

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

43rd Legislative Day

5/5/2009

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PRESIDING OFFICER: (SENATOR HARMON)

The 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 Father David Engbarth from Our Lady of Good Counsel Church, in Aurora, Illinois. Father.

FATHER DAVID ENGBARTH:

(Prayer by Father David Engbarth)

PRESIDING OFFICER: (SENATOR HARMON)

Thank you, Father. Please remain standing for the Pledge of Allegiance. Senator Maloney, to lead us in the Pledge.

SENATOR MALONEY:

(Pledge of Allegiance, led by Senator Maloney)

PRESIDING OFFICER: (SENATOR HARMON)

Madam Secretary, Reading and Approval of the Journal.

SECRETARY ROCK:

Senate Journals of April 28th, 29th and 30th, 2009.

PRESIDING OFFICER: (SENATOR HARMON)

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 HARMON)

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 250, offered by Senator Clayborne and all

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Members.

Senate Resolution 251, offered by Senator Demuzio and all Members.

Senate Resolution 253, offered by Senator Demuzio and all Members.

Senate Resolution 256, offered by Senator Collins and all Members.

And Senate Resolution 257, offered by Senator Collins and all Members.

They are death resolutions, Mr. President.

PRESIDING OFFICER: (SENATOR HARMON)

Resolutions Consent Calendar.

SECRETARY ROCK:

Senate Resolution 252, offered by Senator Luechtefeld.

Senate Resolution 254, offered by Senator Koehler.

Senate Resolution 255, offered by Senator Radogno.

They are substantive.

PRESIDING OFFICER: (SENATOR HARMON)

Thank you, Madam Secretary. Introduction of Senate Bills.

SECRETARY ROCK:

Senate Bill 2454, offered by Senator Martinez.

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDING OFFICER: (SENATOR HARMON)

Messages from the House.

SECRETARY ROCK:

A Message from the House by Mr. Mahoney, Clerk.

Mr. President - I am directed to inform the Senate that House of Representatives has adopted the following joint

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resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Joint Resolution 17.

Offered by Senator Brady, and adopted by the House, April 22nd, 2009.

We have received like Messages on House Joint Resolution 37, offered by Senator Demuzio, and House Joint Resolution 39, offered by Senator John O. Jones.

Both adopted by the House, April 30th, 2009. Mark Mahoney, Clerk of the House.

They are substantive, Mr. President.

PRESIDING OFFICER: (SENATOR HARMON)

Senator Syverson, are you rising to recognize a former colleague on the Floor?

SENATOR SYVERSON:

Yes, Mr. President. We are very honored to have Judge Ed Petka back visiting with us. Senator Petka. Ed? So, we are honored that Ed's down here, and actually he's working down here, testifying today. It's great to have Ed back. Also, Mr. President, we would like to call for a Senate Caucus at 12:45 sharp so we can be done before committees start, if that is -- if that meets with your approval.

PRESIDING OFFICER: (SENATOR HARMON)

That request is in order. And, Senator Petka, they may call you Judge at home, but once a Senator always a Senator. Let's welcome Senator Petka back to the Floor. Senator Munoz. Senator Munoz, for what purpose do you rise?

SENATOR MUNOZ:

Thank you, Mr. President. I rise to make a motion, Mr.

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President.

PRESIDING OFFICER: (SENATOR HARMON)

Please state your motion, Senator.

SENATOR MUNOZ:

I'd like to move to waive the posting notice so that House Bill 853 can be heard in the Senate Transportation Committee today.

PRESIDING OFFICER: (SENATOR HARMON)

All heard Senator Munoz's motion to waive all posting requirements. All in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion is adopted. The Senate will stand at ease for a few minutes to allow the Committee on Assignments to meet. The members of the Committee on Assignments will please come to the President's Anteroom immediately. The Senate will stand at ease. Senator Munoz in the Chair.

(SENATE STANDS AT EASE/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR MUNOZ)

Senate will come to order. Madam Secretary, Committee Reports.

SECRETARY ROCK:

Senator Clayborne, Chairman of the Committee on Assignments, reports the following Legislative Measures have been assigned: Refer to the Agriculture and Conservation Committee - Floor Amendment 1 to Senate Bill 2300; refer to the Commerce Committee - Floor Amendment 1 to House Bill 852, Floor Amendment 2 to House Bill 4186; refer to the Criminal Law Committee - Committee Amendment 1 to House Bill 164, Committee

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Amendment 1 to House Bill 648, Committee Amendment 1 to House Bill 2450, Committee Amendment 1 to House Bill 3717, Floor Amendment 2 to House Bill 656, Floor Amendment 1 to House Bill 656; refer to the Education Committee - Committee Amendment 1 to House Bill 363, Committee Amendment 1 to House Bill 2448, Committee Amendment 1 to House Bill 2675, Committee Amendment 1 to House Bill 3245, Floor Amendment 2 to Senate Bill 611, Floor Amendment 1 to House Bill 740; refer to the Elections Committee - Committee Amendment 1 to House Bill 85; refer to the Energy Committee - Committee Amendment 1 to House Bill 3217; refer to the Environment Committee - Committee Amendment 1 to House Bill 2491; refer to the Executive Committee - Committee Amendment 1 to House Bill 37, Committee Amendment 1 to House Bill 1060, Committee Amendment 1 to House Bill 1322, Committee Amendment 1 to House Bill 2547, Committee Amendment 1 to House Bill 2651, Floor Amendment 1 to Senate Bill 331 and Floor Amendment 1 to House Bill 3658; refer to the Gaming Committee - Committee Amendment 2 to House Bill 261, Committee Amendment 3 to House Bill 261; refer to the Higher Education Committee - Committee Amendment 1 to House Bill 437, Committee Amendment 1 to House Bill 1143 and Committee Amendment 1 to House Bill 2573; refer to the Human Services Committee - Committee Amendment 1 to House Bill 2280, Committee Amendment 1 to House Bill 3642, Committee Amendment 1 to House Bill 3981 and Committee Amendment 1 to House Bill 4054; refer to the Insurance Committee - Committee Amendment 1 to House Bill 418, Committee Amendment 1 to House Bill 4241 and Committee Amendment 1 to House Bill 2652; refer to the Judiciary Committee - Committee Amendment 1 to House Bill 236, Committee Amendment 2 to House Bill 271, Committee

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Amendment 1 to House Bill 271, Committee Amendment 1 to House Bill 3863, Committee Amendment 1 to House Bill 3950, Floor Amendment 1 to Senate Bill -- 941, Floor Amendment 1 to House Bill 756, Floor Amendment 1 to House Bill 2266 and Floor Amendment 1 to House Bill 2283; refer to the Licensed Activities Committee - Committee Amendment 1 to House Bill 786, Committee Amendment 1 to House Bill 1175, Floor Amendment 2 to House Bill 1293 and Floor Amendment 3 to House Bill 1329; refer to the Local Government Committee - Committee Amendment 1 to House Bill 793, Floor Amendment 1 to House Bill 1597, Floor Amendment 1 to House Bill -- 2425; refer to the Pensions and Investments Committee - Committee Amendment 1 to House Bill 306; refer to the Public Health Committee - Committee Amendment 1 to House Bill 9, Committee Amendment 1 to House Bill 404, Committee Amendment 1 to House Bill 746, Committee Amendment 1 to House Bill 921, Committee Amendment 1 to House Bill 3767, Committee Amendment 1 to House Bill 3878, Committee Amendment 1 to House Bill 3922 and Committee Amendment 1 to House Bill 4047; refer to the Revenue Committee - Committee Amendment 1 to House Bill 4120; refer to the State Government and Veterans Affairs {sic} Committee - Committee Amendment 1 to House Bill 177, Committee Amendment 1 to House Bill 489 and Floor Amendment 1 to House Bill 3970; refer to the Transportation Committee - Committee Amendment 1 to House Bill 72, Committee Amendment 1 to House Bill 853, Committee Amendment 1 to House Bill 3832, Floor Amendment 1 to House Bill 931 and Floor Amendment 1 to House Bill 2625.

Senator James F. Clayborne, Chairman. May 5th, 2009.

PRESIDING OFFICER: (SENATOR MUNOZ)

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Senator Sandoval, for what purpose do you seek recognition?

SENATOR SANDOVAL:

Mr. President, point of personal privilege.

PRESIDING OFFICER: (SENATOR MUNOZ)

Go ahead and state your point.

SENATOR SANDOVAL:

Thank you, Mr. President. I'd like to have the attention of all those in the Illinois Senate Chamber this afternoon. ¡Feliz Cinco de Mayo! ¡Feliz Cinco de Mayo! Happy Cinco de Mayo, today. We are celebrating Cinco de Mayo in the Governor's Mansion. The Illinois Legislative Latino Caucus, along with Governor Quinn, Leader Radogno, Senate President Cullerton, Speaker Michael Madigan, Leader Cross are all co-hosting, along with the Latino Caucus, a Cinco de Mayo celebration in the Governor's Mansion, with mariachis, marimbas, and all kinds of festivities. Please join us between 6 to whenever at the Governor's Mansion. You're all invited, your staffs, the press, anyone under the Dome - feel free to join us. Thank you.

PRESIDING OFFICER: (SENATOR MUNOZ)

Ladies and Gentlemen of the Senate, be announcing committees for today. Agriculture and Conservation will be at 1 p.m. in 409. Elections, 1 p.m., 400. Public Health, 1 p.m., 212. Higher Education, 2:30, 409. Human Services, 2:30, 212. Judiciary, 2:30, Room 400. Appropriations I, 4 p.m. in 212. Education, 4 p.m. in 409. Transportation, 4 p.m. in Room 400. Also, for tomorrow, Wednesday, May 6th, Criminal Law has been changed from 9 a.m. to 8 a.m. Criminal Law will be at 8 a.m. tomorrow. Senator Steans, for what point do you seek recognition?

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SENATOR STEANS:

Yes, a -- an -- an announcement regarding a COWL performance.

PRESIDING OFFICER: (SENATOR MUNOZ)

State your announcement.

SENATOR STEANS:

Just want to let -- remind folks, for all the hams and performers here tonight, that we've got a dress rehearsal for COWL at the Hilton Hotel at 5 o'clock. So, before you go over to Cinco de Mayo celebration, please come and rehearse if you're scheduled to perform. And then the show is tomorrow night at the Hilton. Thanks.

PRESIDING OFFICER: (SENATOR MUNOZ)

There being no further business to come before the Senate, the Senate stands adjourned until the hour of 10:30 a.m., May 6, 2009. The Senate stands adjourned.