

STATE OF ILLINOIS
102nd GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

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Speaker Harris: "House will be in order. Members will be in their chairs. We shall be led in prayer today by Lee Crawford, the Pastor of the Cathedral of Praise Christian Center in Springfield. Members and guests are asked to refrain from starting their laptops, turn off all cell phones and pagers, and rise for the invocation and Pledge of Allegiance. Pastor Crawford."

Pastor Crawford: "Let us pray. Gracious and sovereign God, in whom we humbly bless and trust, we find great faith and confidence in you because it is in you there is no failure. We ask your blessings upon this august Assembly, the Speaker of this illustrious House, its esteemed Leaders, its honored Members, and all of its staff. We thank you for being before us, oh God, all that we need. Help us to remember in this sacred moment that it is you that we need. For you, oh God, are our creator, our maker, our sustainer, and our keeper. For you, oh God, are our light, our guide, our fortress, and our protection. For you, oh God, are our wisdom, our strength, and our power. So, we ask for the steadiness of your guiding hand to lead them through the tedious and sometime complicated deliberations. May they approach their task today with wisdom and openness. May they approach each other today with respect and understanding. May they create an environment of cooperation and kindness. May they embrace and usher in an atmosphere of compromise, progress, and accomplishments. It is this we pray, humbly, and ask in your name, Amen."

Speaker Harris: "We shall be led in the Pledge of Allegiance today by Representative Walker."

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Walker - 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 Harris: "Roll Call for Attendance. Leader Greenwood is recognized for any excused absences on the Democratic side of the aisle."

Greenwood: "Thank you, Mr. Speaker. All Democrats are present."

Speaker Harris: "Representative Batinick is recognized for any absences on the Republican side."

Batinick: "Thank you, Mr. Speaker. Will the record reflect that Representative Morrison, Meier, and Niemerg, and Sosnowski are excused on this, I believe today is dog treat day. Today is National Dog Treat Day. Thank you."

Speaker Harris: "Mr. Clerk. Have all recorded themselves who wish? Mr. Clerk, please take the record. There being 106 Members answering the roll call, a quorum is present. Mr. Clerk, Committee Reports."

Clerk Hollman: "Committee Reports. Representative Harris, Chairperson from the Committee on Rules reports the following committee action taken on February 23, 2022: recommends be adopted, referred to the floor is Floor Amendment(s) 2 to House Bill 4559, Floor Amendment(s) 1 to House Bill 5047, and Floor Amendment(s) 1 to House Bill 5496. Representative Jones, Chairperson from the Committee on Insurance reports the following committee action taken on February 22, 2022: recommends be adopted is Floor Amendment(s) 1 to House Bill 5254, and Floor Amendment(s) 1 to House Bill 5318. Representative Ann Williams, Chairperson from the Committee

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on Energy & Environment reports the following committee action taken on February 22, 2022: recommends be adopted is Floor Amendment(s) 1 to House Bill 4356. Representative Walker, Chairperson from the Committee on Financial Institutions reports the following committee action taken on February 22, 2022: recommends be adopted is Floor Amendment(s) 1 to House Bill 5194. Introduction of Resolutions. House Resolution 681, offered by Representative Ness; and House Resolution 682, offered by Representative Butler, are referred to the Rules Committee."

Speaker Harris: "Members, this is an announcement. This is a reminder of House Rule 51.5. Please remember to wear a face covering that covers the nose and mouth. Face coverings should remain on while speaking on the microphone at your desk. To help reduce the spread of COVID-19, we ask Members refrain as much as possible from eating or drinking on the House Floor and refrain from congregating in groups. We ask that all Members take these directions seriously to keep fellow Members and staff safe. Again, please remember to wear a face covering, including while speaking on the microphone, as pursuant to Rule 51.5. Thank you. Leader Greenwood on a Motion."

Greenwood: "Thank... thank you, Mr. Speaker. I move that the following Representatives be allowed to participate and cast their vote remotely. Representatives Niemerg, Sosnowski, Yingling, Mayfield, Halbrook, and Miller."

Speaker Harris: "Leader Greenwood has made a Motion that Representatives Niemerg, Sosnowski, Yingling, Mayfield, Halbrook, and Miller to be allowed to vote... to participate

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and cast their vote remotely. This is a roll call vote. All in favor vote 'aye'; all opposed vote 'nay'. 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 Motion, there are 75 voting 'yes', 15 voting 'no', 5 voting 'present'. And the Motion is adopted. Mr. Clerk."

Clerk Hollman: "Is Representative Halbbrook present?"

Halbrook: "Yes."

Clerk Hollman: "Representative Halbbrook is present. Is Representative Lilly present? Is Representative Mayfield present?"

Mayfield: "I'm present."

Clerk Hollman: "Representative Mayfield is present. Is Representative Niemerg present?"

Niemerg: "Present."

Clerk Hollman: "Representative Niemerg is present. Is Representative Sosnowski present? Is Representative Yingling present?"

Yingling: "Yingling is present."

Clerk Hollman: "Representative Yingling is present. Representative Sosnowski, are you present?"

Sosnowski: "I'm present."

Clerk Hollman: "Representative Sosnowski is present."

Speaker Harris: "Representative Butler, for what reason do you seek recognition?"

Butler: "Thank you, Mr. Speaker. If I could have the Body's attention just for a quick minute, I'd appreciate it. Yesterday, some of you may know, our dear friend and Assistant Doorkeeper Wayne Padget, who we all love and respect very

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much, Wayne Padget's father passed away the night before. And so, I know Wayne's not here today, but he and his family are certainly in our thoughts and prayers. His father lived here in Springfield. And so, I'm sure we'll be getting more information on services and so on. But I just thought it'd be proper for the Body to take a moment of silence in honor of Wayne Padget's father. Thank you, Mr. Speaker."

Speaker Harris: "Thank you, Representative Butler. Representative Ford, for what reason do you seek recognition?"

Ford: "Thank you, Mr. Speaker and Members of the House. This is a message that I would like to deliver as a State Representative, and I would like for everyone to really allow me to express myself, and by no means do I mean for anyone to be uncomfortable. It's titled, it is hard being a black person. We have had debates on this floor about many beliefs, but the life of a black person needs an honest conversation amongst elected officials, elected leaders in this chamber. As an elected leader of the state, we have a constitutional obligation to uphold the Constitution, but we also can uphold and speak for a more just society. Please take a moment, open your hearts to this story I'm about to tell you, and ask yourself if this is the first time you have ever heard something like this and what if this was a loved one of yours. Police officers offered a teenage boy McDonald's in exchange for a confession to a crime someone else committed. Reported by ABC7, Michelle Gallardo, and Fox News Chicago, Tia Ewing. Charged... charges against a 15-year-old Martell Williams dropped, but damage lingers in Waukegan, Illinois. Labeled as a would-be murderer, 15-year-old Martell Williams said he

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spent two nights, two nights in a lockup at a Waukegan police department. He was wrongfully accused of shooting a local dollar store employee in the face on February 4. Surveillance photos of the suspect were released by the police department in the immediate aftermath of the shooting. 'The officers said that multiple people came to him and said it was me,' said Martell Williams, the teen wrongfully accused of shooting the employee. The high school freshman, who is also a basket... on the basketball team, was confirmed to be at a game in Lincolnshire at the time of the shooting. A time-stamped photograph provided by the family helped to clear him, but the damage had already been done. Williams was pulled out of class in front of all of his classmates. 'The dean came down, got me, and walked me to her office. And once I reached her office, there were two police officers,' Williams said. 'As soon as I got in, they didn't tell me anything, saying nothing to me. They just said, you are under arrest.' 'They didn't even tell him a shooting was involved,' said Kevin O'Connor, Williams' attorney. They just said, 'Hey, it wasn't your fault. Just tell us you were defending yourself. Just go ahead and tell us you were there, and we will let you go home.' This young man has to deal with police and attorneys when he should be dealing with teachers and coaches. This continues to be an ongoing problem for black people, especially black men. Recently, I went to Cook County Jail, and the black men said to me, 'If you can just help us by making sure that the police stop putting cases on us.' They also said, 'If I do something wrong and get caught, I understand. But putting cases on us is wrong.' White, black,

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brown, gay, or straight, we all have problems. And I'm here to tell you, I recognize that we all have problems. But when there is an injustice playing out, like the situation with the 15-year-old Martell Williams, we must use it as a teachable moment to take positive action to change our ways. If you are not black, you may never know what it's like to be black in society. If you are not a male, you may never know what it's like to be a black man in society. But as a member of society, we can be sympathetic and listen with open hearts to one another's struggles. Stories like this play out differently, and lives and families have been destroyed, and they have experienced financial hardships because of the color of a person's skin. Martell is proof that doing the right thing and playing by the rules will not always guarantee justice, but he is also a great example that being in school and doing the right thing is a great defender. So, today I want to salute Martell for doing the right thing. So, I hope that students all over see Martell Williams as a great example and a model citizen. Martell's situation is another eye opener and a teachable moment for all of us. It is not the first story we have heard or read. Thank you, God, Martell didn't have to spend years in jail fighting to prove his innocence or killed for us to recognize that black people have problems just being black. I hope that we can support Martell and his family by giving them the love and mental health support they need to deal with the trauma that they are going through. Dropping the charges is just one thing, but it's also just to make sure that the rest is cleaned from Martell's background because he will have to live with that forever. And just an

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example why we do what we do and why I come here as a State Rep, I want to thank this Body for passing House Bill 434. It was championed by myself, Carol Ammons, Camille Lilly, LaToya Greenwood, and Lisa Hernandez. And it allowed for us, in this state, to immediately expunge arrest records when a person's charge has been acquitted or dismissed. This is an example of why we have to change the way we do business in Springfield. And so, that Bill that we passed, we have a real life experience that we can play out right here. And I hope that the prosecutors and the state do everything they can to drop the charges, not only drop those charges, but clear the background of Martell Williams. I want to thank you all for listening, and I hope that we took it to heart. And just know that a person's struggle is not a complaint. A person's struggle is a person saying I want help. Thank you for listening, Mr. Speaker and all of the Members of this chamber."

Speaker Harris: "Ladies and Gentlemen, just a reminder, remember there was just a point brought up by the Gentleman from Stephenson County yesterday. Under our rules, all Members must be wearing a mask when speaking on the microphone. So, just please, a reminder that all Members must be wearing a mask when speaking on the microphone. Representative Zalewski, for what reason do you seek recognition?"

Zalewski: "Point of personal privilege, Mr. Speaker."

Speaker Harris: "Mr. Zalewski."

Zalewski: "Oh, sorry. I thought we were allowed to have them on. I misunderstood your admonition, Mr. Speaker. Point of personal privilege."

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Speaker Harris: "Please state your point."

Zalewski: "If the Gentleman... Representative Swanson, yesterday, made mention but... if we could just have a moment of order, Mr. Speaker. We... I represent a number of communities of Eastern European decent, along with many of my colleagues. And over the course of the last 48 hours, it's become pretty clear that escalation of tensions is occurring in Ukraine and Russia. Today, on behalf of the Illinois House, I offer my thoughts and prayers to Illinois' Ukrainian community, their families that live in Ukraine, and those with ties to Eastern Europe, amid the ongoing crisis. As Representative Swanson said yesterday, eloquently, we all pray for the American troops that have been stationed in Eastern Europe to defend both Ukraine and the interest of the United States. We wish them our thoughts and prayers for their safety, the safety of those in the region, and for everyone facing this potential conflict. We pray for you. We're with you today and always. Thank you, Mr. Speaker."

Speaker Harris: "Representative Grant, for what reason do you seek recognition?"

Grant: "Point of personal privilege. I echo the sentiment that Representative Zalewski just talked about. I have a... a woman who has moved to this country from Russia about four years ago, and she's a very, very... a good volunteer. And one of the reasons that she became a volunteer and decided to get involved in politics is because she could see what was happening in this country. She has many relatives in the Ukraine. And she called me and she said, 'Amy, I know why this is happening, and I'm not for sure, but I think I know.'

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And she says, 'Please, please pray for them. They're just simple people wanting to live a simple life, and they're being disrupted by another larger country.' So, please keep them in your prayers."

Speaker Harris: "Thank you, Members. Mr. Clerk."

Clerk Bolin: "Is Representative Miller present?"

Miller: "Yes, I'm here."

Speaker Harris: "Leader Greenwood on a Motion."

Greenwood: "Thank you, Mr. Speaker. I move that Representative Caulkins be allowed to participate and cast his vote remotely."

Speaker Harris: "Leader Greenwood has made a Motion that Representative Caulkins be allowed to participate and cast his vote remotely. This is a roll call vote. All in favor vote 'aye'; opposed vote 'nay'. The voting is open. Mr. Clerk."

Clerk Bolin: "Representative Halbbrook."

Halbrook: "Yes."

Clerk Bolin: "Representative Halbbrook votes 'yes'. Representative Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "Yes."

Clerk Bolin: "Representative Miller votes 'yes'. Representative Niemerg. Representative Niemerg. Representative Sosnowski."

Sosnowski: "Yes."

Clerk Bolin: "Representative Sosnowski votes 'yes'. Representative Yingling."

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Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'. Representative Niemerg."

Niemerg: "Yes. Niemerg votes 'yes'."

Clerk Bolin: "Representative Niemerg votes 'yes'."

Speaker Harris: "Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this Motion, there are 86 voting 'yes', 18 voting 'no', 4 voting 'present'. And the Motion is adopted. Mr. Clerk."

Clerk Bolin: "Is Representative Caulkins present?"

Caulkins: "Yes, I am present."

Speaker Harris: "Members, we are going to the Order of Third Reading. On page 18 of the Calendar appears House Bill 1780, Representative Gong-Gershowitz. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 1780, a Bill for an Act concerning safety. Third Reading of this House Bill."

Speaker Harris: "Representative Gong-Gershowitz."

Gong-Gershowitz: "Thank you, Mr. Speaker. I rise to present House Bill 1780, also known as the Illinois Drug Take-Back Act. This legislation would establish a statewide drug take-back program funded by pharmaceutical companies to provide Illinoisans across our state with a safe, free, and convenient way to dispose of leftover drugs. Studies have shown that 42 to 71 percent of prescribed opioids ultimately go unused by the patient, which means that the path to opioid addiction often starts in the home medicine cabinet. Extra drugs can lead to opioid addiction or they can be stolen, leading to higher crime and drug addiction rates in the community. But

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flushing medications down the toilet or throwing them in the garbage can contaminate ground and drinking water where it cannot be filtered out. By establishing a statewide program to provide for the safe and secure collection and disposal of medicines operated and funded by manufactures, Illinois would continue to lead on product stewardship, as we did in 2017 with the passage of the Illinois Consumer Electronics Recycling Act, which is another example of a successful and bipartisan effort to protect our natural resources without burdening state and local budgets. The Drug Take-Back Act establishes a statewide convenience standard and authorized collections sites, as well as consumer education, to ensure that people understand where they can drop off or mail back unused and unwanted drugs. The Bill I'm presenting today is a result of extensive stakeholder discussions since 2019, led by the Illinois Environmental Council and the Illinois Retail Merchants Association and removes opposition from pharma, IMA, and distributors. The result is a unique collaboration between retail and broader environmental communities to prevent drug addiction and protect Illinois wildlife, waterways, and drinking water with a sustainable source of funding from pharmaceutical companies. The Drug Take-Back Act is a win for public health, public safety, and the environment. And I'd ask for an 'aye' vote."

Speaker Harris: "Is there any discussion? Representative Batinick."

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

Speaker Harris: "She indicates she'll yield."

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Batinick: "Representative, thank you for giving me time to shake the dust out of my head real quick here. I see that it was 15-2 in committee. There was a whole bunch of proponents and a fair amount of opponents. What did the Floor Amendment do to the proponents and opponents?"

Gong-Gershowitz: "The Floor Amendment was a... Amendment 1 is really where the substance of the changes to the Bill that removed opposition from pharma and IMA was incorporated. The Floor Amendment was simply a technical Amendment to correct actually just a capitalization issue in a citation and to add the word 'drug', which was just an oversight in the original definition."

Batinick: "Okay. Are you saying that opposition has been moved to neutral then?"

Gong-Gershowitz: "So, referring to our discussions with pharma and manufactures, which moved to neutral on Amendment 1."

Batinick: "Okay. Do you have an idea of what the cost of this is to the consumer?"

Gong-Gershowitz: "Oh, yeah. Actually I'm happy that you ask because that was the subject of some discussion that we had in committee. And in addition to the consumer protections that are built into Section 55, including an anti-pass-through provision. I actually went and looked up some additional information I thought would be helpful to the Body as to cost. As stipulated in a case out of Alameda County that went all of the way to the Supreme Court, it was found that, at most, one penny, one penny for every \$10 of prescription drugs sold is the per prescription cost for a recycling program like that implemented in other states."

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Batinick: "Okay. And how many other states do you say have this?"

Gong-Gershowitz: "Seven states, plus, I think, over a hundred counties around the country."

Batinick: "Okay. Do you happen to know the names of those states? Are they Texas, Mississippi, Alabama?"

Gong-Gershowitz: "I..."

Batinick: "I'm just kidding. I won't make you do that."

Gong-Gershowitz: "They are not. I could... you will not be surprised to know I could probably pull that information for you, Representative."

Batinick: "That's okay. I'm going to listen to the rest of the debate. You might see some red and green over here, but thank you for answering my questions."

Gong-Gershowitz: "Sure."

Speaker Harris: "Leader Mazzochi."

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

Speaker Harris: "Indicates she'll yield."

Mazzochi: "Representative Gong-Gershowitz, you said that you got agreement... you got PhRMA to move to neutral. But by PhRMA, you don't mean the entire pharmaceutical industry. You just mean the organization that goes by the initials PhRMA, right?"

Gong-Gershowitz: "Well, they are an organization that represents pharmaceutical companies but..."

Mazzochi: "No, they're actually a... they're an organization that represents large, big, brand pharmaceutical companies. The generic manufacturers remain opposed to your Bill, correct?"

Gong-Gershowitz: "I have had conversations with the generics and my conversations have not moved them to neutral. But I believe that this language, similar to what's passed in other states,

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provides ample opportunity for generics to negotiate on cost allocation as they have done in the implementation of the Bill in every other state."

Mazzochi: "Yeah. And in reality, the way in which it's worked in every other state is that it actually has not allowed generic manufacturers to achieve parity. So, what this Bill winds up doing... in this... type of legislation winds up doing is basically saying that the generics, who we want to be inexpensive, who we want to have lower costs, the generics wind up bearing the bulk of the cost. And brand PhRMA, who makes the biggest profits off the drugs, don't have to actually pay that much at all. So, the only reason why you got PhRMA to neutral is because you've basically taken their cost burden that they normally would have had under existing drug take-back programs, and it's now being forced on the generic. That's actually very anti-competitive, and it's not worthwhile if we're trying to actually have lower cost generic drugs. Now, you mentioned that there were some of the cost savings... you said that it was only going to cost a penny for every \$10 of drugs sold, but this is not a Bill that's related just to opioids, right?"

Gong-Gershowitz: "No. It's all covered drugs."

Mazzochi: "Right. So, you're trying to have every single drug that exists in the supply chain be subject to this drug take-back program, right?"

Gong-Gershowitz: "It's all covered drugs."

Mazzochi: "Right. And the calculations of the penny every day for the 10 days of drugs sold, do you recall approximately what

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percentage of the market you are actually covering with that calculation?"

Gong-Gershowitz: "I don't have that information now."

Mazzochi: "Yeah. That was a miniscule amount of the drug population. It was only relating to some of the costs that have been incurred in opioids. So now, by applying this to every single drug and by saying that this is... that all drugs are going to have to be subject to this, you're actually expanding the scope of the cost tremendously. And when we add it up, the cost that you had for per prescription, it was going to be a new additional burden anywhere from 35 to 50 million dollars that you're imposing on the industry. Where is that cost going to go? It's going to go straight on the backs of consumers. Now, when it comes to the... do you know what percent of existing opioid drugs manage to get recaptured through the existing drug take-back program?"

Gong-Gershowitz: "Because there is not a statewide program, Representative, we don't have those facts and figures. But we would under this Bill."

Mazzochi: "But even within the counties that have managed to do these types of programs, do you know what percentage of the drugs actually manage to get taken back?"

Gong-Gershowitz: "I don't think that there is a readily available source for that information because we haven't had any kind of reporting requirements at the state level."

Mazzochi: "Right. Well, when it comes to the actual number of... the actual percentage of drugs that you're trying... that you're actually managing to recapture, it's probably on the order of 5 to 10 percent, if you were to just look at the DuPage County

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numbers. So, you're not actually going to be making any material impact on what is or isn't going into landfills. What you are going to be doing, again, is imposing a new \$35 million... to \$50 million cost, each year, to make drugs more expensive. Now, when it comes to the... this issue of getting drugs into the waterways, you're not doing anything to try to deal with drugs that are excreted from the human body, right?"

Gong-Gershowitz: "There's no way to filter out pharmaceuticals from our waste water, which is why we're intending, with this Bill, to keep it out of the waste water to the extent that we can."

Mazzochi: "Yeah. Well, the fact of the matter is, is that you're... you're not going to be able to keep these types of drugs out of the wastewater, precisely because drugs that are ingested and then excreted in human urine is actually the top cause of why you have drugs in the water... in your waterways. So, actually this Bill is not going to do anything to solve that problem either. To the Bill. All this... all that this Bill is doing is it's going to add more cost, create a new regulatory program, and it's not going to actually meaningfully solve any of the problems that the Sponsor purportedly says she's trying to do. So, if you would like to actually continue to have lower drug cost, I suggest that you look at the reason there was bipartisan opposition to this Bill. And the reason why is because it's not going to achieve what the Sponsor claims that it's going to achieve. I urge a 'no' vote."

Speaker Harris: "The Chair recognizes Representative Gong-Gershowitz to close."

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Gong-Gershowitz: "This Bill is about protecting our environment, protecting public health, and providing a safe and convenient statewide program to accomplish those goals. I ask for an 'aye' vote."

Speaker Harris: "The question is, 'Shall House Bill 1780 pass?' All those in favor vote 'aye'; all opposed vote 'nay'. The voting is open. Mr. Clerk."

Clerk Bolin: "Representative Caulkins."

Caulkins: "Representative Caulkins, 'no'."

Clerk Bolin: "Representative Caulkins votes 'no'. Representative Halbrook."

Halbrook: "Halbrook is 'no'."

Clerk Bolin: "Representative Halbrook votes 'no'. Representative Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "No."

Clerk Bolin: "Representative Miller votes 'no'. Representative Niemerg."

Niemerg: "No."

Clerk Bolin: "Representative Niemerg votes 'no'. Representative Sosnowski. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'. Representative Sosnowski."

Speaker Harris: "Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. There are 96 voting 'yes', 13 voting 'no', 0 voting 'present'."

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And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 18 of the Calendar is House Bill 2538, Representative Stoneback. Out of the record. On page 18 of the Calendar is House Bill 3286, Representative Ortiz. Out of the record. On page 18 of the Calendar is House Bill 3904, Representative Slaughter. Out of the record. On page 18 of the Calendar is House Bill 3949, Representative Ford. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 3949, a Bill for an Act concerning State government. Third Reading of this House Bill."

Speaker Harris: "Representative Ford on the Bill."

Ford: "Thank you, Mr. Speaker and Members of the House. I move for the passage on House Bill 3949. It creates a definition for homeless service providers and ensure that providers would be eligible for pandemic related funds... funding, personal protective gear, and vaccines in the same way health care organizations and other frontline workers are. That's all the Bill does. To my knowledge, there is no opposition. I move for the passage."

Speaker Harris: "There being no one seeking recognition, the question is, 'Shall House Bill 3949 pass?' All those in favor vote 'yes'; all those opposed vote 'nay'. The voting is open. Mr. Clerk."

Clerk Bolin: "Representative Caulkins."

Caulkins: "Yes."

Clerk Bolin: "Representative Caulkins votes 'yes'. Representative Halbrook."

Halbrook: "Yes."

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Clerk Bolin: "Representative Halbrook votes 'yes'. Representative Mayfield."

Mayfield: "Yes."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "No."

Clerk Bolin: "Representative Miller..."

Miller: "Yes, I mean. Sorry. I'm sorry. Yes."

Clerk Bolin: "Representative Miller votes 'yes'. Representative Niemerg."

Niemerg: "Yes."

Clerk Bolin: "Representative Niemerg votes 'yes'. Representative Sosnowski."

Sosnowski: "Yes."

Clerk Bolin: "Representative Sosnowski votes 'yes'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Harris: "Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. With 109 voting 'yes', 0 voting 'no', 0 voting 'present', this Bill, having received a Constitutional Majority, is hereby declared passed. Page 18 of the Calendar is House Bill 4089, Representative Nichols. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4089, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Harris: "Representative Nichols on the Bill."

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Nichols: "This Bill demands the School Breakfast and Lunch Program Act as a part of school lunch program because the school district brought a plant-based school lunch option. So, students who submit prior requests to the school district requested a plant-based school lunch option."

Speaker Harris: "There any discussion, Rep..."

Nichols: "Option."

Speaker Harris: "Representative Batinick is recognized."

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

Speaker Harris: "He indicates he'll yield."

Batinick: "Hey, Representative. Thanks for bringing this. Do you have any cost associated with that you can estimate out for what it's going to cost a school district?"

Nichols: "Nope."

Batinick: "Okay. So, it's just a mandate for requiring the option of a plant-based lunch at every school in Illinois, correct?"

Nichols: "Option."

Batinick: "Right. But they have to... the school has to offer it. They don't have to force the kids to eat plant-based food..."

Nichols: "Absolutely. It's an option."

Batinick: "Right. Option for the kid, but required for the school district, correct?"

Nichols: "See, it's an option. It's a great piece of legislation. It makes sure that our kids are eating healthy. And makes sure that kids in a black and brown community that suffer from high blood pressure, diabetes, high sodium, sugar diets, that you give kids an option, to give their parents and families an option. They already have a school vendor and

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that vendor, most likely, most vendors can provide this type of food. This is healthy food."

Batinick: "I wish you could see my smile behind my mask, Rep. I understand the option for the kid, but it requires the school district to provide that option, correct? That's what it does?"

Nichols: "Yes, the option."

Batinick: "Just want to make it clear for my side what we're doing here. Okay. That's fantastic. All right. I will... and this is state... oh, immediate effective date, correct?"

Nichols: "I'm sorry. I've got 500 people talking. I can't..."

Batinick: "Does this Bill have an immediate effective date, Representative?"

Nichols: "Immediate. And immediate meaning that the schools have to start to recognize... if you read the beginning of the Bill, it's before the school year starts, if a family says, hey, listen, I would like to... my kid is a vegetarian. My kid eats plant-based meals. Then we want to make sure that you guys provide that for them."

Batinick: "Okay. But if we pass this... and if we pass this in a few days, which is unlikely to happen, the schools would have to institute it immediately, according to..."

Nichols: "Well, its' going to happen. That's why we're here passing great legislation like this, so that we can make sure our kids eat healthy."

Batinick: "Thank you, Mr... thank you, Sir. No more questions."

Speaker Harris: "Representative Ammons."

Ammons: "Thank you, Mr. Speaker. I rise in support and seeking a positive vote for this Bill. There's no question that children

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in America, but certainly in Illinois, are suffering from some of the same diseases that we get as adult... older people in a society. And believe 100 percent, as a parent of children who are vegetarian that did not have options at school, that I had to provide for them. And they often felt set aside when it came to lunch hour because there was no option for them to sit and eat with their peers, except what their mother made, and often they didn't want that. And so, this Bill is commonsense legislation. It should garner support of everyone in this chamber to have an option for children that is healthier and provides them a sense of communal experience when they have lunch at school that they don't have to bring from home things that, in many cases, children don't want in their lunch bags, but parents like me usually provide. So, I think this is a great Bill. I urge an 'aye' vote for its passage."

Speaker Harris: "Representative Willis is recognized."

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

Nichols: "Absolutely."

Speaker Harris: "He indicates he'll yield."

Willis: "Representative, I have a daughter that need... has special food needs throughout her entire career, and it was very difficult to get those fulfilled by the food carrier. So, I'm questioning, have you reached out to the school lunch carriers? Will they be able to provide this option for the students? Do they have that in their array already and it's just not being asked for, or how is that going to go?"

Nichols: "Since this Bill's been filed, we had no opposition for any food service vendors. Everybody knows that this is a great

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piece of legislation. So, no, nobody has opposed it. And at this point, we're just trying to make sure that kids have a healthy option, the parents have an option for their children to eat healthier. That's just... great piece of legislation."

Willis: "So... well, I'm not going to debate whether it's a great piece of legislation or not. My question is, how will this work in real life? If I go, and my daughter... and I'm assuming that you're looking mostly for those students that are on free and reduced lunches, that the lunch that they're getting at school is the only lunch, possibly the only meal they'll get that day. So, we want to make sure that it covers their basic needs. How will they know... to be able to do this, will the providers give two different options of menus that are out there? And will those meals have to be set up ahead of time so that we can know that this school... school Abraham Lincoln needs 10 plant-based meals on this day or not? That's my questioning on..."

Nichols: "Yeah, absolutely. The school... the parents will alert the school before and say, hey, listen. This is the option that we're choosing for our kid to have lunches. The school would contact the vendors, and the vendors would make provisions to provide those meals. This is not something that just is happening already at certain schools that I know for as a fact. My kid is one of them, and they have several kids in other schools. They just say, hey, listen. This is what we like for our children to have. And it is optional with plant-based eating. Again, what we are talking about is providing healthy food alternatives. In these schools, these children

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are eating stuff that's causing diabetes, high-blood pressure."

Willis: "I agree with you on that."

Nichols: "This is... I don't know if you've been to any schools lately or in any schools and neighborhoods and to see what... what is being provided. But as a kid that came through the Chicago Public School system, the food is not the healthiest thing you can consume. And then, therefore, kids that's going to school every single day, they spend all of this time in the school, and this is probably the only food material that they get a lot of times. So, all I'm saying is, this is an option. We're talking about an option right now. That's what this means. We're not telling anybody that they got to go out and find something. It's an option. We work with vendors that can provide this option."

Willis: "Can you give me a second, please? I'm not debating you on the option, but you answered the question I had earlier. I'm not going to against your Bill. I'm just asking for the logistics on it. And you told me very clearly that there are some vendors that already have this available. And you're requesting this to go out to all vendors, to all schools, correct?"

Nichols: "I'm a... I'm requesting the option to work on..."

Willis: "No, the option is... the option..."

Nichols: "...making sure that we can provide kids with a plant-based option..."

Willis: "Thank you."

Nichols: "...for lunches."

Speaker Harris: "Representative Mazzochi."

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

Speaker Harris: "Indicates he'll yield."

Mazzochi: "One question that just generally that I have is, what... what actually defines a plant-based lunch?"

Nichols: "That'll be for the vendor and the school to determine. Plant-based lunches, if you want to just be technical, I mean, Beyond Burger, whatever it is that the vendor and the school will work with. Again, we're going through the semantics of what now a plant-based option is. You know, it is very serious. It's not something that we can just throw out... and this is really serious legislation for people. So, if you want to know, Google it. I don't know. But this is an option. Plant-based option is... is serious legislation right now."

Mazzochi: "But one... one of the reasons why I'm asking is because you gave the legislation an immediate effective date..."

Nichols: "Yes."

Mazzochi: "...but we don't have any emergency rulemaking authority built into the legislation. So, what that means is, that if you've got an effective date, but you don't have the emergency rulemaking authority, then that means that the school... that basically the... there's not going to be any administrative rulemaking to better define what the plant-based school lunch option is. And I think as you just said, the people who are then going to be responsible for defining what qualifies as the plant-based school lunch option, that's within the discretion of the local school and whatever vendor they choose to provide."

Nichols: "Yeah. Why not? That sounds good to me. Thank you for the support on the Bill by the way. That's good."

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Mazzochi: "I just want that clear for legislative intent purposes so that schools know what they have to do for compliance purposes. Is this something that is being required at the federal level?"

Nichols: "No, I'm talking... right now..."

Mazzochi: "Okay."

Nichols: "Thanks for that support, too. I mean, again, we're talking about legislation in the State of Illinois. We're talking about providing kids with an option, a plant-based option. We want to get ultra-technical about making sure our children in the great State of Illinois, with the people that we serve every day, have an option to feed their children. These children get something better than what they're consuming in high schools today..."

Mazzochi: "Sure. I... I understand. I'm just trying to get clarity."

Nichols: "...grade b meat, et cetera, et cetera."

Mazzochi: "I'm just trying to get clarity on certain things. Mr. Chair, can I have a little bit of order, please, so we can hear each other? One additional question that I have is, are you intending for this legislation to apply to both public and private schools or just public schools?"

Nichols: "This legislation is intended for the State of Illinois. Public schools, private."

Mazzochi: "Okay."

Nichols: "What we want to do is feed our children healthier, everybody."

Mazzochi: "Oh, no. I will just tell you that, if you going to say that it has to apply to private schools, you'll probably get more 'noes' from our side of the aisle."

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Nichols: "I'm not going to... I'm not going to earmark to prove you asked a question. I want to answer that. I don't want to earmark and make it seem like a set of schools or a set of kids are better or not netter than others. This is an option for all kids in our great State of Illinois to feed our children healthier lunches."

Mazzochi: "Right. So... so, currently, 105 ILCS 125/7 says that the state, exclusive of federal funds, will only reimburse 15 cents for each school lunch that is provided. Are you going to offer a different funding..."

Nichols: "No."

Mazzochi: "...mechanism or increase in state funding to the school districts..."

Nichols: "No."

Mazzochi: "...for providing the plant-based options..."

Nichols: "No."

Mazzochi: "...to ensure they can comply?"

Nichols: "I'm not. No."

Mazzochi: "Okay. Because if this is not something that's required at the federal level, since it's federal funds that are the ones primarily subsidizing our school lunch programs, that means the schools are only to get 15 cents, not necessarily the full federal compliment. Is that fair?"

Nichols: "Fair or not, I'm trying to fee... I'm trying to make sure we feed children. You know this Bill was filed, along with everybody else in here. And you want to wait till we get on the floor to make a point, I get it. But what I'm saying is, right now, we need to address the Bill. Let's address what we're not doing for the children in this State of Illinois,

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the great State of Illinois. It will allow these schools to give an option for these children to eat healthier."

Mazzochi: "Sure. And.."

Nichols: "My kid, your kid, and everybody else kid up in here would have the option to consume food that's healthy. That's what we're talking about right now. We're not talking about... we're not going to call out this Bill and make this Bill seem as though it's the worst thing on the planet and everybody got to do all these things to make it happen. I don't know a parent in this room that don't want their children to eat healthy."

Mazzochi: "Sure."

Nichols: "I really don't. So, again, I get what you're trying to do right now. But, Speaker, listen. This is my Bill, and I don't know how long we're going to debate this..."

Mazzochi: "Mr. Speaker, I'll just go to the Bill. I don't think you do understand..."

Nichols: "Thank you."

Mazzochi: "...exactly what I am trying to do. Because one of the reasons why, to me, it's very important that we define exactly what it is we're doing is that a plant-based school lunch option could simply be tomato sauce and pasta, which is not actually what I would consider to be a healthy lunch for students, particularly if they're diabetic. That would be way too much in terms of carbs and probably way too much in terms of sugar. Similarly, if this is something that we think is important, then we should attach a funding mechanism to it. Or at the very least, reflect the fact that this is going require more funding than 15 cents to our school boards. And

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if we're not going to that, then, to me, that actually doesn't indicate that the State of Illinois is really serious about providing healthy meals. And furthermore, to the extent you're trying to... you're not requiring that the plant-based meal also includes some type of protein at least if it's... whether it's tofu or some other type of thing that's going to qualify under the... then you may be creating a situation where the lunch that you're requiring is not going to comply with the federal standards for school lunches, which means that our schools will actually not get the federal dollars that they need to comply with this. So, I think that the spirit of the Bill is well-intended. I think that, however, there needs to be changes in the language for it to be acceptable. So, for that reason, I'll be a 'no' vote. But I think the language could be changed to make it better where you would get more support."

Speaker Harris: "Ladies and Gentlemen, could we bring the noise level in the chamber down? It's a little hard to hear. Also, there are multiple persons wishing to speak on this Bill. So, we are going to a three minute timer. Representative Stuart."

Stuart: "Thank you. And thank you, Representative Nichols. I love this idea of making sure that we have healthy food and choices available for students across the state. I know that it differs widely between different school districts. And some students and parents have amazing options every day, and some have very limited. I just... I have a question, I have an ask. What worries me is the immediate effective date, and I'm wondering if you'd be willing to have a conversation. Right now, we're in the 21-22 school year. And I know that

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districts, they're already in contracts for the 22-23 school year. Lots of times districts have multi-year contracts with their vendors. And what I don't want to do, is a school that intends to act in good faith and meet the needs of what you're asking, for them to be sanctioned because they can't break a contract with an existing vendor. So, my question is, if you would be willing to put language into the Bill that speaks to the date by which they have to comply?"

Nichols: "No."

Stuart: "To... just to give... to give districts an opportunity to renegotiate contracts with vendors in order to include these healthier choices."

Nichols: "Are you asking me a question?"

Stuart: "Yeah. I was asking if you'd be willing to... to look at possibly just allowing time. And it's the immediate effective date means that, if the Governor signs this on, say, September 13, then on September 13, districts, that day, have to have those choices. But they are... they contract with vendors and suppliers in order to have the food available. They need to renegotiate those contracts. I'm just asking to give them a school year in order to get that done so they can do this properly. Just moving the effective date is the concern."

Nichols: "You know, I don't really agree with... I don't really agree with that because, again, I'm not... I'm not offering... I'm not sitting up here offering the Bill that does not need immediate attention. We need immediate attention to this. I'm not offering a Bill so that people can come here now and say, well, you know, you might have to do this. School boards make adjustments every day. That's why they have school board

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meetings. School boards can make can make things happen for the safety and the well-being of our children. We don't have time... like, tell that to a kid that's diabetic. Tell that to a kid that has certain food allergies. We don't... I don't come down here to... to appease people in this room. I'm talking about the children that I know right now, in the great State of Illinois, that are being forced to eat unhealthy food."

Stuart: "And I'm not disagreeing with that... the immediate need."

Speaker Harris: "Representative Manley... Representative Manley gives three minutes of time."

Stuart: "And I'm not denying that this isn't something that we should've been talking about years prior and that there is unhealthy foods available to a lot of our kids and they've needed these options for a long time. I'm just trying to make it actually feasible and something that's going to be successful by giving school districts... just... they need to be able to comply. It's supply and contractors."

Nichols: "And then, I tell you what we can do. We can work to amend it in the Senate. This is how serious this Bill is, okay? We can work to amend it in the Senate. How about that one?"

Stuart: "That's... that'd be wonderful if..."

Nichols: "We don't want to lose..."

Stuart: "...if in the Senate..."

Nichols: "...the momentum and the attraction of this Bill."

Stuart: "Okay. So, in the Senate then we can discuss and come up with a feasible timeline under which..."

Nichols: "Absolutely."

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Stuart: "That would be wonderful. Thank you very much. I appreciate that."

Nichols: "Absolutely. And that goes for every other concern we had today."

Speaker Harris: "Representative Ann Williams."

Williams, A.: "Hi. Will the Sponsor yield? Hi, Rep."

Speaker Harris: "Indicates he'll yield."

Williams, A.: "Just a real quick question. First of all, I like this idea, and I love the environmental impact, too. It's very positive to use plant-based foods for an environmental perspective. My question is simply, has CPS weighed in on this or do they offer this option now? I haven't heard from them."

Nichols: "Nobody has any opposition to this Bill at all."

Williams, A.: "I just haven't heard from them, and I'm wondering if they do it now. I'd be curious."

Nichols: "I haven't either. When we filed it, nobody... every other... every other Bill that we filed, people if they have opposition to it, especially CPS by the way, they would have called. Nobody has... as you can see, nobody has opposition to this Bill."

Williams, A.: "Okay. Well..."

Nichols: "And, again, we can amend whatever we need to in the Senate."

Williams, A.: "I was just curious about the position. Thank you."

Speaker Harris: "Representative Lewis is recognized."

Lewis: "Will the Sponsor yield? Representative, I understand, but I stand here taking a little bit of offense to your words. Why do you think my wife, who is a superintendent of schools,

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and all superintendents of schools cannot manage a food program for kids? Are they incompetent? Do they not know what they're doing? But you continually say they are putting the kids in danger. And I'd like to understand what facts you have that school administrators are putting our kids in danger?"

Nichols: "First, Representative, I would... I apologize to you if I offended you. I'm not here to offend anybody. So, these are very strong words. But I apologize. So, I apologize that I offended you or potentially anybody else in the State of Illinois, be it a board member or anybody else. I'm not implying... I'm not implying that anybody is incompetent, not implying that at all. I'm simply implying that we can feed our children a lot better. Being a former Chicago Public School student, the same meals that I was consuming is being consumed today. That same sugar doughnut in that plastic wrap with the tons of sugar that you can see in it is some of the things that... that we are still feeding our kids. So, again, I want to be very clear. Where the camera at? I'm not trying to offend you or anybody else in the State of Illinois. That is not my purpose as a Representative. My only purpose here today is to help make sure that we can feed our kids, all of our kids, a lot healthier food than we are today."

Lewis: "But they can voluntarily do this today, correct?"

Nichols: "I'm sorry."

Lewis: "Can they voluntarily do this today?"

Nichols: "Who is they?"

Lewis: "The schools."

Nichols: "Can they voluntarily do what today?"

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Lewis: "Feed the children..."

Nichols: "Be more specific, Representative."

Lewis: "I'm trying to, but your Bill is very vague."

Nichols: "Well, I'm trying to respond to your questions. You can't say they can do something..."

Lewis: "Provides plant-based..."

Nichols: "Articulate what you're trying to say right now so I can understand how to respond."

Lewis: "Provide plant-based options."

Nichols: "You know, a school principal, a school board, they have the power to do what they need to do. So, I can't... I'm not going to sit up here and say what they can do or what they will do. I'm simply offering a great piece of legislation that if we have to amend in the Senate, we can work on that as well."

Lewis: "Well, Sir, your legislation could... could be great..."

Speaker Harris: "Representative, your time has expired. Representative Keicher yields three minutes."

Lewis: "It could be great if it was more well-thought-out. But you are..."

Nichols: "We'll... and we'll deal with that in the Senate. If we have to think out some more things, we will do that. I really appreciate that constructive criticism."

Lewis: "Well, it's a matter of understanding and not treating our school administrators with disrespect."

Nichols: "And, again, I'm not... I did not come down here to disrespect anybody. I did not come down... leave my family to come down here to do the work for the people to disrespect anybody. You keep trying to imply that. That's not what the

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intent of this Bill is, to disrespect people. I don't do that.

I'm not living my life to disrespect anyone, Representative."

Lewis: "Well then, why won't you stop and change the Bill so it can be effectively implemented?"

Nichols: "Anything that needs to be addressed, we can do it in the Senate, Representative."

Lewis: "No more questions."

Nichols: "Thank you."

Speaker Harris: "Representative Butler is recognized."

Butler: "Thank you, Mr. Speaker. Representative, thank you for bringing this Bill forward. I do believe the... your heart's in the right place on this Bill. I'm back here. I do think your heart's in the right place on this Bill. And as somebody who supported local food systems since the day I walked in the door here and worked with some of my local school districts to get local foods into their schools and so on, I... I appreciate what you're trying to do here. I just have one question for you real quick. Are there any nutritional guidelines... are there any nutritional guidelines in your legislation?"

Nichols: "There is no nutritional guidelines in this legislation, as you can see it really... and CPS supports this by the way, and ISBE has no opposition."

Butler: "Okay, I get that. I get it. I get it. I've got a minute and a half..."

Nichols: "And, again, we're playing (unintelligible) right now."

Butler: "So, to the Bill. To the Bill, Mr. Speaker. There's no nutritional guidelines. And, Representative, you had mentioned Beyond Burger as a healthy option for kids. And I

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just want to point out, Beyond Burger... or let's use Impossible Burger, which is available at Burger King. The difference between a Whopper at Burger King and the Impossible Burger is 660 calories versus 630 calories, and the fat grams are 34 grams versus 40 grams. So my point is, if you want to do this for the health of the children, then the schools can do whatever they want. Now, the big problem I have with... one thing I really like about your Bill is options. We should give our schools more options. We mandate a lot of things out of here that we don't make options to our schools. Now, the way that you use options is a little bit different than I think that we think about options, but there's a lot of mandates that come out of here that have passed over the last couple of years that we'd like to see optional to our schools. This is a mandate on our schools that says you have to give an option for this type of food. I think there's other ways to do this. The other thing is, I don't have a vote in the Senate. So, fix it in the Senate doesn't work for me because I don't know if it's going to get fixed. And so, you've got 10 more days here in this chamber before the House deadline. And so, you do have time to work on this, as Representative Stuart said. And that's what I'd prefer to see instead of relying on the Senate. So, I would urge a 'no' vote on this. Thank you, Sir."

Speaker Harris: "Representative Nichols to close."

Nichols: "Yeah, I'd like to thank everybody for the robust debate, and I would like to thank you for your words and some support at least. You had a little support for it. So, I thank you for that. I'd like to thank everybody on this side of the

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aisle for the continual great debate with respect to each other as Representatives. I really appreciate that. And on my side of the aisle, again, we are in a situation that we need to make things happen. In this side, we have an opportunity right now to pass a great piece of legislation and let it go over to the other house. And if we... and I really respect my colleagues on the other side as well. I think we can work together if there's some issues that we've got to work on. Again, CPS supports it. ISBE has no opposition to it. We have no oppositions to this, but yet... and still, we as Legislators in this chamber, that we are... we are here to do the work of the people. This is not something, again, where you put an option out... finally we put an option on something, and we still got an issue with it. So, I think... I urge an 'aye' vote on this legislation to move it forward so that we can continue to make sure that the children in the State of Illinois, you have the opportunity to eat healthy and better lives. We'll figure out the nutritional value of everything, et cetera, et cetera. So, I just urge an 'aye' vote. I really do. This is a great piece of legislation. Good opportunity for us to help our school system that does not oppose this. Unbelievably, they do not oppose it. So, thank you very much. I appreciate everybody's time, and I encourage an 'aye' vote."

Speaker Harris: "Representative Nichols."

Nichols: "I ask that... I'm going to pull the Bill from the record. I'll work on it."

Speaker Harris: "Thank you, Representative Nichols."

Nichols: "But..."

Speaker Harris: "Okay."

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Nichols: "...let's understand something. A Bill that has no opposition from the Chicago Public Schools or ISBE... and I'll work on it. And I'm going to work on it. And everybody in here, we're going to work on it. We're going to work together. We going to work on it. We're going to do whatever... where you go... you went somewhere. We going to work on it. Representative Mazzochi, we're going to work on it because this legislation... this is a... this what we need to do for our children. Okay? So, that's all I got to say on that."

Speaker Harris: "Thank you, Representative. And Ladies and Gentlemen of the House, on Bills where there are multiple speakers, we will be going to the three-minute timer. Obviously, for Leader Batinick, we will not be running the timer. On page 18 of the Calendar... except in dire circumstances. On page 18 of the Calendar is House Bill 4158, Representative Croke. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4158, a Bill for an Act concerning civil law. Third Reading of this House Bill."

Speaker Harris: "Representative Croke on the Bill."

Croke: "Thank you, Mr. Speaker. House Bill..."

Speaker Harris: "Please put your mask on."

Croke: "Oh, mask on? Sorry."

Speaker Harris: "Mask... mask on."

Croke: "Thank you, Mr. Speaker. House Bill 4158 is a Bill that promotes transparency for homeowners and condominiums and community interest associations. Under current law, boards must provide to their homeowners certain records. This simply adds to that list any reserve study that has been done by the board. A reserve study is a term with common understanding by

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lenders, boards, homeowners, and the government, is a long-range capital plan tool that helps boards anticipate and prepare for their repair and replacement of their communities' common assets. The ability of homeowners to see any reserve studies that their association has done is important because it may have a huge impact on homeowners' investment and future special assessments. This does not require HOAs to conduct a reserve study. There are no known opponents to this Bill, and it is supported by the Illinois Realtors Community Associations Institute of Illinois and the Illinois State Bar Association. I ask for an 'aye' vote."

Speaker Harris: "Representative Mazzochi."

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

Speaker Harris: "She indicates she'll yield."

Mazzochi: "Representative Stoneback (sic-Croke), you said that there were no known opponents to the Bill. But, in fact, there were known opponents to the Bill. And, in fact, we discussed some of the basis for the opposition during committee, correct?"

Croke: "There are no witness slips that have slipped in opposed to this Bill."

Mazzochi: "Yeah. Well, that's a little bit different than saying there's no opponents to the Bill. So, one of the things that we were concerned about in committee that led to a 'no' vote, is that, while you've added in three words that say 'any reserved study is a mandatory disclosure', there's no actual definition or meaning behind what qualifies as a reserve study, right?"

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Croke: "So.. in the Bill, reserves means that.. not in the Bill, but reserves are defined in the community interest common.. a Community Association Act. So, reserve means that sums paid by members which are separately maintained by common interest community association for purposes specified by the declaration and bylaws of the common interest community association."

Mazzochi: "Right."

Croke: "Also, defined nationally, and reserve studies also used widely throughout statutes in Illinois law. And it's not.. it's referenced, but not defined. There have been no issues with it."

Mazzochi: "Right. But the.. but the term reserve study is not actually used identically throughout the Illinois Statutes, right?"

Croke: "Reserve study is not defined in Illinois Statute."

Mazzochi: "Right. And part of the problem is, is that for this, because you're making this part of a mandatory disclosure, then the concern then becomes what is the liability risk that someone is facing for disclosure, nondisclosure, or noncompliance. Now, my understanding is that the original point that you were trying to get at, at this Bill was to try to prevent another Surfside Towers. Is that fair?"

Croke: "Yes. That..."

Mazzochi: "Okay."

Croke: "...we want homeowners or condo owners to be able to.. if there is a reserve study done, be able to assess what that reserve study looks like, what the financial cost will be in the long term."

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Mazzochi: "Right. But the problem is, is that... one of the problems that happened in the Surfside situation is that it wasn't a reserve study that was the thing that was not disclosed, it was the engineering structural flaws that were not disclosed. And that's not something that you've included in this legislation."

Croke: "I'm not saying that this is a cure-all by any means. I'm saying that this is a step that I think is important for transparency for unit owners and condo owners to have when they are living in a unit or if they're looking to purchase a unit. I think that it's a very easy low-lift thing for a condo board to supply a HOA reserve study to their members."

Mazzochi: "Right. But the problem is, is that we don't have any mandatory reserve studies that need to be done in Illinois with specified criteria. And, again, if the goal is to try to identify whether there's actual structural problems with the building that may necessitate in the future having to do a special assessment or something along those lines, that's not actually going to get disclosed under the terms of this Bill. So, I just want to... I'll just go to the Bill, Mr. Speaker. In committee, we identified several ways in which this Bill needed to be improved to actually try to achieve the aims that the structure... I'm sorry... that the Sponsor originally stated she wanted to achieve. It sounds like the goals for the Bill have now changed. And now it simply going to be, well, if there's something that somebody might call a reserve study, maybe it has to be disclosed on what that study is going to look like, whether any board is obligated to do it, whether anything... that's simply not made clear in the statute."

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So, if... to the extent you're trying to impose a new criterion, it's going to be very easy for an unscrupulous board to work around to the extent you're trying to get at the structural problems that a building may have. This is simply not going to achieve that. So, again, I think this is an area where the Bill would need to have more work done. We're disappointed that the Sponsor showed no interest in working with the other side and people who have experience in this issue to try to actually make a better Bill. So, for that reason, I'm a 'no' vote."

Speaker Harris: "Representative Didech."

Didech: "To the Bill. I just want to provide some background on the committee conversation we had about this Bill. This is a Bill that's supported by all relevant stakeholders. It's supported by the Illinois State Bar Association, the Community Interest Association, the Realtors, the groups that are made up of the experts who have real experience in this issue are all comfortable with this Bill. The term reserve study is a term of arts. It is used in common (unintelligible) in this industry, in this context. Everybody knows what it means. It's a term that we use in other sections of Illinois Statutes. And courts will be able to interpret it comfortably, using its normal rules of statutory interpretation. So, I... I'm comfortable with this Bill. All stakeholders are comfortable with this Bill. I encourage an 'aye' vote."

Speaker Harris: "Representative Costa Howard."

Costa Howard: "Thank you. Sorry. Will the Sponsor yield?"

Speaker Harris: "She indicates she'll yield."

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Costa Howard: "Okay. Representative Croke, is there any definition at all that you're using to define reserve study?"

Croke: "Yes. So, the National Reserve Study Standards, which are done... it's a national reserve... it's a national organization which establishes the standards. A reserve study is a budget planning tool which identifies the components that the association is responsible to maintain or replace, the current status of the reserve fund, and a stable and equitable funding plan to offset the anticipated future major common area expenditures. The reserve study consists of two parts: the physical analysis and the financial analysis. And I would drive home that the organization that creates these standards is in support of the legislation."

Costa Howard: "And so, as part of that reserve study definition that you just gave us, that also included a structural piece of that. It's not just finances. It's also a... can be a structural piece as well."

Croke: "Yes. It includes a physical analysis."

Costa Howard: "Thank you."

Speaker Harris: "Representative Ammons."

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

Speaker Harris: "She indicates she'll yield."

Ammons: "Thank you. Representative, I'm trying to clarify the purpose of this Bill and the actions. And if you can give me, 'cause I'm not in that committee nor do I have experience in this area, what they mean by reserve study?"

Croke: "So, I'll just... I'll kind of just explain a reserve study in general. It's when you have a professional go out and look at the physical... and do a physical analysis of the building

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and then do a financial long-term plan, capital plan, of what projects may need to be done in the future. So, I, for instance, am a condo owner in the City of Chicago. I have a... I live in a small eight unit condo building. We would have someone come out and look at the physical structure of the building and how much that's going to cost me in my HOA fees. It helps me, as a condo owner and as a... as a resident of the building, plan long term financially and know what I'm going to need to pay so I can continue to live in my condo. Because the scary thing is when you get a special assessment that can potentially make people have to leave their homes if they're not aware of this. So, if I am a condo owner, I can request this reserve study now from my board and be able to plan for that."

Ammons: "So, if I can clarify what I think I heard you say, I'm a member of home owners association. And if the home owners association does a study of the area, the property, the neighborhood, and they come up with an increase that's needed in the homeowners association cost, as a homeowner, they should give me the study. That's what this deals with."

Croke: "Yes, exactly. If you requested it, they would now be required to give you the study, which they were not..."

Ammons: "Okay."

Croke: "...they could essentially deny that previously."

Ammons: "Currently. And if they decide, based on the study, that they want to increase my homeowner's association dues, then that forces me to be obligated to pay that increased dues."

Croke: "That would be a conversation with the board. The reserve study itself would give a recommendation that the board would

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then vote on, on whether or not to adopt that recommendation. But, yes, if you wanted to continue to live in the home, essentially you have to pay that HOA fee or that special assessment."

Ammons: "And do they currently do reserve studies already and we just don't have access to them? Or is this requiring a reserve study?"

Croke: "This does not require a reserve study. This is if your HOA does a reserve study. They opt in to do a reserve study. They would just have to provide that documentation to you if you requested it."

Ammons: "All right. Thank you. Thank you for clarifying."

Croke: "Of course."

Speaker Harris: "Representative Croke to close."

Croke: "I ask for an 'aye' vote."

Speaker Harris: "Representative Croke has moved that House Bill 4158 pass. All those in favor vote 'aye'; opposed vote 'no'. Voting is open. Mr. Clerk."

Clerk Bolin: "Representative Caulkins."

Caulkins: "Yes."

Clerk Bolin: "Representative Caulkins votes 'yes'. Representative Halbrook. Representative Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "No."

Clerk Bolin: "Representative Miller votes 'no'. Representative Niemerg."

Niemerg: "No."

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Clerk Bolin: "Representative Niemerg votes 'no'. Representative Sosnowski."

Sosnowski: "Yes."

Clerk Bolin: "Representative Sosnowski votes 'yes'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Harris: "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 98 voting 'yes', 10 voting 'no', 1 voting 'present'. And House Bill 4158, having received a Constitutional Majority, is hereby declared passed. On top of page 19 is House Bill 4160, Representative DeLuca. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4160, a Bill for an Act concerning government. Third Reading of this House Bill."

Speaker Harris: "Representative DeLuca."

DeLuca: "Thank you, Mr. Speaker, Ladies and Gentlemen. House Bill 4160 designates the month of October as Italian Heritage Month. This Bill is identical to a Bill we passed last year. The Senate used it for another purpose. So, this is identical to that language, but I ask for a 'yes' vote. Thank you."

Speaker Harris: "Seeing no Members seeking recognition, the question is, 'Shall House Bill 4160 pass?' All those in favor vote 'yes'; all those opposed vote 'no'. The voting is open. Mr. Clerk."

Clerk Bolin: "Representative Caulkins."

Caulkins: "Caulkins, 'yes'."

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Clerk Bolin: "Representative Caulkins votes 'yes'. Representative Halbrook. Representative Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "Yes."

Clerk Bolin: "Representative Miller votes 'yes'. Representative Niemerg."

Niemerg: "Yes."

Clerk Bolin: "Representative Niemerg votes 'yes'. Representative Sosnowski."

Sosnowski: "Yes."

Clerk Bolin: "Representative Sosnowski votes 'yes'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Harris: "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 109 voting 'yes', 0 voting 'no', 0 voting 'present'. And House Bill 4160, having received the Constitutional Majority, is hereby declared passed. Leader Manley for a Motion."

Manley: "Mr. Speaker, I'd like to make a Motion to allow Representatives Demmer and Bourne to be allowed to vote remotely."

Speaker Harris: "Leader Manley has made a Motion that Representatives Demmer and Bourne be allowed to participate and cast their votes remotely. This is a roll call vote. All

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in favor vote 'aye'; all opposed vote 'nay'. The voting is open. Have all voted who wish? Mr. Clerk."

Clerk Bolin: "Representative Caulkins."

Caulkins: "Yes."

Clerk Bolin: "Representative Caulkins votes 'yes'. Representative Halbrook."

Halbrook: "No."

Clerk Bolin: "Representative Halbrook votes 'no'. Representative Mayfield."

Mayfield: "Yes."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "No."

Clerk Bolin: "Representative Miller votes 'no'. Representative Niemerg."

Niemerg: "Yes."

Clerk Bolin: "Representative Niemerg votes 'yes'. Representative Sosnowski."

Sosnowski: "Yes."

Clerk Bolin: "Representative Sosnowski votes 'yes'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Harris: "Have all voted who wish? Have all voted who wish? Clerk, take the record. On this Motion, there are 83 voting 'yes', 23 voting 'no', and 3 voting 'present'. And the Motion is adopted. Mr. Clerk."

Clerk Bolin: "Is Representative Bourne present?"

Bourne: "Present."

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Clerk Bolin: "Is Representative Demmer present?"

Demmer: "Present."

Speaker Harris: "On page 19 of the Calendar appears House Bill 4161, Representative Hurley. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4161, a Bill for an Act concerning revenue. Third Reading of this House Bill."

Speaker Harris: "Representative Hurley."

Hurley: "Thank you, Mr. Speaker. House Bill 4161 just adds the 100 Club of Illinois to the Schedule G income tax write-off on your tax form. I'm here for any questions, and I appreciate your support."

Speaker Harris: "Seeing no discussion, Representative Hurley moves that House Bill 4161 be adopted. All those in favor vote 'yes'; all opposed vote 'no'. Mr. Clerk."

Clerk Bolin: "Representative Bourne."

Bourne: "Yes."

Clerk Bolin: "Representative Bourne votes 'yes'. Representative Caulkins."

Caulkins: "Representative Caulkins votes 'yes'."

Clerk Bolin: "Representative Caulkins votes 'yes'. Representative Demmer."

Demmer: "Demmer votes 'yes'."

Clerk Bolin: "Representative Demmer votes 'yes'. Representative Halbrook."

Halbrook: "Halbrook, 'yes'."

Clerk Bolin: "Representative Halbrook votes 'yes'. Representative Mayfield."

Mayfield: "Yes."

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Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "Yes."

Clerk Bolin: "Representative Miller votes 'yes'. Representative Niemerg."

Niemerg: "Yes."

Clerk Bolin: "Representative Niemerg votes 'yes'. Representative Sosnowski."

Sosnowski: "Yes."

Clerk Bolin: "Representative Sosnowski votes 'yes'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Harris: "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 111 voting in 'favor', 0 voting 'present'... 0 voting 'nay', 1 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 19 of the Calendar is House Bill 4173, Mr. Zalewski. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4173, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Harris: "Mr. Zalewski."

Zalewski: "Thank you, Mr. Speaker. This Bill deals with the governance of the Lyons Township Trustee's Office. We changed the governance structure so that various school districts that participate in the township trustee of schools can elect a rotating governing board. I'd ask for an 'aye' vote."

Speaker Harris: "Leader Durkin."

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Durkin: "Will the Sponsor yield?"

Speaker Harris: "Indicates he'll yield."

Durkin: "Representative Zalewski, you know that this has been an issue that I've had some passion for, for a number of years. So, the question I have for you, for the school districts that are part of the Lyons Township School Trustee District, have they signed off on this Bill?"

Zalewski: "The school district that I... that came to me on this Bill was in Pleasantdale. They were the proponents of the Bill. I've heard of no school district, Leader, that is against this Bill."

Durkin: "That's a good answer."

Zalewski: "Thank you. Thank you."

Durkin: "I spoke with five of the districts last week and not one of them... and that's the ones that are in LaGrange and Western Springs, and I believe Countryside. There's five of them that..."

Speaker Harris: "Representative, could I remind everyone masks on the floor?"

Durkin: "I spoke to them at length last week and none of them are supportive of the Bill. They don't know that it's going to change anything in their eyes. And they look at these, at the end of the day, that this is an office that is... that they're required to do work with that... for work that is redundant. So, by adding people to the board from different districts, and I understand the dynamics of the area, is not going to change the position of those schools. So, I have one question. I presented to you a draft Amendment, which would allow for the school districts to withdraw from the TTO. Will you take

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that into consideration, assuming you pass this Bill today, and ask the Senator, Senator Landek, to consider this while it's in the Senate?"

Zalewski: "Yeah. You have my word that I will ask Senator Landek to consider your Amendment. I... Leader, we talked about this. I know your passion for it. I understand the maleficence that's gone into the township trustee's office. We disagree about the need for it, versus whether it needs to be reorganized. But you have my word that I will go to the Senator and make a good faith case, a pro forma case that your Amendment should be included."

Durkin: "Pro forma? That's actually higher than good faith, isn't it? Or is it below?"

Zalewski: "I just throw a bunch of words out there and see if..."

Durkin: "Sounds very good. But while we can both disagree about the utility of this district, I will say that a good portion of these schools do not want this pay for the services of the TTO, and I think that that is what we should listen to. So, I know you'll pass the Bill today. I will not be supporting it until I see a version of it that I believe is going to give the school districts a realistic opportunity to make decisions for themselves on matters of payroll, of investments, the things that schools can do quite well on themselves. But they are forced and for the most... for the most part are locked in of a organization, which are TTOs, that were abolished throughout the State of Illinois, out of Cook County, in the 1980s. So, I will not be supporting the Bill today, but I do appreciate the fact that you'll keep an open mind. Thank you."

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Zalewski: "Thank you. Thank you, Leader."

Speaker Harris: "Representative Mazzochi."

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

Speaker Harris: "Indicates he'll yield."

Mazzochi: "Can you explain why this legislation, as it's currently drafted, does not run afoul of Article 4, Section 13 of the Illinois Constitution prohibiting special legislation?"

Zalewski: "Special legislation involves citing a specific instance of... a specific status fact pattern. We do Bills all the time, Deanne, where we cite geographic areas, populations of towns, more or less than a given threshold. This is not special legislation."

Mazzochi: "Well, that doesn't necessarily mean a court won't find it. So, it's just when we have bad practices, we shouldn't continue them. Thank you, Mr. Speaker."

Speaker Harris: "Representative Zalewski to close."

Zalewski: "I ask for an 'aye' vote."

Speaker Harris: "Question is, 'Shall House Bill 4173 pass?' All those in favor vote 'yes'; all those opposed vote 'no'. Voting is open. Mr. Clerk."

Clerk Bolin: "Representative Bourne."

Bourne: "No."

Clerk Bolin: "Representative Bourne votes 'no'. Representative Caulkins."

Caulkins: "Caulkins votes 'no'."

Clerk Bolin: "Representative Caulkins votes 'no'. Representative Demmer."

Demmer: "No."

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Clerk Bolin: "Representative Demmer votes 'no'. Representative Halbrook."

Halbrook: "Halbrook, 'no'."

Clerk Bolin: "Representative Halbrook votes 'no'. Representative Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "No."

Clerk Bolin: "Representative Miller votes 'no'. Representative Niemerg."

Niemerg: "No."

Clerk Bolin: "Representative Niemerg votes 'no'. Representative Sosnowski."

Sosnowski: "No."

Clerk Bolin: "Representative Sosnowski votes 'no'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Harris: "Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. With a vote of 68 voting 'yes', 43 voting 'no', and 0 voting 'present', House Bill 4173, having received the Constitutional Majority, is hereby declared passed. On page 19 of the Calendar appears House Bill 4209, Representative Stuart. Out of the record. On page 19 of the Calendar appears House Bill 4242, Representative Collins. Mr. Clerk, please read the Bill."

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Clerk Bolin: "House Bill 4242, a Bill for an Act concerning State government. Third Reading of this House Bill."

Speaker Harris: "Representative Collins on the Bill."

Collins: "So, House... I think he said that's House Amendment 1? Or I did that already in committee? Can I hold this Bill because I have fiscal notes on here?"

Speaker Harris: "Out of the record, Mr. Clerk."

Collins: "Thank you."

Speaker Harris: "On page 19 of the Calendar appears House Bill 4260, Representative Davis. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4260, a Bill for an Act concerning civil law. Third Reading of this House Bill."

Speaker Harris: "Representative Davis."

Davis: "Thank you very much, Mr. Speaker and Members of the chamber. This is an initiative of the Guardianship and Advocacy Commission, which reconciles Amendments to the Health Care Surrogacy Act and will allow a surrogate decision-maker to rely on a licensed out-of-state health care practitioner when a patient is hospitalized out of state. It amends the Health Care Surrogacy Act by reconciling changes to definitions that were made by Public Act 102-140 and Public Act 102-182. Be more than happy to answer any questions."

Speaker Harris: "Representative Frese."

Frese: "Thank you, Mr. Speaker. This... this Frese here, thank you. Just directly to the Bill, if I may. We had some... a little bit of issues in committee, and I guess I'd just like to explain. I think the committee vote went 5-2. As the Representative said, the Bill reconciles changes to definitions that were made by Public Acts 102-140 and 102-

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182. And in doing the flow chart, the Public Act 102-140 was, at its core, Senate Bill 109, which also dealt with the signature line in the POLST Bill. Which it passed, of course, because it came a Public Act. But it had no Republican and some Democratic people that were voting against that Bill. And so, at its core, we just had a lot of 'no' votes on that original Senate Bill 109. There's still a number of people in opposition to the Senate Bill 109, even though it did pass. And for that reason, we cast those 'no' votes. And I would suggest people look at their voting record and perhaps judge. And I would encourage a 'no' vote on this Bill. Thank you, Mr. Speaker."

Speaker Harris: "Representative Davis to close."

Davis: "Thank you very much, Mr. Speaker. To the previous speaker. Again, this was an initiative of the Guardianship and Advocacy Commission. And I learned a little bit about the history as it relates to Senate Bill 109, possibly with regard to some changes that were requested by possibly that Member and other sides of the aisle that may or may not have been done. But the importance of this Bill is that, in order to be able to make these kinds of decisions, this Bill is necessary. Previous speaker had a conversation with the Representative from the Guardianship and Advocacy Commission to try to explain why we were moving this Bill forward, and I understand that may not make him feel any better about previous conversations that he had. He's made reference to what is called the POLST folks, and I believe that's where his consternation is, is with how they treated him. But I'm asking that we not take out his frustration with them on the

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Guardianship and Advocacy Commission, an organization of the state, a state agency that has the responsibility of taking care of wards of the state. And this effort is an opportunity for us to be able to take care of those wards that may have to be hospitalized out of state, and it helps make the process better for decisions that have to be made on their behalf with an out-of-state license provider. So, I ask for a 'yes' vote."

Speaker Harris: "The question is, 'Shall House Bill 4260 pass?' All those in favor vote 'yes'; all those opposed vote 'no'. The voting is open. Mr. Clerk."

Clerk Bolin: "Representative Caulkins."

Caulkins: "Caulkins, 'no'."

Clerk Bolin: "Representative Caulkins votes 'no'. Representative Bourne."

Bourne: "No."

Clerk Bolin: "Representative Bourne votes 'no'. Representative Demmer."

Demmer: "No."

Clerk Bolin: "Representative Demmer votes 'no'. Representative Halbrook."

Halbrook: "Halbrook, 'no'."

Clerk Bolin: "Representative Halbrook votes 'no'. Representative Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "No."

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Clerk Bolin: "Representative Miller votes 'no'. Representative Niemerg."

Niemerg: "No."

Clerk Bolin: "Representative Niemerg votes 'no'. Representative Sosnowski."

Sosnowski: "No."

Clerk Bolin: "Representative Sosnowski votes 'no'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Harris: "Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this Bill, there are 69 voting 'yes', 43 voting 'no', 0 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On page 19 of the Calendar is House Bill 4333, Representative Moeller. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4333, a Bill for an Act concerning State government. Third Reading of this House Bill."

Speaker Harris: "Representative Moeller."

Moeller: "Thank you, Mr. Speaker. House Bill 4333 is an initiative of the Illinois Department of Central Management Services and it specifically does four basic things. First, it clarifies language to ensure that all state entities receiving workers' compensation services from CMS are required to authorize payments to the Workers' Compensation Revolving Fund for the cost of such... for the cost of such services. Currently, the language only references state agencies, but CMS provides services to other state entities. Secondly, it makes

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clarifying language throughout the CMS law of the Civil Administrative Code to appropriately reference all state entities, not just state agencies. Third, it eliminates outdated and obsolete language relative to inner-fund transfers going back to FY2005. And finally, it aligns statutory language regarding payments under the State Employee Indemnification Act with the current operational practice and language of the Illinois Constitution, which restricts the use of monies in the road fund from being used for anything other than roads. There is no opposition. I ask for an 'aye' vote and happy to answer any questions."

Speaker Harris: "There is some discussion. Leader Batinick is recognized."

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

Speaker Harris: "She indicates she'll yield."

Batinick: "Representative, you mentioned no opposition. I think NFIB, Chamber, TIF, and IML have no position. CMS calls it a technical cleanup Bill. It was 22-4 in committee. Do you have any idea of the nature of the angst in committee by a few of our Members?"

Moeller: "I believe there was some confusion regarding language around the road fund."

Batinick: "Around the road fund? Okay, 'cause it's the technical language whether road fund is paid for, kind of, administrative people, correct? Was that it?"

Moeller: "I think it was misinterpreted to... I think there was an assumption that we were somehow utilizing funds designated for the road fund for other purposes, when actually this Bill

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strengthens and reaffirms that road fund monies will only be used for road fund purposes."

Batinick: "I got it. I see that in some of the... some of the assessment here. I think all of my side has had enough time to absorb their analysis on their computers in front of them, and they can make an educated vote. Thank you for explaining it. Might see some red, green. Thank you."

Moeller: "Thank you."

Speaker Harris: "Representative Mazzochi is recognized."

Mazzochi: "Thank you, Mr. Speaker. To the Bill. The reason why I voted 'no' in connection with this legislation is... in committee is this. The current Bill language was enacted in 2014, which was before the Constitutional Amendment that created the road fund lockbox. So, from my perspective, the road fund lockbox should be treated like a genuine lockbox. We should not be diverting road funds into the administrative costs that were identified, particularly in the current Bill language at lines... at page 12, starting at line 12, such as payment on final settlements or judgements for employee indemnifications and other things. I agree that the current language is now trying to carve out some of those expenses. But frankly, 100 percent of these types of expenses should be carved out from the road fund. The road fund is there to actually put money into genuine infrastructure investments, into brick, concrete, and actual beds in the roads. It is not here to be... and to pay those employees. It is not here to be used to be essentially diverted even further for administrative expenses that don't actually lead to more repaired roads or more roads on the ground. That is the reason

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why I was a 'no' vote, because this Bill does not actually go far enough to preserve the road building funds. Thank you."

Speaker Harris: "Representative Davidsmeyer."

Davidsmeyer: "Thank you, Mr. Speaker. Due to a possible conflict of interest, I will be voting 'present'."

Speaker Harris: "Representative Moeller to close."

Moeller: "Thank you, Mr. Speaker. In response to the comment from the Gentlelady from DuPage, according to CMS this... the changes to the language are in compliance with the 2016 legislation, adding Section 11 to Article 9 of the Illinois Constitution, the Lockbox Amendment, which restricted the use of transportation funds to certain enumerated expenses. It's... CMS is understanding that in practice IDOT has, under current practice before this legislation was introduced, received an annual road fund appropriation related to indemnification of employees of road fund agencies since the Lockbox Amendment. However, the appropriation is limited to instances in which the representation required resulted from the road fund portion of their normal operation. So, I believe this legislation is in the spirit of the concern that Representative Mazzochi raised. And, therefore, based on that and other cleanup language that's contained in this Bill, ask for an 'aye' vote."

Speaker Harris: "The question is, 'Shall House Bill 4333 pass?' All those in favor vote 'yes'; opposed vote 'no'. The voting is open. Mr. Clerk."

Clerk Bolin: "Representative Bourne."

Bourne: "Yes."

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Clerk Bolin: "Representative Bourne votes 'yes'. Representative Caulkins."

Caulkins: "Caulkins votes 'no'."

Clerk Bolin: "Representative Caulkins votes 'no'. Representative Demmer."

Demmer: "Yes."

Clerk Bolin: "Representative Demmer votes 'yes'. Representative Halbbrook."

Halbrook: "Halbrook is 'no'."

Clerk Bolin: "Representative Halbbrook votes 'no'. Representative Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "No."

Clerk Bolin: "Representative Miller votes 'no'. Representative Niemerg."

Niemerg: "No."

Clerk Bolin: "Representative Niemerg votes 'no'. Representative Sosnowski."

Sosnowski: "Yes."

Clerk Bolin: "Representative Sosnowski votes 'yes'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Harris: "Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. With 91 voting 'yes', 17 voting 'no', and 3 voting 'present', House Bill 4343 (sic-4333), having received a Constitutional

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Majority, is hereby declared passed. Let's return on page 9 to House Bill 4242, Representative Collins. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4242, a Bill for an Act concerning State government. Third Reading of this House Bill."

Speaker Harris: "Representative Collins."

Collins: "Yes, I would like to make a Motion to remove the fiscal note. Can I do that or not?"

Speaker Harris: "It is already on Third Reading."

Collins: "Okay. Thank you. So, as Amendment to House Bill 4242... it makes foster parents automatically eligible for the Child Care Assistance Program, regardless of employment or education training status. This Bill also makes parents in youth in care automatically eligible for CCAP, regardless of employment or education training statuses and one additional eligibility period after their DCFS cases are closed. This Bill also makes parents of children who are subjects of pending cases under the Juvenile Court Act automatically eligible for CCAP, regardless of employment and education status. And it makes families with older children who have an open intact family services case, and not just those under the age of five, automatically eligible for CCAP. Lastly, it makes families receiving extended family support program services automatically eligible for CCAP. And it extends eligibility for the CCAP for DCFS involved families who would improve their education child care experience while streamlining the reimbursement process for providers. This change will be a step with recent shifts towards a more consolidated... consolidated governing structure for the state's early

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childhood system, such as the creation of the IDH... IDPH
Division of Early Childhood. IDHS."

Speaker Harris: "Leader Manley in the Chair."

Speaker Manley: "Manley in the Chair. Chair recognizes Leader
Batinick."

Batinick: "Thank you, Madam Speaker. Inquiry of the Chair."

Speaker Manley: "Just for me, right?"

Batinick: "I'm sorry."

Speaker Manley: "Just for me, just 'cause I came up here?"

Batinick: "You walked up there, I said..."

Speaker Manley: "Thanks a lot, Mark."

Batinick: "Yeah. I appreciate that."

Speaker Manley: "Go right ahead."

Batinick: "We have legislative notes, and it doesn't show that
they've been filed. A fiscal note has been requested but not
filed."

Speaker Manley: "Mr. Clerk."

Clerk Bolin: "A fiscal note was requested by the Sponsor after
the Bill had been moved to Third Reading. That note has not
been filed."

Speaker Manley: "Chair recognizes Representative Collins. Please
continue."

Collins: "Oh, I urge an 'aye' vote."

Speaker Manley: "Chair... I'm sorry. There's other people wishing
to speak. Chair recognizes Representative Mazzochi."

Mazzochi: "Thank you, Madam Speaker. Will the Sponsor yield?"

Speaker Manley: "She indicates that she will."

Mazzochi: "Representative Collins, I'm looking at page 2 of the
existing Bill, starting at line 3, subsection (b). I don't

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know if you or your staffer has that handy. But in the sections that you are amending to expand the scope of child care services, subsection (b) says, 'To the extent resources permit, the Illinois Department shall provide child care services to parents or other relatives,' and then says, 'At minimum, the Illinois Department shall cover the following categories of families,' and then it lists one. And you've added to that list, right?"

Collins: "Yes."

Mazzochi: "Okay. But here's the question. Is there going to be any additional appropriation to fund these things that you're adding in Section 7, 8, and 9, and 11?"

Collins: "Yeah. So, that was 38 million applied to fiscal year '22 for DCFS. Anything that would be additional would be minimal."

Mazzochi: "Right. But the thing is, do you know that that additional \$38 million cost is in fact going to be funded by appropriation?"

Collins: "I will hope so, 'cause this is very important."

Mazzochi: "Well, it is very important. But the other reason why it's important is that because if the 38 million doesn't go through and we're requiring this, then that's also giving the department the opportunity to take away from things that they fund, including recipients of TANF, families transitioning from TANF to work, families at risk of becoming recipients of TANF, families with special needs, families with low income working families with low incomes. So, how then are these funds going to wind up getting redistributed if there's no new appropriation?"

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Collins: "It is my hope and my intent that we can get all of those things covered and probably cut corporate tax maybe..."

Mazzochi: "Right. But..."

Collins: "...and get more funding. But no, it won't do that."

Mazzochi: "Well, but under the... under the statute, as it's currently drafted in the subsection (b), because subsection 2... this is on page 2, line 3, subsection (b), says, 'To the extent resources permit,' this is what... these are the types of child care services that the department shall provide. So, if there's a fixed sum of money, but we're now adding several new categories, then that means people in the existing categories are going to get short-changed."

Collins: "They won't. Half of these kids that we're talking about right now already..."

Mazzochi: "I'm sorry. I couldn't hear."

Collins: "Half of the folks that are using this program right now already have access to this."

Mazzochi: "Right, but within the scope of existing appropriations. So, if the scope of... so, if now... if the numbers behind the appropriations don't increase, then the only way they can come... if they're going to fund these programs, the only way they can come up with the funding is to take it away from the other categories that I just described."

Collins: "Well, I would hope that we wouldn't take it away from the other categories. And me, personally, I don't think that that's true, Representative."

Mazzochi: "Yeah, no... okay. Thank you. To the Bill. Certainly, I understand the Sponsor's hope that there will be additional appropriations available to fund all of these new categories."

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But if in fact, because we don't have a budget, we don't have a BIMP, we don't have any independent source of appropriations, and given the existing language in the statute that says, 'to the extent resources permit', one of the concerns that I have is that existing families and recipients of the child care services, they're actually going to..."

Speaker Manley: "Representative, bring your remarks to a close, please."

Mazzochi: "Right. That's what I was doing, Madam Chairman. They're going to see their benefits reduced, and I don't know that that's a good option here. Thank you."

Speaker Manley: "Chair recognizes Representative Hammond."

Hammond: "Thank you, Madam Speaker. Will the Sponsor yield?"

Speaker Manley: "She indicates that she will."

Hammond: "Representative Collins, just to recap a little bit. Your Bill actually expands the program into four different categories. Is that correct?"

Collins: "Correct."

Hammond: "And so, we have been able to identify that, certainly in category 1, we believe that there are about 371 cases that would be eligible under your legislation. Would you agree with that?"

Collins: "I don't have those specific numbers, not right now."

Hammond: "I'm sorry. I can't hear you."

Collins: "I do not have those specific numbers right now."

Hammond: "So, those... and that would be regardless of whether they are working or participating in any department approved employment training. Is that correct?"

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Collins: "Yes, regardless."

Hammond: "That is correct?"

Collins: "Yes."

Hammond: "And so, with category 2, can you tell me how many different cases would be eligible under that criteria?"

Collins: "I do not have the numbers at this time."

Hammond: "And those also are eligible regardless of whether they are working or participating in a training program. Is that correct?"

Collins: "That is correct."

Hammond: "So, under category 3, Representative, can you tell me how many cases would be eligible under category 3?"

Collins: "Representative, I do not have the numbers to that."

Hammond: "You do not have those numbers?"

Collins: "No, I do not."

Hammond: "And they, too, are eligible regardless of whether they're working?"

Collins: "Yes, they are."

Hammond: "And under category 4, Representative, can you tell me how many people would be eligible?"

Collins: "Same answer. I do not have the numbers. And they.."

Hammond: "So, in other words, Representative, you have absolutely no idea how many families are involved in your legislation. You have absolutely no idea what it is going to cost. And in addition to that, these folks are no longer required to have a work... or a work apprenticeship program applied. Is that correct?"

Collins: "That is correct."

Hammond: "I would urge a 'no' vote."

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Speaker Manley: "Chair recognizes Leader Batinick."

Batinick: "Thank you, Madam Speaker. I'm going to be brief and go quickly to the Bill. I mean, we have a situation where somebody files notes on their own Bill so they can block anybody else from finding notes and actually having an honest, open discussion of what things cost. That's what we need to be doing on all this stuff. I mean, we should want to know what things cost because, when you take from one bucket to add to another bucket, the other bucket gets empty a little bit more. The way this Bill is being presented, I believe, is disingenuous. Because of that, I strongly urge a 'no' vote."

Speaker Manley: "Representative Collins to close."

Collins: "Thank you, Ms. Speaker. So, someone who was a former youth in care, who became pregnant at the age of 20, I can tell you that this Bill is very important. We have a high number of youth in care who are transitioning out of DCFS, who become pregnant but don't have real access to child care. You have a number of families who have taken kids in but can't simply go and take care of minor things, and they're struggling right now when it comes to child care. And so, when I hear my colleagues talk about the numbers and about the budget and how much it's going to cost, we need to make sure that anything that we do in the State of Illinois when it comes to voting on a budget or talk about funding, we need to invest into child care. And no matter where they are in the State of Illinois, what their circumstances are, we need to make sure that we're intentional about protecting these kids and giving them an environment to go into and that kids who are transitioning out have a really... a real jump-start in

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independency. And so, no, sometimes when they leave the system, they don't have access to child care because what, they don't have a job. And if they don't have a... and they don't have a job because that it is a barrier. And, right now, a lot of these CCAP providers, they don't want to take subsidies from the state because the payments are late. And that is the issue, and that is what I'm trying to fix now. So, I do urge an 'aye' vote."

Speaker Manley: "The question is, 'Shall House Bill 4242 pass?' All in favor vote 'aye'; opposed vote 'nay'. The voting is open. Mr. Clerk."

Clerk Bolin: "Representative Bourne."

Bourne: "No."

Clerk Bolin: "Representative Bourne votes 'no'. Representative Caulkins."

Caulkins: "Caulkins, 'no'."

Clerk Bolin: "Representative Caulkins votes 'no'. Representative Demmer."

Demmer: "No."

Clerk Bolin: "Representative Demmer votes 'no'. Representative Halbrook."

Halbrook: "No."

Clerk Bolin: "Representative Halbrook votes 'no'. Representative Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "No."

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Clerk Bolin: "Representative Miller votes 'no'. Representative Niemerg."

Niemerg: "No."

Clerk Bolin: "Representative Niemerg votes 'no'. Representative Sosnowski."

Sosnowski: "No."

Clerk Bolin: "Representative Sosnowski votes 'no'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Manley: "Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 64 voting in 'favor', 42 voting 'opposed', 0 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Not so fast, Representative Collins. House Bill 4369, Representative Collins."

Clerk Bolin: "House Bill 4369, a Bill for an Act concerning health. Third Reading of this House Bill."

Speaker Manley: "Representative Collins."

Collins: "Thank you. House Bill 4369 amends the Lead Poisoning Prevention Act. It makes a technical change to require IDPH and local health... and local health departments to follow up on lead mitigation notices to ensure the work has been completed. I urge an 'aye' vote."

Speaker Manley: "The Chair recognizes Representative Hammond."

Hammond: "Thank you, Madam Speaker. Will the Sponsor yield?"

Speaker Manley: "She indicates that she will."

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Hammond: "Representative Collins, as I'm reading through your legislation, it... where as currently the Department of Public Health 'may' in fact conduct these follow up inspections, your legislation, as I read it, is 'shall'. So, it will require the department to do that. Is that correct?"

Collins: "Yes."

Hammond: "And can you tell me, Representative, what the cost is going to be for the Department to conduct these follow-up inspections?"

Collins: "It would not result in any cost, any change."

Hammond: "I'm sorry."

Collins: "It would not result in any cost. They already do these inspections."

Hammond: "There..."

Collins: "There's no extra cost at all. It just applies enforcement to this language."

Hammond: "So, if the Department of Public Health delegates this to another agency, whether it be local or an independent agency, those inspections will be conducted free of charge. Is that what you're saying?"

Collins: "So, the health requirement already is required to do this by rule."

Hammond: "I'm sorry. Could you repeat that?"

Collins: "It's already required. So, there's..."

Hammond: "It's currently a 'may'."

Collins: "Yes."

Hammond: "Your legislation makes it a 'shall'."

Collins: "Yes."

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Hammond: "So, it will be a requirement, whereas now it is a 'may' be required."

Collins: "Yes."

Hammond: "So, I go back to my question. I mean, this is very important."

Collins: "It is very important."

Hammond: "This is extremely important. And I think it's also important that we know what the cost is going to be so that we are able to be sure that that money is available. So, my question is, what is the cost for this becoming a 'shall' rather than a 'may'?"

Collins: "There is no extra cost, Representative."

Hammond: "So, these individuals will be conducting... I want to get this on the record."

Collins: "Yes."

Hammond: "These individuals or agencies will be conducting these inspections free of charge?"

Collins: "They'll be doing what they're already hired to do."

Hammond: "Will they be conducting them free of charge?"

Collins: "Representative, I'm not understanding what your angle is right now. I've already told you that they are going to do what they're already required to do, that this just puts a little bit more enforcement behind it."

Hammond: "Representative, obviously you're not going to respond to the question. I urge a 'no' vote for that reason."

Speaker Manley: "Chair recognizes Representative Gabel."

Gabel: "Thank you. Thank you, Madam Chair... Madam Speaker. To the Bill."

Speaker Manley: "To the Bill."

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Gabel: "Yes. So, this is... I urge a strong support of this Bill. As we all know, lead poisoning is something that affects children who are born healthy. And then when they are lead poisoned, after that point, they have brain damage, they have serious learning deficits, they have behavioral problems, they have many, many issues that affect them, and really they cannot... for many of them, it affects them for the rest of their life. So, we've been working on trying to get lead out of homes and out of water for many years. I think that... the fact that when the department says that a location needs to be mitigated, and there is lead in the building and children are eating these paint peelings, that it's essential that they go back and check and make sure that that mitigation was done and that the place is now safe for children to be. So, I urge an 'aye' vote. And thank you for bringing this Bill forward."

Speaker Manley: "Chair recognizes Representative Keicher."

Keicher: "Thank you, Madam Speaker. Will the Sponsor yield?"

Speaker Manley: "She indicates that she will."

Keicher: "Okay. Representative, can you help me on the source of the lead poisoning? We've got a lot in our community and in the media concerning lead pipes lately. Can you talk about the source of the mitigation inspections that are required under your Bill?"

Collins: "Paint, pipes."

Keicher: "I can't hear you. I'm sorry."

Collins: "Paint, pipes. It's in our water. You asked me for the source, right?"

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Keicher: "So, we've got issues right now where the Federal Government has addressed in legislation that they're currently passing a whole series of lead pipe remediation protocols. How does your Bill interact with what those protocols are establishing?"

Collins: "So... so, currently, right now, when a child comes back with high levels of lead in their blood, they're required to do an inspection. But most of the time when they're given that time frame to fix the issue, it's not getting done. And so, what this legislation does is it puts more enforcement behind it. That's what it does."

Keicher: "So, is the trigger for your Bill a high blood test for lead content for a child..."

Collins: "Yes."

Keicher: "...and is that the only trigger of your Bill?"

Collins: "Yes. And it mostly happens in communities of color where they're living in these units that have high levels of lead in them."

Keicher: "Okay. So, constructive knowledge of potential of lead would not trigger the mitigation in your Bill. Is that what you're suggesting?"

Collins: "As is existing practice."

Keicher: "That's a good answer. I'm going to have to use that sometime. So, currently we have issues with pipes and tests that are being conducted in our community where the homeowners are on the hook for the cost of the bill for the lead arising out of lead water pipe service and that those pipes are owned by the homeowner. Help me understand how your Bill would push

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the cost for those inspections as it relates to the homeowner."

Collins: "Can you repeat that question again, Representative?"

Keicher: "So, we have situations now where homeowners and renters are on the hook, if you will, for paying the bill for the inspections that are taking place of their water service through the lead line pipes that are currently owned by the building owner or occupant. How does your Bill deal with the costs of those inspections that are currently born by the occupant?"

Collins: "Representative, the... again, the homeowner is responsible for those repairs."

Speaker Manley: "Representative Keicher."

Keicher: "Thank you, Ma'am. I'll bring my..."

Speaker Manley: "Representative Reick will give you three additional minutes."

Keicher: "Thank you, Representative. So, I will close this quickly. One of the biggest concerns, folks... and this is in my community. This is coming from something that I've learned a lot about in the course of the last year. The Federal Government and the EPA at the federal level have been working aggressively on lead issues. One of the biggest mistakes that we can do is not learn from what is coming and implement a piecemeal strategy where the costs are unclear. I would encourage, at this time, that we review it, make sure that it's in alignment with the federal processes and law, and vote a 'no' for now and perhaps consider it later once costs are understood. Thank you."

Speaker Manley: "Chair recognizes Representative Ford."

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Ford: "Thank you, Madam Speaker. Will the Sponsor yield?"

Speaker Manley: "She indicates she will."

Ford: "Representative, from the West Side of Chicago, thank you for raising awareness about the dangers of lead poisoning and sponsoring this Bill. So, you're saying that a government agency goes out and determines that there's lead in a house, and they give notice that there's lead, which means that the state or the agency has somewhat of liability for that situation because they gave notice."

Collins: "Correct."

Ford: "And we're saying, you gave notice, that's enough. We don't care if you do it. Why give notice?"

Collins: "I'm sorry, Speaker. It's too many... there's too much noise. I can..."

Speaker Manley: "Can we bring the volume in here down a little bit, please?"

Collins: "Say that again, Representative."

Ford: "What's the purpose of giving notice, Representative, if we don't want to make sure to protect the children that we're giving notice for? I mean, they go out, they give notice that there's lead in a house. Why do they do it? Is it just to trouble the family or is it to fix the problem?"

Collins: "It's to make sure that the children are safe, Representative."

Ford: "So, if we don't go back, the state or the municipality knows that there's trouble in that house, and we're going to ignore it if we don't go back and the child is at risk."

Collins: "Pretty much, Representative."

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Ford: "And the state would pay for it because the truth is most children that are suffering from high levels of lead depend on Medicaid."

Collins: "Yes, Sir."

Ford: "So, what cost more, an inspection..."

Speaker Manley: "Representative Ford, can you put your mask on, please? Sorry, my apologies. There you go. Thank you."

Ford: "You're picking on me."

Speaker Manley: "Thank you very much. Please continue."

Ford: "What costs more, a treatment for lead or lead inspection? I mean, we know that it's going to be..."

Collins: "The treatment because of... the treatment because of the long... the long run damages outside of having lead."

Ford: "And isn't it... and isn't it true that there's going to be a lot of money to make sure that lead pipes, because of work that Lamont Robinson has done in this Body to make sure that this happens, that lead is removed?"

Collins: "Yes, Representative."

Ford: "So, to ignore that there's lead in the house and not go back and inspect it is a problem. And isn't it true that you're only codifying in law? You're codifying. An inspection program is only codified in Lead Poisoning Prevention Code. You're not making a new law. You're codifying the current law. Is that all you're doing?"

Collins: "Yes."

Ford: "Thank you very much. I'm telling you this is very important. And if I'm... anyone in this chamber, I would be voting to protect families to make sure that their lead levels

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are reduced and that they live healthy and safe lives. Thank you for sponsoring this, West Side."

Collins: "Thank you."

Speaker Manley: "Chair recognizes Representative Ammons."

Ammons: "Thank you, Madam Speaker. Will the Sponsor yield?"

Speaker Manley: "She indicates that she will."

Ammons: "Thank you. Representative, the intention of this Bill is to, again, to codify what is already in existing law, correct?"

Collins: "Yes."

Ammons: "It also ensures that the department has to follow up on any report of a child who may have significant lead poisoning in their system and to remediate the problem wherever that problem may exist. Is that correct?"

Collins: "Yes."

Ammons: "Thank you. To the Bill."

Speaker Manley: "To the Bill."

Ammons: "This does not charge for any inspections. So, there is no charge for inspections. It's necessary for remediation. As a homeowner, it is my responsibility to ensure that my home is lead-free for either my own family or any other family who may be renting from me. This law has been in effect since the 87th General Assembly. And what she is doing here, which is very important, and I think the Members on the right have identified a very important and key word in this debate. Which when it is initially done it said 'may', they 'may' go and do this test and they 'may' remediate. But she has done something significant here and changed the 'may' to 'shall' because 68 percent of the children who have significant lead poisoning,

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a lot of them come from the community for which she represents. And many of us, including my own son who had tested lead poisoned when he was probably three years old, two or three years old, and had to remediate this, had ear problems. He could not hear and didn't talk until he was much later in age. And so, now, when we deal with this Bill, we owe a great debt to the Representative for bringing this and changing the word from 'may' to 'shall', regardless to what it may cost me as a homeowner to remediate this problem. Because this is a significant problem that we saw in Flint, Michigan, in the water that we see throughout the City of Chicago in the schools, and we have to do everything we can in this Body to remove lead as a poisoning that affects children for their lifetime. So, thank you, Representative. And please, I will be added to this Bill as a supporter. And urge an 'aye' vote."

Speaker Manley: "Chair recognizes Representative Guzzardi. Oh, I'm sorry. Representative McCombie."

McCombie: "Thank you, Speaker. Will the Sponsor yield for just a couple of questions?"

Speaker Manley: "She indicates she will."

McCombie: "Thank you. It states here that the Department of Health or its delegate agency shall, as we've discussed... what... who would the agency be? Who do they have do it now?"

Collins: "Local health departments."

McCombie: "Local health departments?"

Collins: "Yes."

McCombie: "Okay. So, today the practice is that they have the local health departments. And they do it every time today?"

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Collins: "Yes."

McCombie: "Okay. Okay. Are you familiar with the Illinois Administrative Code, Code 845?"

Collins: "No, but it seems like you want to educate me a little bit, something about that. Can you explain it to me?"

McCombie: "Well, Representative, this... it's your Bill. It already requires IDPH. It's your Bill."

Collins: "Yes, it does."

McCombie: "So, it already requires IDPH to do the follow-up inspection. To the Bill. This is one of the things..."

Speaker Manley: "To the Bill."

McCombie: "...that we do here quite regularly. We pass Bills. We write Bills. We codify. We trailer. We've just spent way more time on this Bill than probably necessary. I'm going to guess the agency could probably even do it through rules. It's not that it's a bad Bill per se, it's just why do we keep doing these kinds of Bills when we have better things to be doing to bring fiscal stability to Illinois? Thank you."

Speaker Manley: "Representative Collins to close."

Collins: "Yes, this Bill is very important, and I don't understand why we continue to play these games and word play in this General Assembly. We know that lead poisoning is serious and that it effects some communities more than others. I think our Representatives on the right side of the aisle, they know exactly what this Bill is going to do. They just want to be heard. But what I come here to do is make sure that we are putting accountability in legislation. All this Bill simply does is codify that we put this enforcement behind what's

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already happening, and that's to protect our children. That's it. I urge an 'aye' vote."

Speaker Manley: "The question is, 'Shall House Bill 4369 pass?' All in favor vote 'aye'; opposed vote 'nay'. And the voting is open. Mr. Clerk."

Clerk Bolin: "Representative Bourne."

Bourne: "Yes."

Clerk Bolin: "Representative Bourne votes 'yes'. Representative Caulkins. Representative Demmer."

Demmer: "Yes."

Clerk Bolin: "Representative Demmer votes 'yes'. Representative Halbbrook."

Halbrook: "Yes."

Clerk Bolin: "Representative Halbbrook votes 'yes'. Representative Mayfield."

Mayfield: "Yes."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "Yes."

Clerk Bolin: "Representative Miller votes 'yes'. Representative Niemerg."

Niemerg: "Yes."

Clerk Bolin: "Representative Niemerg votes 'yes'. Representative Sosnowski."

Sosnowski: "Yes."

Clerk Bolin: "Representative Sosnowski votes 'yes'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

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Clerk Bolin: "Representative Yingling votes 'yes'. Representative Caulkins."

Caulkins: "Thank you. Caulkins votes 'yes'."

Clerk Bolin: "Representative Caulkins votes 'yes'."

Speaker Manley: "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 105 voting in 'favor', 5 voting 'against', 0 voting 'present'. This Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 4388, Representative Croke. Mr. Clerk."

Clerk Bolin: "House Bill 4388, a Bill for an Act concerning State government. Third Reading of this House Bill."

Speaker Manley: "Representative Croke."

Croke: "Thank you, Madam Speaker. HB4388 is an Alzheimer's Association initiative and would require an hour of paramedic training to identify in treating patients with Alzheimer's disease and dementia. The requirement does not add an hour of training but assigns an existing hour of general or miscellaneous training to Alzheimer's and dementia. We know that over 230 thousand Illinoisans suffer from diseases like Alzheimer's that affect both long and short term memory. Oftentimes these patients also suffer from additional comorbidities and can lead to a higher probability of coming into contact with paramedic first responders. Since paramedics may be the first people that these patients may encounter in an emergency situation, their training in identifying and properly caring for patients with memory loss is vital. In 2021, the General Assembly enacted legislation to ensure that doctors, nurses, and other health care

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providers receive annual dementia training to ensure they can recognize the signs of the disease and effectively treat and communicate with these patients. This Bill simply adds paramedics to that list. I ask for an 'aye' vote."

Speaker Manley: "Chair recognizes Representative Jacobs."

Jacobs: "Thank you, Madam Speaker. To the Bill."

Speaker Manley: "To the Bill."

Jacobs: "What we have to realize is that we're Legislators here. We're not physicians. We're not in the med schools, the dental schools, the optometry schools, et cetera. What we're doing is continuing mandates on physicians. And I know that my patients, when I'm home, would prefer that I study on retina detachments, on retina hemorrhaging, et cetera. We're taking too much time in the Legislature trying to mandate these things that the school should be mandating, the society should be mandating. So, anything that's a mandate on most any of the health professions, I just have to vote against. There are so many, hundreds of very, very bad diseases. I can name hundreds of bad diseases that we should all know. But I think it's up to the schools and up to the societies for them to do the mandates on what we should learn. And that's pretty much all I have to say. Thank you."

Speaker Manley: "Representative Croke to close."

Croke: "I ask for an 'aye' vote."

Speaker Manley: "The question is, 'Shall House Bill 4388 pass?' All in favor vote 'aye'; opposed vote 'nay'. The voting is open. Mr. Clerk."

Clerk Bolin: "Representative Bourne."

Bourne: "Present."

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Clerk Bolin: "Representative Bourne votes 'present'.
Representative Caulkins."

Caulkins: "Caulkins, 'no'."

Clerk Bolin: "Representative Caulkins votes 'no'. Representative
Demmer."

Demmer: "Yes."

Clerk Bolin: "Representative Demmer votes 'yes'. Representative
Halbrook."

Halbrook: "No."

Clerk Bolin: "Representative Halbrook votes 'no'. Representative
Mayfield."

Mayfield: "Yes."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative
Miller."

Miller: "No."

Clerk Bolin: "Representative Miller votes 'no'. Representative
Niemerg."

Niemerg: "No."

Clerk Bolin: "Representative Niemerg votes 'no'. Representative
Sosnowski."

Sosnowski: "No."

Clerk Bolin: "Representative Sosnowski votes 'no'. Representative
Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Manley: "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 98 voting in 'favor', 11 voting
'against', 2 voting 'present'. And this Bill, having received

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a Constitutional Majority, is hereby declared passed. Members, please remember to wear a face covering that covers the nose and mouth. Face coverings should be... should remain on, I repeat, should stay on while speaking on the microphone and at your desk. Thank you. House Bill 4452, Representative Didech. Mr. Clerk."

Clerk Bolin: "House Bill 4452, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Manley: "Representative Didech."

Didech: "Thank you, Madam Speaker. House Bill 4452, as amended, makes a very minor change to the Community Mental Health Act to fix a discrepancy in the referendum process for the creation of a community mental health board. Currently, when a township or county goes to referendum to establish a community mental health board, they are required to seek authorization for the maximum tax levy at .15 percent of EAV. This legislation will allow them to seek authorization for lower amounts, which is in alignment with other language that exists in other portions of the statute. The underlying Bill was an initiative regarding wind energy and zoning authority. We are not voting on that Bill today. As amended, the only thing this Bill does is make a technical change to the Community Mental Health Act to clarify that the tax levy authorization can be for lower amounts than the maximum. Thank you for your consideration, and I'm happy to answer any questions."

Speaker Manley: "Chair recognizes Leader Batinick."

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

Speaker Manley: "Indicates that he will."

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Batinick: "Representative, I mean, you did just a fabulous job explaining what the concerns were of the Members in committee, and I want to give everybody to understand what's in their notes versus what you just said. So, the underlying Bill was concerning wind tower regulation, and it's been removed from the Bill, as amended, by Committee Amendment 1. Republican Members voted 'no' in a partisan roll call on the Bill out of an abundance of caution due to the controversial nature of those controversial windmills, Representative. So, that's all gone from the Bill, correct? Is that correct?"

Didech: "Correct."

Batinick: "And what you're saying is, is you don't have to tax this much, you can tax this much or less."

Didech: "Correct."

Batinick: "Thank you very much."

Speaker Manley: "Representative Didech to close."

Didech: "I ask for an 'aye' vote. Thank you."

Speaker Manley: "The question is, 'Shall House Bill 4452 pass?' All in favor vote 'aye'; opposed vote 'nay'. And the voting is open. Mr. Clerk."

Clerk Bolin: "Representative Bourne."

Bourne: "Yes."

Clerk Bolin: "Representative Bourne votes 'yes'. Representative Caulkins."

Caulkins: "Caulkins votes 'yes'."

Clerk Bolin: "Representative Caulkins votes 'yes'. Representative Demmer."

Demmer: "Yes."

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Clerk Bolin: Representative Demmer votes 'yes'. Representative Halbrook."

Halbrook: "No."

Clerk Bolin: "Representative Halbrook votes 'no'. Representative Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "No."

Clerk Bolin: "Representative Miller votes 'no'. Representative Niemerg."

Niemerg: "No."

Clerk Bolin: "Representative Niemerg votes 'no'. Representative Sosnowski."

Sosnowski: "Yes."

Clerk Bolin: "Representative Sosnowski votes 'yes'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Manley: "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 108 voting in 'favor', 4 voting 'opposed', 0 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 4593, Representative Bos. Mr. Clerk."

Clerk Bolin: "House Bill 4593, a Bill for an Act concerning criminal law. Third Reading of this House Bill."

Speaker Manley: "Representative Bos."

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Bos: "Thank you, Speaker. House Bill 4593 seeks to remove the affirmative defense allowed in the solicitation of a sexual act with a minor or individual with profound intellectual disabilities. Right now, here in the State of Illinois, aggravated assault of an elderly person happens if they're over 60, and there's not an affirmative defense of, well, I thought they were 59. Aggravated battery of a child happens when the victim's 13 or under, and regardless of what they believed the age to be. If you sell alcohol or cigarettes to a minor, there's no affirmative defense. Those accused simply cannot say, well, I thought they were old enough. However, if an individually... individual actively seeks to pay money to rape a child... because we know these are children and this is rape, these are victims. They're not capable of willingly entering into these situations, majority are victims of trafficking forced and manipulated into these situations. Our current law says that as long as the individual 'reasonable believes that they are not a minor', that they are not a child, then it's okay. This puts the burden of proof on the victim instead of where it belongs, on the one engaging in the... such act of solicitation. It's time today to stand with these victims, to stand up for those who are actively seeking to cause these children harm and trauma for their own sick, selfish gratification. And I urge an 'aye' vote."

Speaker Manley: "Chair recognizes Representative Zalewski."

Zalewski: "Thank you, Madam Speaker. Will the Sponsor yield?"

Speaker Manley: "He indicates that he will."

Zalewski: "Chris, we talked about this in committee, but it's a really important Bill, and it's a really important point. And

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I want to make sure the Body's aware. You are of the opinion, based on what the advocates have told you, that there's an instances where offenders, people that are committing the act, are using the affirmative defense to avoid culpability."

Bos: "That is... that is correct. And this is not saying that they can't... that those offenders can't say and present evidence to say this individual presented this ID or had this posting saying that they were of this age. This simply puts the onus on that individual that is pursuing the act, versus the onus on the victim to defend that, well, no this is what I did or didn't do."

Zalewski: "And that's sort of where we... I'm cautious because the way an affirmative defense works in court is it becomes the defendant's burden to bear. So, in an affirmative defense, you raise the idea that you were mentally incapable of committing the offense. And as a result, the defendant then puts forth witnesses and testimony and experts that this person could not have done this because they were intellectually incapacitated. What your Bill does is removes that. It simply says no longer can a person raise an affirmative defense of intellectual incapacitation. As a result, it purely becomes the prosecutorial's burden to bear. That's the way I read it. I could be wrong, but I think that's the way I read it."

Bos: "Working with the advocates and those groups, they view it differently and view that it..."

Zalewski: "I just want to be careful because something like this could be cited in a case and... you would say that a prosecutor

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could... this would make it easier to convict a person of the offense."

Bos: "Correct."

Zalewski: "Okay. And there's been no instances of anybody raising with you the idea that, as a result of the affirmative defense being withdrawn from the statute, that it could force instances where the defense simply relies on the prosecution's case to create enough reasonable doubt. No one has said that to you?"

Bos: "No one has said that to me. That is correct."

Zalewski: "Okay. Thank you, Chris."

Speaker Manley: "Chair recognizes Representative Cassidy."

Cassidy: "Thank you, Madam Speaker. Question of the Sponsor?"

Speaker Manley: "He will yield."

Cassidy: "Thank you. I heard a little mention of the advocates in your exchange with my colleague, but I want just make sure we're clear for the record. You've been working with advocates such as the Illinois Coalition Against Sexual Assault, and the Chicago Alliance Against Sexual Exploitation, and they are in support of this Bill?"

Bos: "That is true."

Cassidy: "Our analysis only says that it's an initiative of the Sheriffs' Association. So, I just want to..."

Bos: "It is not... it is not an initiative of the Sheriffs' Association, though they are in favor of it. I've been working with the Chicago Alliance Against Sexual Exploitation, the Illinois Coalition Against Sexual Assault, Life Span, and other victim advocacy groups."

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Cassidy: "Excellent. Thank you for making that clear. And with that, I urge an 'aye' vote."

Bos: "Thank you."

Speaker Manley: "Chair recognizes Representative Windhorst."

Windhorst: "Thank you, Madam Speaker. I just wanted to... to the Bill. I'm in support of the Bill."

Speaker Manley: "To the Bill."

Windhorst: "I'm cosponsoring the Bill. I wanted to raise one issue as it relates to affirmative defenses. The defendant can raise issues for an affirmative defense, but the state still bears the burden of proving beyond a reasonable doubt all aspects of the crime, including those matters raised as an affirmative defense. That does not shift the burden. This, by removing it, would allow for age not to be used as an affirmative defense. Would essentially, as Representative Bos outlined, prevent someone from saying I reasonably thought the person was under 18 and would actually strengthen our law. So, I would urge a 'yes' vote."

Speaker Manley: "Chair recognizes Representative Ammons."

Ammons: "Thank you, Madam Speaker. Will the Sponsor yield briefly?"

Speaker Manley: "Indicates that he will."

Ammons: "Thank you. This Bill is a little bit of confusion for me, and I just want... need to clarify the points that were made previously by the speakers. In this particular sense, the affirmative defense argument, if we pass this Bill, would remove that as a defense for the person who's being prosecuted potentially in this case?"

Bos: "Correct."

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Ammons: "And in..."

Bos: "They can still raise it as a defense."

Ammons: "Okay."

Bos: "It's not an automatic default."

Ammons: "Okay. See, that's what the confusion is. This action does not remove it completely, meaning allows a person who may want to defend themselves however they choose under this provision..."

Bos: "Correct."

Ammons: "...from doing so. It just kind of shifts the burden to the defense..."

Bos: "Correct."

Ammons: "...to prove it."

Bos: "Correct."

Ammons: "That they either didn't know or they knew that the person was either underage or had a disability."

Bos: "Correct. Right now, the onus is on the victim. We want to make it on the person seeking the solicitation."

Ammons: "Okay. So, in the case... and I was on the Human Services... Human Trafficking Task Force. And during that task force, one of the communities that is downstate that has the probably highest level of trafficking in Illinois, in that particular case, some of the young people who testified in our task force at the time had no way to hold these folks accountable, who in essence were trafficking these young ladies. And this would present the burden onto the person who is the defendant as opposed to the victim."

Bos: "One hundred percent. That is the drive behind this, is to give voice to those victims."

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Ammons: "Okay. Thank you so much for clarifying. I knew this is a confusing point that it is important that we clarify. We are not removing a person's right to use the defense itself..."

Bos: "Correct."

Ammons: "...but it shifts the burdens for them to prove that point if they use that defense."

Bos: "One hundred percent correct."

Ammons: "Thank you so much for clarifying."

Bos: "Thank you."

Speaker Manley: "Representative Bos to close."

Bos: "Thank you all for the support and encouragement, and I urge an 'aye' vote."

Speaker Manley: "The question is, 'Shall House Bill 4593 pass?' All in favor vote 'aye'; opposed vote 'nay'. And the voting is open. Mr. Clerk."

Clerk Bolin: "Representative Bourne."

Bourne: "Yes."

Clerk Bolin: "Representative Bourne votes 'yes'. Representative Caulkins."

Caulkins: "Caulkins, 'yes'."

Clerk Bolin: "Representative Caulkins votes 'yes'. Representative Demmer."

Demmer: "Yes."

Clerk Bolin: "Representative Demmer votes 'yes'. Representative Halbrook."

Halbrook: "Yes."

Clerk Bolin: "Representative Halbrook votes 'yes'. Representative Mayfield."

Mayfield: "Yes."

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Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "Yes."

Clerk Bolin: "Representative Miller votes 'yes'. Representative Niemerg."

Niemerg: "Yes."

Clerk Bolin: "Representative Niemerg votes 'yes'. Representative Sosnowski. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'. Representative Sosnowski."

Speaker Manley: "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 110 voting in 'favor', 0 'opposed', 0 voting 'present'. With this Bill having received a Constitutional Majority, is hereby declared passed. House Bill 4618, Representative Guzzardi. Out of the record. House Bill 4626, Representative Collins. Out of the record? Out of the record. House Bill 4646, Representative Yang Rohr. Mr. Clerk."

Clerk Bolin: "House Bill 4646, a Bill for an Act concerning public employee benefits. Third Reading of this House Bill."

Speaker Manley: "Representative Yang Rohr."

Yang Rohr: "Thank you, Madam Chair. House Bill 4646 would allow for up to 20 days of paid leave per year for each trustee of the Illinois Municipal Retirement Fund Board, or IMRF. So, the IMRF Board of Trustees currently consists of eight members. Three of those trustees are elected, nonmanagement employees. And this Bill primarily effects them by allowing

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them those 20 days to attend IMRF trustee meetings. This Bill would also allow the fund to reimburse the affected municipality for the actual cost of hiring a substitute employee during those leaves of absence. There is no opposition, no known opposition on this Bill. And thank you for the time."

Speaker Manley: "Chair recognizes Leader Batinick."

Batinick: "Thank you, Madam Speaker. Will the Sponsor yield?"

Speaker Manley: "She indicates she will."

Batinick: "Representative, I just want to clarify the... what happened in committee. It looked like it was along partisan lines. There was a little bit of concern about the cost to the fund, and you had a conversation with me actually about what that is. Can you put that on the record what you estimated the cost of the fund would be annually?"

Yang Rohr: "Sure. There are a few ways to estimate the cost, but here's a very conservative estimate. So, for those three employees, if we assume they make \$20 an hour, if we assume that they are to hire their substitutes for those 20 days, it would cost them double time. It would cost \$4 thousand per trustee for the year. So, 4 thousand times 3 would be \$12 thousand, divided over \$41 million."

Batinick: "All right. Thank you for that clarification. I appreciate it, Representative."

Speaker Manley: "Representative Yang Rohr to close."

Yang Rohr: "I urge an 'aye' vote. Thank you."

Speaker Manley: "The question is, 'Shall House Bill 4646 pass?' All those in favor vote 'aye'; opposed vote 'nay'. And the voting is open. Mr. Clerk."

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Clerk Bolin: "Representative Bourne."

Bourne: "No."

Clerk Bolin: "Representative Bourne votes 'no'. Representative
Caulkins."

Caulkins: "Caulkins votes 'no'."

Clerk Bolin: "Representative Caulkins votes 'no'. Representative
Demmer."

Demmer: "No."

Clerk Bolin: "Representative Demmer votes 'no'. Representative
Halbrook."

Halbrook: "No."

Clerk Bolin: "Representative Halbrook votes 'no'. Representative
Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative
Miller."

Miller: "No."

Clerk Bolin: "Representative Miller votes 'no'. Representative
Niemerg."

Niemerg: "No."

Clerk Bolin: "Representative Niemerg votes 'no'. Representative
Sosnowski. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'. Representative
Sosnowski."

Speaker Manley: "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 69 voting in 'favor', 42 voting
'opposed', 0 voting 'present'. This Bill, having received a

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Constitutional Majority, is hereby declared passed. House Bill 4671, Representative Cassidy. Mr. Clerk."

Clerk Bolin: "House Bill 4671, a Bill for an Act concerning courts. Third Reading of this House Bill."

Speaker Manley: "Representative Cassidy."

Cassidy: "Thank you, Madam Speaker and Members of the House. House Bill 4671 is an initiative of the Department of Juvenile Justice. It seeks to bring true harm reduction policy to bear in their care of youth in their jurisdiction. When folks go into rehab, sorry, it takes an average of five attempts at rehab to be successful. What this Bill would do is give the Department of Juvenile Justice the opportunity to keep a kid in rehab who is in their care because of a low-level possession charge, they're already on probation for a low-level case, rather than incarcerating them after they fail at rehab. So, it really just allows the health care approach to prevail. And I ask for an 'aye' vote."

Speaker Manley: "Chair recognizes Representative Windhorst."

Windhorst: "Thank you, Madam Speaker. Will the Sponsor yield?"

Speaker Manley: "She indicates she will."

Windhorst: "Representative Cassidy, are there any opponents to this Bill?"

Cassidy: "My analysis says the Illinois Sheriffs and Chiefs are both opposed."

Windhorst: "All right. Thank you. And under the language of the Bill, it eliminates Class 3 and 4 violations of the Controlled Substances Act from being sentenced to DJJ. Is that essentially it?"

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Cassidy: "No. No. These are people that are on probation for Class 3 and Class 4, who, if they fail rehab would be incarcerated, this allows them to stay in rehab. So, this is not somebody.. this is not broad cases. It's a very narrow window. These are folks who have done a drug court diversion program in order to get into rehab."

Windhorst: "So, this would eliminate only in those circumstances?"

Cassidy: "Yes."

Windhorst: "But it's for three.. Class 3 and 4 felonies for.."

Cassidy: "If they're on.."

Windhorst: "...Controlled Substance Act?"

Cassidy: "Yes. If they are on pro.. if it's a probational case. If they're on probation. Yes."

Windhorst: "And I think we've mention this.."

Cassidy: "And it's after a third violation."

Windhorst: "Correct. I think we've may have mentioned this in committee. There are some Class 3 and 4 felonies under the Controlled Substances Act that involved a distribution or delivery of controlled substances, not just possession. So, I wanted to make sure that was clear for.."

Cassidy: "Right. But these are cases that are diverted to drug court and delivery usually don't go there. These are possession cases that go to drug court and get this kind of probation."

Windhorst: "But that is a possibility that could occur. I just want to make sure it's broader than just possession cases."

Cassidy: "The department made clear that these cases that are covered under this, because of the narrowing, we're not just talking about 3 and 4s, we're talking about 3 and 4s who get

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drug court probation. So, it's further narrowing. So, these are... these are not folks that are dealing. These are possession."

Windhorst: "Madam Speaker, to the Bill. I believe that this..."

Speaker Manley: "To the Bill."

Windhorst: "I'm sorry. I believe this could be narrowed further.

I also believe that there has to be some consequence that exists, even if it is a third and fourth violation or a fifth and sixth violation, there must be some consequence that exists. A lot of times that is an incentive for treatment. I know there's disagreement from the Sponsor on that viewpoint, but that's why I'm urging a 'no' vote. Thank you."

Speaker Manley: "Representative Cassidy to close."

Cassidy: "Thank you. And thank you for your questions, Representative. Again, this is a very small subset of juveniles in the jurisdiction of the Department of Juvenile Justice. These are folks who have been charged with minor possession cases only, and this really embraces our approach of substance use disorder as a health care problem. So, I urge an 'aye' vote."

Speaker Manley: "The question is, 'Shall House Bill 4671 pass?' All in favor vote 'aye'; opposed vote 'nay'. The voting is open. Mr. Clerk."

Clerk Bolin: "Representative Bourne."

Bourne: "No."

Clerk Bolin: "Representative Bourne votes 'no'. Representative Caulkins."

Caulkins: "Caulkins votes 'no'."

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Clerk Bolin: "Representative Caulkins votes 'no'. Representative Demmer."

Demmer: "No."

Clerk Bolin: "Representative Demmer votes 'no'. Representative Halbbrook."

Halbrook: "No."

Clerk Bolin: "Representative Halbbrook votes 'no'. Representative Mayfield."

Mayfield: "Mayfield votes 'yes'."

Clerk Bolin: "Representative Mayfield votes 'yes'. Representative Miller."

Miller: "No."

Clerk Bolin: "Representative Miller votes 'no'. Representative Niemerg."

Niemerg: "No."

Clerk Bolin: Representative Niemerg votes 'no'. Representative Sosnowski."

Sosnowski: "No."

Clerk Bolin: "Representative Sosnowski votes 'no'. Representative Yingling."

Yingling: "Yingling votes 'yes'."

Clerk Bolin: "Representative Yingling votes 'yes'."

Speaker Manley: "Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the... Representative Cassidy."

Cassidy: "I request Postponed Consideration."

Speaker Manley: "Mr. Clerk, please take the record. Representative Cassidy."

Cassidy: "I request Postponed Consideration."

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Speaker Manley: "This matter will be placed on the Order of Postponed Consideration. Moving to the Order of Bills on Second Reading, page 2. House Bill 693, Representative Willis. Out of the record. House Bill 726, Leader Greenwood. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 726, a Bill for an Act concerning local government. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 1847, Representative Guzzardi. Out of the record. House Bill 3150, Representative Vella. Representative Vella, House Bill 315... out of the record. House Bill 3386, Representative Weber. Out of the record. House Bill 3465, Representative Lilly. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 3465, a Bill for an Act concerning criminal law. The Bill was read for a second time on a previous day. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 3898, Representative Gordon-Booth. Out of the record. House Bill 3977, Representative LaPointe. Out of the record. House Bill 4168, Representative Ford. Representative Ford. House Bill 4126, Representative Tarver. Representative Tarver. House Bill 4201, Representative West. Out of the record. House Bill 4180, Representative Gong-Gershowitz. Out of the record. House Bill 4218, Representative Barbara Hernandez. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4218, a Bill for an Act concerning criminal law. Second Reading of this House Bill. Amendment #1

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was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 4230, Representative Davidsmeyer. Out of the record. House Bill 4243, Representative Mason. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4243, a Bill for an Act concerning education. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 4268, Representative Mason. Out of the record. House Bill 4281, Representative Stava-Murray. Out of the record. House Bill 4292, Representative Morgan. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4292, a Bill for an Act concerning public employee benefits. The Bill was read for a second time on a previous day. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 4324, Representative Morgan. Out of the record. House Bill 4356, Representative Gabel. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4356, a Bill for an Act concerning safety. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1 is offered by Representative Gabel."

Speaker Manley: "Leader Gabel on the Amendment."

Gabel: "Thank you. Thank you, Madam Speaker. House Amendment 1 to House Bill 4356 essentially does two things. First, it clarifies some last minute questions from my IEPA and moves them to neutral. And secondly, it answers a number of

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questions that the committee had around transparency, diversity, and cost to consumers."

Speaker Manley: "Representative Gabel moves for the adoption of Floor Amendment #1 to House Bill 4356. All those in favor say 'aye'; opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Mr. Clerk, any further Amendments?"

Clerk Bolin: "No further Amendments. But several notes have been requested on the Bill and have not been filed."

Speaker Manley: "Mr. Clerk, please hold this Bill on the Order of Second Reading. House Bill 4358, Representative Mayfield. Representative Mayfield."

Mayfield: "Out of the record. Sorry."

Speaker Manley: "Out of the record. House Bill 4386, Representative Yednock. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4386, a Bill for an Act concerning wildlife. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1 is offered by Representative Yednock."

Speaker Manley: "Representative Yednock on the Amendment."

Yednock: "Thank you, Mr... Mrs. Speaker. The Amendment becomes the Bill. It's a lot of change, a gut and replace that just makes some technical changes on how we hunt deer in the State of Illinois."

Speaker Manley: "Representative Yednock moves for the adoption of Floor Amendment #1 to House Bill 4386. All those in favor say 'aye'; opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk, any further Amendments?"

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Clerk Bolin: "No further Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 4526, Representative Ness. Out of the record. House Bill 4556, Representative Guzzardi. Out of the record. House Bill 4664, Representative Mah. Out of the... Representative Mah. Out of the record. House Bill 4689, Representative Walker. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4689, a Bill for an Act concerning finances. The Bill was read for a second time on a previous day. No Committee Amendments. No Floor Amendments have been approved for consideration. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 4696, Representative Ozinga. Out of the record. House Bill 4717, Representative Halpin. Representative Halpin. Out of the record. House Bill 4734, Representative Jacobs. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4734, a Bill for an Act concerning transportation. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 4739, Representative Walker. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4739, a Bill for an Act concerning State government. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Walker, has been approved for consideration."

Speaker Manley: "Representative Walker on the Amendment."

Walker: "Floor Amendment #1 is a technical change that literally adds one word. It corrects a drafting error."

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Speaker Manley: "Representative Walker moves for the adoption of Floor Amendment #1 to House Bill 4739. All in favor say 'aye'; opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk, any further Amendments?"

Clerk Bolin: "No further Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 4741, Representative Slaughter. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4741, a Bill for an Act concerning criminal law. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 4703, Representative Morgan. Out of the record. House Bill 4785, Representative Burke. Representative Burke. Out of the record. House Bill 4919, Representative Willis. Out of the record. House Bill 5049, Representative Crespo. Out of the record. House Bill 5078, Representative Kifowit. Out of the record. House Bill 5080, Representative Halpin. Out of the record. Representative... I'm sorry. House Bill 5105, Representative Ozinga. Out of the record. House Bill 5107, Representative Davis. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 5107, a Bill for an Act concerning education. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 5165, Representative Robinson. Representative Robinson. Out of the record. House Bill 5193, Representative Hirschauer. Representative Hirschauer. Out of the record. House Bill 5195, Representative Harper. Representative Harper. Out of the

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record. House Bill 5254, Leader Wheeler. Mr. Clerk, please read the Bill."

Clerk Nolin: "House Bill 5254, a Bill for an Act concerning regulation. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1 is offered by Representative Wheeler."

Speaker Manley: "Leader Wheeler on the... to explain the Amendment."

Wheeler: "Thank you, Madam Speaker. The Amendment addressed concerns of the industry and the Department of Insurance regarding the effective date and the medically necessary coverage. Thank you."

Speaker Manley: "Representative Wheeler moves for the adoption of Floor Amendment #1 to House Bill 5254. All those in favor say 'aye'; opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk, any further Amendments?"

Clerk Bolin: "No further Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 5305, Representative Nichols. Representative... out of the record. House Bill 5407, Representative Kelly. Representative Kelly. Out of the record. House Bill 5456, Representative Mazzochi. Representative Mazzochi. Out of the record. House Bill 5465, Representative Mah. Representative Mah. Out of the record. House Bill 5513, Representative Gonzalez. Representative Gonzalez. Out of the record. House Bill 5165, Representative Robinson. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 5165, a Bill for an Act concerning cyber security. Second Reading of this House Bill. Amendment #1 was

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adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Manley: "Third Reading. House Bill 5552, Representative Stava-Murray. Out of the record. House Bill 4785, Representative Burke. Out of the record. Representative Walker, what reason do you seek recognition?"

Walker: "Thank you. I... sorry to interrupt the flow. House Bill 4689, I promised to hold it on Second. So, I'd like to move it back to Second."

Speaker Manley: "Mr. Clerk, please return House Bill 4689 back to the Order of Second Reading. The Chair recognizes Leader Greenwood."

Greenwood: "Thank you, Madam Speaker. Point of personal privilege."

Speaker Manley: "Please proceed."

Greenwood: "I rise for our Black History Month recognition. Today we celebrate the Honorable Wyvetter Younge, a dedicated public servant who represented the 114th Representative District in this chamber for 34 years. Younge attended Hampton University before earning a law degree from St. Louis University School of Law and a Master of Law degree from Washington University. Before seeking public office, she served as an Assistant Circuit Attorney in St. Louis and practiced private law. Younge was elected to the Illinois General Assembly in 1975 and served until her passing in 2008. At the time of her death, she was the House's most senior Member, receiving many accolades over her career. Younge also received the Best Legislator Award from the UAW in 1993. As a testament to her commitment to education, East St. Louis

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School District 189 named a school in her honor, the Wyvetter Younger School of Excellence. Recently, I filed House Resolution 50 to rename the Higher Education Center in East St. Louis to the Wyvetter H. Younger Higher Education Center. Representative Younger is remembered as a fierce and enthusiastic advocate for East St. Louis, one who paved the way for me to do the same. Thank you."

Speaker Manley: "Mr. Clerk, Agreed Resolutions."

Clerk Hollman: "Agreed Resolutions. House Resolution 680, offered by Representative Nichols. And House Resolution 683, offered by Representative Swanson."

Speaker Manley: "Leader Greenwood moves for the adoption of the Agreed Resolutions. All in favor say 'aye'; opposed say 'nay'. In the opinion of the Chair, the 'aye's have it. And the Agreed Resolutions are adopted. Mr. Clerk, committee announcements."

Clerk Hollman: "The following committees will be meeting this afternoon. The Energy & Environment Committee will meet immediately in Virtual Room 1. Transportation: Vehicles & Safety will meet in Virtual Room 2. Financial Institutions will meet in Virtual Room 3. Health Care Availability & Access will meet in Virtual Room 4. The Executive Committee was canceled. The Executive Committee was canceled. Meeting in one hour at 5:00 is Elementary & Secondary Education: Administration, Licensing & Charter Schools in Virtual Room 5, State Government Administration in Virtual Room 4, Labor & Commerce in Virtual Room 3, Human Services in Virtual Room 2, Health Care Licenses in Virtual Room 1. Meeting in two

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hours at 6:00 is Appropriations-Public Safety in Virtual Room 2, and Appropriations-General Services in Virtual Room 1."

Speaker Manley: "And now, allowing perfunctory time for the Clerk, Leader Greenwood moves that the House stand adjourned until Thursday, February 24, at the hour of noon. All those in favor say 'aye'; opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And the House stands adjourned."

Clerk Hollman: "House Perfunctory Session will come to order. Introduction and First Reading of Senate Bills. Senate Bill 180, offered by Representative Ann Williams, a Bill for an Act concerning State government. Senate Bill 2977, offered by Representative Guzzardi, a Bill for an Act concerning regulation. Senate Bill 2989, offered by Representative Andrade, a Bill for an Act concerning public employee benefits. Senate Bill 2990, offered by Representative Morrison, a Bill for an Act concerning local government. Senate Bill 2991, offered by Representative LaPointe, a Bill for an Act concerning public employee benefits. Senate Bill 3006, offered by Representative Croke, a Bill for an Act concerning regulation. Senate Bill 3019, offered by Representative Scherer, a Bill for an Act concerning criminal law. Senate Bill 3027, offered by Representative Yednock, a Bill for an Act concerning revenue. Senate Bill 3065, offered by Representative Walsh, a Bill for an Act concerning revenue. Senate Bill 3069, offered by Representative Croke, a Bill for an Act concerning revenue. Senate Bill 3097, offered by Representative Zalewski, a Bill for an Act concerning revenue. Senate Bill 3127, offered by Representative Swanson, a Bill for an Act concerning emergency services. Senate Bill

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3144, offered by Representative Gong-Gershowitz, a Bill for an Act concerning civil law. Senate Bill 3161, offered by Representative Mussman, a Bill for an Act concerning employment. Senate Bill 3172, offered by Representative LaPointe, a Bill for an Act concerning State government. Senate Bill 3177, offered by Representative Guerrero-Cuellar, a Bill for an Act concerning public employee benefits. Senate Bill 3482, offered by Representative Harper, a Bill for an Act concerning State government. First Reading of these Senate Bills. There being no further business, the House Perfunctory Session will stand adjourned."