

STATE OF ILLINOIS
96th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

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Clerk Mahoney: "House Perfunctory Session will come to order. Introduction of House Bills-First Reading. House Bill 6853, offered by Representative Cross, a Bill for an Act concerning revenue. Senate Bills-First Reading. Senate Bill 2530, offered by Representative Careen Gordon, a Bill for an Act concerning local government. Senate Bill 2863, offered by Representative Nekritz, a Bill for an Act concerning regulation. And Senate Bill 3215, offered by Representative Mautino, a Bill for an Act concerning State Government."

Speaker Mautino: "The hour of 2:00 having arrived, the House will be in order. All Members and guests are asked to refrain from starting their laptops and turn off all cell phones, rise for the invocation and the Pledge of Allegiance. We shall be led in prayer today by Wayne Padget, Assistant Doorkeeper."

Wayne Padget: "Let us pray. Dear Heavenly Father, we come before You today in sound body and mind, praying that on this day You grant us the grace to remember with love and reverence that we are to go forth in peace with courage, hold fast to that which is good, rendering to no one evil for evil, but help us to strength the fainthearted. Let us pray to support the weak and to help the afflicted, to honor all people loving and serving You in the same love and spirit in which You have loved us. This we ask in Your Son's name, Amen."

Speaker Mautino: "We'll be led in the Pledge of Allegiance by Representative Watson."

Watson - et al: "I pledge allegiance to the flag of the United States of America and to the republic for which it stands,

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one nation under God, indivisible, with liberty and justice for all."

Speaker Mautino: "Roll Call for Attendance. Representative Bost."

Bost: "Thank you, Mr. Speaker. Let the record reflect that Representative Stephens and Representative McAuliffe are excused on the Republican side of the aisle today."

Speaker Mautino: "Majority Leader Currie."

Currie: "Thank you, Speaker. Please let the record reflect that Representative Fritchey is excused today."

Speaker Mautino: "Mr. Clerk, take the record. 113 answering the Roll, a quorum is present and the House is prepared to do its work. Representative Holbrook."

Holbrook: "Thank you. I stand on a point of personal privilege. We're joined today by the fourth graders of Whiteside School from Belleville and Shiloh. They're in the gallery, behind me. Let's give them a good General Assembly welcome."

Speaker Mautino: "Welcome to the House of Representatives. Representative Currie,"

Currie: "Thank you, Speaker. I think we all know that the House won the House/Senate softball game last night. With a score... a score, 21-5, all right, but we don't have the trophy. The question is would the Speaker like to appoint a committee of investigation to find out where that trophy is?"

Speaker Mautino: "It looks like that is in the capable hands of the Majority Leader. Representative Gordon."

Gordon, C.: "Thank you, Mr. Speaker. Ladies and Gentlemen, once again, I have the honor and privilege of introducing one of our veteran lawmakers now. This is Representative Dugan's

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grandson, Dugan Huber. He's been here every year since he's been born. And once again, he is ready and willing to do the work of the people. So, let's welcome Dugan to Springfield."

Speaker Mautino: "Welcome Dugan. Representative Flider."

Flider: "A point of personal privilege, please."

Speaker Mautino: "State your point."

Flider: "Yes. Thank you, Mr. Speaker. I would like to ask you to join me in welcoming a... a number of students who are here today, but in particular, from my district, the Richland Community College. They're here in a community leadership group. They are on the right side of the gallery. If you'd please join me in welcoming them to Springfield."

Speaker Mautino: "Representative Cole. Welcome to Springfield."

Cole: "A point of personal privilege, please."

Speaker Mautino: "State your point."

Cole: "Mr. Speaker, I'd like to welcome to Springfield the President of the Rondout School Board, Keith Gray."

Speaker Mautino: "Welcome to the House of Representatives. Mr. Clerk."

Clerk Bolin: "Committee Reports. Representative Burke, Chairperson from the Committee on Executive reports the following committee action taken on April 22, 2010: do pass Short Debate for Senate Bill 448, Senate Bill 2494, Senate Bill 2499, Senate Bill 2810, Senate Bill 2986, Senate Bill 3044, Senate Bill 3136, Senate Bill 3173; do pass as amended Short Debate for Senate Bill 3146, Senate Bill 3433, Senate Bill 3540 and Senate Bill 3762; and recommends be adopted House Resolution 1037. Representative Holbrook, Chairperson from the Committee on Business and Occupational Licenses

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reports the following committee action taken on April 21, 2010: do pass as amended Short Debate for Senate Bill 2602 and Senate Bill 3094. Representative Franks, Chairperson from the Committee on State Government Administration reports the following committee action taken on April 21, 2010: recommends be adopted House Resolution 992; do pass as amended Short Debate for Senate Bill 3249 and do pass Short Debate for Senate Bill 3281, Senate Bill 3206, Senate Bill 3037 and Senate Bill 3288. Representative Collins, Chairperson from the Committee on Juvenile Justice Reform reports the following committee action take on April 21, 2010: do pass Short Debate for Senate Bill 3085. Representative D'Amico, Chairperson from the Committee on Vehicles & Safety reports the following committee action taken on April 21, 2010: do pass Short Debate for Senate Bill 3732. Representative Holbrook, Chairperson from the Committee on Environment & Energy reports the following committee action taken on April 21, 2010: do pass Short Debate for Senate Bill 2812, Senate Bill 3070 and Senate Bill 3344. Representative Moffitt, Chairperson from the Committee on Fire Protection reports the following committee action taken on April 21, 2010: do pass Short Debate for Senate Bill 3722. Representative Boland, Chairperson from the Committee on Higher Education reports the following committee action taken on April 21, 2010: do pass Short Debate for Senate Bill 3222, Senate Bill 3705; do pass Standard Debate for Senate Bill 3699, and recommends be adopted House Resolution 582. Representative Verschoore, Chairperson from the Committee on Counties & Townships

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reports the following committee action taken on April 22, 2010: do pass Short Debate for Senate Bill 3508 and Senate Bill 3749. Representative Harris, Chairperson from the Committee on Youth & Family reports the following committee action taken on April 22, 2010: do pass Short Debate for Senate Bill 3543. Representative Howard, Chairperson from the Committee on Judiciary II-Criminal Law reports the following committee action taken on April 22, 2010: do pass Short Debate for Senate Bill 3028, Senate Bill 3029, Senate Bill 3084, Senate Bill 3090, Senate Bill 3304, Senate Bill 3305, Senate Bill 3797 and Senate Bill 3800; do pass as amended Short Debate for Senate Bill 2590, Senate Bill 3093, Senate Bill 3176 and Senate Bill 3628. Representative Bradley, Chairperson from the Committee on Revenue & Finance reports the following committee action taken on April 22, 2010: do pass Short Debate for Senate Bill 374, Senate Bill 735, Senate Bill 2350, Senate Bill 2579, Senate Bill 3011, Senate Bill 3139, Senate Bill 3265, Senate Bill 3552, Senate Bill 3646, Senate Bill 3648 and Senate Bill 3666; do pass as amended Short Debate for Senate Bill 1826, Senate Bill 2065 and Senate Bill 3780. Representative McCarthy, Chairperson from the Committee on Personnel & Pensions reports the following committee action taken on April 22, 2010: do pass as amended Short Debate for Senate Bill 2554; do pass Short Debate for Senate Bill 552, Senate Bill 2525, Senate Bill 3022, Senate Bill 3405 and Senate Bill 3537. Representative Davis, W., Chairperson from the Committee on Health & Healthcare Disparities reports the following committee action taken on April 22, 2010: do pass as amended Short

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Debate for Senate Bill 3129. Representative May, Chairperson from the Committee on Environmental Health reports the following committee action taken on April 22, 2010: recommends be adopt as amended House Resolution 816; do pass Short Debate for Senate Bill 851 and Senate Bill 3347. Representative Currie, Chairperson from the Committee on Rules reports the following committee action taken on April 22, 2010: direct floor consideration for Amendment #1 for Senate Bill 2630, Amendment #1 for Senate Bill 3030, Amendment #2 for Senate Bill 3359 and Amendment #1 for Senate Bill 350... 3501. Corrections. Senate Bill 3509. Introduction of Resolutions. House Resolution 1154, offered by Representative McAsey and House Resolution 1155, offered by Representative Bellock. These Resolutions are automatically referred to the House Rules Committee."

Speaker Mautino: "Mr. Clerk, House Resolution 1138. Read the Resolution."

Clerk Bolin: "House Resolution 1138, offered by Representative Brady.

WHEREAS, The members of the Illinois House of Representatives are pleased to congratulate Kelly Curran, of Central Catholic High School in Bloomington, on winning the 2009 IHSA Class 1-A State Cross Country championship and becoming one of only nine female cross country athletes to become a defending State Champion; and

WHEREAS, She became the 2008 Class 1-A State Champion with a time of 17:27 for 3 miles and became State Champion Female Cross Country runner again in 2009 with a winning time of 17:46; and

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WHEREAS, Kelly Curran holds school records in the 800 meter (2:17.37), the 1600 meter (4:55.5), and the 3200 meter (11:17.32) events in track; and

WHEREAS, In addition, Kelly was named one of 12 national finalists for the 2009 Wendy's High School Heisman award, chosen from a beginning field of 54,000 high school applicants from across the country; the field was narrowed to 12, with Kelly being named one of 6 boys and 6 girls; and

WHEREAS, Kelly Curran has demonstrated outstanding qualities on the athletic field as well as in the classroom, where she has compiled a 4.1 grad point average on a 4.0 scale, and a 34 ACT score; and

WHEREAS, Kelly Curran will be attending the University of Notre Dame, joining her brothers, Dan and John; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Kelly Curran on her impressive athletic and academic career and wish her continued success in the future; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Kelly Curran as a symbol of our respect and esteem."

Speaker Mautino: "The Gentleman from McLean, Representative Brady."

Brady: "Thank... thank you very much, Mr. Speaker. Ladies and Gentlemen of the House, if I could have your attention for just a moment. We actually have a... a double duty today, a double honor. The first was the young lady standing before you, Ms. Kelly Curran who is the 1A IHSA 2009 State Champion Cross Country runner from Bloomington Central Catholic High

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School, she's also the defending champion. So, how about another nice round of applause for Kelly Curran of Central Catholic High School. Also, Mr. Speaker, and Ladies and Gentlemen, I'm joined today by Senator Bill Brady, who is an alumni of Central Catholic as well as myself, could not be here on the House Floor, but his wife Nancy Brady, who is here representing the Senator and the high school, as well. Thank you very much, Mrs. Brady, for being here, as well. Thank you. And now, Mr. Speaker, if we could have the other Resolution, please."

Speaker Mautino: "Yes, Mr. Brady. House Res... Mr. Clerk, read House Resolution 1139."

Clerk Bolin: "House Resolution 1139, offered by Representative Brady.

WHEREAS, The members of the Illinois House of Representatives are pleased to congratulate the Lady Saints Basketball team from Central Catholic High School in Bloomington on their 2009-2010 championship season; and

WHEREAS, The Lady Saints had 32 season wins and their overall season record was 32-1; and

WHEREAS, The Lady Saints season record included victories in the Inter-city tournament where the Lady Saints were back-to-back champions, and in the State Farm Holiday Classic where they were also back-to-back champions; and

WHEREAS, The Lady Saints were back-to-back champions of the Corn Belt Conference and won the State Regional title, the State Super Sectional title, and the State Class 2-A girls' basketball championship; and

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WHEREAS, The State Champion Lady Saints are led by Head Coach Debbie Coffman, Assistant Varsity Head Coaches Mendy Smith and Rachel Galligan, and Assistant Coaches Shari Mitchell and Jason Davis; and

WHEREAS, The Lady Saints are Kelly Curran, Lindsay Stopa, Allie Norton, Danielle Davis, Carly Norton, Kathleen Alkire, Maggie Hayes, Morgan Smith, Emily Beoletto, Jess Reinhart, Meghan Showmaker, Lee Hofmann-Instone, Caroline Fox, and Alie Means; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate the Lady Saints on their championship season and wish them continued success in the future; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the Lady Saints Basketball Team as a symbol of our respect and esteem."

Speaker Mautino: "Representative Brady."

Brady: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. As I indicated, we have a double honor today. And now recognizing the Lady Saints of Central Catholic High School as the State Champion 2A Basketball IHSA State Champions. They are with Head Coach Debbie Coffman, the Assistant Coach Rachel Galligan, Kelly Curran, our IHSA State Cross Country Champion as part of the basketball team, Danielle Davis, Maggie Hayes and I might be missing one. Am I missing one? Does that cover everybody? How about another nice round of applause for the Lady Saints that are in the gallery. Thank you very much, ladies. And

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congratulations to each and every one of them, the Saints of Central Catholic High School."

Speaker Mautino: "Congratulations, ladies. Representative Brady now moves adoption of House Resolution 1139. All in favor say 'yes'; opposed 'no'. The 'yeeses' have it. And the Resolution is adopted. Mr. Clerk, place House Resolution 1138 on the board. Mr. Brady moves adoption of House Resolution 1138. All in favor say 'yes'; opposed say 'no'. The 'yeeses' have it. And the Resolutions are adopted. I believe Leader Turner is seeking recognition. Whatever could that be for, Sir?"

Turner: "Thank you, Ladies and Gentlemen of the House. As you know, yesterday was the Annual House/Senate Softball Game. And it was my last game. Actually, we... 30 years of it, we've enjoyed, but it's extremely significant that the trophy return to it's rightful place and we had to help Senator Hendon and Senator Martinez bring it back home. But we just want to welcome the trophy back, we know it will be around for a number of years. And we want to thank Senator Hendon for bringing the trophy to its rightful place. We were looking for it last night, as we were taking our annual pictures, but somehow he forgot it. I don't know what he was thinking, but we want to thank Senator Hendon. Tell him he can leave the trophy and now leave. And... and congratulate the team because that's what it was. Congratulate the team for a wonderful game and I know that the spirit will continue. Thank you, again. And Senator Hendon, thank you for the trophy."

Turner: "Senator Martinez, thank you also."

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Speaker Mautino: "Congratulations. Thank you for the trophy, Sir. Representative May. Mr. Clerk, read House Resolution 1145."

Clerk Mahoney: "House Resolution 1145, offered by Representative May.

WHEREAS, The members of the Illinois House of Representatives are pleased to thank Seymour Lisnek for his service in the United States Army during World War II and congratulate him for being chosen to participate in an Honor Flight Chicago trip; and

WHEREAS, Honor Flight Chicago brings World War II veterans to Washington, D.C., to allow the veterans to view the World War II Memorial; United States military officials will greet and pay tribute to these veterans upon their arrival in Washington, D.C., and the Marine Corps Band will play for the veterans upon their return to the Chicago Midway International Airport; and

WHEREAS, Seymour Lisnek served his country with great pride and distinction as a member in the United States Army in the European theatre during World War II, having achieved the rank of sergeant by the war's end; during the war, he was stationed in London and in Germany, where he single-handedly confronted a truck of German soldiers, who subsequently surrendered to him; and

WHEREAS, Seymour Lisnek serves as a model of hard work, integrity, and dedication for the people of the State of Illinois; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we thank

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Seymour Lisnek for his service to our nation during World War II, congratulate him for being chosen to participate in an Honor Flight Chicago trip, and wish him continued success and happiness in the future; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Seymour Lisnek as a symbol of our esteem and respect."

Speaker Mautino: "On the Resolution, the Lady from Lake, Representative May."

May: "Thank you. Ladies and Gentlemen, it is my honor to recognize Seymour Lisnek for his distinguished service to our country in World War II. If you heard the Resolution, he single handedly got a whole truck of soldiers to surrender to him. And he's being honored in Washington. He's a constituent of mine, a very fine citizen. So, I'm pleased to present this. You may also know, for those of us who go on the Comcast Newsmakers Show, that Paul Lisnek from Comcast is his son. So, it's with great honor we all salute and honor Mr. Lisnek for his service to our state and our country. Thank you for your attention."

Speaker Mautino: "The Lady moves adoption of House Resolution 705. All in favor say 'yes'; opposed 'no'. The 'yesses' have it. And the Resolution is adopted. Wrong number, right? Okay. Mr. Clerk place House Resolution 1145 on the board. Representative May moves adoption of House Resolution 1145. All in favor say 'yes'; opposed 'no'. The 'yesses' have it. And the Resolution is adopted. Mr. Clerk, place House Resolution 705 on the board and read the Resolution. Ask that the Members... Representative Jakobsson, we have House Resolution 705 which is a Death Resolution. I would ask the

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staff to move to the rear of the chamber. And ask the Members to give their attention to the Representative."

Jakobsson: "Thank you, Mr. Speaker, I have a House Resolution recognizing that the House of Representatives are saddened to learn of the death of Lester Thomas Pritchard of Urbana, who passed away on October 12, 2009. Lester was born in September 1949 in Galesburg and he graduated from the University of Illinois, was a disability rights activist on the local, state and federal levels. Many of you here, have probably met, had probably met Lester and you've met his wife Barb, who is here with us, today. And he began his lifetime of activism in his hometown of Galesburg. He championed efforts to make local businesses accessible and cut sidewalk curbs to street level. He didn't stop there. He kept moving on and he was diagnosed with cerebral palsy, experienced first hand the struggle for equality, dignity and access. He devoted his life as an advocate for independence, equal rights and opportunities for people with disabilities. He saw Illinois disability rights movement as a modern civil rights battle. And... he was propelled to create the Campaign for Real Choice in Illinois. He spent nearly as much time rallying Legislators in Springfield, as he did rallying and working with people for developmental disabilities in his hometown of Urbana. He helped pass a landmark ordinance in Urbana requiring that homes built with city money be accessible to people with disabilities. Lester Pritchard was appointed by Governor George Ryan to the Illinois Council on Developmental Disabilities in 1999. In 2004, he was appointed to serve as chairperson of the council. And as

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chairperson of the council, Mr. Pritchard spearheaded research studies and moved the council toward a more central role in the development of progressive services for people with disabilities. Mr. Pritchard was regarded by many as a true visionary. He saw a society that fully accepted and included people with disabilities and he worked every day of his life to make that vision a reality. He empowered hundreds of people with disabilities to map out their goals. He served as the vice chair on the board of the Champaign County Mental Health Care... Champaign County Health Care Consumers. He was a board member and board chair for Pace. He served as a member of the Urbana Human Relations Commission for 16 years. I was honored to be a part of that commission while Lester was chair. Lester Pritchard was the recipient of numerous awards and recognition of his lifetime. He was the recipient of the 2008 American Bar Association's Paul Hearne Award for Disability Rights. He was given the 2007 Humanitarian Award for furthering civil rights from the Champaign County Board. He was the recipient in 2004 of Illinois Just... Justin Dart Distinguished Citizen Award from the Coalition of Citizens with Disabilities. He was the recipient of the Edward T. Roberts Excellence in Independent Living Award from the Illinois Network of Centers for Independent Living. Lester Pritchard is survived by his wife Barbara and she's here today. And there are other people who are here with us today, Nicky Willygainer, Jennifer Thomas and Tom Wilson. He's survived by his stepbrother and many nieces and nephews, his brothers. He'll always be remembered by all who knew him and as I said, I

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think many of us in this chamber knew him because of his dedication and his work for people with disabilities."

Speaker Mautino: "On the Resolution, Representative Rose."

Rose: "Thank you, Mr. Speaker. I'm glad his wife is here today, although I can't see you in the audience, but I'm glad you're here because throughout Lester's life, everywhere he was, you were right there with him at his side and Lester was a legend in this community. I've been told that my district has more DDMI per capita than any other district in the State of Illinois living in noninstitutional settings because of the efforts of Lester Pritchard during his lifetime. He fought to deinstitutionalize; he became a legend in the process. I... the first time I met him, I think, was at DSC in Champaign. And then quickly, thereafter, my freshmen year, here he was in Springfield testifying. If you didn't get a chance to meet Lester, I'm truly sorry because he was a great individual. And he has been greatly missed in our community. Thank you, Mr. Speaker."

Speaker Mautino: "And the House has adopted the Resolution. Just... would just ask for a moment of silence. It's the intent of the Chair to go to Senate Bills on Third Reading. We'll begin where we left off yesterday, page 2 of the Calendar, Senate Bill 2589, Representative Farnham. Representative Farnham. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 2589, a Bill for an Act concerning criminal law. Third Reading."

Speaker Mautino: "Representative Farnham,"

Farnham: "Yes, Mr. Speaker, Members of the House. Senate Bill 2589 amends the Criminal Code by making it a Class IV felony

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when a person over the age of 18 commits the crimes of public indecency and sexu... sexual exploitation of a child when it occurs within 500 feet of a school and children are present on the grounds. I'll entertain any questions."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 2589. No one seeking recognition, all in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Sacia, Representative Pritchard. Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 2589, having received the Constitutional Majority, is declared passed. Representative Feigenholtz. Senate Bill 2622, Representative Feigenholtz? Out of the record. Representative Phelps, Senate Bill 2632. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 2632, a Bill for an Act concerning public aid. Third Reading."

Speaker Mautino: "Representative Phelps."

Phelps: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 2632 gives notification to horse riders regarding closures of trails in advance. All they have to do is be posted at the trailhead. And I ask for its 'aye' vote."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 2632. And the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Collins, Hannig, Harris, do you wish to be recorded? Mr. Harris, do you wish to be

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recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 2632, having received the Constitutional Majority, is declared passed. Representative Lyons, Senate Bill 2798. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 2798, a Bill for an Act concerning transportation. Third Reading."

Speaker Mautino: "Representative Lyons."

Lyons: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 2798 is an initiative brought to me by the Illinois League of Bicyclists which creates a share the road license plate. A specialty license plate for the... for the benefit of educating people on rules of the road that apply to both to bicyclists and of course to motorists. So, we discussed in detail Senator... Representative Sente's Bill yesterday about bicyclists and understanding the roads... rules of the road. This is a funding mechanism to make sure that that educational purposes has a revenue stream. And of all the well intended and good Bills we do for license plate specialty plates, this one deals with people who actually do share the road with automobiles. So, it's a very worthy request. And I ask for your support."

Speaker Mautino: "No one seeking recognition, the Gentleman moves passage of Senate Bill 2798. All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Nekritz. Mr. Clerk, take the record. 105 voting 'yes', 8 voting 'no', 0 voting 'present', Senate Bill 2798, having received the Constitutional Majority, is

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declared passed. Representative Joyce, page 3 of the Calendar is Senate Bill 3045. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3045, a Bill for an Act concerning State Government. Third Reading."

Speaker Mautino: "Representative Joyce."

Joyce: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 3045 simply would increase the statutory limit on the oppressed... imprest accounts from \$15 thousand to \$100 thousand for the Illinois Math and Science Academy. We talked about this in committee, specifically and I've been fortunate enough to have bipartisan support. And I'd be happy to answer any questions. This does not increase any spending; it just increases the ability for the Illinois Math and Science Committee...Academy to pay their bills on... in a more timely manner."

Speaker Mautino: "The Gentleman has moved passage of Senate Bill 3045. No one seeking recognition, all in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Lang, Mell, do you wish to be recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3045, having received the Constitutional Majority, is declared passed. Representative Nekritz, Senate Bill 3118. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3118, a Bill for an Act concerning transportation. Third Reading."

Speaker Mautino: "Representative Nekritz."

Nekritz: "Mr. Speaker, this Bill needs an Amendment. So we're... if we could move that back to Second."

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Speaker Mautino: "Mr. Clerk, move this Bill to Second Reading. Representative Poe, Senate Bill 3128. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3128, a Bill for an Act concerning veterans. Third Reading."

Speaker Mautino: "Representative Poe."

Poe: "Mr. Speaker, Ladies and Gentlemen of the House. This is a Veteran's Bill and it passed unanimously in the Senate and unanimous out of our committee. And the legislation includes recipients of the Afghanistan Campaign Medal and Iraq Campaign Medal a list of veterans entitled to receive compensation in the amount of \$100 for their service. I'd appreciate a 'yes' vote."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 3128. No one seeking recognition, all in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Collins, Feigenholtz, do you wish to be recorded? Mr. Clerk, take the record. 112 voting 'yes', 0 voting 'no', 1 voting 'present', Senate Bill 3128, having received the Constitutional Majority, is declared passed. Representative Hernandez, Senate Bill 3158. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3158, a Bill for an Act concerning hunger. Third Reading."

Speaker Mautino: "Representative Hernandez."

Hernandez: "Thank you, Speaker. Senate Bill 3158 is identical to House Bill 5501. It creates the Commission to End Hung... the Hunger Act. It authorizes the Department of Human Services

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to create a Commission to End Hunger for the purpose of developing an action plan every two years, review the progress of this plan and ensuring cross collaboration among government entities and community partners towards the goal of ending hunger in Illinois. I ask for your 'aye' vote."

Speaker Mautino: "The Lady moves passage of Senate Bill 3158. No one seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Feigenholtz, do you wish to be recorded? Representative Feigenholtz, do you wish to be recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3158, having received the Constitutional Majority, is hereby declared passed. Representative Froehlich, Senate Bill 3169. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3169, a Bill for an Act concerning State Government. Third Reading."

Speaker Mautino: "Representative Froehlich."

Froehlich: "Thank you, Mr. Speaker. Senate Bill 3169 amends the Illinois I.D. Card Act. Currently, the law prohibits using false names or sex or date of birth. We're going to add some other specific prohibitions, namely, the use of a false address, a nonexistent address or a false picture. This is an initiative of the Cook County State's Attorney. I know of no opposition. I ask for your support."

Speaker Mautino: "The Gentleman's moved passage of Senate Bill 3169. No one seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote

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'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Phelps, do you wish to be recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present'. Senate Bill 3169 is declared passed. If I could get the attention of the House Members, briefly. If any committee chairman would like their recessed committees to reconvene, please come up and let us know at the podium, so we can put together a schedule. This is... deadline's coming up and we need to know if the committees are going to be meeting again. So, please stop up at the podium. The Gentleman from Cook, Representative Dunkin is seeking recognition."

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

Speaker Mautino: "State your point."

Dunkin: "Ladies and Gentlemen, I'd like to welcome students from Columbia College: Mr. John Trierweiler, Michael Lencioni, their advisor, Aldo Guzman and Nicholas Glenn from Columbia College. Welcome to the House of Representatives. They're right above my head. Thank you."

Speaker Mautino: "Welcome to the House of Representatives. Representative Mathias, Senate Bill 3183. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3183, a Bill for an Act concerning government. Third Reading."

Speaker Mautino: "Representative Mathias."

Mathias: "Thank you, Mr. Speaker. Senate Bill 3183 is an initiative of the Cook County Clerk's Office. And basically what the Bill does, it allows the clerks in all of our counties at their discretion to electronically notify you if

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you need to file and they send you a copy, electronically, of a statement of economic interest. And then it would require the recipient to file their statement of economic interest electronically. I ask for your 'aye' vote."

Speaker Mautino: "The Gentleman has moved passage of Senate Bill 3183. No one seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Collins, do you wish to be recorded? Mr. Clerk, take the record. 112 voting 'yes', 1 voting 'no', 0 voting 'present', Senate Bill 3183, having received the Constitutional Majority, is declared passed. Representative Franks, Senate Bill 3211. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3211, a Bill for an Act concerning business. Third Reading of this Senate Bill."

Speaker Mautino: "Representative Franks."

Franks: "Thank you, Mr. Speaker. The Bill I present, Senate Bill 3211, is a probusiness Bill and also a government streamlining Bill. This is an effort to end inefficient, unnecessary and outdated filing requirements. This Bill will also save the Secretary of State over a million dollars and it will save our businesses untold millions of dollars. What we're going to do is to eliminate the dual filing requirement for companies that do business in the State of Illinois. As long as they are filing with the Secretary of State, they will not have to do so in the county in which they are doing business. This was something that was

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implemented in the 1830s, but here in 2010, we don't need this antiquated system."

Speaker Mautino: "The Gentleman has moved passage of Senate Bill 3211. No one seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Joe Lyons, do you wish to be recorded? Mr. Clerk, take the record. 111 voting 'yes', 2 voting 'no', 0 voting 'present', Senate Bill 3211, having received the Constitutional Majority, is hereby declared passed. The Lady from Cook, Representative Mell is seeking recognition."

Mell: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I would just like to welcome Equality Illinois here. They are here lobbying on the civil union Bills and other issues that effect me and the LGBT community, as a whole. And they represent every single Representative here. So, welcome to Equality Illinois."

Speaker Mautino: "Welcome to the House. Representative McGuire, Senate Bill 3214. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3214, a Bill for an Act concerning local government."

Speaker Mautino: "Representative McGuire."

McGuire: "Thank you, Mr. Speaker. House Bill 3214 is the... an Act concerning local government. It has to do with the intermodal facility in my district. And I would appreciate your support and pass this on. And we will go further and it's a... it's a jobs Bill. It will bring a lot of jobs to the area. Brings a lot of commerce to the area. Brings a lot of

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goodness to the area. I'd appreciate your support. Thank you."

Speaker Mautino: "The Gentleman has moved passage of Senate Bill 3214. No one seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Feigenholtz, do you wish to be recorded? Does Representative Feigenholtz wish to be recorded? Mr. Clerk, take the record. 111 voting 'yes', 2 voting 'no', 0 voting 'present', Senate Bill 3214, having received the Constitutional Majority, is declared passed. Representative McAsey, Senate Bill 3269. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3269, a Bill for an Act concerning sexual assault evidence. Third Reading."

Speaker Mautino: "Representative McAsey."

McAsey: "Thank you, Mr. Speaker. Senate Bill 3269 is an initiative of Attorney General Lisa Madigan's Office. It is an initiative to protect victims of sexual assault specifically bringing forward some safeguards, making sure that evidence that is collected in these cases is analyzed and is uploaded into the CODIS system. It does this in a couple of ways. Moving forward within 10 days of a law enforcement agency being in possession of a sexual assault evidence kit, it will be forwarded to the State Police Lab. There are also provisions in place for the numerous approximately 4 thousand kits that are on law enforcement agency shelves across our state to make sure that they are getting to the State Police Lab and being analyzed, getting

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into the system to help with open cases as well as cold cases. I know of no opposition and I urge your 'aye' vote."

Speaker Mautino: "The Lady moves passage of Senate Bill 3269. On that question, the Gentleman from Cook, Representative Durkin."

Durkin: "Will the Sponsor yield?"

Speaker Mautino: "She indicates that she will."

Durkin: "Representative, could you go again a... and repeat, what are the time limitations that are now going to be placed on the local police departments to turn these DNA kits over to the State Police?"

McAsey: "Absolutely. Within the receipt... within 10 days of the receipt of that kit by the local law enforcement agency they have to make the arrangements to get it to the State Police Lab."

Durkin: "Is this strictly limited to the Illinois State Police Crime Lab?"

McAsey: "The Bill seeks... speaks to getting the kits to the Illinois State Police Crime Lab."

Durkin: "So, in DuPage County which has the... the sheriff's office has their own crime lab in which they also do DNA analysis, they would not be subject to this, correct?"

McAsey: "The law enforcement agency would be subject to having to get that kit to the State Police Lab. So..."

Durkin: "I don't think they're required. I think that... I don't think that's accurate. I think that the DuPage sheriff... I... I question whether that's an accurate statement that they're required to submit it to the Illinois State Police Crime Lab. When you do have the DuPage Sheriff Crime Lab, you also

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have other labs who are not part of the State Police but are state crime labs up in the northwest suburbs I... I... So, you're... so, we're basically telling the sheriffs in DuPage County and the other labs that we don't... your services for DNA are no longer wanted, correct?"

McAsey: "What we're doing is we're putting in place a mechanism here to make sure that the kits are not in the custody of law enforcement, that they're not in a position where they're not being analyzed, but in fact, that we have an avenue here where they are getting to the appropriate lab for analysis. And..."

Durkin: "What's the appropriate lab, then? You said there's only one lab, under the Bill, but we other... we have other government labs that do DNA work. And this Bill is basically saying that every other state lab that does DNA analysis is no longer going to be in the business of collecting and analyzing the DNA kits."

McAsey: "What this legislation says..."

Speaker Mautino: "Representative McAsey, can you hold for just a minute."

McAsey: "Okay."

Speaker Mautino: "I would ask the Members if they could bring the side conversations down, bring the level down a little bit, so that we can hear the Representatives. Continue."

McAsey: "What the legislation says is that the kits need to be submitted to the State Police Lab within 10 days of their receipt by the law enforcement agency."

Durkin: "Every county sheriff, every municipal law enforcement department, correct?"

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McAsey: "Or it can be to the State Police Lab or to a lab that's been approved and designated by the State Police. So, it..."

Durkin: "Well, like which ones? Explain to me which ones. I mean, I rattled off a few of them, but what are the other labs that we're referring to?"

McAsey: "The language of the Bill reads that after the effective day of the Act that the evidence from the case within 10 business days of receipt... they need to submit, rather, evidence within 10 business days of receipt to a Department of State Police Forensic Laboratory or a laboratory approved and designated by the director of the State Police."

Durkin: "Okay. Would that apply to private laboratories that may have been contracted out by the State Police?"

McAsey: "Representative, if that was a laboratory approved and designated by the director of the State Police, yes, it would fall under this legislation."

Durkin: "All right. What is the sanction against that local law enforcement agency if they do not submit that DNA kit within 10 days?"

McAsey: "There's not a criminal penalty in the legislation."

Durkin: "Is there any penalty?"

McAsey: "Any other remedies that would be available under the law, but there is not a specific criminal penalty within the legislation."

Durkin: "All right. Let me ask you this. There's a lot of cases whether it's in a sexual assault case but also other felony cases that are reviewed on a regular basis and at certain times the police and also the prosecutor's office, who have obtained some type of physical evidence, DNA evidence, but

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they were able to clear that individual based on whether a confession from another individual and that person is not going to be charged. Are you still requiring that DNA to be submitted and tested by the State Police or the lab approved by the State Police?"

McAsey: "Thank you. Representative, there are actually federal guidelines that govern what type of evidence can be uploaded into the state database. And ISP complies with those guidelines. Under those guidelines, if evidence has been submitted to ISP and the investigating law enforcement agency has concluded that it has not been connected to any crime, that evidence will not be analyzed, will not be uploaded into CODIS. Additionally, there is language in the Bill providing for an expungement of any DNA record, if it's... if it's been determined that it has not been connected with an actual crime."

Durkin: "How would you expunge a DNA record? That's curious, I'd like to know how you do that? I... I noticed you had some people do it with their drivers... some past driver's info... license infractions. How do you expunge a DNA submission?"

McAsey: "Representative, Section 35 of the proposed Bill speaks specifically to the expungement process. And speaks about if the department receives written confirmation from the investigating law enforcement agency or State's Attorneys Office that a DNA record has been uploaded pursuant to the Act but was not connected to a criminal investigation, the DNA record shall be expunged."

Durkin: "So, it's strictly just application to the director of the State Police, right? That what you're are saying? It's

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just to add a petition to the Illinois State Police director?"

McAsey: "Yes, it would be a written communication to the State Police."

Durkin: "All right. So, here's the case. You got the situation that... where someone has been brought in for questioning, there is... and they have submitted to some type of DNA analysis, but the police have let him go, he's been cleared. Are they still required to submit that DNA even though there is no... there is absolutely no way that they're..."

Speaker Mautino: "Oh... Would you a... turn the Gentleman's mic back on. Please go ahead and finish your question, Sir."

Durkin: "I... I think the question we had earlier is that if it's after the 10 day period and the person has been cleared and they're not going to be charged, then the federal guidelines required that it... somehow that they're not going to that... that it's going to be returned, it's not going to be worked up. How about that individual, who has been cleared within 24 hours, but they have that the DNA. Is... are the... is the local law enforcement department going to have to still submit that DNA analysis to the State Police Crime Labs?"

McAsey: "Under the Act, within 10 days of the law enforcement agency's receipt of the kit."

Durkin: "So, it's the person who has been cleared, but they do have some type of DNA analysis and they've already... The situation is they've apprehended another individual, who's made a confession, but you're still saying that they... the local law enforcement officer or agency has to submit that

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DNA evidence that somebody who is absolutely no way going to be charged with the crime?"

McAsey: "I'm not... Can you repeat exactly..."

Durkin: "I'll repeat it, yes."

McAsey: "...what your hypothetical scenario is? I'm not sure that I understand it?"

Durkin: "And what I'm saying is that you... The situation is that somebody's brought in for questioning and there is some type of... they may have voluntarily given a DNA..."

McAsey: "But this doesn't have anything to do with a... someone who's suspected in having committed a crime. This has to do with the collection of the actual sex assault kit. So, a victim of a sexual assault who's going to the hospital, going through the... the lengthy and invasive process of having the sexual assault kit collected. Those are the kits..."

Durkin: "I disagree with you. And I think you're going to have the situation where you have people that are brought in on a regular basis, law enforcement's doing its job, they're thoroughly investigating a case. An individual has been cleared, they are left to go home but they've given some type of DNA analysis. Another individual has been caught, apprehended and they've admitted to a crime, but you're still going to say that the first person..."

Speaker Mautino: "Further discussion? Representative Sacia is seeking recognition."

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

Speaker Mautino: "Indicates that she will."

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Sacia: "Representative McAsey, am I correct in stating that this would go into effect January 1 of 2011? Is that correct? While you're looking there, I... I don't want to lose the time..."

McAsey: "That's correct."

Sacia: "...that I have. Am I correct in stating that cases that are currently pending, the issue is that they have up to 180 days to make the appropriate arrangements, if you will, with the crime lab?"

Sacia: "Is that a correct statement?"

McAsey: "Yes. Yes, within 180 days after the effective date of the Act."

Sacia: "Would you... would you clarify for the Body what happens if a person has been cleared of a... you know, if this matter goes through the courts and they have been cleared. What happens at that point, regarding the evidence?"

McAsey: "Section 35 and Section 40 of the Act speak to the expungement process."

Sacia: "Okay."

McAsey: "So, if..."

Sacia: "Representative, this has a fiscal impact of over \$5 million, is that correct? And I'm not... I'm not trying to shoot down your Bill here, I'm just trying to get everything out on the... on the table. I believe it is an impact of over \$5 million and the encumbrance is going to be significant between now and January of 2011. And that's why the language is in there for the 180 days to make the arrangements with those kits currently sitting on shelves. Is that correct?"

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McAsey: "There... there is the provision to first inventory and determine how many kits there are out there and make to the arrangements and to create some priorities... a priority listing with regard to those kits, getting them to the State Police Lab."

Sacia: "I... I think one of the concerns, and I just shared some conversations with my seatmate here, is that after a... after a person has been cleared and that evidence is still there, I know you said there's an expungement provision, but there still seems to be some concern as to what happens with that kit, is that correct? Do you have any response to that, Representative? It... it does create some concerns and I... I'm just looking for some clarity."

McAsey: "ISP complies with the federal guidelines with regard to, if this evidence has been submitted, it's been concluded that it was not connected to any crime. That evidence won't be analyzed. It won't be uploaded into CODIS and there is also the provision in place through written confirmation from the investigating law enforcement agency or the State's Attorneys Office that a record that has been uploaded shall be expunged if it has not been connected to a crime."

Sacia: "Thank you, Representative."

Speaker Mautino: "Further discussion? Representative Franks."

Franks: "... you... thank you, Mr. Speaker. Will the Sponsor yield? Representative... Representative, I appreciate the work you've done on this and this is really an outgrowth of the Attorney General's idea that she's been working on for some time, correct?"

McAsey: "That's correct."

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Franks: "And we had passed a Bill from the House, a Bill that you had cosponsored with me, which... which was pretty similar to this Bill, correct?"

McAsey: "Absolutely."

Franks: "And then we were... when we were having committee hearings on the Bill that we had passed in the House, we had testimony by the Illinois State Police in committee, do you remember that?"

McAsey: "I do."

Franks: "And at that time, they told us that they would not need any additional funds in order to have these rape kits tested within six months, do you recall that?"

McAsey: "I do."

Franks: "Okay. So, what this Bill really does is require that the police turn over the rape kits that they collect from the hospitals, correct?"

McAsey: "Exactly. Exactly. To get them analyzed, to make sure that they're getting into the system, that they're not sitting on a shelf in a law enforcement agency where the... there... they have no possibility of making an impact to help victims, to bring justice to victims, to help solve cold cases."

Franks: "And right now, it already is the law that these rape kits need to be picked up by the local law enforcement, I think, within two weeks of them being done at the local hospitals, correct?"

McAsey: "Correct."

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Franks: "So, right now, all we're saying is once they've picked those up, within 10 days they have to send them on. They just can't languish on their shelf?"

McAsey: "That's exactly what this legislation does."

Franks: "Thank you. To the Bill. I appreciate the way you've explained it and this is one of the most critical pieces of legislation that we may face this year in helping to solve crime. I was... had the pleasure of speaking with the Attorney General about this matter on Saturday evening. And she told me about some cold cases that were solved when there had been some raids in some local suburban police departments where the evidence was actually still on the shelves from five years before. Some of the evidence had... had molded it was so old. Yet, they were still able to use the DNA to... to track down some violent offenders and actually closed five cases and that's amazing. The technology that we have today through our DNA evidence helps exonerate the innocent and helps convict the guilty. This piece of legislation will go a long way in ensuring that those women who have been victimized and the numbers are staggering, the number of women who have been raped or attempted rape is in the teens, I know in my county, it's like 14 percent of the women. This is a huge issue and we need to make our state much, much stronger. We also have to ensure that those women who have been victimized will not be victimized again by the lo..."

Speaker Mautino: "Please allow him one minute."

Franks: "Not to be victimized again by the law enforcement personnel who are sworn to protect them. This Bill will help protect our... our mothers, our sisters, our daughters, our

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significant others, our wives. This is a Bill that needs to be passed. And I encourage an 'aye' vote."

Speaker Mautino: "Further discussion? Representative Reboletti."

Reboletti: "Thank you, Speaker. The Sponsor yield?"

Speaker Mautino: "Indicates she will."

Reboletti: "Representative, I... I asked you this question in committee, and the previous speaker just talked about the south suburban department that didn't turn in the kits. Does this Bill impose any penalty on that department for not turning in the kits?"

McAsey: "There's not a criminal penalty in the Bill."

Reboletti: "So, in theory then, this Bill wouldn't necessarily prevent what happened in the south suburbs, right? Because then... this department's not facing any type of civil penalty or criminal penalty. I know that you're saying that they have to turn it in."

McAsey: "There's... there's not a specific penalty in the Bill; however, any other remedy that may be available would be available."

Reboletti: "Well, I... and I appreciate that. I just think that this would be an even better piece of legislation if it had some teeth into it so the Attorney General could probably take some type of action be it civil or make through writ of mandamus or maybe through some type of criminal prosecution if the people weren't doing their job. So, thank you."

Speaker Mautino: "Further discussion? Representative Mendoza."

Mendoza: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Those of you that have worked with me know my passion

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towards the issue of DNA. But it doesn't do us much good to have DNA sitting on the shelf, when we could be analyzing it and solving cold cases and also, not just the actual technology being put to use, but what that symbolizes and signifies for the women who have been victims of rape. This is a Bill that is long overdue. I want to thank Representative McAsey for championing this issue along with Attorney General Lisa Madigan, but would simply just ask for your support. What this is asking for is to expedite the process so that we no longer pick up the paper and read about the hundreds or thousands of cases of rape victims that have yet to be solved, that could quickly be solved because the technology is here and we frankly just need to catch up to it. Thank you, Representative McAsey. And I would strongly rise in support of this legislation."

Speaker Mautino: "Representative McAsey to close."

McAsey: "Thank you. I would urge the support of all of my colleagues to... to bring about this groundbreaking new law here in the State of Illinois to... to have law enforcement agencies within 10 days of the receipt of evidence in cases of sexual assault, getting them where they belong to the lab for analysis, so that we have the opportunity to get justice for the victims and solve cold cases. I thank you and urge your 'aye' vote."

Speaker Mautino: "The Lady has moved passage of Senate Bill 3269. All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Pritchard. Mr. Clerk, take the record. 113 voting 'yes', 0

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voting 'no', 0 voting 'present', Senate Bill 3269, having received the Constitutional Majority, is declared passed. Senate Bill 3273, Representative Franks. Excuse me. Representative Acevedo."

Acevedo: "Mr. Speaker, I rise on a point of personal privilege.

Speaker Mautino: "State your point."

Acevedo: "Yesterday, I spoke of a Navy Seal from Blue Island, Petty 1st Class Julio Huertas, who was put on trial for dereliction of duty. Just a quick update, he was found.. he was cleared of all charges today. So, it just goes that our justice system does work."

Speaker Mautino: "Thank you, Sir. Representative Franks, do you wish to call Senate Bill 3273? Read the Bill."

Clerk Mahoney: "Senate Bill 3273, a Bill for an Act concerning health. Third Reading."

Speaker Mautino: "The Gentleman from McHenry."

Franks: "Thank you, Mr. Speaker. This is a Bill.. it's a simple Bill. It passed unanimously in the Senate and has no opponent. What it simply does is it requires the Department of Public Health to utilize its existing Web site and to give information concerning complications associated with premature birth and the proper care of these premature newborns on that Web site. I'd be happy to answer any questions."

Speaker Mautino: "The Gentleman has moved passage of Senate Bill 3273. On that, Representative Burns."

Burns: "Thank you very much, Mr. Speaker. To the Bill."

Speaker Mautino: "To the Bill."

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Burns: "My daughter was born at twenty-seven weeks, twenty-seven and a half weeks. Many parents of premature infants aren't prepared for all of the challenges that you have when you bring a premature child home. And so, providing information to parents about what to do when you bring home that small baby after they've been in NICU is very, very important. I'd like to commend the Sponsor for bringing this Bill forward. I look forward to joining him as a cosponsor and I think it's a great Bill. Thank you."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 3273. All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Cavaletto, Eddy, Miller, do you wish to be recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3273 is declared passed. Representative Watson, Senate Bill 3289. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3289, a Bill for an Act concerning professional regulation. Third Reading."

Speaker Mautino: "Representative Watson."

Watson: "Thank you, Mr. Speaker, Members of the House. Senate Bill 3289 is an initiative of the Illinois Academy of Audiology. It simply allows audiologists to renew their licensing and pay their fees online. I'd be happy to have any... answer any questions. This Bill passed the House and the Senate unanimously."

Speaker Mautino: "Representative moves passage of Senate Bill 3289. No one seeking recognition, the question is, 'Shall

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this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Feigenholtz, Representative Miller, do you wish to be recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3289, having received the Constitutional Majority, is declared passed. The Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker. I rise on a point of order."

Speaker Mautino: "State your point, Sir."

Black: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Under Rule 18(g) I move for the discharge of House Joint Resolution Constitutional Amendment #56 from the House Rules Committee. Under Rule 54(a)(2), all Motions are assigned Standard Debate and I wish to debate my Motion. Upon the conclusion of the debate, I will ask for a recorded vote on the Motion to Discharge. Under Rule 49, Article IV, Section 8(c) of the Illinois Constitution, any vote shall be by a record vote whenever five Representatives so... shall so request. I am joined by a least five Members on my side of the aisle by a... raising of hands that wish for a recorded vote on the Motion to Discharge a... excuse me... HJRCA56 from the House Rules Committee."

Speaker Mautino: "The Gentleman has moved that the House discharge House Joint Resolution Constitutional Amendment 56. Majority Leader Currie is seeking recognition."

Currie: "Thank you very much, Speaker. The Chair was kind enough to give me an opportunity to object to a Motion on this same

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legislative issue some time ago and I'm happy to renew my objection. Speaker, I object."

Speaker Mautino: "That Motion requires unanimous consent. There has been an objection; therefore, the Motion fails. Mr. Black."

Black: "Mr. Speaker, thank you very much. I am more than happy to again rise to a point of order. I specifically requested a Roll Call vote on my motion pursuant to rights granted in the House Rules and the Illinois Constitution. This breach of rules should be corrected immediately with a Roll Call on my Motion to discharge. Will you, Sir, grant my Motion for a recorded vote on a Motion to Discharge?"

Speaker Mautino: "The Motion to Discharge requires a unanimous consent. Since there was an objection, the Motion has failed."

Black: "All right. Mr. Speaker..."

Speaker Mautino: "So, you may make..."

Black: "...at the appropriate time I will make the only Motion that you have left available to me, but I would like to very briefly debate the merits of House Joint Resolution Constitutional Amendment #56. Ladies and Gentlemen, this has to do with redistricting the State of Illinois. We... we are charged with doing this every 10 years. We're the only state in the union that currently, if we cannot draw a map, and in my years here we have never agreed to draw a map, and so, you draw something out of a hat or a crystal ball. We're the only state in the union that does this and whatever Party is drawn out of Mr. Lincoln's hat or Mrs. Lincoln's crystal punch bowl draws the map. Now, let... let me give you a quote.

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This was supposed to be the year of reform and I want to quote somebody that I think you all know. If we truly want reform, we have to start by changing the most political process that exists in the Illinois General Assembly. And I quote, 'There is an inherent conflict of interest in letting lawmakers draw their own district boundaries.' Let me repeat that, 'There is an inherent conflict of interest in letting lawmakers draw their own district boundaries.' That statement was made in April 2002 by then State Senator Barack Obama as he told the Hyde Park Herald. And I repeat the quote, 'There is a conflict of interest built into the process. Incumbents drawing their own maps will inevitably try to advantage themselves.' I have a copy of his quote that appeared in the Hyde Park Herald on April 2002 on page 2. Critics call the remaps partisan and undemocratic. The President of the United States, who served in the Illinois Senate, recognized the fact that it is inherently a conflict of interest to have incumbents and politicians draw their own legislative maps. In this case, I am in complete agreement with President Obama. And that's why we bring the Fair Map Amendment forward. Take it out of the hands of the politicians, let's quit gerrymandering the map, let's make it a fair map based on... on census data and census data alone. Mr. Speaker, since you will not grant me my rights under the Illinois Constitution, I would... under House Rule 57(a), I move to appeal the ruling of the Chair. And that there be a recorded vote on my Motion to Discharge HJRCA56 from the House Rules Committee and that vote can be given to

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me by a vote to overturn the Chair on his refusal to allow a Roll Call vote on the discharge Motion."

Speaker Mautino: "The Chair has... acknowledges your Motion. And under our rules, the Gentleman may speak on the Motion. Representative Fortner is seeking recognition."

Fortner: "Thank you. I'd like to speak on the Motion."

Speaker Mautino: "You'll be granted two minutes."

Fortner: "The Representative who has asked to discharge this Bill made a very important quote, but I think it's also important to look at the time that that quote had to come out. It came out in 2002, too late to do anything about that map cycle. I mean, that's part of why he did it. It was recognized that some of the map changes were there to take... to disadvantage him from a district where he had run only two years prior in 2000. We have the opportunity today, still, to take action before the maps would be created. We don't have many days left. As we know, coming up in a little over a week is going to be the deadline for us to put questions forward for the Constitution that the voters would decide in November. However, we know there is certainly one Amendment that's been passed over from the Senate. We should be debating the merits of both, just like the Senate did. The Senate debated the merits of both. This House also should be debating the merits of both. I think the Gentleman's Motion for Discharge is timely and I would encourage everyone to stand, not make the mistakes that President Obama so correctly cited 10 years ago and take action today."

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Speaker Mautino: "Motion before the Body is, 'Shall the Chair be sustained?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. 67 voting 'yes', 46 voting 'no', 0 voting 'present', and the Chair shall be sustained. Representative Sacia, Senate Bill 3293 appears on the Calendar. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3293, a Bill for an Act concerning sex offenders. Third Reading."

Speaker Mautino: "Representative Sacia."

Sacia: "Thank you, Mr. Speaker. The most exciting part of this Bill is I'm joined by my colleague Representative May, who very often I'm on the opposite side of issues. But this is cleanup language. It requires a sex offender to list his telephone number and cell phone and any changes in that going forward. That was inadvertently left off when the initial legislation went into effect. I ask for your 'aye' vote."

Speaker Mautino: "The Gentleman has moved passage of Senate Bill 3293. All in favor say... excuse me... all in favor vote 'yes'; opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Burns, Currie, Lang, Osterman, do you wish to be recorded? Representative Lang? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate bill 3293, having received the Constitutional Majority, is declared passed. Representative Colvin, Senate Bill 3291. Mr. Clerk, read the Bill."

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Clerk Mahoney: "Senate Bill 3291, a Bill for an Act concerning public aid. Third Reading."

Speaker Mautino: "The Gentleman from Cook."

Colvin: "Thank you, Mr. Speaker. Senate Bill 3291 amends the Mental Health and Developmental Disabilities Administrative Act to create a community care for the Developmentally Disabled Quality Workforce Initiative and amends the Illinois Public Aid Code to create the Intermediate Care Facilities for the Developmentally Disabled Quality Workforce Initiative. This is permissible only if funding is available. I'll be happy to answer any questions."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 3291. No one seeking recognition, all in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Colvin, do you wish to be recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3291, having received the Constitutional Majority, is declared passed. Representative Golar, Senate Bill 3309. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3309, a Bill for an Act concerning transportation. Third Reading."

Speaker Mautino: "Representative Golar."

Golar: "Thank you, Mr. Speaker. Hold on, just a second. Senate Bill 3309 is an initiative of the MS Society. And this Bill removed barriers to accessible parking. It provides people with disabilities greater access to the community. The legislation will strengthen penalties for obstructing accessible parking spaces and parking aisles reserved for

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persons with disabilities following 24 hours after an adverse weather event. It also provides that no property owner shall allow for the accumulation of debris or large objects such as trash containers and unreasonably obstruct any designated aisle or parking space specifically reserved for persons with disabilities without providing suitable and equivalent alternative parking spaces on-site. This is a win, win for persons with disabilities. I urge an 'aye' vote."

Speaker Mautino: "The Lady moves passage of Senate Bill 3309. And the Gentleman from Jasper, Representative Reis. Representative Reis."

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

Speaker Mautino: "She indicates that she will."

Reis: "Just so we can get a little idea of what we're exactly voting on here, Representative. I'm not sure we knew on the last Bill. Was there any opposition to your Bill in the Senate? I know it got 11 'no' votes."

Golar: "There was no opposition in the Senate."

Reis: "It got 11 'no' votes. I mean..."

Golar: "Eleven, what?"

Reis: "It got 11 'no' votes."

Golar: "Well, I guess those individuals did not support the real actions of this Bill."

Reis: "Okay. I was just... we're trying to figure out what your Bill does and why there was people oppos..."

Golar: "Well, I... the Bill removes the barriers. As you know, Representative Reis, in many of the communities, especially in malls and in different areas where persons with

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disabilities have their spaces allocated just for them. What happens is that the owners, in many times, when there are weather issues they will pile all the snow in those... in those spaces. And so this Bill addresses that. It addresses that the owner is responsible within a 24-hour period, if there is an emergency of adverse weather conditions, that those spaces are available for persons with disabilities."

Reis: "Does it only include adverse weather conditions?"

Golar: "No, it... Well, primarily it is for that because of many of the individuals... the complaints, especially from the MS Society has had issues with when they go to park and it is under adverse weather conditions or it could be that those spaces are also being used where they just pile up... in a mall, they take that area, a space that is designated for a person... for a handicapped space and they put boxes and different items in there. So, it's not for just adverse. It is also making sure that those spaces are always available."

Reis: "Our analysis, Representative, says that a person who violates these provisions shall be guilty of a petty offense and pay a fine of not more than \$250."

Golar: "That is correct."

Reis: "What if someone parks their car or their car breaks down in front of a business? I... I'm trying to think of the unintended consequences that so often happen when we pass Bills. Would the owner be responsible or would the person whose car was parked or the truck or the trailer? Would it..."

Golar: "Why would those individuals that are not handicapped, why would they be parking in that spot?"

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Reis: "No. This would be obviously if they were handicapped they could be parked there legally."

Golar: "That's correct."

Reis: "Say someone dropped a trash can off and you couldn't move it. Would the trash company be responsible or would the owner of the business be responsible?"

Golar: "The owner is responsible because that is his... his space for large malls, they have their own waste management that take care of it or some of their workers out of the stores."

Reis: "Okay."

Golar: "But they have 24 hours, Representative."

Reis: "What if the owner is gone?"

Golar: "If the owner is gone, they will be liable. But I... what do you mean, if they're gone?"

Reis: "Well, I..."

Golar: "Let's say... let's say this. Let's use this scenario. A mall or a store is only open six days a week. We have a... an adverse weather condition going on or... and they're not there for that day. They still have 24 hours or they should have someone designated to take care of that issue."

Reis: "What if it snows for three or four days and they just can't get rid of all the snow? I mean, I think that business owners, I haven't had anyone contact my office on this. I think business owners do an awful lot to promote handicapped parking, as you know handicapped parking takes up two spots, not one. They do the best they can. We have local codes. This just seems one more step..."

Golar: "Well, let me say that... this. I think in today's time with persons with disabilities that we should do a little

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bit more. Some of these things that have been... the only reason that this Bill is necessary is because there have been violations. And so we are bringing it for... for the owners to be more aware of..."

Speaker Mautino: "I'll grant the Gentleman one more minute. We have a number of speakers, so the Chair will go ahead and use the timers at two minute levels. We have six people seeking recognition."

Reis: "I'll... I'm done. Thank you, Representative. I'll continue to listen to the debate."

Golar: "Thank you."

Speaker Mautino: "The Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker. Will the Sponsor yield?"

Speaker Mautino: "Indicates that she will."

Black: "Thank you, Mr... Mr. Speaker, my computer is broken, but be that as it may."

Speaker Mautino: "I'll stop right by and fix it."

Black: "Will the Sponsor yield?"

Speaker Mautino: "Indicates that she will."

Black: "Thank you. Representative, the only... I've read a lot in the Chicago media about this. It seems to be a Chicago cultural thing. I... it... you know, it's where they put lawn chairs and garbage cans and all kinds of stuff to... to block off a parking..."

Golar: "When you say cultural what do you mean by that?"

Black: "Well, it... it's part... in fact, I think John Kass has even written articles about... the Chicago culture tolerates this."

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They... where you go out and you... you shovel out a parking place..."

Golar: "I think that's somewhat of a..."

Black: "...in front of your house."

Golar: "Representative Black, I... you know, if you would let me just kind of clear up that... that particular misunderstanding that you have. And the misunderstanding is that that happens on residential streets."

Black: "Okay."

Golar: "Okay? Not in these malls or store areas where the handicapped... this is what we're more interested in."

Black: "Oh, okay. So, you're... you're... talking commercial property..."

Golar: "That's correct."

Black: "...not residential property."

Golar: "That's correct."

Black: "Does... does anyone try to block off a parking space in commercial property that you're aware of?"

Golar: "Well, according to the MS Society it has been very egregious in... in certain areas and it does not just apply in Chicago..."

Black: "Okay."

Golar: "...it's all over the State of Illinois."

Black: "So, in other words, maybe the... the plows would... when plowing the parking lot, would tend to use a handicapped parking zone... shouldn't use that term... disabled parking zone where they dump the snow?"

Golar: "Yes."

Black: "They shouldn't, but evidently that's..."

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Speaker Mautino: "Give the Gentleman some additional time."

Black: "Mr. Speaker, now my microphone broke."

Speaker Mautino: "I'm actually fixing that right now."

Black: "Oh, thank you."

Speaker Mautino: "We're going to go ahead and turn that right
back on for you."

Black: "All right."

Speaker Mautino: "Grant additional minute."

Black: "I thought this was for residential property."

Golar: "No."

Black: "I appreciate you clearing that up."

Golar: "Yes."

Black: "So, it is then a notice to those who plow snow..."

Golar: "Correct."

Black: "...and move snow that they are not supposed to... I thought
maybe most of them would have enough common sense not to,
but you do not block disabled parking spots with the snow
that you're plowing from commercial or retail lots."

Golar: "Correct."

Black: "Okay."

Golar: "Exactly."

Black: "I understand that better now. Thank you."

Golar: "You're welcome."

Speaker Mautino: "Further discussion? The Lady from Lake,
Representative May."

May: "Thank you. Ladies and Gentlemen, I... I rise in support of
this Motion. You know, many groups come down and talk to us
and tell us what issues are on their agenda. And I was
visited by the Multiple Sclerosis Society and it was a real

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eye opener. They showed us pictures, not just one or two but dozens of pictures from around the state where, just through sloppy snow removal, they used the spaces closest to the buildings or at the end of the aisle which happened to be the handicapped spaces. We need more awareness of this. I think that this will just give the owners of malls or shopping centers the directive that they need to create awareness that they should not be dumping snow or other things in these spaces. Our disabled and handicapped people deserve to have the spaces kept open. It is a real problem that has been brought to us by advocacy groups. And I urge an 'aye' vote. Thank you."

Speaker Mautino: "Further discussion? The Gentleman from Lake, Representative Sullivan."

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

Speaker Mautino: "Indicates that she will."

Sullivan: "Representative... Representative, I... I understand the... the intent of what you're trying to do, but there is a potential unintended consequence here. Your Bill does not address the possibility of the Governor or the President of the United States declaring an area a disaster area. So, potentially you could have an owner of a building that has multitenants... multiple tenants in the... in the commercial space, where some of the tenants their building, the portion of their building is knocked down or is... is somehow been harmed and you could have a tree on the parking spaces or somehow the parking spaces have been... not been able to use. The problem we have is, where should this building owner put his resources... his or her resources, into fixing the

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building or removing the debris on the parking spots? Your Bill says after the adverse weather event. I'm assuming you mean snow there, but we have..."

Golar: "No. I could tell you what exactly that definition is."

Sullivan: "Sure."

Golar: "It includes producing... it produces a ground covering of heavy snow..."

Sullivan: "Right."

Golar: "...and ice. It could be six inches or greater, which will result in hazardous travel conditions. It could be deep snow drifts. In that particular situation that you're talking about. Hydraulic conditions that produces flash flooding, strong winds, dangerous accumulation of ice resulting in hazardous travel, extended power outages and damage to trees."

Sullivan: "Certainly. So in the conclusion of adverse weather event or the snow... the snow could stop falling and they might not be able to get to it. I know you want to get to the folks that are... that are piling the snow up and doing things of that nature, but you could have a tornado come through and knock down trees and you might not have the capacity to remove this stuff in 24 hours and in my belief that..."

Speaker Mautino: "Please give the..."

Sullivan: "Almost... almost done..."

Speaker Mautino: "...Gentleman an additional minute."

Sullivan: "...Mr. Speaker. The owner of the building should be focusing on his tenants not on the parking lot. Tha... that's the only fear and if you would somehow amend it to say, hey,

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in... in an area that's been declared a disaster by a... by the Governor or by the President of the United States, this Bill wouldn't apply. Tha... that's my fear then, that's why I don't know that I'm going to be able to support it. But thank you for your comments."

Speaker Mautino: "Further discussion? Representative Joyce."

Joyce: "Thank you, Mr. Speaker. To the Bill. Ladies and Gentlemen, I know that the Sponsor has worked very hard, along with the Multiple Sclerosis Society, just to pass a Bill that would make sure people with disabilities would have some access to the parking that's been designated for them. We've gone back and forth, I think, three or four times. I don't know if Representative Reboletti's on the floor, but working with the Sponsor to find language. And I urge an 'aye' vote on this because every Bill that we pass on this floor could have some exceptional situation where the Bill wouldn't make much sense because it doesn't give discretionary... discretionary... discretion to police officers and law enforcement officials all the time, but I'm... I think we can trust our police officers and our law enforcement officials to use discretion in those emergency situations that maybe Representative Sullivan or Representative Reis might have been referring to. And I... I do think that when this topic was brought up quite a bit in committee on three different occasions and I... I think that the committee members have exhausted a lot of those situations and I would... I think that everyone had a comfort level. So I would appreciate an 'aye' vote."

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Speaker Mautino: "Further discussion? The Gentleman from DuPage, Representative Reboletti."

Reboletti: "Thank you, Speaker. To the Bill. We... we did spend a great deal of time on this piece of legislation to make sure that we got it right. I shared some of the same concerns that Representative Sullivan had about unintended consequences and priorities, but I think what was most compelling was when Representative Golar showed the pictures of the disabled parking with about five or six feet of snow occupying those spaces right in front of the businesses. That's where the plower isn't doing his or her job. Instead of clearing those spaces first and make sure that's the priority, they're moving snow so it's to their benefit be able to get in and get out as quickly as possible without prioritizing what we need to do to make those spots accessible to our vulnerable population. So, I commend the Sponsor for her dedicated work on this an urge and 'aye' vote."

Speaker Mautino: "Representative Golar to close."

Golar: "Thank you, Mr. Speaker. I wish to thank all of my colleagues for their questions. We did have, at the beginning and the onset of introducing this Bill, we had a lot of questions and I would like to thank everyone that offered. Especially thank the MS Society who had the courage to come forth and actually choose me as the Sponsor. Thank you so much. I urge an 'aye' vote."

Speaker Mautino: "The Lady moves passage of Senate Bill 3309. All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish?"

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Have all voted who wish? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3309, having received the Constitutional Majority, is declared passed. Majority Leader Currie, Senate Bill 3315. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3315, a Bill for an Act concerning professional regulation. Third Reading."

Speaker Mautino: "Majority Leader Currie."

Currie: "Thank you, Speaker, and Members of the House. It's illegal in this state for medical professionals to engage in fee splitting. That is, if a doctor recommends you go to a radiologist for an x-ray, the doctor isn't permitted to get a kickback. Last year we made sure that the prohibition against fee splitting did not apply in situations where hospitals actually employ medical professionals, doctors, nurses, others are on salary. We wanted to make sure that the salary didn't count as a fee split, that legislation passed. This year I'm bringing before you a Bill that would make sure that... that language also applies to Northwestern Memorial Faculty Foundation. This is basically a hospital that employees hundreds of doctors, but it doesn't fit the actual definition of the hospital paying the Bill. So, I think this is really just making sure... it's a technical correction to make sure that this particular model is also exempt from the fee splitting provisions. I'd be happy to answer your questions. And I'd be grateful for your support for passage of Senate Bill 3315."

Speaker Mautino: "The Lady moves passage of Senate Bill 3315. On that question, Representative Davis is seeking recognition."

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

Speaker Mautino: "Indicates she will."

Davis, W.: "Representative, I noticed on this analysis that there were no opponents. Was there another Bill that was addressed... that was addressing this issue this Session that had a number of opponents to it?"

Currie: "There was no Bill that addressed this issue. There were other Bills involving fee splitting that may have had opposition, but not this Bill."

Davis, W.: "And... and this Bill is significantly different than those?"

Currie: "This Bill only clarifies that the Northwestern Memorial Faculty Foundation and any other arrangement in which a hospital, essentially, pays its doctors, nurses, what have you, would not count as fee splitting."

Davis, W.: "Would not count as fee splitting?"

Currie: "Would not."

Davis, W.: "Okay. Thank you very much."

Speaker Mautino: "Further discussion? The Gentleman from Knox, Representative Moffitt."

Moffitt: "Thank you, Mr. Speaker. I believe the question probably got answered. I just want to verify specifically. I think on that other Bill it was physical therapists that had not yet agreed on that other fee splitting Bill. But they're okay on this Bill. Is that correct?"

Currie: "As far as I know there's no opposition. It's really a technical verification."

Moffitt: "Yeah. It would not apply to them apparently?"

Currie: "No."

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Moffitt: "Thank you very much, Leader."

Speaker Mautino: "The Lady moves passage of Senate Bill 3315. All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3315, having received the Constitutional Majority, is hereby declared passed. Representative Nekritz, Senate Bill 3385. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3385, a Bill for an Act concerning professional regulation. Third Reading."

Speaker Mautino: "The Lady from Cook, Representative Nekritz."

Nekritz: "Thank you, Mr. Speaker. Last year we passed legislation to require licensing for condominium managers. This is cleanup language on the qualifications for those managers."

Speaker Mautino: "The Lady has moved passage of Senate Bill 3385. No one seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3385, having received the Constitutional Majority, is declared passed. Representative Flider, Senate Bill 3411. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3411, a Bill for an Act concerning criminal law. Third Reading."

Speaker Mautino: "Representative Flider."

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Flider: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Senate Bill 3411 is a Bill that passed unanimously out of the Senate. It requires the Department of Corrections to create a Web page or a link that provides the identifying information and a recent photo of any inmate being released on parole or supervision. None of the proposed law... this information must be placed on the Web site within three days of the inmate's release and it may not be removed until the offender has completed one year of mandatory supervised release. I ask for an 'aye' vote."

Speaker Mautino: "The Gentleman has moved passed of Senate Bill 3411. No one seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Beaubien, Representative Flowers, do you wish to be recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3411, having received the Constitutional Majority, is hereby declared passed. Leader Lyons, Senate Bill 3420. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3420, a Bill for an Act concerning finance. Third Reading."

Speaker Mautino: "Representative Lyons."

Lyons: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 3420 amends the State Finance Act. The legislation provides that federal moneys paid to the state for certain child welfare services provided by the described community mental health providers shall be deposited into

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the DCFS Children Services Fund and used to provide children welfare services. There is a lot of good reasons to vote for this Bill. The main one might be this helps us capture as much federal money as we can to provide for our services here in Illinois. So, I... this flew out of the Senate, flew out of the committee. I'd certainly ask for your support."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 3420. No one seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Mulligan, Representative Collins. Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3420, having received the Constitutional Majority, is declared passed. Representative Verschoore, Senate Bill 3422. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3422, a Bill for an Act concerning State Government. Third Reading."

Speaker Mautino: "Representative Verschoore."

Verschoore: "Thank you Mr. Chairman, Ladies and Gentlemen. Senate Bill 3422 is an initiative of DCEO and contains cleanup language for the Motor Sports Promotion council Task Force... Task Force and making permissive three DCEO unfunded mandates and repeals two unfunded mandates. The reason for this proposal is based on an interaction with the Office of the Audit... Auditor General over the course of our regular fi... financial and compliance audits and performance audits required by the resolution. The department has been working with its statues to identify mandates and other requirements

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that are outdated, duplicative or obsolete. The department is proposing the Bill... proposing this Bill to avoid future audit findings from the Office of the Auditor General. A lot of these statutes are 15 to 20 years old and it's just cleanup language. I'd be glad to answer any questions."

Speaker Mautino: "Gentleman moves passage of Senate Bill 3422. All in favor say 'yes'; opposed... excuse me... all in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3422, having received the Constitutional Majority, is declared passed. Representative Hoffman, there's Senate Bill 3429. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3429, a Bill for an Act concerning State Government. Third Reading."

Speaker Mautino: "Representative Hoffman."

Hoffman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 3429 would require that the Capital Development Board along with the Department of Commerce and Economic Opportunity study building energy performance standards to identify labels to indicate a building's energy use. Current law is silent on the issue; however, energy efficiency certifications are currently available for buildings. These would be called the Leadership in Energy and Environmental Design or LEED Certification. What this certificate would do, would rate the building's overall design while the proposed certification under the Bill would... while the proposed certification under the Bill would

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only go to the building's use of energy. I know of no opposition. I ask for a favorable Roll Call."

Speaker Mautino: "The Gentleman has moved passage of Senate Bill 3429. No one seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Mr. Acevedo, do you wish to be recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3429, having received the Constitutional Majority, is declared passed. Representative Tryon, Senate Bill 3430. Read the Bill."

Clerk Mahoney: "Senate Bill 3430, a Bill for an Act concerning local government. Third Reading."

Speaker Mautino: "Representative Tryon."

Tryon: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill or Senate Bill 3430 simply amends the town fish... Township Highway Code to reflect the same legislation that townish... or county governments have who don't have township organizations. In our... in our county... our county townships many of them have access ordinances and subdivision ordinances that govern how you build roads and gain access to their roads. And there was a lawsuit that was filed against one of the townships and in one section of the law it refers to a power that only town... count... counties have who aren't under township organization. And one judge ruled that they didn't have the authority to have an ordinance... an access ordinance. It's clear in five other sections of the statute that they have this power. So, this simply will allow counties with township organizations and...

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and to have the same powers as counties without township organizations have. And I'd be glad to answer any questions."

Speaker Mautino: "The Gentleman from Winnebago, Representative Sacia is seeking recognition."

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

Speaker Mautino: "He indicates he will."

Sacia: "Representative, it appears to me that this is something that if... if it's clear in five other parts of the statute wh... what is the inhibition here? What... I guess I don't quite get that?"

Tryon: "Wh... what happened is a judge took the side of a developer when it came to the subdivision ordinance that a township had that allowed them to had... require developers to do certain things to gain access to township roads. And we're... we're clearing that up so it doesn't happen again."

Sacia: "And so it requires legislation as opposed from an Executive Order from the Governor..."

Tryon: "Yeah."

Sacia: "...or some such thing as that?"

Tryon: "This would... this would be different than... than a surplus piece of property, let's say a road easement that you were going to transfer for a bicycle path."

Sacia: "Thank you for clearing that up."

Speaker Mautino: "No one else seeking recognition, the question is, 'Shall this Bill pass?' All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Coulson, Representative Dunkin, do you wish

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to be recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3430, having received the Constitutional Majority, is declared passed. Representative Yarbrough, Senate Bill 3467. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3467, a Bill for an Act concerning criminal law. Third Reading."

Speaker Mautino: "The Lady from Cook, Representative Yarbrough"

Yarbrough: "Thank you, Mr. Speaker, Members of the House. Senate Bill 3467 is a collaboration of the Attorney General's Office and the Cook County State's Attorneys Office. It makes some very important changes in the Sexually Violent Person Act. It requires that the sex offender's parole term will be served when he's discharged from the program. This ensures continuing community safety, it requires the offender to be supervised by a specially trained IDOC parole agent. It prohibits the director of DOC from awarding meritorious good time to sex offenders eligible for commitment as sexually violent persons. It also clarifies that the Attorney General and the state's attorney from the county in which the offender was convicted may obtain a second opinion should they disagree with the opinion rendered by the DOC evaluator. And finally, it identifies the agencies that are authorized to file a petition under this Act. This makes it clear that it's not just a county prosecutor, but the office with the AG's Office or the AG's Office on its own Motion. This... this is necessary to protect innocent communities against sexual violence. And I'd be happy to answer any questions."

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Speaker Mautino: "The Lady moves passage of Senate Bill 3467. And on that question, the Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker. Will the Sponsor yield?"

Speaker Mautino: "She indicates that she will."

Black: "Representative, I've great respect for the Attorney General and I don't really have any problems with the Bill as such. However, when I see an involuntary commitment and I... excuse me, I tried to read through this... how long can that involuntary commitment last without some kind of due process kicking in?"

Yarbrough: "Okay. It's an ongoing process and there, you know, reporting that goes on along the way."

Black: "So, would there have to be a review every 30 days, every 90 days? My fear is, if we allow a state's attorney or the Attorney General, and I trust this Attorney General, to involuntarily commit a sexually violent person, I just don't see anything in the language that says, for how long or by what process is that reviewed. What I don't want to do it and I know you don't either, I know you well enough to know, I don't want somebody to just say I'm going to commit you back to the Department of Corrections and they'll be there forever."

Yarbrough: "You know, there's on... there's always ongoing, you know, oversight here. We don't want to do that, but we're talking about sexually violent persons..."

Black: "Right. I understand."

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Yarbrough: "...and they've already established themselves as such and so there is review."

Black: "All right. So, not that... not that the ACLU corresponds with me on a regular basis, but no one... no one had any concerns that they... they may be just held for an in... indeterminate amount of time and habeas corpus or any of the legal remedies that might exist, would not exist in this persons case?"

Yarbrough: "No. Those challenges have been already dealt with in court."

Black: "Okay. Fine. Thank you very much."

Speaker Mautino: "Further dis... further discussion? The Lady from Cook, Representative Flowers."

Flowers: "Thank you, Mr. Speaker. Will the Lady yield?"

Speaker Mautino: "Indicates that she will."

Flowers: "Representative, for the indefinite sentencing is there definite treatment..."

Yarbrough: "Oh, yes."

Flowers: "...for these people?"

Yarbrough: "Yes. Once they've been determined to be sexually violent persons, if they're committed, certainly to a mental institution or something like that, they do get treatment. Some... in some cases, you know, it may be... I spoke to someone who talked to me about being chemically castrated, but they also said that this person felt like that's what they needed. Sexually violent persons, you know, there's something going on in their heads..."

Flowers: "But are all these, with the indefinite commitment to be in prison, are they in the mental... are they mentally

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inca... well, I know that they're mentally ill, but are they in that part of the hospital... is that where..."

Yarbrough: "Yes."

Flowers: "...ongoing treatment?"

Yarbrough: "Yes."

Flowers: "So, everyone that's going to be committed indefinitely are deemed mentally ill?"

Yarbrough: "Right and they would go to a mental institution."

Flowers: "Okay. So, only the ones that's going to be indefinitely committed, these are all sexually violent persons that have been deemed mentally ill?"

Yarbrough: "That's correct."

Flowers: "Okay. And so... and they cannot seek out a second opinion if..."

Yarbrough: "They do. Part of what this law does is allows the... you know, the Department of Corrections they have their psychologists and psychiatrists that... that review them. Well, this gives the state's attorney and the Attorney General an opportunity to do the same."

Flowers: "Oh, so, there will be a second opinion?"

Yarbrough: "Oh, yes."

Flowers: "Okay. Thank you very much."

Speaker Mautino: "Further discussion? The Lady from DuPage, Representative Bellock."

Bellock: "Thank you very much, Mr. Speaker. Will the Sponsor yield?"

Speaker Mautino: "Indicates that she will."

Bellock: "We've just spent a lot of time over the last couple of days on two of these other Bills regarding involuntary

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commitment. We just did it today, I know it's not for forensic, but I'm wondering how that impacts the other... it's called the Mental Health & Developmental Disabilities Code. Is that a... is there a separate code for forensic involuntary commitment? Because this other Bill..."

Yarbrough: "There..."

Bellock: "...that we just did has about..."

Yarbrough: "I'm... I'm understanding there's a separate procedure for that."

Bellock: "Is it a separate Bill? I mean, a separate Act?"

Yarbrough: "Yes, yes."

Bellock: "Okay. Thank you very much."

Speaker Mautino: "Representative Yarbrough to close."

Yarbrough: "Thank you, Mr. Speaker. Let me be crystal clear.

This law protects communities against the worst of the worst sex offenders. Those who are determined by psychologists who have mental disorder that makes it substantially likely that they will engage in future acts of sexual violence. This process will protect victims and it protects communities. And I ask for an 'aye' vote."

Speaker Mautino: "The Lady's moved passage of Senate Bill 3467.

All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representatives Currie, McCarthy, McGuire, do you wish to be recorded? Representative McGuire, do you wish to be recorded? Mr. Clerk, take the record. 113 voting 'yes', 0 voting 'no', 0 voting 'present'. Senate Bill 3467 is declared passed. Representative Winters, Senate Bill 3478. Mr. Clerk, read the Bill."

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Clerk Mahoney: "Senate Bill 3478, a Bill for an Act concerning local government. Third Reading."

Speaker Mautino: "Representative Winters."

Winters: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 3478 is an initiative of the Winnebago County Coroner, who asked that she be permitted not only to bury cadavers that are unclaimed, but also to have the ability to cremate or donate them for medical science purposes. I'd be happy to answer any questions. There is no opposition."

Speaker Mautino: "The Gentleman has moved passage of Senate Bill 3478. On that that question, the Gentleman from McLean, Representative Brady is seeking recognition."

Brady: "Thank you very much, Mr. Speaker. I just wanted to... to the Bill... thank Representative Winters for working with me and making sure that we included donation... whole body donation to our medical schools throughout the State of Illinois and other schools that receive the cadaver donations as well as some training that goes in for our medics in the Illinois National Guard. There is a desperate need for the whole body donation and that is an option for the coroner's as well now. So thank you very much, Representative, for that."

Speaker Mautino: "Further discussion? The Gentleman from Cook, Representative Will Davis."

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

Speaker Mautino: "Indicates he will."

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Davis, W.: "I just want to make sure I understand the Bill, Representative. So, this gives county coroner's the ability to cremate unclaimed bodies? Is that what I understand?"

Winters: "Yes. Right now they're required to bury and it's a fairly expensive procedure for an unclaimed property... or unclaimed body. There are no family members, no friends that are... are taking possession for their own family burial. So, this is another option that the coroner would be allowed to do."

Davis, W.: "And... and we're talking about, you know, these unclaimed bodies in order to dispose of them there is a reimbursement that is received from the state to do this, correct?"

Winters: "No."

Davis, W.: "Or are they doing this on their own?"

Winters: "They... they are doing it at county and I... we don't believe it covers Cook County. That's exempted out under its own statute."

Davis, W.: "Okay. So, outside of Cook County..."

Winters: "Yeah."

Davis, W.: "...would it just... the state doesn't make any payments..."

Winters: "No."

Davis, W.: "...for the coroners to dispose..."

Winters: "That's... that's at the expense of the county coroner's office. Bury, cremate and the nice thing is, Representative Brady points out, if there is a good use for an unclaimed body, then there is no cost to the county coroner because

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the medical school or the National Guard will take care of final disposal."

Davis, W.: "Okay. So, there's no cost to do this, but if they did bury them, they would have pay for the burial, casket..."

Winters: "There... Yes."

Davis, W.: "So... so."

Winters: "There is... there is... I should make it clear. There is a cost if they do cremate, but it's sustainably less than a burial."

Davis, W.: "And... but..."

Winters: "The no cost option is if they're used for medical purposes."

Davis, W.: "So, is it currently law that dictates that they must be buried? Is that... is that... I mean, is that why we have to do this? Because..."

Winters: "Under... under current statute..."

Davis, W.: "...cause if they... if they're paying for it on their own, so is it is the current law required that the body be disposed of a certain way and we're changing it so that it's disposed of a different way?"

Winters: "It... what... currently, they're required to bury the body. This gives them the option, if they... if the coroner chooses, only in those cases where it's an unclaimed body, that they could then also cremate if... at their... at their decision or if they can find a... a medical purpose for it another organization would have access."

Davis, W.: "My... my last question. So, can we assume that this passes and signed into law, that essentially every unclaimed body is going to be cremated? Why would you..."

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Winters: "I don't think..."

Davis, W.: "... that they're..."

Winters: "Not... not necessarily."

Davis, W.: "...not going to bury them."

Winters: "Not necessarily. I... you know..."

Davis, W.: "Are there any particular circumstances that would warrant burial versus cremation, then?"

Winters: "I'm not... I'm not..."

Davis, W.: "Not sure?"

Winters: "...not sure of that."

Davis, W.: "Okay. I am not... not... I'm not really trying to give you a hard... I'm just curious more... more than anything why you know, if they can do it on their own, then what... what is the purpose of..."

Winters: "I would assume..."

Davis, W.: "...bringing it before us? But..."

Winters: "...I would assume, at least our coroner has said, that she would in most cases cremate."

Davis, W.: "In most cases cremate?"

Winters: "Yeah."

Davis, W.: "Okay."

Winters: "As a cost savings to her own office."

Davis, W.: "All right. Thank you very much, Representative."

Speaker Mautino: "The Gentleman from Vermilion, Representative Black is seeking recognition."

Black: "Thank you very much, Mr. Speaker. Will the Sponsor yield?"

Speaker Mautino: "Indicates that he will."

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Black: "Representative, what is the safeguard? I mean, I've read many a story, and they're not unusual anymore where they exhume a body because they suspect foul play. In fact, there's a very high profile case going on up... up in one of the northern districts right now, where they exhumed, I think, one of his ex-wives, years after her... her... her death to see if they could find evidence of a possible crime. So, if you cremate a body, obviously, there's no way to do any forensic analysis of that body. Wha... what safeguard is there for law enforcement or a family, who comes in six or seven, well, I, yeah, I've already..."

Winters: "There... there is no..."

Black: "...that doesn't make sense."

Winters: "...family involved."

Black: "If there's... yeah, if there's a family, they wouldn't have been cremated in the first place. But a law enforcement officer coming in five years after the decedent was cremated said, you know, I just got a tip that that person was injected with a... with battery acid. Now... now, what do you do in a case like that?"

Winters: "Well, there... there wouldn't be no recourse at the end."

Black: "Right."

Winters: "But we assume that law enforcement, if there's any suspicion, would ask the coroner to not cremate a body and that it be buried. And it's... it's not a requirement, but that would... the... the coroner is going to operate in a very responsible, that's an elected official. If there's any suspicion that this is a subject of a criminal

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investigation, I'm certain that they would not choose cremation."

Black: "Well, and I appreciate your answer and maybe I'm off on just a tangent or maybe I've watched too many CSI television shows, but with... with... as technology changes, as it did with DNA, as it did with... as it does now with the ability to find traces of poison or something else. It's not unusual today to get an order to exhume 10 or 15 years after the death because of a suspicion that perhaps a crime was committed. And I think once that decedent is cremated..."

Speaker Mautino: "Give the Gentleman some additional time."

Black: "I... I know that you can't give me an iron clad guarantee, but I guess what I am after, is there a reasonable waiting..."

Winters: "Let... let..."

Black: "...period or how long would that be?"

Winters: "If I could, let me turn this to Representative Brady who has real hand experience with this."

Black: "All right."

Speaker Mautino: "Representative Brady."

Brady: "Representative, I understand the question correctly, you're just looking for the fact that cremation occurs, what happens when somebody comes around a year and a half later and says, hey, I think that was my dad? A couple things, first off, before the cremation would be carried out, most coroner's offices have a process in which the body is going to be held for a period of time as any investigation continues, any type of attempt to make identification is it works and as written in the Bill, if there's any request from law enforcement, the cremation would not be carried

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out. The provision I wrote in and put in the Bill, that Representative Winters included, would allow donation of whole body, which would then keep the body for approximately another year and a half. The option, and that's was this, is... an option, this is not mandating the coroner to do that..."

Black: "Okay. All right."

Brady: "...the coroner would have to... will go through an extensive investigation in attempts for identification before a cremation would be carried out. It would... I would do obviously as a last resort regarding for the cremation for a means of final disposition."

Black: "All right. So, all... you're convinced that there all safeguards possible are built into your Bill and it is an option not something they have to do?"

Brady: "It is... it is an option. It would not be my first choice of means to final disposition of an unclaimed body. I don't think there'll be very many coroners, but in this day and age when we're looking at all kinds of other measures and costs savings, things that you never think of before start coming up. That's why the option, many of my colleagues as coroners like the option of whole body donation. We're helping out medical science and we're still keeping the body unidentified for periods up to a year and a half."

Black: "Oh, okay."

Brady: "But, the body would still be around."

Black: "All right. Thank you."

Speaker Mautino: "Further discussion? The Gentleman from Champaign, Representative Rose."

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Rose: "Thank you. Will either of the Representatives yield?"

Speaker Mautino: "Sure, why not."

Rose: "Thank you."

Speaker Mautino: "Representative Brady, would be my best bet."

Rose: "Quick question, and as I was listening to Representative Davis's comments, I think the actual default would probably tend to be toward the medical side because that wouldn't cost the county anything. I would think, right? I mean, the university medical school or whoever would come pick up the body. So, rather than actually pay for a funeral or pay for a burial or pay for a cremation, probably what would happen is that they'd be donated to science. Is that..."

Brady: "That... that would be probably my choice. But the only cost involved there would be a transportation cost."

Rose: "Okay."

Brady: "But... but..."

Rose: "But that'd probably be picked up by the university or whoever?"

Brady: "Well, the transportation cost may be part of it, they're willing to look at that, but the cremation process, when they're done with the cadaver for use of medical science is cremated, but that's usually about a year and a half down the road."

Rose: "And do they pay... do these... does medical science currently pay..."

Brady: "Yes."

Rose: "...to obtain these?"

Brady: "Yes. Well, and now..."

Rose: "So, would counties be paid?"

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Brady: "No. The county's not going to be paid from the... it's called the Anatomical Association, is not going to be paying the county. The only charge the county would probably be for a transportation fee and that's something that they can negotiate. The society... the association would actually pay the fee eventually for means of final disposition."

Rose: "And I..."

Brady: "Which would be cremation."

Rose: "So, then after it goes to medical use, it would come back for cremation?"

Brady: "It would be cremated once the school is done with the remains at that point."

Rose: "Okay."

Brady: "Identified through the entire process of a Jane Doe or John Doe..."

Rose: "I... I apprec..."

Brady: "but it... would at least give another lengthy period of time before any cremation would be carried out."

Rose: "I... I appreciate your... your expertise on this. I have a... I don't have a problem with the cremation. Frankly, I have a problem with the medical science. I mean, that's always been something where you had a knowing, I mean, I know I'm going to do this."

Brady: "Well, what... what you have to remember, also, Representative, is most of these cases, these unclaimed cases, may not meet a criteria for a body for..."

Rose: "True."

Brady: "...donation to medical science due to a number of extrinsic factors..."

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Rose: "But again you are..."

Brady: "...that we don't need to get into right now."

Rose: "...you are saying now, to someone we don't know who it is or nobody came forward to claim it, send them for medical use. And I... I'd... I'll be real honest with you, I really don't know how I feel about that, but, I do appreciate..."

Brady: "Sure."

Rose: "...your... your explanation."

Brady: "Sure."

Speaker Mautino: "Further discussion? The Lady from Cook, Representative Flowers."

Flowers: "Thank you, Mr. Speaker. Will one of these Gentlemen yield? My question and my concern in regards to the unclaimed body, how do we know that the body parts will not be sold for profit?"

Speaker Mautino: "Representative Brady."

Brady: "Because of the fact that if it would be a donation, it's a whole body donation."

Flowers: "I'm sorry?"

Brady: "And that goes to the association. A whole body donation. In other words, the association, if a donation was made it's a whole body donation. You are not donating nor is the association then going to start dissecting parts and sending them different places."

Flowers: "But... but is it not possible, you know, you donated the whole body."

Brady: "Correct."

Flowers: "But is it not possible that... that second party that once you relinquish that body they are technically at

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liberty to do what they will. And I'm sure that there's some... there's something good about that cadaver, that some living body could benefit from."

Brady: "Correct."

Flowers: "And so, my question to you is, what safeguards are there and if there are donations, will there be a record kept, just in case, later on in life this family member is sought out and somebody would be able to tell the story of what happened and if there is any benefits as a result of the parts that's been sold, even in regards to a study, if there's benefits that's... that's found in regards to the parts of that body leading to some scientific finding?"

Brady: "Well, the safeguards would be..."

Flowers: "Will that... will that family be the benefactor?"

Brady: "If there is a family that is... first off, the safeguards are when the body is sent..."

Speaker Mautino: "Please grant the Lady an additional minute."

Brady: "When that body's sent to a particular school it would be identified through a numbering system. The school and where the depository is made of the cadaver has the whole body for medical purposes, teaching, et cetera. And then once the cremation would be occurred, if any family ever came forward and ever was found, those remains would go back to that family if they ever identified themselves."

Flowers: "But my question to you, if there's ever any body parts..."

Brady: "Mmm. Mmm."

Flowers: "...that is used and there's a profit or discovery is made from those parts for medical science and will the

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family ever be notified that it was their loved one that made this contribution."

Brady: "If a family is ever identified, that notification could be made, but you'd have to have the family come forward."

Flowers: "And..."

Brady: "We're talking... we're talking situations to where extensive attempts are made to try and have identification made of the deceased human being. If anyone would come forward, then yes what you're asking is certainly the information would be shared."

Speaker Mautino: "Further discussion? The Lady from Cook, Representative Mulligan."

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

Speaker Mautino: "Indicates they will."

Mulligan: "Representative, this Bill is a page and like two words and it only consists of a sentence and one change. And the sentence I'm interested in is, the coroner may not approve the cremation of the body if it is necessary to preserve the body for law enforcement purposes. Would you define what necessary to preserve the body for law enforcement? Would that be if the person is homeless or nameless?"

Speaker Mautino: "Representative Brady."

Brady: "Representative, if I understand your question, why you're asking for the definition of what the purpose of to hold the body?"

Mulligan: "Well, the... the change is, the coroner may not approve the cremation of the body if it is necessary to preserve the

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body for law enforcement purposes. What is a definition of law enforcement purposes? Would..."

Brady: "Well, the definition would be any law enforcement agency that would be involved in a death investigation, jointly regarding this particular individual, with the coroner's office would make a request that we do not want to have the remains cremated or nothing done with the remains, so we continue on our investigation then, if it's not."

Mulligan: "All right. So, what if the person has no name?"

Brady: "Well, it happens quite... you know, sometimes Jane Does and John Does and what they do is continue their investigation to a point where they exhaust all leads in an investigation for identification."

Mulligan: "And then you could still cremate the body?"

Brady: "That would be an option under this Bill, an option."

Mulligan: "So, if you have a family member who is a returning veteran that has a problem or someone that's mentally ill that's wandering and they die and no one knows who they are, it would be all right to, after a certain period of time, declare that it's all right to cremate them?"

Brady: "Under this Bill, it would give the coroner the option to bury, cremate or to donate to medical science in the event no identification and no family members can be found. You've got to understand, a process is quite lengthy, before this would be carried out in the attempts to do identification and make sure you have an ID or family members. But sometimes, as I've had cases myself, sometimes after many, many months you are simply left with the fact that there is no family or ways for you to identify that individual."

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Mulligan: "Do you know that some religions are opposed to cremation?"

Brady: "I'm sorry?"

Mulligan: "Do you know that some religions are opposed to cremation?"

Brady: "I... I understand that, but some things are an act of God when you can't find certain things out, you know. There are times when simply there is not any information surrounding what someone's name may be or their wishes. And you..."

Speaker Mautino: "Grant the Gentleman an extra minute."

Brady: "Okay. You're simply charged with the duties as... as coroner to carry out your authority to the best of your ability and exhaust every investigative tool that you and law enforcement have."

Speaker Mautino: "Representative Winters to close."

Winters: "Thank you, Mr. Speaker. There are a lot of really horrible comments that I could make on this Bill, but I think it's just an option for the coroners to look and we've tried in very instance to answer the questions that we've raised. It is an option for the coroner. And I'd appreciate a 'yes' vote."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 3478. All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Tryon, Representative Washington, Representative Howard, do you wish to be recorded? Mr. Clerk, take the record. 97 voting 'yes', 16 voting 'no', 0 voting 'present', Senate Bill 3478, having received the Constitutional Majority, is declared

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passed. Representative Bost, on the Calendar, page 4 is Senate Bill 3483. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3483, a Bill for an Act concerning education. Third Reading."

Speaker Mautino: "The Gentleman from Jackson, Representative Bost."

Bost: "Thank you, Mr. Speaker, Members of the House. Senate Bill 3483 and the Bill simply increases the debt limitation for West Washington County Community Unit District 10. And allows the school district to sell bonds in the amount of 32.2 million for this construction of a new high school if the following requirements are met. It's a front door referendum. The date is set on when it is to... to be passed by, the date is when it's set for 25 years for the... for the maturing of the bonds. The main reason for this is is that opportunity has arisen for this unit district. A very, very large company has come in and is actually going to help them build this school. Be glad to answer any questions."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 3483. No one seeking recognition, all in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Feigenholtz. Representative Harris. Representative Hoffman. Representative Feigenholtz. Representative Harris. Mr. Clerk, take the record. 74 voting 'yes', 38 voting 'no', 0 voting 'present', Senate Bill 3483, having received the Constitutional Majority, is hereby declared passed. Representative Sacia, Senate Bill 3491. Read the Bill."

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Clerk Mahoney: "Senate Bill 3491, a Bill for an Act concerning government. Third Reading."

Speaker Mautino: "Representative Sacia."

Sacia: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, Senate Bill 3491 is very commonsense legislation. It simply states that if a law enforcement officer is going to investigate a homicide, the lead investigator must be trained in homicide investigations. It has a institute date of... it must be instituted by January 1 of 2012 to give the next calendar year an opportunity to ensure that all officers that would be so involved will be trained. I would appreciate your support and I am prepared to answer questions."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 3491. On that, the Gentleman from Cook, Representative Dunkin is seeking recognition."

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

Speaker Mautino: "He indicates he will."

Dunkin: "Representative, just curious, at least according to my analysis, we have the, in your opponent section, we have the Illinois Law Enforcement Training and Standards Board against or as opponents of this legislation. Why is that?"

Sacia: "That... that's a huge, huge mistake, Sir. They're the driving force behind it."

Dunkin: "Okay. Well, I guess our analysis is... Are there any opponents... on this..."

Sacia: "There... there are no opponents. Law enforcement and the legal community to my knowledge are completely, solidly behind this legislation."

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Dunkin: "So, how much will this cost us?"

Sacia: "There... in our analysis it says there could be a fiscal impact; it is not known at this time. As a practical matter from a former life, I know that trained law enforcement officers will go from one department to another and... and I suppose you could make an argument that while that police officer or special agent has left one agency and is training at another agency that there could be a cost involved, but I would say it would be very, very minimal. And I think this is, again, very necessary legislation."

Dunkin: "Sure. I don't... doubt that and I respect... certainly respect your... your experience in your previous life. Thank you."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 3491. All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Durkin, Feigenholtz, Mendoza, do you wish to be recorded? Mr. Clerk, take the record. 112 voting 'yes', 0 voting 'no', 0 voting 'present'. Senate Bill 3491, having received the Constitutional Majority, is declared passed. Representative Flider, Senate Bill 3503. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3503, a Bill for an Act concerning criminal law. Third Reading."

Speaker Mautino: "Representative Flider."

Flider: "Yes. Thank you, Mr. Speaker, Ladies and Gentleman of the House. This legislation creates the new offense of bringing a popper into a penal institution. And this is an initiative of the Illinois Sheriffs' Association. I know of

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no support. A popper is a device... I know of no opposition, excuse me. A popper is a device that when placed in a locking mechanism of a cell door can override, block or in any way defeat the locking mechanism of a cell door allowing the inmate to exit the unlocked cell. I'd ask for an 'aye' vote."

Speaker Mautino: "The Gentleman moves passage of Senate Bill 3503. All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Feigenholtz, do you wish to be recorded? Mr. Clerk, take the record. 112 voting 'yes', 0 voting 'no', 0 voting 'present', Senate Bill 3503, having received the Constitutional Majority, is declared passed. Representative Saviano. Out of the record. Page 6 of the Calendar, under Senate Bills-Second Reading, appears Senate Bill 387, Representative Berrios. Move this Bill to Second Reading or Third Reading? Out of the record. Representative Mathias, Senate Bill 676. Would you like to move this Bill to Third Reading? Out of the record. Representative Dugan, Senate Bill 918. Read the Bill."

Clerk Mahoney: "Senate Bill 918, a Bill for an Act concerning conservation. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative D'Amico, Senate Bill 935. Read the Bill."

Clerk Mahoney: "Senate Bill 935, a Bill for an Act concerning transportation. Second Reading. No Amendments. No Motions filed."

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Speaker Mautino: "Third Reading. Representative McAsey, Senate Bill 1369. Out of the record. Representative Holbrook, Senate Bill 2093. Representative Holbrook. Out of the record. Representative McGuire, Senate Bill 2507. Read the Bill."

Clerk Mahoney: "Senate Bill 2507, a Bill for an Act concerning education. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Senate Bill 2544. Read the Bill."

Clerk Mahoney: "Senate Bill 2544, a Bill for an Act concerning insurance. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Walker, Senate Bill 2551. Out of the record. Representative Sacia, Senate Bill 2578. Read the Bill."

Clerk Mahoney: "Senate Bill 2578, a Bill for an Act concerning criminal law. Second Reading. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Soto, 2583, Senate Bill. Read the Bill."

Clerk Mahoney: "Senate Bill 2583, a Bill for an Act concerning State Government. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Gabel. Read the Bill, Senate Bill 2601"

Clerk Mahoney: "Senate Bill 2601, a Bill for an Act concerning regulation. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative DeLuca, Senate Bill 2612. Read the Bill."

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Clerk Mahoney: "Senate Bill 2612, a Bill for an Act concerning local government. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Reitz, Senate Bill 2635. Read the Bill."

Clerk Mahoney: "Senate Bill 2635, a Bill for an Act concerning professional regulation. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Yarbrough, Senate Bill 2817. Out of the record. Representative Osmond, Senate Bill 2819. Out of the record. Representative Acevedo, Senate Bill 2987. Out of the record. The Lady from Lake, Representative May is seeking recognition."

May: "Thank you, Speaker. I just wanted to remind everyone in the House that today is Earth Day, I believe the 40th anniversary of Earth Day. And I'd like to especially call out Representative Chapin Rose. Since serving on the Environmental Health Committee, he's now wearing a green tie for Earth Day. And we're so proud of you, Chapin, thanks a lot. And I suggest that we all hug a tree, go visit the beauty of our parks and our beautiful state and nature and recognize the beautiful earth that we have been given and protect it for our future generations. Happy Earth Day, everyone."

Speaker Mautino: "Thank you. And Representative Black, the Gentleman from Vermilion on Earth Day."

Black: "Thank you very much, Mr. Speaker. I rise to a point of personal privilege. Every day is Earth Day. Well, I just... if you only set aside one day for Earth Day, God help us all."

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And I can assure you and let the record reflect, Representative Rose did not wear a green tie in honor of or recognition of Earth Day. It was the only tie he had left in his closet that was clean. So, let the record reflect that."

Speaker Mautino: "The record all ready knew that. Representative Bassi. Out of the record. Representative Bellock, Senate Bill 3039. Patti. Read the Bill."

Clerk Mahoney: "Senate Bill 3039, a Bill for an Act concerning civil law. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Senate Bill 3030, Representative Beiser. Read the Bill. There's an Amendment for this Bill. Mr. Clerk."

Clerk Mahoney: "Senate Bill 3030, a Bill for an Act concerning criminal law. Second Reading. Floor Amendment #1, offered by Representative Beiser, has been approved for consideration."

Speaker Mautino: "Representative Beiser."

Beiser: "Thank you, Mr. Chairman... Mr. Speaker. This is... this has to do with the assault when a vehicle is used to hurt someone in their commitment of assault. It changes this to aggravated. I ask for the adoptment of the Amendment."

Speaker Mautino: "Gentleman moves adoption of Floor Amendment #1 to Senate Bill 3030. No one seeking recognition, all in favor say 'yes'; opposed say 'no'. The 'yeeses' have it. The Amendment is adopted. Mr. Clerk, any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

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Speaker Mautino: "Third Reading. Senate Bill 2630, Representative Holbrook. Representative Holbrook. Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 2630, a Bill for an Act concerning electrical records. Correction. Electronic records. Second reading of this Senate... Bill. Floor Amendment #1, offered by Representative Holbrook, has been approved for consideration."

Speaker Mautino: "Representative Holbrook on Floor Amendment #1."

Holbrook: "Thank you. This is a... corrects a drafting error that the Secretary of State found. And I just ask to adopt the Amendment and bump it to Third."

Speaker Mautino: "The Gentleman moves adoption of Floor Amendment #1 to Senate Bill 2630. All in favor say 'yes'; opposed 'no'. The 'yesses' have it. The Amendment is adopted. Mr. Clerk, any further Amendments?"

Clerk Mahoney: "No further Amendments. No Motions filed."

Speaker Mautino: "Third Reading. 3047, Senate Bill, Representative Flowers. Mr. Clerk."

Clerk Mahoney: "Senate Bill 3047, a Bill for..."

Speaker Mautino: "Out of the record. Senate Bill 3060, Representative Lang. Read the Bill."

Clerk Mahoney: "Senate Bill 3060, a Bill for an Act concerning transportation. Second Reading. Amendments 1 and 2 were adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. The Gentleman from St. Clair, Representative Holbrook is seeking recognition."

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Holbrook: "Thank you, Speaker. I misspoke on Senate Bill 2630. That was the addition of IDOT to that task force. It wasn't the drafting error. When we took care of that one in committee, we discussed it in committee and no one had a problem with it."

Speaker Mautino: "Record will so reflect. Senate Bill 3061, Representative Miller. Read the Bill."

Clerk Mahoney: "Senate Bill 3061, a Bill for an Act concerning professional regulation. Second Reading. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Tryon, Senate Bill 3091. Read the Bill."

Clerk Mahoney: "Senate Bill 3091, a Bill for an Act concerning transportation. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Yarbrough, you have Senate Bill 3134 on Second Reading. Move the Bill? Mr. Clerk, read the Bill."

Clerk Mahoney: "Senate Bill 3134, a Bill for an Act concerning local government. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Gentleman from Champaign, Representative Rose."

Rose: "Mr. Speaker, I heard my tie was used in debate. Both Representative Black and Representative May are.. are incorrect. I'm wearing this in honor of Representative McGuire today, so in honor of Representative Jack McGuire."

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Speaker Mautino: "Thank you and we will... the record will reflect. Senate Bill 3180, Representative Pihos. Would you like to move this Bill to Third Reading? Out of the record. Representative Yarbrough, 3266, Senate Bill. Read the Bill."

Clerk Mahoney: "Senate Bill 3266, a Bill for an Act concerning education. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Senate Bill 3272. Read the Bill."

Clerk Mahoney: "Senate Bill 3272, a Bill for an Act concerning transportation. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Lyons, Senate Bill 3282. Read the Bill."

Clerk Mahoney: "Senate Bill 3282, a Bill for an Act concerning transportation. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Representative Pritchard, 3290. On Senate Bill 3282, put the Bill on Third Reading. Senate Bill 3290, Representative Pritchard. Read the Bill."

Clerk Mahoney: "Senate Bill 3290, a Bill for an Act concerning public aid. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Beiser, Senate Bill 3313, Representative Beiser. Representative Beiser. Read the Bill."

Clerk Mahoney: "Senate Bill 3313, a Bill for an Act concerning local government. Second Reading. No Amendments. No Motions filed."

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Speaker Mautino: "Third Reading. Representative Farnham, in the center aisle, Senate Bill 3334. Read the Bill."

Clerk Mahoney: "Senate Bill 3334, a Bill for an Act concerning revenue. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative McAsey, you have an Amendment, Senate Bill 3359. Read the Bill."

Clerk Mahoney: "Senate Bill 3359, a Bill for an Act concerning criminal law. Second Reading. Amendment #1 was adopted in committee. Floor Amendment #2 has been approved for consideration."

Speaker Mautino: "Representative McAsey on Floor Amendment #2."

McAsey: "Thank you, Mr. Speaker. Floor Amendment #2 is a technical change. Deletes the word 'obscene' in the change to the harassment by electronic means and replaces that with the intent to abuse, threaten, offend or harass to capture the meaning here."

Speaker Mautino: "The Lady moves adoption of Floor Amendment #2 to Senate Bill 3359. On that question, Representative Reboletti."

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

Speaker Mautino: "She indicates that she will."

Reboletti: "Representative, I had asked you in committee if you would entertain an Amendment to add to the penalty for the inmates. Would you still consider doing that under a Floor Amendment? Since we do have some time here. We talked about that the penalties there."

McAsey: "This Amendment doesn't have anything to do with that Section of the legislation. I'd be happy to continue to have a conversation with you about that."

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Reboletti: "Thank you."

Speaker Mautino: "The Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker. Will the Sponsor yield?"

Speaker Mautino: "She indicates that she will."

Black: "Representative, House Floor Amendment #2 simply adds to the Bill. Let me ask you, is the underlying Bill still a part of this legislation?"

McAsey: "Yes."

Black: "So, the Bill as introduced prohibits tattooing of the eye."

McAsey: "In addition to making some change to the harassment through electronic communication statute. Specifically, bringing that up-to-date with different technologies that are used for harassment and then adding an additional... additional ground by which someone could be charged with harassment..."

Black: "Okay."

McAsey: "through electronic communication. And that's what this Amendment goes to, is that criminal offense."

Black: "Bear with me. I... I don't have any problems with the... with the Bill. Mr. Speaker, parliamentary inquiry."

Speaker Mautino: "State your inquiry, Sir."

Black: "The underlying Bill... and I don't have the Section and chapter in front of me... prohibits tattooing of the eye. House Floor #1 and 2, excuse me, Amendments #1 and 2 refer to cyber stalking and electronic communication. Are those

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Amendments germane to the underlying Bill, in the correct chapter and verse of the Illinois Revised Statutes?

Speaker Mautino: "I will speak with our parliamentarian about that. I'll get you an answer momentarily before we vote on the Bill."

Black: "I would appreciate that. Thank you very much and I don't know who said it, but I'll keep an eye out for you."

Speaker Mautino: "Representative McAsey, I'd ask that you take this out of the record, momentarily, so we can get Mr. Black an answer. Mr. Clerk, take this Bill out of the record. Representative Careen Gordon, Senate Bill 3386. Read the Bill."

Clerk Mahoney: "Senate Bill 3386, a Bill for an Act concerning civil law. Second Reading. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Bradley, Senate Bill 3387. Read the Bill."

Clerk Mahoney: "Senate Bill 3387, a Bill for an Act concerning business. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Rita, 3464. Read the Bill."

Clerk Mahoney: "Senate Bill 3464, a Bill for an Act concerning utilities. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Phelps, 3494, Senate Bill. Read the Bill."

Clerk Mahoney: "Senate Bill 3494, a Bill for an Act concerning employment. Second Reading. No Amendments. No Motions filed."

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Speaker Mautino: "Third Reading. Representative Phelps, Senate Bill 3603. Read the Bill."

Clerk Mahoney: "Senate Bill 3603, a Bill for an Act concerning wildlife. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Eddy, Senate Bill 3608. Read the Bill."

Clerk Mahoney: "Senate Bill 3608, a Bill for an Act concerning education. No Amendments. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Eddy, 3610. Out of record. Representative Pritchard, 3630. Read the Bill."

Clerk Mahoney: "Senate Bill 3630, a Bill for an Act concerning education. Second Reading. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Eddy, 3681. Representative Eddy, 3681. Out of the record. Representative Beiser, Senate Bill 3763. Read the Bill."

Clerk Mahoney: "Senate Bill 3763, a Bill for an Act concerning transportation. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative D'Amico, Senate Bill 3796. Read the Bill."

Clerk Mahoney: "Senate Bill 3796, a Bill for an Act concerning transportation. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Representative Mathias, 3803. Out of the record. Representative Farnham, 3815. Representative Farnham. Read the Bill."

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Clerk Mahoney: "Senate Bill 3815, a Bill for an Act concerning public aid. Second Reading. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Page 2 of the Calendar, House Bills-Second Reading, House Bill 3191. Representative... excuse me... House Bill 391, Representative Golar. Read the Bill, Mr. Clerk."

Clerk Mahoney: "House Bill 391, a Bill for an Act concerning appropriations has been read a second time, previously. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Mautino: "Third Reading. And read the Bill."

Clerk Mahoney: "House Bill 391, a Bill for an Act concerning appropriations. Third Reading."

Speaker Mautino: "Representative Golar."

Golar: "Thank you, Mr. Speaker and Members of the House. Grow Your Own Teacher of Illinois has been a initiative that has been around and in full capacity for looking for highly qualified teachers in our low-income, hard to staff schools. Presently, someone would ask, why is this Bill so important? Why Grow Your Own? Schools in low-income areas have difficulty retaining qualified teachers and Grow Your Own is designed to address this problem by identifying community members with a potential to become highly qualified teachers helping them attend college and then supporting them to work in low-income schools for at least five years. The heart of this idea is that these candidates are invested in their communities and understand the culture and the problems of the communities. This understanding and commitment are a

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bonus in the classroom. Today, Ladies and Gentlemen, I am asking that the level amount for House Bill 391 keeps the amount at... would actually stay at the level of 3.5 to sustain the program. Currently, we have 24 graduates for May of 2010. Approximately, 2012 we will have a total of 100 and it will be 100 every year thereafter. Our targeted date, of course, is to look for 1 thousand teacher candidates by 2016. Presently, the program is ahead of schedule. And so, we look for this day, again, to keep this level of funding where it should be so that our schools in low-income areas that have so many issues, so many problems will have these qualified teachers that understand those students that they will be mentoring and teaching and providing them the leadership that they need in order to be productive citizens. I urge an 'aye' vote."

Speaker Mautino: "The Lady has moved passage of House Bill 391. And the Gentleman from Crawford, Representative Eddy is seeking recognition."

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

Speaker Mautino: "She indicates that she will."

Eddy: "Representative Golar, I'm not going to for one minute disparage the program at all, 'cause I think it has potential and I think it's had some problems, but it..."

Golar: "Mmm mmm."

Eddy: "but it... but it's a solution to some of the problems. My concern is the fact that we're taking an appropriation for this program and separating it from the budget process and in the budget, almost every single program, programs that are important to... all individuals have their own, and those

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are being slashed, some are being cut. We're going to do a possible cut to the foundation level that affects children in the classroom directly. How do we... how do we do a separate appropriation for this program only?"

Golar: "Well, I can't say that this is only for this program, Representative. There are other line items that have... educational line items for education and what could be more important than trying to sustain the level of community members to be a part of this. And I am not trying to say that other programs aren't as important."

Eddy: "Well, I know what you're saying. And I'm not disagreeing with the... a three... merit of the program. I'm just saying for us, this is the, I think it's three and a half million dollar appropriation. This is a direct appropriation for a program and we're doing this outside of the rest of the budget process. We don't even know how much money or how much revenue is going to be appropriated to hundreds of other programs, whether they be for the developmentally disabled or for education or for public safety. We don't have any idea what we're going to be able to do, but what we're saying is this particular program is not going to have the same consideration for cuts that all other programs are. And I don't think that's a responsible way to look at this year's budget. According to all sources, we're going to have to make some very, very difficult choices. And I just don't think that this approach, a line by line appropriation, where we're... we're going to... we're going to have one... one program protected at 100 percent as a separate appropriation, is the right thing to do. I'm not going to...

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I'm not going to belabor the point because I'm not questioning the merit of the program. And I hope you understand that. I do, however, urge the Body... Members to take a look at what we're doing here. And if... if you're going to vote for a budget in a few weeks that's going to have pretty... pretty significant reductions for other programs, I'd urge a 'present' vote on this Bill until we do the budget and we know exactly what's going on. Thank you."

Golar: "Thank you for your comments."

Speaker Mautino: "Further discussion? The Lady from Cook, Representative Bassi."

Bassi: "Thank you, Mr. Chairman. Short of echoing what Representative Eddy said, one of my concerns as the Minority Spokesman on the Appropriations Committee, Representative, is that I don't remember seeing this come through the Approp Committee this year. This was a Bill from last year and this year's budget is even worse than what we're dealing with this year. And with all due the respect, 'cause you're one of my favorite people down here, I'm going to have to do the same thing and urge that we not support this Bill. There is no way that we have the funding for this, at this point in time, until we see the entire budget. In spite of the fact that this is an outstanding program, the financial ramifications are really serious this year. Thank you."

Speaker Mautino: "Further discussion? The Gentleman from Lee, Representative Jerry Mitchell."

Mitchell, J.: "Thank you, Mr. Speaker. Sponsor yield?"

Speaker Mautino: "She indicates that she will."

Mitchell, J.: "Representative, this Bill... and I do re..."

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Golar: "Representative Mitchell, if... if you don't mind, could I... I didn't have an opportunity to address what Representative Bassi had stated."

Mitchell, J.: "Certainly."

Golar: "Mr. Speaker, could I respond to Representative Bassi?"

Speaker Mautino: "I believe she didn't... she made a"

Golar: "She made a comment."

Speaker Mautino: "Comment to the Bill."

Golar: "...but some of those comments were incorrect."

Speaker Mautino: "You'll have the opportunity..."

Golar: "They were incorrect."

Speaker Mautino: "...to do that in the closing."

Golar: "I could do it in closing?"

Speaker Mautino: "You can do it in the closing..."

Golar: "All right. Thank you."

Speaker Mautino: "...ff you would. Currently you're under questioning and I will go ahead and put the time back for Representative Mitchell."

Mitchell, J.: "Thank you. Well, Representative, I do remember this coming through the Approp Committee. I believe it was in fact, that was..."

Golar: "Yes, that's correct."

Mitchell, J.: "...one of the first Bills that we did, the first week..."

Golar: "That's correct."

Mitchell, J.: "...of appropriations."

Golar: "Right"

Mitchell, J.: "However, this Bill is not subject to appropriation the way that it is written. Is that correct?"

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Golar: "That is correct."

Mitchell, J.: "So, this Bill says that... that even though we have to cut money from the Preschool for All Program, for programs for disabled adults, such as we have at Kreider's Center, we have it at other places in... in my district and other districts. The Grow Your Own Teacher Program will be funded fully at the \$4,500,000 level. Is that correct?"

Golar: "It will be funded at the 3.5, Representative."

Mitchell, J.: "Okay, at 3.5. Even though all the others are subject to the discrimination of department heads at many times, the Governor at many times, we're going to separate out Grow Your Own Teachers and say, no matter what you feel, Governor, with all of the other programs or any of the other Approp. chairmans, this program will be funded at this level, no matter what. I... I agree with the two previous speakers, with all due respect and I think it's a great program, but there are going to be many, many programs that are going to be reduced because of shortfalls. And some of those may not recover at all. I don't think it's fair to take one program and say, this program will be funded, when we are not going to be able to fund many programs at the rate we're going. So, at this point I think probably a 'present' vote is an appropriate vote. And folks, remember, if you do vote in favor of this, you're putting this program ahead of many, many programs that we're going to have to appropriate money for. Thank you, Mr. Speaker."

Speaker Mautino: "Further discussion? The Gentleman from Cook, Representative Dunkin."

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Dunkin: "Thank you, Mr. Speaker. To the Bill. Ladies and Gentlemen, this is one of those pieces of legislation that all of us really could... could reflect on, especially when we're running for office. When we run for office, we often talk about health care, we talk about education, we talk about public safety, we talk about communities. This program is already vetted. It's been proven to succeed already, in our great state, as well as in other states across the country. It's simply affords communities, such as Chicago or Peoria or East St. Louis or anywhere in the state, to come up with a homegrown, diverse population of familiar people that the students are connected with. And it diversifies our... our teaching pool and it speaks to the core of education connecting with someone that they can identify with who is state certified. This Bill really translates into progress amongst the people who need it the most and that's our children. This is value-added when it comes to educating kids. They are doing this and they're doing it well all across this country, you know, positively impacting the academic performance of all students. It's providing all students with the opportunity to experience diversity in their teachers. It's developing teacher... a teaching staff that reflect a diverse society in which we live. It's living and teaching the acceptance of different ethnic groups and providing a strong education... educational system that leads to highly qualified graduates, who then become skilled members of the workforce. And I think this is exactly what most of us purport when we're out in public, talking to all kinds of groups, especially when we're trying to get their

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attention on what it is that we have accomplished here in the State of Illinois. And education is at the apex of some of our major issues that we like to impart to communities who are listening to us. And so, when we have this opportunity, I think we need to take advantage of it. The small amount of money that we will invest in this, from 4.5 now to 3.5, is nominal in our budget. And I commend the Sponsor for staying the course of this legislation and previous Sponsors over the years. This is something that Illinoisans can be proud of. It's going to have a positive impact on our young people all across this state. I will commend an 'aye' vote instead of anything that's opposite of that. Thank you."

Speaker Mautino: "The Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. To the Bill. Ladies and Gentlemen, we're either going to get it or not. We are in the worst fiscal crisis that this state has seen since the 1930s in the Great Depression. It isn't that we don't want to support this program that's... that's not the issue, it is a good program. The issue is 17 thousand teachers have already been laid off. The issue is that as of January 11, 2010, the State of Illinois owed Kindergarten through 12th- grade public schools \$1 billion. We don't have any money. We don't have any money to appropriate to this. We don't even have any money to appropriate to basic K-12 education. And somebody talked earlier about the budget process. What budget process? I've asked repeatedly that we have budget

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discussions on the floor with the Committee of the Whole. Why do you think I'm growing this beard that's got to be the ugliest beard I've ever seen in my life? I'll shave half of it, if we spend a half an hour talking about the budget. I'll shave the entire beard, if we spend one hour talking about the budget. We're talking about adjourning in two weeks. We have \$4.8 billion in unpaid bills. We haven't paid school districts in months. Seventeen thousand teachers have already been given layoff notices. This is a good program. I'd vote for it in a heartbeat, if I actually believed there are four and a half million dollars sitting out there that could go to this program. The State of Illinois owes my home school district of Danville \$3.5 million right now and they don't know if they're going to get paid or not. We can't, in the lack of any budget process that I can figure out, we can't bring appropriation Bills to the House Floor when we haven't discussed the budget at all. We don't know what the revenue is going to be. We have no real idea on what the expenditures will be. If we don't get it now, we never will get it and in two or three years from now, we'll be so far in debt our grandchildren won't live long enough to pay it off. It's a good program, but we don't have four and a half million dollars. Wish we did, but we don't. Unfortunately, on good programs like this, when you don't have the money, you have to vote 'no' or 'present'."

Speaker Mautino: "Representative Golar to close."

Golar: "Thank you, Mr. Speaker and Members of the House. First of all, I want to thank my colleagues for all of their comments, and I do understand many of the things we are

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facing right now, but again, I preface this program with approximately now of 26 Latinos, the percentage in this program. This program, of course, is not a full four-year program. These are part-time students and that is why it has taken so long for the amount of teachers that are now graduating out of this program. Presently, in Illinois State of 1 thousand teachers this past year... a thousand graduates, with a five-year program, we were only able to get two African Americans out of that program for teachers. So, we can see the issues and I do appreciate all of the comments saying it's a good program, but yet we can't fund it. I stand here today to say that many of the individuals that spoke today saying it's a good program but we can't support it. When we did have an opportunity to vote for revenue, you couldn't vote for revenue. So, I say today, I urge an 'aye' vote."

Speaker Mautino: "The Lady moves passage of House Bill 391. All in favor vote 'yes'; opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative DeLuca, Feigenholtz, Joyce, McCarthy. Mr. Clerk, take the record. 60 voting 'yes', 43 voting 'no', 9 voting 'present', House Bill 391, having received the Constitutional Majority, is declared passed. Mr. Clerk, Senate Bill 3359, Representative McAsey. Will you place that on the board? Representative Black. Representative Black, I placed Senate Bill 3359 on the board in response to your request. The House Parliamentarian..."

Black: "Thank you."

Speaker Mautino: "...David Ellis."

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Parliamentarian Ellis: "Representative Black, on behalf of the Speaker, I believe you inquired as to the germaneness of Amendments 1 and 2 to Senate Bill 3359?"

Black: "Yes, Sir."

Parliamentarian Ellis: "Representative Black, because both House Amendments 1 and 2 pertain to criminal law, it's the ruling of the Chair that they are germane to the underlying Bill."

Black: "Does the underlying Bill, Sir, pertain to criminal law?"

Parliamentarian Ellis: "The underlying Bill amends the Criminal Code of 1961."

Black: "I thought it had something to do with the Optometric Practice Act. All right. Mr. Speaker, the parliamentarian is an excellent writer of fiction, but I was hoping for a nonfiction answer. But I... as usual, I think he's right. But I... and I didn't ask this to be dilatory, it just didn't seem to me that the Amendments were germane to the underlying Bill. But he has explained it and I never argue with a person who is a best selling author."

Speaker Mautino: "Well of, seven... of actually books."

Black: "Well, I hope his next book... I hope his next book is nonfiction."

Speaker Mautino: "Thank you. You've heard the ruling. And Representative McAsey on Floor Amendment #2 to close."

McAsey: "I would ask that the Amendment be adopted."

Speaker Mautino: "The Lady asks adoptment of Floor Amendment... the adoption of Amendment #2 to Senate Bill 3359. All in favor say 'yes'; opposed 'no'. The 'yesses' have it. And Floor Amendment 2 is adopted. Any further Amendments, Mr. Clerk?"

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

Speaker Mautino: "Third Reading. Page 10 of the Calendar, Senate Bills-Second Reading, is Senate Bill 3332, Representative Mendoza. Read the Bill."

Clerk Mahoney: "Senate Bill 3332, a Bill for an Act concerning education. Second Reading. No Amendments. No Motions filed."

Speaker Mautino: "Third Reading. Mr. Clerk, Agreed Resolutions."

Clerk Mahoney: "On the Order of Agreed Resolutions is House Resolution 1144, offered by Representative Cole. House Resolution 1146, offered by Representative Myers. House Resolution 1147, offered by Representative Osmond. House Resolution 1148, offered by Representative Osmond. House Resolution 1149, offered by Representative Osmond. House Resolution 1150, offered by Representative Osmond. House Resolution 1151, offered by Representative Biggins. House Resolution 1152, offered by Representative Tryon. And House Resolution 1153, offered by Representative Reboletti."

Speaker Mautino: "Representative Currie moves adoption of the Agreed Resolutions. All in favor say 'yes'; opposed 'no'. The 'yesses' have it. And the Agreed Resolutions are adopted. Mr. Clerk, committee announcements."

Clerk Mahoney: "Committee announcements. Two committees will meet immediately following Session, two committees. State Government Administration will meet immediately following Session in Room 118. State Government Administration in Room 118. The Aging Committee will meet in Room 114 immediately following Session. The Aging Committee in Room 114. Tomorrow morning, on Friday, the Labor Committee meets in Room 118 at 9:30 a.m. Tomorrow morning, Labor in Room 118 at 9:30 a.m."

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Speaker Mautino: "Allowing... and now, allowing perfunctory time for the Clerk, the House stands adjourned today. Session will be on Friday, April 23 at 10 a.m. Representative Currie now moves that the House stand adjourned. All in favor say 'yes'; opposed 'no'. The 'yees' have it. And the House is adjourned until Friday, April 23 at the hour of 10 a.m."

Clerk Mahoney: "House Perfunctory Session will come to order. Introduction and reading of House Bills-First Reading. House Bill 6854, offered by Representative Dugan, a Bill for an Act concerning regulation. Introduction and reading of Senate Bills-First Reading. Senate Bill 389, offered by Representative D'Amico, a Bill for an Act concerning State government. First Reading of this Senate Bill. There being no further business, the House Perfunctory Session will stand adjourned."