

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

40th Legislative Day

4/28/2009

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PRESIDING OFFICER: (SENATOR MUNOZ)

Regular Session of the 96th General Assembly will please come to order. Will the Members please be at their desks? Will our guests in the galleries please rise? The invocation today will be given by Pastor Sam Henning, Abundant Life Community Church, Alton, Illinois. Pastor.

PASTOR SAM HENNING:

(Prayer by Pastor Sam Henning)

PRESIDING OFFICER: (SENATOR MUNOZ)

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

SENATOR JACOBS:

(Pledge of Allegiance, led by Senator Jacobs)

PRESIDING OFFICER: (SENATOR MUNOZ)

Madam Secretary, Reading and Approval of the Journal.

SECRETARY ROCK:

Senate Journal of April 23rd, 2009.

PRESIDING OFFICER: (SENATOR MUNOZ)

Senator Hunter.

SENATOR HUNTER:

Mr. President, I move that the Journal just read by the Secretary be approved, unless some Senators has additions or corrections to offer.

PRESIDING OFFICER: (SENATOR MUNOZ)

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

SECRETARY ROCK:

Senate Resolution 238, offered by Senator Wilhelmi and all

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Members.

Senate Resolution 239, offered by Senator Lightford and all Members.

Senate Resolution 240, offered by Senator Munoz and all Members.

Senate Resolution 241, offered by Senator Koehler and all Members.

Senate Resolution 242, offered by Senator Link and all Members.

Senate Resolution 243, offered by Senator Lauzen and all Members.

They're all death resolutions, Mr. President.

PRESIDING OFFICER: (SENATOR MUNOZ)

Resolutions Consent Calendar.

SECRETARY ROCK:

Senate Resolution 244, offered by Senator Link.

It is substantive.

PRESIDING OFFICER: (SENATOR MUNOZ)

Madam Secretary, Introduction of Bills.

SECRETARY ROCK:

Senate Bill 2453, offered by Senators Sullivan and Trotter.

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDING OFFICER: (SENATOR MUNOZ)

The Senate will stand at ease for a few moments to allow the Committee on Assignments to meet. The members of the Committee on Assignments will come to the President's Anteroom immediately. The Senate will stand at ease. Senator Maloney, for what purpose do you seek recognition?

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SENATOR MALONEY:

Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR MUNOZ)

State your point.

SENATOR MALONEY:

Mr. President, somebody we're all familiar with has been helping staff my press releases, et cetera, today, and the Senate photographer, Brandy, has some good news. She got engaged last night for an October wedding. So, I want to have Brandy... Lucky guy is from Lincoln, Illinois.

PRESIDING OFFICER: (SENATOR MUNOZ)

Congratulations, Brandy. Senator Garrett, for what purpose do you seek recognition?

SENATOR GARRETT:

Yes. Thank you, Mr. President. For -- purpose of personal privilege.

PRESIDING OFFICER: (SENATOR MUNOZ)

State your point.

SENATOR GARRETT:

I have today with me a very smart young boy from Senator Raoul's district. His name is Reed Rosenbacher and he's in the fifth grade at the Lab School. And his grandfather, Bob Rosenbacher is sitting up in the gallery, who is my constituent. So I'd like to suggest that we give them both a very warm welcome to Springfield.

PRESIDING OFFICER: (SENATOR MUNOZ)

Will our guests in the gallery please rise and the Senate welcome them? Senator Pankau, for what purpose do you seek recognition?

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SENATOR PANKAU:

Thank you, Mr. President. To introduce to you a gentleman who has come to us from New Jersey. He's been in the State of Illinois for a family wedding over the weekend, and he's here looking at this General Assembly. His name is George Coogan. He's a councilman and the name of the town is Borough of Morris Plains in New Jersey. Please give him a warm Springfield welcome and to the State of Illinois, for George Coogan.

PRESIDING OFFICER: (SENATOR MUNOZ)

Please rise and be welcomed by the Senate. Senator Dahl, we're going to wait a minute on your request, sir. We're going to wait for one... Committee on Assignments will now meet.

(SENATE STANDS AT EASE/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR MUNOZ)

The Senate will come to order. Leader Radogno, for what purpose do you seek recognition?

SENATOR RADOGNO:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR MUNOZ)

State your point.

SENATOR RADOGNO:

The Senate Republican Caucus has a number of friends visiting today from throughout the State and they're in the gallery right up here, and I'd like to introduce them. We have Rene Hernandez, John Aguilar, Robert Enriquez, Angel Garcia, Rafel Rivadeneira, Jiles Miller, Lou Sandoval, Kim Castro, Israel Smith, Gary Karlin, Olga Pereira and Demetra DeMonte.

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And they're right up here, if they would like to..

PRESIDING OFFICER: (SENATOR MUNOZ)

Will our guests in the gallery please rise and the Senate welcome them? Senator Hunter, for what purpose do you seek recognition?

SENATOR HUNTER:

Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR MUNOZ)

State your point.

SENATOR HUNTER:

I have a guest with me today visiting from Chicago. She's with the Human Resources Development Institute of Chicago. Her name is Tammi Barlow. And she will be shadowing me this week. I'd like to welcome her to the Senate.

PRESIDING OFFICER: (SENATOR MUNOZ)

...our guest please rise and the Senate give her a nice welcome? Madam Secretary, Committee Reports.

SECRETARY ROCK:

Senator DeLeo, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Refer to the Agriculture and Conservation Committee - Senate Joint Resolution 56; refer to the Appropriations I Committee - House Bill 13; refer to Consumer Protection Committee - Senate Resolution 130; refer to the Criminal Law Committee - House Bills 800, 935, 1057 and 1316; refer to the Education Committee - House Bills 2254, 3673, Senate Resolution 231 and Senate Joint Resolution 55; refer to the Executive Committee - House Bill 37, House Bill 789; refer to the Higher Education Committee - Senate Resolution 190; refer to the Human Services Committee - Senate

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Joint Resolution 47 and Senate Joint Resolution 54; refer to the Insurance Committee - House Bill 418; refer to the Judiciary Committee - House Bill 1202; refer to the Licensed Activities Committee - House Bills 563 and 1010; refer to the Local Government Committee - House Bills 564 and 3729; refer to Pensions and Investments Committee - House Bill 1098; refer to the Public Health Committee - House Bill 277; refer to the State Government and Veterans Affairs {sic} Committee - House Bills 372, 751, Senate Resolution 166, 219, Senate Joint Resolutions 59 and 61; refer to the Transportation Committee - Senate Joint Resolution 51; re-referred from the Human Services Committee to the Public Health Committee - House Bill 497.

Signed by Senator James A. DeLeo, Chairman.

Senator DeLeo, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Refer to the Agriculture and Conservation Committee - Committee Amendment 1 to House Bill 3990; refer to the Commerce Committee - Committee Amendment 1 to House Bill 442 and Committee Amendment 1 to House Bill 2470; refer to the Consumer Protection Committee - Committee Amendment 1 to House Bill 964, Committee Amendment 1 to House Bill 2322 and Committee Amendment 1 to House Bill 2443; refer to the Criminal Law Committee - Committee Amendment 2 to House Bill 445, Committee Amendment 1 to House Bill 699, Floor Amendment 1 to House Bill 865, Committee Amendment 1 to House Bill 1110, Committee Amendment 1 to House Bill 2474, Committee Amendment 1 to House Bill 2537 and Committee Amendment 1 to House Bill 3681; refer to the Education Committee - Committee Amendment 1 to House Bill 613 and Committee Amendment 1 to House Bill 1108; refer to the Elections

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Committee - Committee Amendment 1 to House Bill 268, Committee Amendment 1 to House Bill 567; refer to the Financial Institutions Committee - Committee Amendment 1 to House Bill 811; refer to the Human Services Committee - Committee Amendment 1 to House Bill 917, Committee Amendment 1 to House Bill 2388; refer to the Insurance Committee - Floor Amendment 2 to -- to Senate Bill 240, Committee Amendment 1 to House Bill 2343; refer to the Judiciary Committee - Committee Amendment 1 to House Bill 528 {sic}, Committee Amendment 1 to House Bill 2335, Committee Amendment 1 to House Bill 2405, Committee Amendment 2 to House Bill 2405, Committee Amendment 1 to House Bill 3776; refer to the Licensed Activities Committee - Committee Amendment 1 to House Bill 880; refer to the Local Government Committee - Committee Amendment 1 to House Bill 883; refer to the Pensions and Investments Committee - Committee Amendment 1 to House Bill 2557; refer to the Public Health Committee - Committee Amendment 1 to House Bill 810, Committee Amendment 2 to House Bill 926, Committee Amendment 1 to House Bill 1327, Committee Amendment 1 to House Bill 3974 and Floor Amendment 5 to Senate Bill 1381; refer to the Revenue Committee - Committee Amendment 1 to House Bill 3872; refer to the State Government and Veterans Affairs {sic} Committee - Committee Amendment 1 to House Bill 379; and refer to the Transportation Committee - Committee Amendment 1 to House Bill 2296.

Signed by Senator James A. DeLeo, Chairman.

I'd like to clarify: The Judiciary Committee is Committee Amendment 1 to House Bill 529. 529. Thank you.

PRESIDING OFFICER: (SENATOR MUNOZ)

Senator Dahl, for what purpose do you seek recognition?

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SENATOR DAHL:

Moment of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR MUNOZ)

State your point.

SENATOR DAHL:

Thank you. Today I have with me a Page for the Day, Richard Cody Chalkey, from Streator, Illinois. He's a senior at the Streator High School. Going to be going to the University of Illinois next fall. Let's wish him luck.

PRESIDING OFFICER: (SENATOR MUNOZ)

Will the Senate please welcome our guest? Senator Althoff, for what purpose do you seek recognition?

SENATOR ALTHOFF:

Point of personal privilege, and a -- and a very personal plea to my colleagues here in the Senate. If I may continue? I have a group of students who are attending -- or coming and arriving in Springfield tomorrow morning. And I'm hosting a breakfast. And these students, they are four students who have developmental disabilities and what they would like to do is take an opportunity to talk to legislators about what we can do to help them live a more independent life. And I really would appreciate courtesy, if anyone can come tomorrow. 7:30 a.m. downstairs. I am serving breakfast. That's my incentive. But it's a wonderful opportunity to touch these children and their parents and let them really know that we are working as hard as we can on their behalf. So, thank you very much for the courtesy.

PRESIDING OFFICER: (SENATOR MUNOZ)

Ladies and Gentlemen of the Senate, we have an

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announcement. Pursuant to Committee on Assignments, we've heard a number of committee and Floor amendments to the following that will be affected: Agriculture, Elections and Public Health. Due to the posting requirements, hearing on those amendments will be heard one hour from now. One hour from now. Committees that will begin now at 1 p.m.: Agriculture and Conservation, Elections, Public Health, Higher Education, Human Services, Judiciary. Higher Ed is at 2:30. Stand corrected. On page 87 of the Calendar is 52, Senate Joint Resolutions. This is final action. Senator Meeks. On your Senate Joint Resolution 52, Senator Meeks?

SENATOR MEEKS:

Thank you so much, Mr. President. Floor...

PRESIDING OFFICER: (SENATOR MUNOZ)

Madam Secretary, read the resolution.

SECRETARY ROCK:

Senate Joint Resolution 52, offered by Senator Meeks. Floor Amendment 1, offered by Senator Meeks, has been approved for consideration.

PRESIDING OFFICER: (SENATOR MUNOZ)

Senator Meeks, to explain the amendment.

SENATOR MEEKS:

Thank you so much, Mr. Chairman. Floor Amendment 1 becomes the resolution and makes modifications and denials of the spring mandate waiver.

PRESIDING OFFICER: (SENATOR MUNOZ)

Is there any discussion? Seeing none, all those in favor will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Senator Meeks, explain your resolution.

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SENATOR MEEKS:

Thank -- thank you so much, Mr. Chairman. This is a -- an agreement that we have with the House Education Committee on the following resolutions. They make modifications of three categories of waivers. First, we are approving the behind-the-wheel waivers for one year only. Next, we are also denying one district's request to exceed administrative costs in order to give raises to their superintendents. And finally, we are capping the fee waiver request for a district at three-fifty at the request of the Senator.

PRESIDING OFFICER: (SENATOR MUNOZ)

Is there any discussion? Seeing none, the question is, shall Senate Joint Resolution 52 pass. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted a wish? Have all voted who wish? Take the record. On that question, there are 50 voting Aye, 0 voting Nay, and 0 voting Present. Having received the required constitutional majority, is declared adopted. There being no further business to come before the Senate, the Senate stands adjourned until the hour of 11 a.m. on Wednesday, April 29th. Senate stands adjourned.