  
(Secretary reads title of bill)  
Senate Bill 322, offered by Senator Schoenberg.  
(Secretary reads title of bill)  
Senate Bill 323, offered by Senator Schoenberg.  
(Secretary reads title of bill)  
Senate Bill 324, offered by Senator Schoenberg.  
(Secretary reads title of bill)  
Senate Bill 325, offered by Senator Schoenberg.  
(Secretary reads title of bill)  
Senate Bill 326, offered by Senator Righter.  
(Secretary reads title of bill)  
Senate Bill 327, offered by Senator Link.  
(Secretary reads title of bill)  
Senate Bill 328, offered by Senator Link.  
(Secretary reads title of bill)  
Senate Bill 329, offered by Senator Link.  
(Secretary reads title of bill)  
Senate Bill 330, offered by Senator Link.  
(Secretary reads title of bill)  
Senate Bill 331, offered by Senator Lightford.  
(Secretary reads title of bill)  
Senate Bill 332, offered by Senator DeLeo.  
(Secretary reads title of bill)  
Senate Bill 333, offered by Senator Clayborne.  
(Secretary reads title of bill)

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

Senate Bill 334, offered by Senator Clayborne.

(Secretary reads title of bill)

Senate Bill 335, offered by Senator Walsh.

(Secretary reads title of bill)

Senate Bill 336, offered by Senator Wojcik.

(Secretary reads title of bill)

Senate Bill 336 (337) {sic}, offered by Senator Wojcik.

(Secretary reads title of bill)

Senate Bill 338, offered by Senator Wojcik.

(Secretary reads title of bill)

Senate Bill 339, offered by Senator Woolard.

(Secretary reads title of bill)

Senate Bill 340, offered by Senator Woolard.

(Secretary reads title of bill)

Senate Bill 341, offered by Senator Jacobs.

(Secretary reads title of bill)

Senate Bill 342, offered by Senator Jacobs.

(Secretary reads title of bill)

Senate Bill 343, offered by Senator Luechtefeld.

(Secretary reads title of bill)

Senate Bill 344, offered by Senator Cronin.

(Secretary reads title of bill)

Senate Bill 345, offered by Senator Cronin.

(Secretary reads title of bill)

Senate Bill 346, offered by Senator Cronin.

(Secretary reads title of bill)

Senate Bill 347, offered by Senator Cronin.

(Secretary reads title of bill)

Senate Bill 348, offered by Senator Silverstein.

(Secretary reads title of bill)

Senate Bill 349, offered by Senator John Jones.

(Secretary reads title of bill)

Senate Bill 351 {sic}(350), offered by Senators Watson,  
Rauschenberger and Radogno.

(Secretary reads title of bill)

And Senate Bill 351, offered by Senator Sullivan.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR HALVORSON)

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

Senator Welch, for what purpose do you rise?

SENATOR WELCH:

For a point of information.

PRESIDING OFFICER: (SENATOR HALVORSON)

State your point.

SENATOR WELCH:

I -- I would like the record to reflect that Senator Lightford had to return home to her district because of a family emergency.

PRESIDING OFFICER: (SENATOR HALVORSON)

The record will so reflect. Thank you. The Senate will stand at ease for awhile, for a Rules meeting.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR HALVORSON)

Committee Reports.

SECRETARY HAWKER:

Senator Demuzio, Chairman of the Committee on Rules, reports the following Legislative Measures have been assigned: Refer to Agriculture and Conservation Committee - Senate Bills 93, 142, 174, 175, 176, 177 and 178; refer to Appropriations Committee - Senate Bill 231; refer to Appropriations II Committee - Senate Bills 249 and 264; refer to Education Committee - Senate Bills 84, 85, 86, 87, 88, 137, 138, 139, 191, 192, 201, 202, 203, 204, 205, 206, 207, 230, 233 and 307; refer to Environment and Energy Committee - Senate Bills 134, 143, 221, 222, 223, 224, 234 and 268; refer to Executive Committee - Senate Bills 89, 97, 101, 102, 210, 212, 215, 216, 218, 290, 302 and Senate Joint Resolution No. 4; refer to Financial Institutions Committee - Senate Bills 214 and 235; refer to Health and Human Services Committee - Senate Bills 99, 103, 110, 126, 127, 128, 129, 130, 131, 167, 198, 199, 200, 237, 250, 251, 252, 263, 301, 304, 305 and 309; refer to Insurance and Pensions Committee - Senate Bills 92, 111, 112, 187, 193, 194 and 195; refer to Judiciary Committee - Senate Bills 95, 108, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 125, 140, 141, 144, 145,

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

146, 147, 148, 149, 180, 209, 211, 239, 240, 241, 242, 243, 244, 246, 256, 265, 274 and 291; refer to Labor and Commerce Committee - Senate Bills 90, 159, 160, 161, 162, 163, 164 and 228; refer to Licensed Activities Committee - Senate Bills 105, 124, 186, 253, 254, 255 and 308; refer to Local Government Committee - Senate Bills 91, 106, 132, 152, 157, 169, -- pardon me, 171, 196, 267, 299, 300 and 303; refer to Revenue Committee - Senate Bills 133, 136, 153, 154, 170, 179, 227, 289 and 293; refer to State Government Committee - Senate Bills 94, 151, 155, -- pardon me, 155, 185, 208, 229 and 232; refer to Transportation Committee - Senate Bills 96, 98, 113, 150, 184, 213, 245, 272, 281, 292, 310 and 311.

Senator Vince Demuzio, Chairman. February 6, 2003.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senate Bills 2nd Reading. Senator Demuzio, on Senate Bill 13. Do you wish the bill read? Senator Sullivan. Senate Bill 46. Do you wish the bill read? On the Order of Senate Bills 3rd Reading. Senator Jones, on the Order of 3rd Reading, Bill 19, do you wish to proceed? Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 19.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones.

SENATE E. JONES:

...you -- thank you, Madam President. Senate Bill 19 creates the Chicago Education Reform Act of -- of 2002 {sic} (2003). Increases the number of charter schools in Chicago, and restores some of its collective bargaining. Currently, there are forty-five charter schools across the State of Illinois. Only Chicago, which has fifteen, has used up all their slots. So what this bill does is increase from fifteen to thirty the number of charter schools in the City of Chicago. It also restores some of the collective bargaining rights for Chicago teachers, where they'll be able to discuss issues such as class size and programs and the curriculum within the school system. It has the support of the Chicagoland Chamber of Commerce, has support of the Union, the Chicago Board of Education. And it's a good

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

bill. Chicago needs this bill so it can open up the new charter schools. The charter schools, new ones, will have seventy-five percent of its teachers certified so they can keep in line with "Leave No Child Behind", {sic} the federal program..

PRESIDING OFFICER: (SENATOR HALVORSON)

Excuse me, Senator. Excuse me. If everybody could be please be quiet.

SENATOR E. JONES:

The federal program that -- that required that they have certified teachers in charter schools in the "Leave No Child Behind" {sic} program. This enables Chicago to receive the federal funds that is -- it needs to help improve the quality of education for its children. So I ask for a -- you know, a vote on this bill, a unanimous vote. It's a bill that came out of committee with a unanimous vote. It was presented last year, but it didn't get out of the Senate Rules Committee. And I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? Senator Cronin.

SENATOR CRONIN:

Thank you very much, Madam President. I rise in support of the bill. But I -- if I may, I'd like to ask the sponsor a few questions.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones. Senator Cronin, he indicates he'll yield.

SENATOR CRONIN:

Just for purposes of clarification, Senator Jones - and I'm delighted to join you as a cosponsor of the bill - you stated in your remarks that this bill restores some of the collective bargaining rights. As I understand the bill - and it's a very carefully crafted piece of legislation which is the result of hours and hours and days and months of negotiation between management and labor - it doesn't exactly restore collective bargaining rights, in that you cannot negotiate class size, school calendar, staffing issues, those enumerated subject matters. Those are not proper subject matter for collective bargaining. Instead, as I understand the nuances of the language, the teachers may simply discuss the outcome of



STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

decisions that are made that may impact class size or schedule or staffing. Is that correct?

SENATOR E. JONES:

You are correct. It is permissive language, as such.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cronin.

SENATOR CRONIN:

And secondly, for purposes of emphasis, the seventy-five percent of the teachers that need to be certified, some folks had some concerns about that on our side of the aisle, and I think that it needs to be emphasized that that is a necessary component. The federal No Child Left Behind Law requires that there be that composition of certified teachers in the classroom. Lastly, if I may, just for purposes of punctuating this point in time and -- and making a record, this is the result of protracted negotiations between management and labor in the Chicago schools, and of course, management didn't want to change anything, for -- for some reason, that had much merit. This is indeed the nationally acclaimed 1995 School Reform Law that we're tinkering with right now, and they didn't want to touch it. And of course, labor asked to repeal the entire Section 4.5, and this is the result of those discussions. I was advised, explicitly, in committee, and I guess if I may ask the sponsor. This is it. This is not going to abrogate or revise that nationally acclaimed 1995 law any further. This is the result of that negotiation and this is the position that both management and labor have taken and they have no intention of coming back down here and seeking any further revision. Is that your understanding, Senator Jones?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones.

SENATOR E. JONES:

That is my understating as relate to the President of the Chicago School System, Michael Scott, and Deborah Lynch of the Chicago Teachers Union. The whole thrust behind this is to help improve the quality of education for -- for the children. As most of the charter schools that have been allotted across the State of Illinois, only -- only Chicago has reached the max and that's why they need the additional slots. Also, in order for

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

them to qualify for the necessary dollars, to meet the "leave no child behind" legislation, what this does is makes sure that certified, competent teachers are in the charter schools, and I think everyone wants that. But this is an improvement of the 1995 Act that was passed, and it should benefit the children of the City of Chicago.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Cronin.

SENATOR CRONIN:

In conclusion, I just want to commend the sponsor, Senate President Emil Jones. I also want to commend a lot of the folks that were involved: John Ayers, Pat Ryan, Leon Jackson, Debbie Lynch and Michael Scott. They all deserve a lot of recognition and commendation, and I rise in enthusiastic support and ask my colleagues to vote Yes.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Roskam.

SENATOR ROSKAM:

Thank you, Madam President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR HALVORSON)

Sponsor indicates he'll yield.

SENATOR ROSKAM:

Senator Jones, I just wanted to focus in on that Section 4.5 of the Educational Labor Relations Act that is being revisited and -- and reopened. Can you tell me, what it is in the past few years that's been the weakness that you've seen, that why is it necessary now for these subjects to be included in a collective bargaining process where in the past, you know, even President of the United States, Bill Clinton, heralded the Chicago School Reform Act that was passed in the mid nineties? What is it that's driving this that's putting new subjects on the table and subject to negotiations where they've been off the table and have been successful in the past?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones.

SENATOR E. JONES:

Again, as previously pointed out by Senator Cronin, this is as a result of negotiation between management and labor. The Chicago teachers, for them to work enthusiastically in the

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

schools -- all the other teachers across the State of Illinois have many bargaining rights which Chicago teachers have not had. So it's only leveling the playing field. Why should they be treated any different than any other teacher? But this is a result of negotiation between the two groups.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Roskam.

SENATOR ROSKAM:

In the past, the -- the proponents of this, in terms of some of the -- the teachers unions and so forth, Senator, have encouraged the complete repeal of Section 4.5, which is the one we've been talking about. Do you anticipate, in the foreseeable future, in this General Assembly or in your duration as Senate President, the need to -- to revisit this again? Or can we safely say that -- that you've -- you've come, you've done what you've -- you've thought you needed to do and then we're going to move on? Or is this going to be the beginning of what you might characterize as progress, what I might characterize as chipping away of the ability of the Chicago Board of Education to manage the schools? I'm just asking, what -- what are your intentions as you look forward?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones.

SENATOR E. JONES:

My intention, as I look forward, is to pass this legislation, see it enacted into law. I don't believe that they will be coming back. But I'd like to indicate to the Body that certified teachers in the Chicago public school system shouldn't be treated any differently than any other -- other system throughout the State of Illinois. And it's not my intention to come back. They so stated that in the Education Committee yesterday, that this is it. And for them to enthusiastically do their jobs, not with their hands tied behind their backs. They are professionals and they want to be involved in the decision making as relate to education of children. So they indicated that this is basically it.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Roskam.

SENATOR ROSKAM:

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

Is it "basically it" or is it "it"?

PRESIDING OFFICER: (SENATOR HALVORSON)

...Jones.

SENATOR E. JONES:

This is it.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Roskam.

SENATOR ROSKAM:

Just a couple other questions. Are there current negotiations that are -- that are happening between labor and management in the Chicago public school system, and if so, how does this bill affect that if it's enacted into law, and are their contracts that have to be reopened?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones.

SENATOR E. JONES:

They are currently not in negotiation at -- at this time, but they will be in -- in the very near future.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Roskam.

SENATOR ROSKAM:

You -- You're creating in this bill a -- a Labor Management Council. Can you tell me what that is, Senator, the purpose of that, how that works, how it fits in to some of the other -- the other structures that are in place?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones. Senator Jones.

SENATOR E. JONES:

The whole thrust as to what you're relating to as the council, what that does is allow, jointly, the Chicago Teachers Union and allow other parties to -- to develop and implement programs designed to improve student achievement. So they will be participants jointly in doing such. That's what the council is all about.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Roskam.

SENATOR ROSKAM:

Last question. Senator, you mentioned that charter schools are thriving in the City of Chicago. Is there any, wisdom, then

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

to -- to lifting the cap entirely and allowing not just the ones you're allowing under this legislation, but doubling that or expanding that to a far greater view if they're thriving for some kids in Chicago? Isn't there a good argument that we should let them thrive for a lot more kids in Chicago? Would you be open to expanding those charters?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones.

SENATOR E. JONES:

As testified in committee, the Michael Scott indicated that there's a long waiting list for charter schools. And the "leave no child behind" legislation said the opportunity must be presented to children to receive the best possible education. So since they have reached the max as allowed under the law, they want to expand it so more children will be able to attend charter schools.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Roskam.

SENATOR ROSKAM:

Does that mean you're open to expanding charters, Senator? Or does that mean you're not interested in expanding charters in the future?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones.

SENATOR E. JONES:

Under this legislation, it increases from fifteen to thirty charter schools that can be allowed within the system. And that would accommodate many of the children who are currently awaiting to get into a charter school. So, this is expanding the current program.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Roskam, is this really your last question?

SENATOR ROSKAM:

Yeah. We're just going to get to the end of the question. The question is, if -- if -- if it works to go from fifteen to thirty, Senator, would you be open, in this General Assembly, to passing legislation that would expand that beyond the thirty or whatever the number is? I understand that this helps, and you've said, some of the children and that's a terrific thing.

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

Would you be open to the idea of expanding this so that all of the kids -- there's forty-two hundred children on a waiting list, I'm informed. I don't think that this bill meets the needs of all forty-two hundred children. What I'm asking is, would you be open to sponsoring legislation or to helping legislation pass through the Senate that would meet the needs of all forty-two hundred children into charter schools?

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones.

SENATOR E. JONES:

Well, you indicated in your remarks that you didn't think the additional fifteen schools would be enough. And -- but according to the Chicago Board of Education, they believe fifteen will be enough. So, therefore, you know, I'm not going to be sponsoring legislation that they don't want. But they believe that the fifteen will accommodate the students that they want to take care of.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Watson.

SENATOR WATSON:

Yes. Thank you, Madam President. Just a little perspective and history on this, I guess. I was here - unfortunately, I was here, I guess - to hear our U.S. Secretary of Education tell us in the House Chamber, a Joint Session of both the House and the Senate - we met over there to hear from our U.S. Secretary of Education - who said that Chicago is one of the worst school systems in the country, if not the worst. And that was a -- that was not a good day for education and not a good day for the young people of Chicago, when that statement was made. And then in 1993, when -- when we took control of the Senate, I became the Chairman of the Education Committee and we passed numerous bills out to try to -- what we thought was appropriate for Chicago school reform. Unfortunately, it was -- they were never given much opportunity in the House. And then the next year, in '95, Dan Cronin became Chairman of the Education Committee, and of course, that was the year in which we controlled both -- the Republicans controlled both the Senate, the House and Governor Edgar was our -- our Governor. And we put a -- a major emphasis on trying to establish what we

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

thought was a new direction for the Chicago school system. Unfortunately, at that time, at least in this Chamber, we kind of stood alone here. We -- as Republicans. We were the ones who -- who voted for that. We felt we reached out. We thought it should have been a bipartisan solution. But it was not in this Chamber. But it did pass, ultimately, and we are proud of that, and we think that we sent the Chicago public schools down a -- a direction of improvement. And -- and I think that's kind of lived out. And we gave Mayor Daley the opportunity to select an individual to run the Chicago schools. It wasn't really an educator. And if we all remember that -- that turned out to be Paul Vallas, a very excellent suggestion -- or, selection by the Mayor. Paul did an excellent job and a lot of us worked with him throughout the years that he served there. And he was interested in what was right, and that was what's good for kids. So we -- that's our major emphasis on this side of the aisle, is what's in the best interest for children. And we like the charter school concept. Obviously, we appreciate the sponsor's indication of his desire to see further expansion in charter schools. We want -- we want to see that also. And we -- and I did get the opportunity to meet with Mayor Daley several weeks ago, and we talked about this particular issue. And we just had a concern that we were going down the path of dismantling what we had accomplished in 1995. And that was something we obviously don't want to see done, and I would assume no one really wants to see us go back to the way it was. And he agreed with that. He agreed with that. Mayor Daley said: I agree. I don't want to see us dismantle the Chicago School Reform as it -- as it is. But this is something that he desired to -- to see move forward. I agree with him, and I support you, Senator Jones, in your effort.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones.

SENATOR E. JONES:

Yeah. Thank you, Madam President. In closing, I recall when Secretary Bennett came here and made that unwise statement, which I didn't concur with...

PRESIDING OFFICER: (SENATOR HALVORSON)

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

Are you closing, Senator Jones? 'Cause we still have one more question. Senator del Valle.

SENATOR DEL VALLE:

Thank you, Madam President. I think that some of the questions regarding Section 4.5 are due to the fact that the Chicago Teachers Union did attempt last Session to repeal that Section. And the reason the CTU made that attempt was because they weren't talking. The administration and the CTU were not talking. That has changed, and as a result of -- of -- of -- of their effort, the CTU's effort, I think the Board realized that was time, it was time to sit down with the Union leadership and to talk about what steps need to be taken to ensure communication, communication on key issues, issues that affect teachers on a day-to-day basis, issues like class size. And so, this bill is a product of that communication and this bill is for the purpose of guaranteeing continued communication. Some might call it mediation. I call it communication, for the purpose of being able to move forward together - administrators and teachers. That's what we saw in committee when the President of the School Board sat side by side with representatives from the City of Chicago, the Mayor's Office, and the President of the Chicago Teachers Union. This is an important step, a major step. In terms of the charter school language, Chicago wants to continue to develop its charter schools. It has reached capacity, statutory capacity. What we're doing here is allowing them now to respond beyond the level they have been at. But they want planned growth. They don't want it open-ended. It's not in the best interests of those children on that waiting list to just be thrown into any charter school at any time. They have closed two charters. They have learned from those experiences. And so I think that by capping it at another fifteen, we're allowing them that opportunity to continue to grow and do so in a manner that will benefit, benefit the children, and also in a manner that will give hope to people who, from the very beginning, said that charters were the way to go. Well, we're still experimenting here. We -- we haven't completed the experiment. But we're moving forward. So, I think this is a -- a great bill and I certainly urge all our Members to support it.



STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Jones, to close.

SENATOR E. JONES:

Yeah. Thank you, Madam President. Listening to the remarks of the Minority Leader as he talked about what occurred in 1995, I was here and I opposed that legislation because I felt very strongly that the Chicago teachers should not be treated any different than any other teacher in the entire State of Illinois. But in spite of the fact that they have not been -- not had the same rights as many other teachers, there has been no strike in the Chicago public school system. Teachers have not striked. They hung in there. They've done the job, and they should not be treated any differently. When you passed that legislation, you were not passing it as an attempt to help the City of Chicago schools. You passed it as an attempt to embarrass the Mayor. So you -- you said give him -- "you take the responsibility of it." So he took the lemon that you gave him and made lemonade out of it. That's what really happened. Not that you had such a -- a great idea as such. He got involved. He wanted to improve the schools in the City of Chicago and he did. That's how it happened. Not that you said we're going to give this to you and we want you... No, it didn't work that way. I was here. But I appreciate your support for this bill. And not only support this legislation, when it comes time to reforming and so forth, lets reform the financing of education, make sure that these children receive the same type of financial support as all children, especially those in the -- in the rich suburbs. You expect those teachers in Chicago to deliver when they may spend six thousand dollars a year and some school districts may spend seventeen or eighteen thousand dollars per year per child to educate. So I want to commend the educators for doing a great job, sometimes with their hands tied behind their back. So this bill allows them to be involved in the decision-making process as relate to educating children. I thank you for your support.

PRESIDING OFFICER: (SENATOR HALVORSON)

The question is, shall Senate Bill 19 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted wish? Take

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

the record. On the question, there are 55 Ayes, 0 Nays, 0 voting Present. Senate Bill 19, having thirty or more votes, received the required constitutional majority, is declared passed. Senator Silverstein. Senate Bill 41. Do you wish to proceed? Senator Silverstein. Senate Bill 44. Do you wish this bill returned to 2nd Reading for the purposes of an amendment? Okay. Okay. Then we'll just skip it. Okay. Senator Cullerton, on the -- Bill 81. Do you wish to proceed? No. Okay. Senator Silverstein seeks leave of the Body to return Senate Bill 44 to the Order of 2nd Reading. No? ...Reading. Introduction of Bills.

SECRETARY HAWKER:

Senate Bill 352, offered by Senator Shadid.

(Secretary reads title of bill)

Senate Bill 353, offered by Senator Dillard.

(Secretary reads title of bill)

Senate Bill 354, offered by Senator Peterson.

(Secretary reads title of bill)

Senate Bill 355, offered by Senator Cronin.

(Secretary reads title of bill)

Senate Bill 356, offered by Senator Dillard.

(Secretary reads title of bill)

Senate Bill 357, offered by Senator Dillard.

(Secretary reads title of bill)

Senate Bill 358, offered by Senator Dillard.

(Secretary reads title of bill)

Senate Bill 359, offered by Senator Dillard.

(Secretary reads title of bill)

Senate Bill 360, offered by Senator Dillard.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR HALVORSON)

House Bills 3rd Reading. Senator Roskam, for what purpose do you rise?

SENATOR ROSKAM:

Just an inquiry of the Chair, Madam President. You mentioned Senate Bill 44. Could you just make clear what the status of the -- of that bill? You mentioned 2nd Reading, you mentioned 3rd Reading, you mentioned an amendment. Could you just revisit that?

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

PRESIDING OFFICER: (SENATOR HALVORSON)

Thank you, Senator. Yes. Senate Bill 44 is on 2nd Reading -  
- 3rd Reading. Senator Roskam, 3rd Reading. It's on 3rd  
Reading.

SENATOR ROSKAM:

Was it read a second time?

PRESIDING OFFICER: (SENATOR HALVORSON)

It was read a second time yesterday.

SENATOR ROSKAM:

Are there any amendments to Senate Bill 44, and if so,  
what's their status?

PRESIDING OFFICER: (SENATOR HALVORSON)

No -- no amendments had been reported. House Bills 3rd  
Reading. Senator Demuzio, on House Bill 175? House Bill 175.  
Madam Secretary, read the bill.

SECRETARY HAWKER:

House Bill 175.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Madam President. House Bill 175 is a bill that  
we all are aware. It affords the Governor-elect -- the Governor  
now to submit a State budget not later than the second Wednesday  
in April of the year 2003. That would mean that that date would  
be April the 9th. The State currently provides that the budget  
shall be proposed not later than the 3rd Wednesday of February.  
There seems to be an unanimity with respect to affording the  
Governor the opportunity to make this request. It is not a  
request that is a precedent. We have done this on a number of  
occasions over the past few years with different Governors. I've  
-- know of no opposition. I would ask your support.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Madam President, Ladies and Gentlemen of the  
Senate. I rise in reluctant support of this bill, just  
reminding the Members of this Body that upon passage of the

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

bill, we'll have limited ourselves to fifty scheduled Session dates for a budget that will exceed fifty billion dollars or about a billion dollars a day. We'll have limited our staffs' ability to analyze the bill. They would normally have four weeks to do analysis. We'll have just five weeks of scheduled Appropriation hearings. So, I reluctantly support the bill with the hope that the Majority will urge the Governor to begin discussions of our '03 problem as soon as possible. The sooner we deal with the revenue shortfall and the spending pressures that we have in the '03 budget, the easier it is to manage our challenges in '04. And I certainly hope that you guys will encourage the Governor, as he gets his staff together, to engage us as soon as possible. And I appreciate the sponsor bringing the bill.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Welch.

SENATOR WELCH:

Thank you, Madam President. Senator Rauschenberger, let me just say that we intend to move forward. We're having an Appropriations Committee as soon as we come back from this next-week break. So we're not going to sit around and wait for this Address. And I hope you'll join us in moving the budget forward. Thank you.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator -- Senator Demuzio, to close.

SENATOR DEMUZIO:

Roll call.

PRESIDING OFFICER: (SENATOR HALVORSON)

The question is, shall House Bill 175 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On the question, there are 54 Ayes, none voting Nay, none voting Present. House Bill 175, having received the required constitutional majority, is declared passed. Resolutions.

SECRETARY HAWKER:

Senate Resolution No. 3 {sic} (34), offered by Senator Link.

It is a death resolution.

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

PRESIDING OFFICER: (SENATOR HALVORSON)

Consent Calendar. Introduction of Bills.

SECRETARY HAWKER:

Senate Bill 361, offered by Senator Link.

(Secretary reads title of bill)

Senate Bill 362, offered by Senator Clayborne.

(Secretary reads title of bill)

Senate Bill 363, offered by Senators Roskam and Silverstein.

(Secretary reads title of bill)

Senate Bill 364, offered by Senator Righter.

(Secretary reads title of bill)

Senate Bill 365, offered by Senator Righter.

(Secretary reads title of bill)

Senate Bill 366, offered by Senator Righter.

(Secretary reads title of bill)

Senate Bill 367, offered by Senator Righter.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Burzynski, for what purpose do you rise?

SENATOR BURZYNSKI:

Thank you, Madam President. For purposes of announcement. There will be a brief Republican Caucus immediately upon adjournment in Senator Watson's Office. A brief Republican Caucus, immediately -- immediately upon adjournment.

PRESIDING OFFICER: (SENATOR HALVORSON)

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

SECRETARY HAWKER:

There have been no objections filed, Madam President.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any discussion? If not, the question is, shall the resolutions on the Consent Calendar be adopted. All those in favor, say Aye. Opposed, Nay. The Ayes have it. The motion

STATE OF ILLINOIS  
93rd GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

7th Legislative Day

2/6/2003

carries, and the resolutions are adopted. Senator Demuzio.  
Madam Secretary, read the resolution.

SECRETARY HAWKER:

Senate Joint Resolution No. 5, offered by Senator Demuzio.

(Secretary reads SJR No. 5)

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Demuzio moves to suspend the rules for the purpose of the immediate consideration and adoption of Senate Joint Resolution No. 5. Those in favor will say Aye. Opposed, Nay. Senator -- Senator Demuzio? Okay. Ayes have it, and the rules are suspended. Senator Demuzio moves for the adoption of -- Senate Joint Resolution No. 5. All in favor will say Aye. Opposed, Nay. The Ayes have it. Senator Demuzio.

SENATOR DEMUZIO:

Madam -- Madam President, this is the adjournment resolution. Calls for us, at the conclusion of our business today, to return on February 18th, at the hour of 12 -- 12 noon. I would move its adoption.

PRESIDING OFFICER: (SENATOR HALVORSON)

Senator Demuzio moves for the adoption of Senate Joint Resolution No. 5. All in favor will say Aye. Opposed, Nay. The Ayes have it, and the resolution is adopted. Senator del Valle, for what purpose do you rise?

SENATOR DEL VALLE:

Thank you, Madam President. For purposes of an announcement. I just want to remind all the Members that due to the holiday on the 12th next week, posting of bills for the week of the 18th should occur by the 11th. That would be next Tuesday, the 11th, for posting of bills to be heard the following week.

PRESIDING OFFICER: (SENATOR HALVORSON)

Is there any other further business to come before the Senate? If not, then pursuant to Senate Joint Resolution No. 5, Senator Demuzio moves that the Senate stand in adjournment until the hour of noon -- February 18th. The Senate stands adjourned.