

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

135th Legislative Day

5/3/2010

Clerk Mahoney: "House Perfunctory Session will come to order. Introduction and reading of House Bills-First Reading. House Bill 6863, offered by Representative Bradley, a Bill for an Act concerning local government. Introduction and First Reading of Senate Bills. Senate Bill 2485, offered by Representative Reitz, a Bill for an Act concerning utilities. Senate Bill 2850, offered by Representative Reboletti, a Bill for an Act concerning local government. Senate Bill 3415, offered by Representative Currie, a Bill for an Act concerning employment. Senate Bill 3775, offered by Representative D'Amico, a Bill for an Act concerning transportation."

Speaker Lyons: "Good afternoon, Illinois. Your House of Representatives will come to order. Ladies and Gentlemen of the House, please take your seats or be at your desks. We shall be led in prayer today by Pastor Marie Shepherd, who is with the Willow Creek Community Church in South Barrington, Illinois. Pastor Shepherd is the guest of Representative Sente. Members and guests are asked to please refrain from starting their laptops, turn off all cell phones and pagers, and rise for the invocation, and the Pledge of Allegiance. Pastor Marie Shepherd."

Pastor Shepherd: "If you would bow your heads with me, please. Lord, thank You for the opportunity to pray in front of all of these Representatives of the citizens of Illinois. Lord, I know that You watch over Illinois and You watch over these Representatives as they choose to serve the people of Illinois. Lord, first of all, I pray for all of the citizens of Illinois. I pray for those from the

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beginning of their life until their final days, that they will feel like the Representatives here have served them, have championed for them, have guided them, and have made decisions in their best benefit. So Lord, I pray that every citizen will just be proud of the government and the work that these hard working people do. Secondly Lord, I pray for values for the Representatives here. I pray Lord that each person here will have wisdom, wisdom directly from You. In James I, verse five, it says, 'All who seek wisdom only need to ask the Lord'. So Lord, I pray that You would infuse every single person here with... with wisdom for the complex decisions that they need to make. And then Lord, I pray that they would also have the value of discernment. That they would be able to discern the right from wrong and that they would be able to with very smart decisions make decisions for the State of Illinois. And then finally Lord, I pray for honesty. I pray Lord, that each and every person would follow their heart and what their elective people have asked them to do and that they would make all decisions that would benefit the citizens of Illinois. And then finally Lord, I pray for each person here. I pray for them in their role that they would know that they have a God who will not let them make decisions on their own. That You are just a prayer away. That You are there to serve them and come along side of them. And that You reverend and honor the role that they play in the House of Representatives. And Lord, that You are always there, remind them that You are always there to give them guidance any step of the way. And then Lord, for every

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person in this room, I pray that they would know that they have a loving, sovereign God who wants to have a personal relationship with them. And that You are there for every need that they have in their personal life, in their family life, in their professional life, in their elected life. So Lord, I pray that You would draw every single person into Your sovereign, loving presence. And that they may grow in faith and devotion to You. So Lord, thank You for the privilege of standing in front of such hardworking Representatives. May You just guide them in all of their decisions today and throughout the year. I pray these things in Your name, Jesus. Amen."

Speaker Lyons: "Representative Mike Carberry, would you please lead us in the Pledge."

Carberry - et al: "I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all."

Speaker Lyons: "Roll Call for Attendance. Leader Barbara Flynn Currie, Democrats."

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

Speaker Lyons: "Leader Mike Bost, Republicans."

Bost: "Thank you, Mr. Speaker. Let the record reflect that Representative Bassi, Mulligan, and Tryon are excused today on the Republican side of the aisle and everyone else is here and ready to do the work of the people."

Speaker Lyons: "Mr. Clerk, take the record. 111 Members have answered the Roll Call. We have a quorum. Mr. Clerk."

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Clerk Bolin: "Committee Reports. Representative Currie, Chairperson from the Committee on Rules, reports the following Committee Action taken on May 3, 2010: 'direct floor consideration' for House Joint Resolution 111, Floor Amendment #2, also Floor Amendment #1 for House Resolution 803; Floor Amendment #1 for Senate Bill 3039, Floor Amendment #1 for Senate Bill 3084, Floor Amendment #2 for Senate Bill 3129, Floor Amendment #1 for Senate Bill 3267, Floor Amendment #2 for Senate Bill 3547, Floor Amendment #3 for Senate Bill 3695, Floor Amendment #2 for Senate Bill 3762, Floor Amendment #2 for Senate Bill 3780, Floor Amendment #1 for House Bill 40, oh, correction to the 'Order of Concurrence': Motions to Concur with Senate Amendment #1 for House Bill 4580, Senate Amendment #2 for House Bill 4698, Senate Amendment #1 for House Bill 4860, Senate Amendment #1 for House Bill 4974, Senate Amendment #1 for House Bill 5040, Senate Amendment #1 for House Bill 5053, Senate Amendment #1 for House Bill 5161, Senate Amendment #1 for House Bill 5219, Senate Amendment #1 for House Bill 5223, Senate Amendment #1 for House Bill 5357, Senate Amendment #1 for House Bill 5448, Senate Amendment #1 for House Bill 5527, Senate Amendment #1 for House Bill 5998, Senate Amendment #1 for House Bill 6022, Senate Amendment #1 for House Bill 6030, Senate Amendment #1 for House Bill 6065, Senate Amendment #1 for House Bill 6415, Senate Amendment #1 for House Bill 6439, and Senate Amendment #1 for House Bill 6464. Introduction of Resolutions. House Resolution..."

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Speaker Lyons: "Representative Chapa LaVia, I think you have a very important announcement you want to make on the House Floor. Important announcement on the House Floor, Representative Chapa LaVia."

Chapa LaVia: "Yeah, I would just like to ask my fellow colleagues to wish one of the most amazing women on the House Floor a happy birthday and that's Leader Currie. It's her birthday, today."

Speaker Lyons: "Happy birthday, Barbara. Have a great year. All right Ladies and Gentlemen, I'll be looking for Members on the Floor for House... Senate Bills, Third Reading. And Representative Jay Hoffman, you have Senate Bill 2996. Excuse me, 25, Senate Bill 2556, 2556. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 2556, a Bill for an Act concerning floodplains. Third Reading of this Senate Bill."

Speaker Lyons: "The Gentleman from St. Clair, Representative Jay Hoffman. From Madison, Representative Jay Hoffman."

Hoffman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This Bill addresses an issue that is occurring in the metro east area in what is called, traditionally called the America Bottoms area. After Katrina, there was an executive order that was issued by the then Governor that essentially went a little bit too far in prohibiting development in certain areas. What this does is it simply addresses the area of, my area traditionally known as the America Bottoms. An area that is protected by a federal levee and also has in its area a flood district area, which we passed here in the General Assembly and was implemented

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locally to make corrections to some of the deficits in the levee situation in our area. What this does is it defines the 100 year flood plain in such a way to allow and continue reasonable development in this area only in the area that is bordered by the a federal... a federal levee and has the flood district in place. I ask for a favorable vote."

Speaker Lyons: "Is there any discussion? The Chair recognizes the Gentleman from Cook, Representative Harris."

Harris: "Thank you. Will the Sponsor yield?"

Speaker Lyons: "The Sponsor yields."

Harris: "Representative, I understand that the initial piece of legislation had some concerns from the Sierra Club."

Hoffman: "There were concerns not only from the Sierra Club but the Department of Natural Resources. With regard to the Department of Natural Resources, they are now neutral. We amended the Bill by specifically defining the area. We also, area which I previously described. We also amended the Bill by requiring an evacuation plan to be in place in the area. We also amended the Bill in order to ensure and maintain ordinance and floodplain management regulations that meet the federal requirements concerning the... the Flood Plain Acts and Flood Insurance Acts. And finally, we adopted Amendment that... that I agreed to have adopted in committee, which was an issue with the Sierra Club regarding an agricultural issue. And we adopted that as well."

Harris: "And that removed the large scale farming operations from the Bill, from being covered by this Bill?"

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Hoffman: "Yes."

Harris: "Thank you."

Speaker Lyons: "Seeing no further discussion, the question is, 'Should Senate Bill 2556 pass?' All those in favor will signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Collins, Fritchey, May. Mr. Clerk, take the record. On this Bill, there's a 111 Members voting 'yes', 0 voting 'no', 0 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Harry Osterman, you have Senate Bill 2602. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 2602, a Bill for an Act concerning regulation. Third Reading of this Senate Bill."

Speaker Lyons: "Gentleman from Cook, Representative Harry Osterman."

Osterman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 2602 revises the Structural Pest Control Act and helps with the Department of Public Health's ability to regulate these, the licensees. There's no opposition to this Bill and I would ask for an 'aye' vote."

Speaker Lyons: "The Gentleman's explanation. No one seeking recognition, the question is should Senate Bill... 'Should Senate Bill 2602 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 61 Members voting

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'yes', 49 Members voting 'no', 1 Member voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Leader Barbara Flynn Currie on a Motion."

Currie: "Thank you, Speaker. I move to suspend the posting requirements so that Senate Bills 3619, 459, and 240 may be heard in the Committee on Revenue, Senate Bill 3415 in Labor, and Senate Bill 1858 in Pensions."

Speaker Lyons: "Seeing no objections, the Lady's Motion passes. Representative Jay Hoffman on page 3 of the Calendar, Senate Bill-Third Reading, you have Senate Bill 2996. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 2996, a Bill for an Act concerning financial regulation. Third Reading of this Senate Bill."

Speaker Lyons: "Gentleman from Madison, Representative Jay Hoffman."

Hoffman: "Yes, this is a comprehensive initiative of the Department of Finance... Financial Professional Regulations. It does several things. The major things is it... it years ago we moved the Office of Banks and Real Estate and merged it into I.D.F.P.R., way back in July 1st of 2004. However, we didn't change the statute regarding references to the Office of Banks and Real Estate. So, what we're doing, is changing references of the Office of Banks and Real Estate to the Division of Banking of the Department of Financial Professional Regulations. That's going to be done throughout the entire Act. So, that is basically a... a technical change. We also are increasing the authority over or under the Office of Banks and Real Estate in... in

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and the Division of Banking regarding bringing an update for the... in the issue of receiverships and we're giving express authority to do so. We're changing the Illinois Banking Act to increase the civil penalties would allow the secretary to oppose fines and increase it from \$10,000 to \$100,000. In addition, we're making changes that are technical in nature to various other acts including the Savings and Loan Act and giving the department the ability to take possession without notice of emergency for banks that are failing, as well as savings and loans that are failing. I ask for a favorable vote."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? The Chair recognizes the Gentleman from Jackson, Representative Mike Bost."

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

Speaker Lyons: "Sponsor yields."

Bost: "I... I think it... it seems a very controversial or not a controversial Bill, a very complex Bill. I noticed the pawnbrokers are for it. Does that include Scott Lee Cohen?"

Hoffman: "I don't know him nor do I care to meet him."

Bost: "I bet you don't. Thank you."

Speaker Lyons: "No one further seeking recognition, the question is, 'Should Senate Bill 2996 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative May. Representative Reitz. Mr. Clerk, take the record. On this Bill, there are 109 Members voting 'yes', 0 voting

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'no', 2 Members voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, what's the status of Senate Bill 3039?"

Clerk Bolin: "Senate Bill 3039 is on the Order of Senate Bill's Third Reading."

Speaker Lyons: "Representative Bellock, do you wish to move that Bill back to the Order of Second Reading? Mr. Clerk, on the request of the Sponsor, move that Bill back to the Order of Second Reading. Mr. Clerk, what's the status? Is the Amendment ready?"

Clerk Bolin: "Senate Bill 3039, a Bill for an Act concerning civil law. The Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by Representative Bellock, has been approved for consideration."

Speaker Lyons: "Representative Bellock on Floor Amendment #1."

Bellock: "Thank... thank you very much, Mr. Speaker. Floor Amendment #1 to Senate Bill 3039 provides immediately after physician by inserting the following, provided that the recipients consent is first obtained pursuant to Section 5 of this Act."

Speaker Lyons: "You've heard the Lady's Motion to adopt the Floor Amendment #1. Is there any discussion? Seeing none, all those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Anything further, Mr. Clerk?"

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

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Speaker Lyons: "Third Reading. Representative Deb Mell, you have Senate Bill 3084. Out of the record. Continue Senate Bills-Third Reading, on page 4 of the Calendar. Representative Mathias, you have Senate Bill 3616. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 3616, a Bill for an Act concerning transportation. Third Reading of this Senate Bill."

Speaker Lyons: "The Gentleman from Lake, Representative Sid Mathias."

Mathias: "Thank you, Mr. Speaker. Senate Bill 3616 changes the way we distribute the fine from DUI provisions of the code. It does not increase any fees, it just redistributes them. And what it does is it takes \$350 of the \$750 current fee to the law enforcement agency that made the arrest and it distributes the rest to the State Treasurer. I ask for your 'aye' vote."

Speaker Lyons: "You heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Should Senate Bill 3616 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Black. Mr. Clerk, take the record. On this Bill there are 111 Members voting 'yes', 0 voting 'no'. This Bill, having received the Constitutional Majority, is hereby declared passed. Is Representative Mendoza on the Floor? Susana Mendoza? Representative Mendoza, you have Senate Bill 3695. Read the Bill, Mr. Clerk. What's the status on that Bill, Mr. Clerk?"

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Clerk Bolin: "Senate Bill 3695, is on the order of Senate Bills-Third Reading."

Speaker Lyons: "At the request of the Sponsor, Mr. Clerk, move that Bill back to the Order of Second Reading. What's... what's the status of the Bill, Mr. Clerk?"

Clerk Bolin: "Senate Bill 3695, a Bill for an Act concerning corrections. The Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1 has been adopted. Floor Amendment #3, offered by Representative Mendoza, has been approved for consideration."

Speaker Lyons: "Representative Mendoza on Floor Amendment #3."

Mendoza: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Floor Amendment #3 simply protects the funds that would be going into the State Police Operations Assistance Fund, as well as the State Police Street Gang Related Crime Fund from being swept. I would ask for favorable adoption of the Amendment."

Speaker Lyons: "You heard the Lady's explanation. Is there any discussion? Seeing none, all those in favor for the adoption of Amendment #3, signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair the 'ayes' have it. And Amendment #3 is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Dave Winters, on page 4 of the Calendar, you have Senate Bill 3712. Out of the record. Representative Mike Smith, you have Senate Bill 3722. Out of the record. Representative Deb Mell,

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you have Senate... Senate Bill 3732. Representative Mell,
3732. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 3732, a Bill for an Act concerning
transportation. Third Reading of this Senate Bill."

Speaker Lyons: "Lady from Cook, Representative Deborah Mell."

Mell: "Thank you, Mr. Speaker. SB3732 would allow the
Secretary of State to... to revoke the driver's license of a
person who one, refused a request of a law enforcement
officer that the individual undergo chemical testing for
alcohol, drugs, intoxicating compounds. And two, having
caused a motor vehicle accident resulting in serious
personal injury or death of another person."

Speaker Lyons: "You heard the Lady's explanation. The Chair
recognizes the Gentleman from Vermilion, Representative
Bill Black."

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

Speaker Lyons: "Sponsor yields."

Black: "Representative, what... what is the definition in your
Bill of chemical testing?"

Mell: "Chemical testing I believe, is... is would be a... a blood
test. Urine test."

Black: "So, if a... if a person refuses to allow his or her blood
to be drawn it's an automatic revocation?"

Mell: "It is."

Black: "For how long?"

Mell: "Only... only if... if the accident caused serious personal
injury or death."

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Black: "I thought under an aggravated DUI where death was caused, they already had the right to take a chemical test. Am I misreading something or did I just imagine that?"

Mell: "Can you please repeat the question, Representative?"

Black: "Yeah. I... I thought if you were involved in an aggravated DUI situation in which the... someone was killed, that law enforcement already had the right to take chemical testing after such an accident?"

Mell: "I can't. They I... I think they have the right to... to ask for such a test."

Black: "Okay. Representative, the only thing that bothers me about laws like this, there are religions that absolutely are on religious grounds, and I think they've been upheld by the court, that they don't allow their blood to be drawn or blood transfusions to be given to their children. What... what happens to them in a case like this?"

Mell: "Well then... then their license would be revoked. But it... it also pertains to breathalyzers, also."

Black: "I... I understand the breathalyzer. It's the chemical testing that has me a little worried. All right. I... I appreciate your indulgence. Thank you, Representative. Mr. Speaker, and Ladies and Gentlemen of the House, to the Bill. I... I have no empathy for anyone who drives drunk. And particularly, if they cause serious injury or death. I've been involved with Secretary White and Representative D'Amico for several years trying to make sure our statutes are among the strongest in the Nation on a DUI, particularly when a death or a serious injury's involved. However, I guess I have a libertarian streak in me. If you

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refuse a chemical test, if you refuse to have your blood drawn, that's an automatic revocation. And I realize I'm not an attorney and... and those of you who are could probably destroy my argument, but I've always been a little leery of these kinds of Bills because of the... the right to not incriminate yourself. If there's not sufficient evidence to prove their case, why should you be required to submit to chemical testing, which then eliminates any opportunity you have to not incriminate yourself and go to court without that incriminating evidence. I... I just think the more we force people to have chemical tests or blood drawn, even though, I have as I said, 'No empathy for someone who will do this,' I... I just worry a little bit about forcing people to take any kind of test where the penalty will be enhanced, because of their right in... in my book, their right of refusal to have a test, that certainly may incriminate them to any serious crime. The Fifth Amendment, if you will..."

Speaker Lyons: "Representative Black, your time expired, but continue your... your statement."

Black: "I... I again, Mr. Speaker, thank you. I... I don't know. For some years, I've just had a thing about the Fifth Amendment. And I think every time we... we weaken that it takes away a little bit of personal liberty. Even though, in this case, maybe it's justified. But tomorrow, it may not be as justified and the week after that maybe not as justified as the week before. I still think you have personal basic rights of pro... protection from self

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incrimination and that's why I don't vote for these kind of Bills."

Speaker Lyons: "Gentleman from McLean, Representative Brady."

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

Speaker Lyons: "Sponsor yields."

Brady: "Representative, just a couple of quick questions. Are... are we talking the only chemical draw here is blood?"

Mell: "It's also breath."

Brady: "I'm sorry?"

Mell: "Breath, breathalyzer."

Brady: "No other... no other bodily fluids other than blood. Is that correct?"

Mell: "It's also urine."

Brady: "So there is, okay, all right. Also,... also under whose definition do you follow for what is serious bodily injury?"

Mell: "It's type 'A', that which is already defined in statute."

Brady: "So, that is defined in statute right now, but I mean what is one serious injury to one individual whose been injured, may be something different to another individual. What we may think is not very serious bodily injury, it... it very well may be under a definition to somebody else, a serious injury."

Mell: "Okay. I... I have the... the definition here. Type 'A' injury includes severely bleeding wounds, distorted extremities, and injuries that require the injured party to be carried from the scene."

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Brady: "Okay. Thank you. And so, under this legislation the chemical draws and the bodily fluids that you mentioned and the breathalyzer are all methods of testing that would be mandatory upon the officers, hospital, whose... whose authority?"

Mell: "No, no, no. It's... it's not mandatory."

Brady: "It is not mandatory?"

Mell: "No."

Brady: "Then what is... what is it, an optional..."

Mell: "I beg your pardon?"

Brady: "you're... you're having something optional done in the way of draws?"

Mell: "Well, if... if you refuse then your license... well right now if you refuse your license is suspended. But, if you refuse, it will be revoked. And it would be up to your responsibility to when there's injury caused and it would be up to you to get your license reinstated."

Brady: "So, it's... it's a refusal and there is no ability from law enforcement or anyone else to seize any type of records for means of..."

Mell: "No."

Brady: "...medical care that draws..."

Speaker Lyons: "Representative, your two minutes are up. We'll give you another minute."

Brady: "Thank you, Mr. Speaker. So, there is... there is no other use of any type of records for emergency hospital work, any type of medical care that would have blood draw, urine draw, or any other type of analysis from any bodily fluids that... that could be taken?"

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Mell: "No. You would have to authorize that the police officer to... to take this. So are... are you..."

Brady: "So, I mean..."

Mell: "...are you asking, will the would the police officer be able to go to the doctor and say, we drew blood, so can we..."

Brady: "...right, you drew blood so..."

Mell: "...can we take that, no. You would have to authorize it."

Brady: "...you drew urine, so lets get that. You do... so nothing..."

Mell: "...Yeah, no. No..."

Brady: "So nothing along the lines in this Bill?"

Mell: "No."

Brady: "Okay. Thank you very much."

Mell: "Okay. Thank you, Representative."

Speaker Lyons: "Gentleman from Cook, Representative Jim Durkin."

Durkin: "Will the Sponsor yield?"

Speaker Lyons: "Sponsor yields."

Durkin: "Representative, in a revocation hearing, will an individual who is indigent, will they be afforded counsel or are they going to have to be responsible for retaining the counsel on their own?"

Mell: "It... it would be a civil proceeding. So they would, they're not afforded counsel."

Durkin: "So, when you revoke a license it is indefinite. A suspension is one which is a limited amount of time. So basically, a person who is the sole bread winner but does not have the ability to hire a private attorney for some of

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these hearings, which could range anywhere from \$5 to \$10 thousand, based on my knowledge of how this system works, is going to be left representing themselves at a revocation hearing to try to reinstate their license after one year, correct?"

Mell: "That's correct."

Durkin: "You think that's right?"

Mell: "Do I think that's right? Yes, I do think that's right."

Durkin: "I disagree with you."

Mell: "Okay."

Durkin: "You know, I think the... the it's a distinction between a suspension and a revocation. And what it's is going to do is that you're going to the rich will be able to defend themselves. The poor will not be able to defend themselves, even though it is an arrest. It is not a conviction. And..."

Mell: "You know..."

Durkin: "...And this is, go ahead."

Mell: "...you know, there's also like, you know, free legal aid out there and public aid for people who... who... who cannot represent themselves. And..."

Durkin: "In all my years of practice I have not seen one of those individuals from those free legal aid groups step in to the Secretary of State or into traffic court to represent these individuals. So, I guess the point is going to the rich will be able to... to get the, to hire the best, the poor are going to be stuck. They're not going to win. If they represent themselves at the revocation

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hearing, there's absolutely no way that they will get the license reinstated. So, I..."

Speaker Lyons: "Representative Durkin, we'll give you another minute to finish your remarks."

Durkin: "...I ...I correct, I'm still thinking through this, but I know the practicalities of how these... these hearings go and I'm not quite sure if that was a... an intended or un... unintended consequence which will happen from your Bill."

Speaker Lyons: "The Chair recognizes the Gentleman from DuPage, Representative Dennis Reboletti."

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

Speaker Lyons: "Sponsor yields."

Reboletti: "Representative, after a statutory summary suspension be it one year or three years, there is a reinstatement fee that the person can pay. After, if your Bill became law, would the individual whose license had been revoked, either because they chose not to challenge it or lost at the summary revocation hearing, would they be able to pay a revocation fee after one year or three years and then get their driver's license back?"

Mell: "Once... once the license is reinstated they have to pay a fee. Yeah."

Reboletti: "Here's... here's, but here's what I'm saying. If I went to statutory summary revocation hearing and lost, my license would be revoked for three years. After that three years is over, do I now have to go to the Secretary of State and pay a \$250 reinstatement fee? Or do I now have to wait another year before I would be eligible to begin

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what we would call Secretary of State Administrative Hearing to seek relief for a driver's... a driver's permit?"

Mell: "Are you asking whether this Bill pushes back the time the administrative hearing would be available?"

Reboletti: "Well, here's, my point is this, after you... you get revoked, how do you get your license back after the revocation? After the summary suspension you go back to Secretary of State and pay a reinstatement fee..."

Speaker Lyons: "Representative Reboletti, your time has expired. Do you want another minute or do you want Representative Rose to yield two minutes to you? I'll give you another minute, Representative Reboletti. I didn't want to wake up Representative Rose."

Reboletti: "Thank you. I guess, my... my here's my question, Representative Mell. After my revocation period is over, do I go to the Secretary of State's Office and pay a reinstatement fee or do I now get tossed into administrative hearings to try to get my revoked driver's license back? Is there a date certain I can get my license back if I have my license revoked under the statutory summary revocation hearing?"

Mell: "You... you would go to the hearing."

Reboletti: "When would I be eligible for a hearing?"

Mell: "I'm not certain about that."

Reboletti: "And I think..."

Mell: "We'll get you that information."

Reboletti: "And... and I think that's one of the issues that you and I have talked about is that there is additional uncertainty and I think that's where some of the concerns

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that I have with this legislation. Is that when summary... summary suspension you know a date certain that you're eligible. And under this, you may be ineligible for lifetime. So, I still have some issues with the Bill."

Mell: "Okay. I... I just learned that they can make a written request within 90 days for a hearing."

Reboletti: "Thank you."

Speaker Lyons: "Gentleman from Champaign, Representative Chapin Rose."

Rose: "Thank you, Mr. Speaker. Will the Lady yield? Representative Mell, the I... I think that the issue here, under current law after a serious injury you can already do a forced blood draw. That's already current law that's already out there. I was a prosecutor for three years doing this stuff. So."

Mell: "You can, I'm... I'm sorry, Representative. Are you saying you can force someone to... to take their blood?"

Rose: "Under... under current law, after serious injury you can do a forced blood draw. That's already current law. What you are trying to do here..."

Mell: "Not for the purposes of a statutory summary of suspension."

Rose: "...Correct."

Mell: "Okay."

Rose: "But, you can already do... the chemical part of this is already current law after a serious accident or... or excuse me, after an accident involving serious injury you can already do a forced blood draw. That has led to issues where some hospitals won't do the blood draw if they've got

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a patient but that's a separate issue. The... the item that people are keying in here is that revocation has always been reserved after conviction of guilty on the underlying offense, after conviction of guilty on the underlying offense. Suspension has always been on the civil side for refusing to take a breath test or refusing to take one... one of the tests. The issue here is what happens, Representative, if for example, you refuse to take the test, are revoked, and then wake up after going to court and are not guilty. Well now your license has been revoked, but you are not guilty of the crime. That's the tension here, Representative, and I... I could you help us resolve that?"

Mell: "Your... this Bill would revoke the license because you... you refused to take the breathalyzer."

Rose: "Right, but what happens if you're then subsequently found not guilty? You're still revoked?"

Mell: "Yeah. It's two separate issues."

Rose: "But the answer is, you're still revoked?"

Mell: "Correct."

Rose: "Okay. All right. Thank you, Representative."

Speaker Lyons: "No one seeking further recognition, Representative Deb Mell to close."

Mell: "Thank you very... very much, Ladies and Gentlemen of the House. I think we all know how important it is to... to curb drunk driving and... and this Bill would... would addresses people who had multiple suspensions and over and over again and continued to... to drive while intoxicated. So, I urge an 'aye' vote. Thank you."

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Speaker Lyons: "The question is, 'Should Senate Bill 3732 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Fritchey. Rita. Stephens. Mr. Clerk, take the record. On this Bill, there are 72 Members voting 'yes', 37 Members voting 'no', 2 Members voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Kay Hatcher, for what purpose do you seek recognition?"

Hatcher: "Mr. Speaker, if you could, on Senate Bill 2602 I wish to be recorded as a 'no'."

Speaker Lyons: "The Journal will reflect your request. Representative Frank Mautino, you have on the bottom of page 4 under Senate Bills-Third Reading, Senate Bill 3762. Read the Bill, Mr. Clerk. What's... what's the status of that Bill, Mr. Clerk?"

Clerk Bolin: "Senate Bill 3762 is on the Order of Senate Bills-Third Reading."

Speaker Lyons: "Move that Bill back to the Order of Second Reading at the request of the Sponsor. And what's the status of the Bill?"

Clerk Bolin: "Senate Bill 3762, the Bill's been read a second time on a previous day. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Mautino, has been approved for consideration."

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

Mautino: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Floor Amendment #2, makes changes to the underlying

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Bill. However, the underlying Bill is mostly still intact. With it, we will be maximizing the Medicaid dollars for the reimbursement. We are removing the date of December 15, 2010 as a trigger date. Which is necess... necessitated by the underlying language of the Bill. And we require the reporting of the implementation of progress for all of these provisions within the HFS. annual reports. I appreciate adoption..."

Speaker Lyons: "You've heard the Gentleman's explanation on the Amendment. Is there any discussion? Seeing none, all those in favor of its adoption signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair the 'ayes' have it. The Amendment is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Page 3 of the Calendar, Representative Will Davis has Senate Bill 380. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 380, a Bill for an Act concerning State Government. Third Reading of this Senate Bill."

Speaker Lyons: "Representative Davis."

Davis, W.: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 380 is an attempt to provide a reusable energy standard for the purchase of power that's generated by the incineration of tires. Be more than happy to answer any questions."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? The Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

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Eddy: "Thank you. Would the Sponsor yield?"

Speaker Lyons: "Sponsor yields."

Eddy: "Representative, there's been a great deal of concern related to this concept. I think primarily because it's... it's hard to... to put together the concept of burning tires and renewable energy or some type of environmental..."

Davis, W.: "Reusable energy, Representative..."

Eddy: "Reusable, but..."

Davis, W.: "...that's important. Reusable."

Eddy: "Reusable is also a concept associated with the environment. So that... that we're not... so how do you, how do you reconcile that... that concern?"

Davis, W.: "Well, I... I guess what I would probably have to say to that and I'm no scientist, but at the very least, there is a natural portion of rubber which is a... a something that's produced naturally in the environment that goes into the production of tires. So, if you want to look at it from that perspective, you could certainly say that we're simply reusing a natural product of the environment."

Eddy: "But, I... I think there are other types of reusable or renewable energy sources that... that are I... I can think more appropriately aligned with the idea that we're not releasing into the environment the... the types of pollution that come from burning tires."

Davis, W.: "Well, one thing I will say, Representative, is that this Bill is not giving this particular facility, and this is crafted with regards to a particular facility in mind, this Bill is not giving them the ability to do something that they don't already have the ability to do. They, this

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facility is already been sited here in the State of Illinois. It can already operate in this capacity. So, we're not... we're not giving them the ability to do something that they can't already do."

Eddy: "Well, the Floor Amendment, I think, becomes the Bill. And it... it defines the term reusable energy resource and allows that definition to be utilized in the case of tire burning. I guess that's my concern and my objection. I... I would recommend a 'no' vote. This... this isn't consistent with the goals of the environment."

Speaker Lyons: "Representative Mike Fortner."

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

Speaker Lyons: "Sponsor yields."

Fortner: "Representative, I certainly appreciate, as I mentioned in committee, what you're trying to do for some of the jobs in your community. But, for the benefit of the Floor, let me again ask some of the questions I asked for you in committee. The underlying Act, we have a... a number of things that previously, under current law, were identified as being reusable. But, there is also quite a long list of things and just to read a few of those they include, besides tires, garbage, general household, institutional commercial waste, industrial, lunchroom, office waste, landscape waste, con... construction or demolition debris. These were all things, that as we put together this Act related to renewable energy, we felt shouldn't have been part of it. And as I understand, what you're trying to do here is you're... you're going to pick

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this, the one item, tires out of there, and construct a new category called reusable energy that would allow it to benefit from some of these credits leaving all the other pieces that we at the time said really shouldn't be part of that Act, remaining outside of the Act. Is that... is that correct?"

Davis, W.: "Restate the question? I'm sorry."

Fortner: "Sure. What we're doing is were... we had a long list of items that we identified were not appropriate for renewable energy under this Act. What this Bill would do is would take one item from that list, tires, create a new category called 'reusable' to allow it to gather some of those credits. That's what I understand this Bill does, is that correct?"

Davis, W.: "That's correct."

Fortner: "Thank you. To the Bill. I... I'm a lot, I'm quite concerned that this really goes beyond what we intended to do under the Renewable Energy Standards and the kinds of credits we wanted to encourage those. I appreciate the efforts of the Sponsor to try and do something for their facility. I just think this is..."

Speaker Lyons: "Representative, your time has expired. We'll give you another 30 seconds to conclude your remarks."

Fortner: "Thank you, Speaker. I think this is the wrong place and statute to try and accomplish the aims of the Sponsor in trying to do something to help keep this plant operational for his community. And so, I would have to encourage a 'no' vote."

Speaker Lyons: "Representative Sacia, two minutes."

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Sacia: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. To the Bill. If you will note from your legislation or your synopsis as we receive on both sides of the aisle, this Bill the IEPA is neutral on the Bill. I think that's fair to say that it's something they recognize as not being invasive to the environment. Ladies and Gentlemen the over abundance of used tires in Illinois, to say nothing of the nation, is an epidemic issue. The Gentleman has a Bill that addresses the utilization of old tires, something that literally has to be dealt with. I recognize the fact that the Sponsor is working very, very hard for a plant in his District. But more importantly, I... I believe he recognizes, as I do, how serious an issue used tires are and the disposition of them. And when the Illinois EPA is neutral on a Bill that deals with the environment that should be a strong signal to all of us that this is a very, very positive thing for us and I applaud the Sponsor for his hard work. I intend to vote 'aye' and I hope you can as well."

Speaker Lyons: "Lady from Cook, Representative Elaine Nekritz, two Minutes."

Nekritz: "Thank you, Mr. Speaker. To the Bill. I do also applaud the Sponsor for working on an issue that affects employment in his area, but I have a couple of concerns about this. The first is that we are wedging in tires into reusable and... and the same categories for the renewable energy such as, geothermal, solar, and wind. And when we've done this in other instances such as the clean coal technology where we wanted to create a... an ability for a

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facility that was going to generate electricity, but at a higher cost, the ability to... to do that and create opportunities for cleaner energy. We did that in a separate piece of... of the statutes. And I think that's the much better way to go here, so that we're not again cramming tires in with what we consider to be other forms of clean, really clean energy. So, I and that subject came up at the... at the committee hearing, whether... whether we couldn't create a whole separate category for used tires and then have a separate statute for them to create those incentives. The second issue I have is that the companies that seek... the company that's seeking to do this does have a history of violations. And in 2008, they had a total of 316 days of violations. Now some of those were overlapping so that there were was more than one violation existing at the same time, which I think in some ways makes the issue even worse for this company. And the, and I will acknowledge that the EPA could not give us, you know, a... a comparable with regard to a coal fired power plant or something like that. But, I do have concerns about the ability of this company to burn the tires and burn them and do it... do it cleanly so that the neighborhood is not impacted in a negative way. So, I'd urge a 'no' vote as well."

Speaker Lyons: "Gentleman from Winnebago, Representative Dave Winters, two minutes."

Winters: "Thank you, Mr. Speaker. To the Bill. We discussed this fairly widely in committee the other day and while I certainly applaud the Sponsor's efforts to aid a local

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company, this is a company that is invested in an existing plant. The pricing of electricity today is not what they modeled when they bought it and unfortunately their investment has... has soured on them. The answer is not to come to the State Legislature and ask for a change in how they would create re... renewable credits or reusable credits. If you, in fact, want to come back in that way then look at the actual reusable and renewable energy, as I suggested in committee. A portion of tires, approximately 25 percent, is renewable in the sense that it comes from latex trees. That is a truly renewable resource. Perhaps a credit could be created for that, but to use petrochemical derived rubber as a source of energy and then call that reusable I think is stretching it for the benefit of one company. And I do urge a 'no' vote. Thank you."

Speaker Lyons: "The Lady from Lake, Representative Karen May."

May: "Yes, I stand in strong opposition to this Bill. While I appreciate all of your efforts to do something for a business in your District this is just the wrong way to approach it, as several others have said. And I need to address the point of our colleague who said the EPA is neutral on this. They have to be neutral because they regulate this business. There's a good reason they didn't sign in one way or the other. However, DCEO, Department of Commerce and Economic Opportunity, is opposed to this. As well as the Illinois Attorney General and all of the environmental groups. DCEO grants are used and they told us in committee that this will eat into the grants that we have for renewable energy. It's a one basket. It's... it's

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an end-some-game. We have one pot of money. And this will be taking money away from wind, and solar, and renewables, and geothermal in our state. These tires should be recycled. Interestingly enough, there's a company in Lake County, my county, that wants to develop a tire recycling facility, but there are no grants in DCEO. It's just the wrong place, sort of the wrong time. I appreciate your efforts, but this is just not good public policy. It was written up in the Tribune, also. We just need to find another way to help this company, if we can."

Speaker Lyons: "Representative Black, two Minutes."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. Everybody's opposed to anything new, but nobody gives me any suggestions. What are you going to do with these tires? You can't put them in a landfill. We pay, every consumer in the State of Illinois when you go buy new tires for your automobile, you pay \$2 a tire for elimination of the tire. Most of the tire shops I've had, they eliminate them by putting them out in back. Where they just stack up, stack up, and stack up. In downstate areas, you get piles of tires that are tens of thousands and the Public Health Department say, 'Oh my gosh, these are the worst breeding grounds for the West Nile Virus of anywhere in the State.' And you don't have enough time or money to go around and spray the inside of every tire, old tire, in this pile to kill the larvae for West Nile. So everybody says, oh you can't do this, but nobody says what are you going to do with them. Forty thousand tires a day are taken in, in just the City of

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Chicago. What do you do with them? There are one hundreds of thousands of them downstate. Years ago, the General Assembly agreed that at the Archer Daniels Midland Plant in Decatur, they were going to use shredded tires as a fuel source. That didn't work out. I would just submit to you that the Geneva plant that currently burns tires, the IEPA has found that the emissions are far less than what the plant is permitted to discharge by the Illinois EPA, this is just an option. No plant has to use it. It is a reusable source of energy. Don't be against something unless you're going to give me an option or an alternative. These tires can't go to the landfill and for those of us that live downstate, we're tired of seeing them being dumped along side township and county roads. Not..."

Speaker Lyons: "Mr. Black another thirty seconds please, we have a lot of people waiting to speak."

Black: "I understand Mr. Speaker. Thank you very much for your indulgence. Ladies and Gentlemen, these things are piling up all over the State of Illinois. There's no place to dispose of them legally. If this plant can turn them into something, into energy, fine. It's an option. Remember when we were going to chew them all up and they were going to be used for playground services? Now they say, maybe that's dangerous. So, there's... we've got to develop a market. We can't just let these tires stack up for decades and decades and decades. Vote 'aye'."

Speaker Lyons: "Have five Speakers left and that'll end debate. And then we'll have a closure. Then we have Sullivan, DeLuca, Beiser, Farnham, and Mitchell. Jerry Mitchell will

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be the last Speaker. Representative Sullivan, two minutes."

Sullivan: "Will the Sponsor yield?"

Speaker Lyons: "He yields."

Sullivan: "Representative, we've been talking about renewable versus reusable and obviously it goes to wind, solar, and now tires. What... what percentage is mandated of the portfolio to go to wind and solar in Illinois?"

Davis, W.: "I believe it's all but 17 or 19 percent."

Sullivan: "Okay so, the reality is, you're not biting into what goes on with the renewable portion. You're actually going to be a step below on what has to be purchased on... on the open market?"

Davis, W.: "That's correct, Representative. And again, this is optional. Whereas, in the past the renewable standard said that you have to buy wind, you have to buy solar, you have to buy those. This is just an optional, can... can be optionally part of a portfolio. So you're not mandated to do this."

Sullivan: "So, so the renewable is... is mandatory. You're trying to have something that's optional for anybody to purchase if they so choose?"

Davis, W.: "Absolutely."

Sullivan: "When we talk about jobs, we talk about obviously what's happening in your sector. What have the unions said in regard to this? Have the unions chimed in, in regard to this proposal?"

Davis, W.: "Well, I believe the pipefitters are certainly in... in favor of this. And I would imagine that other building

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trades, type unions probably are in support of that, but the pipefitters are the ones that I know are in favor of this."

Sullivan: "Thank you. To the Bill. Ladies and Gentlemen, I don't know how, what else you can call this, but a reusable type of energy source. We have methane gas that is in this same type of portfolio. That is taking garbage and the extract of garbage and burning it. This is re... reusable energy. This is for someone's district that's going to create jobs in an area that we need jobs. Please... please vote for this and help the Gentleman out with a Bill that's near and dear to his heart and near and dear to his community."

Speaker Lyons: "Representative DeLuca, two minutes."

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

Speaker Lyons: "Sponsor yields."

DeLuca: "Representative Davis, this facility is located in the Village of Ford Heights?"

Davis, W.: "Correct."

DeLuca: "It's located across the street from the Ford Stamping Plant?"

Davis, W.: "In the very immediate proximity, correct."

DeLuca: "Okay and this facility, well how would you describe the economic situation in Ford Heights?"

Davis, W.: "Well, unfortunately, Ford Heights is one of the most economically depressed communities that we have here in the State of Illinois. And if I can just take a very brief moment of your time, it was only until about four or five years ago that the Village of Ford Heights actually

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received and started to be able to utilize Lake Michigan water. It had an old antiquated well water system where the residents were drinking brown water. It... it was reported to have some of the highest incidences of fetal alcohol syndrome because there were just no alternatives there. So this is very, very depressed community."

DeLuca: "And as far as you know, the Village of Ford Heights, the village board, are they supportive of this facility?"

Davis, W.: "To my knowledge, yes, to my knowledge, yes they are."

DeLuca: "And this facility, it's currently operating?"

Davis, W: "That's correct."

DeLuca: "This... this is not going to start or stop anything. The facility is accepting tires and it's in operation now?"

Davis, W.: "That is correct, it is."

DeLuca: "Thank you very much."

Davis, W.: "Thank you."

Speaker Lyons: "Dan Beiser. Representative Beiser, two minutes."

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

Speaker Lyons: "Sponsor yields."

Beiser: "Will, I think you mentioned early on in your presentation here, that this is something that the current company is currently doing. Is that accurate?"

Davis, W.: "Correct. The facility has already been sited by our current regulations and it has one of the most restrictive air permits that exists in the State of Illinois."

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Beiser: "And this process changes nothing. The process that they would be doing is exactly the same what they're doing now. Correct?"

Davis, W.: "That is correct."

Beiser: "To the Bill, Mr. Speaker. I think people are getting caught up in the fact that this is something that's going to harm the environment. Obviously the... the fact that the company is able to do that now, that they are doing it now with the proper permits... proper from the EPA. I mean it's not going do anything different to the environment that is happening now. The philosophical difference of renewable or reusable, that's we can't argue with that. I mean people feel one thing. People feel the other way. But, the fact of the matter is that this is changing nothing. This company's currently doing this. And I would strongly urge that we support the Gentleman as he attempts rep... represent his area and those men and women that will be benefiting from the jobs from this project. I strongly urge an 'aye' vote."

Speaker Lyons: "Representative Farnham. Representative Mitchell. Then Representative Davis to close. Representative Farnham."

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

Speaker Lyons: "Sponsor yields."

Farnham: "May I yield my time to the Lady from Cook, Representative May?"

Speaker Lyons: "Gentleman yields his time to Representative Karen May."

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May: "Yes, I just wanted to answer the Gentleman from Vermilion because I did start to address what we do with these tires. We really should be grinding them. There are good job creating businesses who are looking for grants in our state to grind them. Other states such as California and Arizona can take up all of the used tires. I believe in Arizona that they take all the used tires from not only one state but three or four states. So this is a better... a better use completely. And while I know that it the plant is operating now, we're talking about giving discretionary money that is used for renewable energy and transferring it there, even though it's in a smaller amount. These tires are 75 percent petro-chemical. It... it really is better for us to be grinding them, putting them into playground softening equipment and to be using on our roads. I am hoping that our state can be getting into doing that. And incenting businesses to recycle them instead. Thank you. Oh, one, if this Bill receives the requisite number of votes, I'd ask for a verification."

Speaker Lyons: "So noted. Representative Jerry Mitchell will be our last speaker and then Representative Davis to close. Representative Mitchell."

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

Speaker Lyons: "Sponsor yields."

Mitchell J.: "Representative Davis, it's my understanding in talking to several different people, that pretty much everything had been worked out with this deal. That... that the real only true opposition was the Sierra Club. Is that you're understanding?"

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Davis, W.: "Well I'm sure there was probably other environmental groups that were in opposition to it. I... I would imagine so, Representative."

Mitchell, J.: "Well folks, you know, this to me is simply a jobs Bill in an area that really truly needs it. And you know, the... the mosquito problem that we have downstate, the deaths that we've incurred, are partially caused because we can't get rid of all of those areas where mosquitoes breed and old tires on farms is one of the main areas. Now if you want to look at something that's going to help the environment this will probably do more health wise than anything else we could do. Contrary to the previous speaker, I don't see this as a problem and I think we're killing jobs and that's not what we should be about in this economic age. Please vote 'aye'. Thank you, Mr. Speaker."

Speaker Lyons: "As I announced twice, Representative Mitchell will be the last speaker. Representative Will Davis to close."

Davis, W.: "Thank you very much, Mr. Speaker. While I understand that this is obviously a very contentious issue, I thank many of the Members who spoke in favor of it, since you illustrate why this type of thing is... is necessary. And I think the last speaker speaks to something that's very important to us and that's the West Nile Virus. I'm not sure how many people may have perished from the West Nile Virus in the State of Illinois, but abandoned tires are a breeding ground for abandoned tires, excuse me, West Nile, excuse me, abandoned tires are a breeding ground for

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the West Nile Virus because mosquitoes obviously harbor and fester themselves in tires. Here is an opportunity for us to do something with those tires. I've heard stories about piles and piles of tires that exist here in the State of Illinois. This company is simply saying that, we're willing to do what we already can do with those tires. They already have the ability to incinerate those tires. They already have the ability to dispose of those tires and they're simply trying to figure out how they can be more profitable. And I say that Representatives because, as you know, I am a straight shooter here in the General Assembly. No need to sugar coat this in any way. This is what we're trying to do. Now the way we're trying to do it is were trying create a re... reusable energy standard for these tires. So to incentivize the disposal of these tires. Again, we've heard from several Representatives that there are piles and piles of tires here in the State of Illinois. This is an opportunity to do something with those tires. Again, this is a healthy alternative for the tires. We've heard that there are 40 thousand tires disposed of in the City of Chicago alone. What is happening with these tires? Here's an opportunity to help an Illinois company to keep Illinois jobs here and to help a depressed community. It's my understanding that this community receives well over \$100 thousand in tax revenue from this facility, as well as the schools, they benefit from this as well. Again, we cannot put these tires in landfills. We have to deal with the West Nile Virus here. And this facility, while many have talked about some of it's challenges, I'm not sure of

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any facility in Illinois that has not had it's challenges with the EPA, but they have worked very hard to address those challenges. And while there was an article in the Tribune, there was a response to that article, which I don't believe was..."

Speaker Lyons: "I'll give you another minute to finish your remarks..."

Davis, W.: "...I'll... close right now. Ladies and Gentlemen, you've heard all the arguments for and/or against. This is an opportunity to help an Illinois company. I certainly encourage your 'aye' vote."

Speaker Lyons: "The question is, 'Shall Senate Bill 380 pass?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. There's been a request for verification. Please push your own switch. Have all voted who wish? Have all voted who wish? Have all voted who wish? Cultra. Durkin. Jefferson. Joyce. Mr. Clerk, take the record. On this Bill there are 63 Members voting 'yes', 45 Members voting 'no', 2 Members voting 'present'. Representative May, do you wish to pursue your verification? Representative May, do you wish to verify your... your to continue your verification? If you do Representative May, we have to read the roll call. So, you have to talk to me on this mic."

May: "Yes, so sorry. Yes."

Speaker Lyons: "Mr. Clerk."

Clerk Bolin: "A poll of those voting in the affirmative: Arroyo, Beiser, Biggins, Black, Bost, Bradley, Brady, Brauer, Carberry, Cavaletto, Coladipietro, Collins, Colvin,

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Connelly, Cross, D'Amico, Monique Davis, Will Davis, Dugan, Durkin, Flowers, Ford, Golar, Hannig, Hatcher, Hoffman, Holbrook, Howard, Jackson, Jakobsson, Jefferson, Leitch, Lilly, Lyons, Mautino, McAuliffe, McGuire, Bill Mitchell, Jerry Mitchell, Moffitt, Meyers, Poe, Pritchard, Ramey, Reboletti, Reis, Riley, Rose, Sacia, Saviano, Schmitz, Smith, Stephens, Sullivan, Thapedi, Tracy, Turner, Verschoore, Wait, Washington, Watson, Zalewski, and Mr. Speaker."

Speaker Lyons: "Representative May on verification."

May: "Yes. Representative Saviano."

Speaker Lyons: "Saviano is right in front of the Republican."

May: "Okay. Thank you. Representative Turner."

Speaker Lyons: "Representative Art Turner. Is Representative Turner in the Chamber? Remove... remove, Mr. Clerk, remove Representative Turner."

May: "Representative Jefferson."

Speaker Lyons: "Representative Jefferson. Representative Chuck Jefferson. Mr. Clerk remove... remove Mr. Jefferson and return Representative Art Turner to the Roll. He's in the back of the Chamber."

May: "Jakobsson."

Speaker Lyons: "Representative Naomi Jakobsson. Is Representative Jakobsson in the Chamber? Remove Representative Jakobsson, Mr. Clerk."

May: "Thank you."

Speaker Lyons: "The Lady wishes to pursue it no further. So by a vote of 61 voting 'yes', 45 voting 'no', 2 Members voting 'present', this Bill having received the Constitutional

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Majority, is hereby declared passed. Mr. Black, for what purpose do you seek recognition, Sir?"

Black: "Thank you very much, Mr. Speaker. I've had my light on for sometime. Representative May referred to me as the Gentleman from Vermilion and I just want her to know that I appreciate that and thank you very much."

Speaker Lyons: "Yes, Sir. Mr. Stephens, for what purpose do you seek recognition?"

Stephens: "Mr. Speaker, I think we should all be concerned about Representative Jakobsson's health, because I swear I just saw her. And is there some... something that we need to know?"

Speaker Lyons: "We'll... we'll keep you informed, Representative Stephens..."

Stephens: "I think we should... should begin a Speaker's watch immediately..."

Speaker Lyons: "...Thanks for your concern. Thank you... thank you, Sir. Ladies and Gentlemen we are going to start the Memorial Service. I'll ask staff to please retire to the back of the Chamber or off the Floor. All Members please be at your... in your chair, at your desk. Give a minute for everybody to get to the Chamber who'd like to be part of this magnificent service and respectful moment that we spend... spend for our Members of... Members of our Armed Services from Illinois who've lost their lives this year. Is everybody here who wishes to be here? Would the Members and our guests in the gallery please stand for the presentation of Colors by the Illinois Army National Guard? Mr. Clerk, would you please read House Resolution 1177."

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Clerk Bolin: "House Resolution 1177, offered by Representative Watson.

WHEREAS, In accordance with House Resolution 510, offered by Representative Ron Stephens during the 94th General Assembly, it has been fitting that each year in observance of Memorial Day that the Illinois House of Representatives has continued the established memorial tradition of honoring our fallen brothers and sisters by reading an annual list of all of the names of those American soldiers, sailors, airman, and marines from the State of Illinois who have given the ultimate sacrifice in the preceding year since the previous tribute; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that on May 3, 2010, the Illinois House of Representatives shall read the names of all of the soldiers, sailors, airman, and marines from each of the branches of the United States and Illinois military reserve and guard units, who have given their lives in the line of duty during the year since the last tribute; and be it further

RESOLVED, That the Clerk of the House shall, as has become tradition, preface the tributary reading of names of those fallen heroes with the reciting of a quote from President Abraham Lincoln's Gettysburg Address: "The world will little note, nor long remember what we say here, but it can never forget what they did here. It is for us the living, rather, to be dedicated here to the unfinished work which they who fought here have thus far so nobly advanced. It is rather for us to be dedicated to the great task remaining

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before us, that from these honored dead we take increased devotion to that cause for which they gave the last full measure of devotion, that we here highly resolve that these dead shall not have died in vain, that this nation, under God, shall have a new birth of freedom, and that government of the people, by the people, for the people, shall not perish from the earth."; and be it further

RESOLVED, That a copy of this resolution and a copy of the ceremonial honor roll and program of the May 3, 2010 reading of names be presented to the families of those fallen heroes."

Speaker Lyons: "Major General Dennis Celletti, Assistant Adjutant General, Illinois Army National Guard, will bring the wreath. We shall now proceed with the roll call of fallen Illinois Service Members. Representative Cavaletto."

Cavaletto: "Staff Sergeant Joshua A. Melton, United States Army, Carlyle, killed in action June 19, 2009."

Speaker Lyons: "Representative Mike Smith."

Smith: "Staff Sergeant Paul G. Smith, United States Army, East Peoria, killed in action June 19, 2009."

Speaker Lyons: "Representative Cavaletto."

Cavaletto: "Specialist Casey L. Hills, United States Army, Salem, killed in action June 24, 2009."

Speaker Lyons: "Representative Careen Gordon."

Gordon, C.: "Sergeant Chester W. Hosford, United States Army, Ottawa, killed in action July 6, 2009."

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Speaker Lyons: "First Lieutenant Derwin I. Williams, United States Army, Glenwood, killed in action July 6, 2009. Representative Moffitt."

Moffitt: "Specialist Christopher M. Talbert, United States Army, Galesburg, killed in action July 7, 2009."

Speaker Lyons: "Representative Bob Flider."

Flider: "Sergeant Gerrick D. Smith, United States Army, Sullivan, died July 29, 2009."

Speaker Lyons: "Representative Pritchard."

Pritchard: "Private First Class Matthew M. Martinek, United States Army, DeKalb, killed in action September 11, 2009."

Speaker Lyons: "Representative Al Riley."

Riley: "Sergeant First Class Christopher D. Shaw, United States Army, Special Forces, Markham, killed in action September 29, 2009."

Speaker Lyons: "Representative Black."

Black: "Sergeant Christopher M. Rudzinski, United States Army, Rantoul, killed in action October 16, 2009."

Speaker Lyons: "Representative Jim Sacia."

Sacia: "Private First Class Devin J. (Fuzzy) Michel, United States Army, Stockton, killed in action October 24, 2009."

Speaker Lyons: "Representative Black."

Black: "Major David L. Audo, United States Army, St. Joseph, died October 27, 2009."

Speaker Lyons: "Representative Mike Carberry."

Carberry: "Specialist Jared D. Stanker, United States Army, Evergreen Park, killed in action on October 27, 2009."

Speaker Lyons: "Representative Emily McAsey."

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McAsey: "Private First Class Michael Pearson, United States Army, Bolingbrook, died November 5, 2009."

Speaker Lyons: "Representative Collins."

Collins: "Private First Class Francheska Velez, United States Army, Chicago, died in action November 5, 2009."

Speaker Lyons: "Representative Jim Sacia."

Sacia: "Petty Officer 2nd Class Brian M. Patton, United States Navy, Freeport, died November 19, 2009."

Speaker Lyons: "Representative Mark Beaubien."

Beaubien: "Specialist Jared D. Stanker, United States Army. Whoops, wrong one. Sorry about that. Specialist Jason A McLeod, United States Army, Crystal Lake, killed in action on November 23, 2009."

Speaker Lyons: "Representative Roger Eddy."

Eddy: "Sergeant Kenneth R. Nichols, Jr., United States Army, Chrisman, killed in action on December 1, 2009."

Speaker Lyons: "Representative Connie Howard."

Howard: "Sergeant Albert D. Ware, United States Army, Chicago, killed in action on December 18, 2009."

Speaker Lyons: "Representative Ron Stephens."

Stephens: "Senior Airman Bradley R. Smith, United States Air Force, Troy, killed in action on January 3, 2010."

Speaker Lyons: "Representative David Reis."

Reis: "Corporal Jamie R. Lowe, United States Marines, Johnsonville, killed in action on January 11, 2010."

Speaker Lyons: "Representative McAsey."

McAsey: "Specialist Kyle James Wright, United States Army, Romeoville, killed in action on January 13, 2010."

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Speaker Lyons: "May their souls and all the souls of the Military departed rest in peace. Amen. Representative Stephens."

Stephens: "Mr. Speaker, I... I am honored to... to be just a small part of this celebration as... as we all are. I don't think there's anything... I can't remember anything in my life that brings people more together than an event such as this. When... you look at the board and you see the places that they come from, the neighborhoods of Chicago, or the street corner there, or maybe a... maybe a small town. They might be black. They might be white. They might be Christian. They might be Jew or non believer. For this Body to take a moment of its time and to show the respect that is their due, I think it's... it's oh so American. And I hope that everyone of us is as proud as I am that we can express a single thought and believe in it so much, that in spite of our disparate views and differences of opinion, that just for a moment we can be one. That's what America was meant to be. We have many challenges that face us in this Nation. And I hope that we can find the best in each of us to help have solutions for all those challenges today and in the years to come. Thank you so much."

Speaker Lyons: "Beautifully stated, Representative Stephens. Thank you. We're going to try to move some Bills that are on the Order of Second Reading, Ladies and Gentlemen. So, we'll be skipping around but Senate Bills-Second Reading, Representative Patti Bellock, you have Senate Bill 3129 on the Order of Second Reading. Read the Bill, Mr. Clerk."

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Clerk Bolin: "Senate Bill 3129, a Bill for an Act concerning health. Second Reading of this Senate Bill. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Bellock, has been approved for consideration."

Speaker Lyons: "Representative Bellock on Floor Amendment #2."

Bellock: "Thank you very much, Mr. Speaker. Amendment #2 to Senate Bill 3129 is just a technical Amendment changing three words... four words in it. On line 18, the word 'treated on an inpatient basis' and on line 20 and 'is reasonably expected', on line 21, 'meets and to meet'."

Speaker Lyons: "You've heard the Lady's explanation. All those in favor of the adoption of Floor Amendment #2, signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #2 is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Art Turner, on the Order of Second Readings on page 7 of the Calendar, you have Senate Bill 3267. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 3267, a Bill for an Act concerning aging. Second Reading of this Senate Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Turner, has been approved for consideration."

Speaker Lyons: "Representative Turner on Floor Amendment #1."

Turner: "Thank you, Mr. Speaker and Ladies and Gentlemen of the Assembly. Floor Amendment #1 is an agreed upon Amendment between the Department of Aging and the bankers, as well as credit unions. And I move for adoption of the Amendment."

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Speaker Lyons: "No one seeking discussion, the question is, 'Should Floor Amendment #1 be adopted?' All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #1 is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Sid Mathias, you have a couple Bills on page 8 of the Calendar under Senate Bills-Second Reading. Senate Bill 3733. Read the Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 3733, a Bill for an Act to revise the law by combining multiple enactments and making technical corrections. Second Reading of this Senate Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lyons: "Third Reading. Representative Mathias, you also have Senate Bill 3803. Read the Bill, Mr... what's the status of that Bill, Mr. Clerk."

Clerk Bolin: "Senate Bill 3803, a Bill for an Act concerning transportation. Second Reading of this Senate Bill. No Committee Amendments. Floor Amendment #1, offered by Representative Mathias, has been approved for consideration."

Speaker Lyons: "Representative Mathias on Floor Amendment #1."

Mathias: "Thank you, Mr. Speaker. Floor Amendment #1 sunsets this Bill on December 31 of 2011. And also, requests a report to the General Assembly. I ask for your 'aye' vote to adopt it."

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Speaker Lyons: "No one's seeking recognition, the question is, 'Should Floor Amendment #1 be adopted?' All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Third Reading. Representative Esther Golar, you have Senate Bill 3780. What's the status of that Bill, Mr. Clerk?"

Clerk Bolin: "Senate Bill 3780, a Bill for an Act concerning State Government. The Bill was read a second time on a previous day. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Golar, has been approved for consideration."

Speaker Lyons: "Representative Esther Golar, on Amendment.. Floor Amendment #2."

Golar: "Thank you, Mr. Speaker. Floor Amendment #2 actually, clarifies and allows the commission that is set in place to complete the goals that were established under the Act and request a time line of December 31 of 2010. I would ask for the adoption of the Amendment to House Amendment #2 to Senate Bill 3780."

Speaker Lyons: "There's no one seeking recognition, the question is, 'Should Floor Amendment #2 be adopted?' All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #2 is adopted. Anything further, Mr. Clerk?"

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

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Speaker Lyons: "Third Reading. Representative Sid Mathias back on page 5 of the Calendar, on the Order of Second Readings you have Senate Bill 676. Out of the record. House.. House Resolution 1037. Mr. Clerk. Representative Sid Mathias on House Resolution... Resolution 1037."

Mathias: "Thank you, Mr. Speaker. House Resolution 1037 urges the Governor to proclaim... proclaim November as Illinois Accessible Parking Awareness Month in the State of Illinois. And I ask for your 'aye' vote."

Speaker Lyons: "You've heard the Gentleman's request on the Amendment... on the Resolution. All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted. Representative Will Burns. We are going through some Resolutions that request a Floor vote, either recorded or verbal. Representative Will Burns, you have House Joint Resolution 111. I believe there's Amendments to the Resolution. Mr. Clerk, what's the status on House Resolution 111?"

Clerk Bolin: "For House Joint Resolution 111, two Floor Amendments have been approved for consideration. Floor Amendments 1 and 2 are offered by Representative Burns."

Speaker Lyons: "Representative Burns on House Joint Resolution 111, Floor Amendment #1."

Burns: "I'd like to adopt... I'd like to hold Floor Amendment #1 and adopt Amendment #2."

Speaker Lyons: "Gentleman moves for the withdrawal of Floor Amendment #1. Mr. Clerk on Floor Amendment #2. Representative Burns on Floor Amendment 2."

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Burns: "Yes. Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Floor Amendment #2 makes some technical changes to the Resolution, as requested by the Department of Public Health. I know of no opposition. I move for its adoption."

Speaker Lyons: "All those in favor of the adoption of Floor Amendment #2 signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #2 is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Representative Burns on House Joint Resolution 111."

Burns: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. House Joint Resolution 111 is an initiative of the March of Dimes. As many of the Members of the Body know, I'm the parent of a premature daughter and what the purpose of this Resolution is to do in this task force is to look at the causes of prematurity; coordinate efforts across agencies. I know of no opposition. I seek its adoption by the Body."

Speaker Lyons: "You've heard the Gentleman's explanation. The question is, 'Should the House Joint Resolution 111 be adopted?' All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Jefferson. Cultra. Shane Cultra. Mr. Clerk, take the record. On this Resolution there are 113 Members voting 'yes', 0 voting 'no'. And... and House Joint

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Resolution 111 is adopted. Representative Patti Bellock, House Resolution 803. Representative Bellock."

Bellock: "Yes. Thank you very much, Mr. Speaker. We have Amendment #1 to House Resolution 803, which changes by replacing Drunk Driving Month with Drunk Driving Prevention Month. And on page 2, same thing Driving Month with Driving Prevention Month."

Speaker Lyons: "All those in favor of the adoption of Floor Amendment #1 signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Anything further, Mr. Clerk?"

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

Speaker Lyons: "Representative Bellock on House Resolution 803."

Bellock: "Thank you very much, Mr. Speaker. I just move for the passage of House Resolution 803."

Speaker Lyons: "All those in favor for the passage of House Resolution 803 signify by saying 'yes', those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And House Resolution 803 is adopted. Representative Den... Dennis Reboletti, on page 15 of the Calendar, you have House Resolution 912. Representative Reboletti."

Reboletti: "Mr. Speaker, I did file an Amendment last week. I don't know if the Amendment is has... has been..."

Speaker Lyons: "Mr. Clerk."

Clerk Bolin: "Floor Amendment #1 for House Resolution 912 remains in the House Rules Committee."

Speaker Lyons: "We thought that was out, Representative. We'll take that out of the record until we have Rules act on that

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Amendment. Ladies and Gentlemen, we're going to move to the Order of Concurrences on page 11 of the Calendar. So, we'll be skipping around a little bit, but we are pretty much going to start and run down page 11, for those that have been... the paper work has been... has been approved. If you want the Concurrence moved you must fill out the paperwork here in the well. So, we mentioned this several times. There's a lot of Bills over here on Concurrence that have yet to be moved... required paperwork. So, please take a moment to see if you have a Bill on the Order of Concurrences and do the necessary paperwork to move it along. Representative Black, you have House Bill 4580. Mr. Clerk."

Clerk Bolin: "House Bill 4580, a Motion to Concur in Senate Amendment #1."

Speaker Lyons: "Representative Black."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I move to Concur in Senate Amendment #1. That I think clarifies the link between the vehicle code or a local ordinance violation and an accident re... resulting in death by replacing causes or contributes to a death of a person to offense that was the proximate cause of death of any person."

Speaker Lyons: "You heard the Gentleman's explanation. Is there any questions? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 4580?' This is final action. All those in favor signify by voting 'yes'; those opposed vote 'nay'. The voting is open. Have all voted who wish? Have all voted who wish?"

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Have all voted who wish? Representative Davis. Representative Flowers. Mr. Clerk, take the record. On this question, there are 113 Members voting 'yes', 0 voting 'no'. The House does Concur in Senate Amendment #1 to House Bill 4580. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative John D'Amico, on page 11 of the Calendar on Concurrences, you have House Bill 4860. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 4860, a Motion to con... Concur in Senate Amendment #1."

Speaker Lyons: "Representative D'Amico."

D'Amico: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I just wish to Concur with House Bill 4860. The concerns that we had here, we brought up in the Senate and that was taken care of and you are able to flag down a tow truck to tow your car."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 4860?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Farnham, Chapa LaVia, Franks, would you like to be recorded? Mr. Clerk, take the record. On this question there are 100 Members voting 'yes', 12 Members voting 'no', 0 voting 'present'. This House does Concur with Senate Amendment #1 to House Bill 4860. This Bill, having received the Constitutional

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Majority, is hereby declared passed. Representative Jakobsson, on the Order of Concurrences on the bottom of page 11, you have House Bill 5040. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 5040, a Motion to Concur with Senate Amendment #1."

Speaker Lyons: "Representative Jakobsson."

Jakobsson: "Thank you, Mr. Speaker. I wish to Concur with the Senate Amendment #1 to House Bill 5040. It's a technical change. It actually corrects a word that was misappropriately used. I urge an 'aye' vote."

Speaker Lyons: "You've heard the Lady's explanation. Is there any questions? The Chair recognizes the Gentleman from Vermilion, Representative Bill Black."

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

Speaker Lyons: "Sponsor yields."

Black: "Representative, your recent disappearance, were you suffering from cadmium poisoning?"

Jakobsson: "I'm not sure what the poisoning was."

Black: "I... I assume the nurse says everything is fine now."

Jakobsson: "I could come back and do this cadmium Bill, yes."

Black: "Well, you... you look good. And... and that's every bit as important as feeling good. But, welcome back. We missed you."

Speaker Lyons: "No one is... seeking further discussion. The question is, 'Shall the House... on this question, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 50... 5040?' This... this is final action. All

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those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Hernandez. Representative Hernandez. Mr. Clerk, take the record. On this Bill, there are 113 Members voting 'yes', 0 voting 'no', 0 voting 'present'. The House does Concur in Senate Amendment #1 to House Bill 5040. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Jack Franks, for what purpose do you seek recognition, Sir?"

Franks: "Thank you, Mr. Speaker. I would like the record to reflect that on Senate Bill 3732, a Bill that I was a Cosponsor of, I inadvertently pushed the red button out of, I guess, habit. And I need to... to get new muscle mat... matter here. I meant to vote 'aye'."

Speaker Lyons: "Mr. Franks, the Journal will reflect your request. Representative Lou Lang, you have House Bill 5219 on the Order of Concurrences on page 12 of the Calendar. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 5219, a Motion to Concur with Senate Amendment #1."

Speaker Lyons: "Leader Lou Lang."

Lang: "Thank you. I move Concurrence in Senate Amendment #1, which is pretty much a Technical Amendment. I don't think there's any opposition to it. I ask your support."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur with Senate Amendment #1 to House Bill 5219?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'."

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The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Miller. Representative Washington. Mr. Clerk, take the record. On this question, there are 113 Members voting 'yes', 0 voting 'no', 0 voting 'present'. The House does Concur with Amendment #1 to House Bill 5219. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Bob Pritchard, on the Order of Concurrences you have House Bill 5161. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5161, a Motion to Concur with Senate Amendment #1."

Speaker Lyons: "Representative Bob Pritchard."

Pritchard: "Thank you, Mr. Speaker. This Amendment that was added in the Senate simply deals with the effective date and the Bill itself is just updating the dollar amounts that are in our state statute to make it more current. I would ask for your Concurrence."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 5161?' This is final action. All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Karen May, would you like to be recorded? Mr. Clerk, take the record. On this question there are 113 Members voting 'yes', 0 voting 'no', 0 voting 'present'. The Bill... the House does Concur with Senate Amendment #1 to House Bill 5161. This Bill, having received the Constitutional

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Majority, is hereby declared passed. Representative Danny Reitz, you have House Bill 5223. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5223, a Bill for an Act to Concur with Senate Amendment #1."

Speaker Lyons: "Gentleman from Randolph, Representative Danny Reitz."

Reitz: "Thank you, Mr. Speaker. Senate Amendment #1 just provides that no public official may place or recommend a place in an unlicensed facility. It's, they just made some language changes. This says that the Department of Aging will not recommend any type of facility that is not on their approved list. And I'd be happy to answer any questions."

Speaker Lyons: "Is there any discussion? Chair recognizes the Gentleman from Vermilion, Representative Bill Black."

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

Speaker Lyons: "Sponsor yields."

Black: "Representative, the thing I don't understand about the Senate Amendment it says that no public official, agent, or employee may place any person in or with, or recommend that any person be placed in a board and care home unless it's licensed. I don't see anything in there that says like the grandson, or the granddaughter placing their grandmother in a home. Why... why is just the term public official, agent, or employee? Why not... why don't you get down to an individual who would place somebody in... in this type of home?"

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Reitz: "I think the... the intent is just to prohibit the... any department... any public department from recommending any type of home that doesn't have the proper accreditation. And I don't have any problem with that myself, either, if you would like to follow up on that. But it was the intent of them to make sure that we don't have the Department of Aging or their representatives recommending anyone that has any type of violations."

Black: "Well, I would think if they did, that would be a violation of internal rule and would be a dismissible offense. Evidently, it isn't. But, I... I do know of individuals in my District who have done this. One was an attorney. God rest his soul. Who would often suggest to family members that they place people in this, what... what I would call a room and board facility, that was not licensed. He thought it was cheaper. And it was. And thought it was a better place than some nursing homes. Now he's... he's long since passed on and the home has long been out of the business. But, I... I would think that the... the definition in the Senate Amendment seems very narrow to me."

Reitz: "And I... I think that was the intent as it went over from..."

Black: "Okay."

Reitz: "...the people that brought it over from long term care facility. They just wanted to make sure that the department would... put it into law that they couldn't recommend, but I'd..."

Black: "Yeah. I. Okay."

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Reitz: "...be happy to look at that so that we could probably expand it under agency..."

Black: "I... I think it's something that we should look into because if a public official would so recommend, I think that would be beyond the scope of due diligence and if not should be a dismissible offense. But, maybe it's something in the limited time I have left that we can work on."

Reitz: "Okay. And I appreciate it and..."

Black: "Thank you..."

Reitz: "...we may be able to address that where they would fall under and they may actually fall under the term of aging..."

Black: "You're right."

Reitz: "...if they're working on someone else's behalf."

Black: "Okay. Thank you very much, Representative."

Speaker Lyons: "No one else is seeking recognition, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 5223?' This is final action. All those in favor, signify by voting 'yes', those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Turner. Mr. Clerk, take the record. On this question, there are 113 Members voting 'yes', 0 voting 'no' and 0 voting 'present'. The House does Concur in Senate Amendment #1 to House Bill 5223. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Coulson, you have House Bill 5357. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5357, a Motion to Concur in Senate Amendment #1."

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Speaker Lyons: "Representative Beth Coulson."

Coulson: "Thank you, Mr. Speaker. I move to Concur in Senate Amendment #1 to House Bill 5357. It's basically a technical Amendment, due to some issues in wording in the original Bill. And I'd appreciate an 'aye' vote."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 5357?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Sullivan. Representative Barbara Flynn Currie. Mr. Clerk, take the record. On this Bill, there are 111 Members voting 'yes', 2 Members voting 'no', 0 voting 'present'. And the House does Concur in Senate Amendment #1 to House Bill 5357. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Al Riley, on the Order of Concurrences, you have House Bill 5448. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5448, a Motion to Concur in Senate Amendment #1."

Speaker Lyons: "Representative Al Riley."

Riley: "Thank you, Mr. Speaker, Members of the House. I move to Concur with Senate Amendment #1, which essentially just changes a word. And the word that it was changed to was my original intent. Instead of the use of the county boards 'auditing' to see whether or not the Clerk had sent the pamphlets. It really should be 'reporting to'. The word 'audit', you know, basically has it's financial audit

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connotation and that was not my intent. So, this really cleaned up the actual intent of the Bill."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 5448?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Wait, Hoffman, Harris, Collins, would you like to be recorded? Mr. Clerk, take the record. On this Bill, there are 113 Members voting 'yes', 0 voting 'no', 0 voting 'present'. And the House does Concur with Senate Amendment #1 to House Bill 5448. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Skip Saviano, you have House Bill 5527. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5527, a... a Motion to Concur with Senate Amendment #1."

Speaker Lyons: "Representative Saviano."

Saviano: "Thank you, Mr. Speaker and Members of the House. I move to Concur with Senate Amendment #1. It clarified some language in the Bill which IRMA was concerned with. And it passed out of here, I think, almost unanimously, originally. I would ask that we Concur with Senate Amendment #1 to House Bill 5527. Thank you."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 5527?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'.

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The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 113 Members voting 'yes', 0 voting 'no', 0 voting 'present'. And the House does Concur in Senate Amendment #1 to House Bill 5527. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Tom Holbrook, on the bottom of page 12 under Concurrences, you have House Bill 5998. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 5998, a... a Motion to Concur with Senate Amendment #1."

Speaker Lyons: "Gentleman from St. Clair, Representative Tom Holbrook."

Holbrook: "I move for Concurrence to Senate Amendment #1 to House Bill 5998. It's a technical clean up. They found another reference in the statutes. This passed out of the Senate 57 - 0."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, all those in favor for the adoption of Senate Amendment #1 to House Bill 5998 shall vote 'yes', those opposed vote 'no'. This is final action. The... the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 112... 113 Members voting 'yes', 0 voting 'no'. The House does Concur in Senate Amendment #1 to House Bill 5998. This Bill, having received the Constitutional Majority, is hereby declared passed. Leader Tom Cross, on the Order of

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Concurrences, you have House Bill 6065. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 6065, a Motion to Concur with Senate Amendment #1."

Speaker Lyons: "Minority Leader, Tom Cross."

Cross: "Thank you, Mr. Speaker. Move to Concur with Senate Amendment #1. This Bill originally passed out of the House 104 to 1 to 2 and ultimately passed out of the Senate with 34 votes and 8 voting 'no'. The Amendment was fairly technical in many ways in that it changed the definition of what a healthcare provider can do. It defines what a principal is. It also clarified some... provides some cleanup in what the diabetes care plan would do. This is a Bill that's been going on for about six years. It is a very significantly scaled back version from what originally passed out of this House a number of years ago. It does two things, it allows for a student to self administer and provides for a parent to find a volunteer to provide assistance for the care of a child with diabetes in a school. And I would appreciate a 'yes' vote on the Motion to Concur."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 6065?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no.' The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Rose. Myers. Fortner. Mr. Clerk, take the record. On this Bill, there are 109 Members voting 'yes', 2 voting 'no', 2 voting 'present'.

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And the House does Concur in Senate Amendment #1 to House Bill 6065. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Frank Mautino, on the top of page... page 13 of the Calendar, you have House Bill 6022. Representative Frank Mautino. Frank. House Bill 6022. Read the Bill, Mr. Clerk."

Clerk Bolin: "House Bill 6022, a Motion to Concur with Senate Amendment #1."

Speaker Lyons: "Representative Mautino."

Mautino: "I move that the House Concur in Senate Amendment #1 to House Bill 6022. The Senate Amendment becomes the Bill. It contains all of the provisions to the Bill. So, it's in the same provision that it passed out of this... out of the House. There were some technical changes that needed to be made to the Bill. One of those being that the supplier or other reseller to be set by the Department of Revenue on a biannual basis, January 1 and July 1st, rather than on a quarterly basis. The states and the department, it states also that the department shall provide persons, the rate applies to twenty days notice prior to each January 1st and July 1st. And that the penalty imposed upon operators of motor vehicles, watercraft that are found to have dyed diesel fuel within their ordinary fuel tanks shall be \$1,000 instead of what we sent over there, which was \$2,500 on the first occurrence. Be happy to answer any questions."

Speaker Lyons: "Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

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

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Speaker Lyons: "Sponsor yields."

Eddy: "Representative, I... I think you covered this, the change that... that was made in the Senate Amendment. Specific, I think the major one had to do with the fee itself. Is that correct? It was..."

Mautino: "Yes."

Eddy: "When we sent it over... when we sent it over what was the fee? \$2,500?"

Mautino: "\$20... \$2,500. And this is... this is been changed to a \$1,000 instead of the \$2,500 on first occurrence. That's if you're found to have dyed diesel. That's a penalty charge."

Eddy: "Okay. So, if they're... they're found to have dyed diesel fuel within their ordinary fuel tanks that's what the... the penalty fee is and originally it was..."

Mautino: "\$2,500."

Eddy: "...\$2,500 and now it's going to be \$1,000?"

Mautino: "Correct."

Eddy: "Are there any other fees in the Bill?"

Mautino: "The... there's a change in the single pit, trip permit that changed from \$40 to \$60. Our analysis had that backwards. And it allows the permit to be valid for 96 hours instead of 72. This was a negotiation with the Midwest Truckers and with that they're in support of the Bill."

Eddy: "So, in effect, the fee has increased but the number of hours that the fee covers also increased?"

Mautino: "Correct. They can run, prior to that that the permit was good for 72 hours. Now it's good for 90... 96."

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Eddy: "Okay. And our analysis indicates that the underlying Bill also amended some environmental impact fees to make some changes. But, I just want to make sure that.. that those fee differences the changes were delineated. I appreciate your taking the time to do that. Thank you."

Mautino: "Thank you."

Speaker Lyons: "No one else seeking recognition, the question is, 'Shall the House Concur with... with Senate Amendment #1 to House Bill 6022?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Washington. Durkin. Mr. Clerk, take the record. On this Bill, there are 68 Members voting 'yes', 44 Members voting 'no'. And the House does Concur with Amendment #1 to House Bill 6022. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Karen May, you have on the Order of Concurrences, House Bill 6030. Read the Bill, Mr. Clerk. Mr. Clerk, House Bill 6030 on the Order of Concurrences. Representative Karen May."

May: "Yes. I move to Concur in Senate Amendment #1. It adds developing, expanding, or retooling manufacturing facility to produce renewable energy. This is a... an initiative of the Illinois Manufacturing Association."

Speaker Lyons: "The Chair recognizes the Gentleman from Vermilion, Representative Bill Black."

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

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Speaker Lyons: "The Lady indicates she does."

Black: "So, this grant is only for developing, expanding, or retooling a manufacturing facility that will produce renewable energy or energy efficiency products. Wouldn't do any good for a... about five years ago I had a Honda plant that was very interested in a green grass site in my District, they ended up in a facility in Indiana. So, as I read this, there would be probably no additional grant funds for a new automobile manufacturing plant. Only... only a plant that is producing renewable energy or energy efficient products or components, correct?"

May: "Well, this... this Amendment in the Senate adds this one new component. The original Bill included grants for reducing emissions, reducing solid waste disposable, reducing water affluent, recycling waste materials, and removing toxic materials from products. So, I guess the answer to your question is, I don't think it would be for new plants."

Black: "Okay. I... I appreciate your honesty, Representative. Mr. Speaker and Ladies and Gentlemen, to the Bill. I live on the Indiana border and they were interviewing Governor Mitch Daniels of Indiana not long ago. And they asked him, because Indiana... and over the weekend I drove through Columbus, Indiana and it was just plant after plant after plant after plant, their unemployment rate is much lower than ours. Their overall state debt is a fraction of ours, and they were interviewing Governor Mitch Daniels and they said, 'What is the primary tool in your economic development arsenal?' You're... you're doing so well. A two

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thousand employee Honda plant. All kinds of new manufacturing facilities located in Indiana. How do you do this? What is your primary factor in economic development? And you know what he said? Illinois. He actually said that. He said his primary advantage in economic development is that he's next door to Illinois. He has all kinds of incentives, and packages, and loans, and grants that he can give. We are very limited. We have a lot of them on paper, but many of them are no longer funded. And having just gone through the loss of a major manufacturing plant that would've completely turned the economy of east central Illinois around, I'm very sensitive to this. I'm not insensitive to the green plants, the renewable energy plants. But, I... I intend to vote 'no' just to make my own personal statement. We need an entire arsenal of grants, and initiatives, and what have you, to attract business, and jobs, and industry to Illinois. And I think it was very telling that the Governor of a neighboring state said that his primary economic development tool is that his state is located next to Illinois, where people are moving out and moving into Indiana. And that's the sole reason I vote 'no'. Not for the Sponsor, not for what the Bill attempts to do, but I know that our arsenal is far too small, when compared to Indiana. And I intend to vote 'no'."

Speaker Lyons: "You've heard the Lady's explanation... explanation, closing arguments. Representative May."

May: "Just to say that I believe that there are other federal dollars that are coming in. The reason we didn't include

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this particular portion in the Bill that I worked on with the Illinois Manufacturing Association because there are other federal dollars that... that are given out and I believe Illinois has their fair share that they're giving out also for new facilities."

Speaker Lyons: "The question is, 'Shall the House Concur with Senate Amendment #1 to House Bill 6030?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Brauer. Leitch. Mr. Clerk, take the record. On this Bill, there are 96 Members voting 'yes', 17 Members voting 'no', 0 voting 'present'. The House does Concur in Senate Amendment #1 to House Bill 6030. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Bob Rita, you have on the Order of Concurrences, House Bill 6415."

Rita: "Yeah, we'll do it."

Speaker Lyons: "Representative Rita."

Rita: "Thank you, Mr. Speaker. I move to Concur with Amendment #1 on House Bill 6415."

Speaker Lyons: "Is there any discussion? The question is, 'Shall the House Concur?' Representative Roger."

Eddy: "Thank you. Would the Sponsor yield?"

Speaker Lyons: "Sponsor yields."

Eddy: "Representative, could you briefly describe the changes made in the Senate related to this legislation that we're Concurring with."

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Rita: "I... I don't have the paper here right with me, but I know it was something that we agreed upon."

Eddy: "Representative, I... I think this is an initiative of the certified public accountants. And the Bill that was sent over at the time appeared to be agreed to, so I guess I'm just kind of interested in the change that was made to the agreement. Because it did get out of here 105 to nothing."

Rita: "There was a. Yeah. You know what, there was a drafting error on... on the part and they fixed the date so that they... the dates matched."

Eddy: "Okay. So, there's no, there's no change necessarily. It's just a technical change in... in the dates..."

Rita: "Yeah, technical change."

Eddy: "Okay. Thank you."

Speaker Lyons: "Seeing no further... seeks discussion... seeks recognition, the question is, 'Shall the House Concur with Senate Amendment #1 to House Bill 6415?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Dunkin. Representative Black. Mr. Clerk, take the record. On this Bill, there are 112 Members voting 'yes', 0 voting 'no', 0 voting 'present'. The House does Concur with Senate Amendment #1 to House Bill 6415. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Ken Dunkin, you have on Order of Concurrences... Representative Verschoore, you have House Bill 6464."

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Verschoore: "Thank you, Mr. Speaker. I would ask on Concurrence with Senate Amendment #1. It's a cleanup language on the original Bill that passed out of the House unanimously. I would ask for an 'aye' vote."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment 1 to House Bill 6464?' This is final action. All those in favor signify by voting 'yes', those 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. On this Bill there are 112 Members voting 'yes', 0 voting 'no', and 0 voting 'present'. The House does Concur in Senate Amendment #1 to House Bill 6464. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Don Moffitt, back on page 11, you have House Bill, on the Order of Concurrence House Bill... Bill 4974. Representative Moffitt."

Moffitt" "Thank you, Mr. Speaker. House Bill 4974 that passed out of here was for genetic counselors and under the supervision of proper medical officials they can order genetic tests and that's the new authority we gave to them. But it also had some strict language in there as far as disclosure. Senate Amendment #1, which I move to Concur with, would allow that they could... could give that information back to the referring physician. There was concern that it was so strict they couldn't even give that, refer back the disclose that. So, it's a technical

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clarification. So, after the test is there they can disclose that back to the referring physician."

Speaker Lyons: "You've heard the Gentleman's explanation. Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 4974?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk. Representative Sente, do you want to be recorded? Mr. Clerk, take the record. On this question, there are 112 Members voting 'yes', 0 voting 'no', 0 voting present. And the House does Concur in Senate Amendment #1 to House Bill 4974. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative John Bradley, on the Order of Concurrences, you have House Bill 5053. Representative John Bradley, with Concurrence to House Bill 5053. Representative Bradley."

Bradley: "Thank you, Mr. Speaker. This Bill, I believe passed unanimously out of here earlier this year with a strong vote. And basically would allow us to include psychiatrists in the covered programs for the underserved medical scholarship program. I ask for an 'aye' vote."

Speaker Lyons: "Is there any discussion? The Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

Eddy: "Thank you. Would the Sponsor yield?"

Speaker Lyons: "Sponsor yields."

Eddy: "Representative, this... this passed out, as you mentioned, unanimously. But, I notice that after there were changes

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made that there was a little bit of opposition to this. Are you familiar with... I... I think it's not subject to appropriation. Is that correct?"

Bradley: "I... I'm getting you an answer. I think when it came out of here it was subject to appropriations, as I recall. I don't remember. Give me a moment if you would."

Eddy: "Sure. Absolutely. Thank you."

Bradley: "Representative, do you have... do you have a cost of this program because my... my understanding was it was minimal or negligible."

Eddy: "I... I don't necessarily have a cost. I think... I think the... the program is not or subject, not subject to an appropriation. And I... I really would like to know that cost and if this is an additional program with new costs? As you know, we're going to be dealing with issues related to the budget and... and in full disclosure to the Members of the House. I... I just would like to have that number. I don't know that we have that."

Bradley: "I've typically found in here when there's no number that means there isn't one."

Eddy: "Well, I was... I've just been informed by staff that the estimates about \$125,000 to staff the program. That... that, I think that your... your description of the word minimal is accurate if \$125,000 is minimal."

Bradley: "And I don't know that I accept it's a \$125,000, because this is, I... I'm not going to quibble with that. But, this is a program that's already in existence and because of a technicality or loophole, child psychiatrist and psychiatrists are not eligible to go into underserved,

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impoverished, areas of the state. This Bill would include psychiatrists to the list of things that are already on there like pediatrics and family physicians. So, I don't see where there's a cost, but if a bureaucrat somewhere put a small price tag on it, which isn't small to you and me, right? But if they put a price tag on it, I don't know that I would even accept that because, obviously, I'm aware of what's going on with the state budget."

Eddy: "Well, I appreciate the... the explanation. I... I, again, the real concern was that when it did go out of here, it went out unanimously and I think Members of the Body just need to know what the change was that might of brought the opposition to the Bill. And it... it may have something to do with the pay fiscal issue even though it's minor. And I appreciate your indulgence and your answers."

Bradley: "I... I think it also had something to do with the department and the department's control. And so, the department has not always been real cooperative with this. So, it may have had to do with the administration, too. I... I don't know."

Eddy: "Thank you."

Speaker Lyons: "The question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 5053?' This is final action. All those in favor, signify by voting 'yes', those oppose vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Sandy Pihos. Mr. Clerk, take the record. On the Bill, there are 97 Members voting 'yes', 15 Members voting 'no'. And the House does Concur with Senate Amendment #1 to House

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Bill 5053. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk."

Clerk Bolin: "Committee Reports. Representative Currie, Chairperson from the Committee on Rules, reports the following committee action taken on May 3, 2010, direct floor consideration for Motions to Concur for Senate Amendment #2 for House Bill 4715, Senate Amendment #1 for House Bill 5206, Senate Amendment #1 for House Bill 5863, Senate Amendment #1 for House Bill 6079, Senate Amendment #1 to House Bill 6208, and Senate Amendment #2 for House Bill 6271."

Speaker Lyons: "Continuing with the Concurrence Order. Representative Pritchard, you have House Bill 4715. Out of the record. Representative Eddy, you have House Bill 5863 on the Order of Concurrences. Representative Roger Eddy, House Bill 5863."

Eddy: "Thank you, Mr. Speaker. This Bill, as sent out of the House, dealt with substitute teachers and the fact that currently substitute teachers have to have multiple background checks and the original Bill allowed for one background check to be shared by several ROE's. There was a technical change made in the Senate that was requested related to the recording of... of the substitute notification and nothing substantive changed just the re... recording. And I'd ask for an 'aye' vote."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 5863?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'.

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The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Mell, would you like to be recorded? Mr. Clerk, take the record. On this Bill, there's 113 Members voting 'yes', 0 voting 'no', 0 voting 'present'. And the House does Concur in Senate Amendment #1 to House Bill 5863. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Dan Brady, you have House Bill 5206 on the Order of Concurrences. Mr. Brady.

Brady: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. I simply ask for a 'yes' vote on the Concurrence of House Bill 5206, which deals with the electronic review of records for voter registration, purging purposes through death certificates. And the change from the Senate was simply, if the clerk's or election authority did not have that capability that they still would have to do what's under existing law, at this point, is through print obituaries, to purge records, and confirm death. I'd be happy to answer any questions and ask for a 'yes' vote."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 5206?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Rich Myers. Mr. Clerk, take the record. On the Bill, there's 113 Members voting 'yes', 0 voting 'no', 0 voting 'present'. And the House does Concur in... in Senate Amendment #1 to House Bill

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5206. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Bill Black, you have House Bill 6079 on the Order of Concurrence. The Gentleman from Vermilion, Representative Bill Black."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. Senate Amendment #1 adds to the Bill and simply outlines that the two school districts that might want to form a cooperative district must have an enrollment in grades 6 thru 8 of less than 150 instead of a 100 and grades 9 through 12 must have an enrollment of less than 400 during the 208 and 209 year, instead of the 209 - 210 year. It's all the Amendment does. It adds to the Bill. I'd ask for your favorable consideration."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate... Senate Amendment #1 to House Bill 6079?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Ron Wait. Mr. Clerk, take the record. On the Bill, there's a 113 Members voting 'yes', 0 voting 'no', 0 voting 'present'. And the House does Concur in Senate Amendment #1 to House Bill 6079. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Elaine Nekritz, on the Order of Concurrences, you have House Bill 6208. Representative Nekritz."

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Nekritz: "Thank you, Mr. Speaker. I move to Concur in Senate Amendment 1 to House Bill 6208. This is the legislation that modifies the licensing for agents, brokers, and commissions that sell electricity in the competitive market. This delays the effective date by six months."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #1 to House Bill 6208?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Holbrook. Verschoore. Mr. Clerk, take the record. On this Bill, there's a 113 Members voting 'yes', 0 voting 'no', 0 voting 'present'. And the House does Concur in Senate Amendment #1 to House Bill 6208. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Sid Mathias, on the Order of Concurrences, you have House Bill 6271. Representative Sid Mathias."

Mathias: "Thank you, Mr. Speaker. House Bill 6271, the Senate Amendment #2 just expands on the... what information will be necessary on the new employee website. So, I ask for your Concurrence."

Speaker Lyons: "Is there any discussion? Seeing none, the question is, 'Shall the House Concur in Senate Amendment #2 to House Bill 6271?' This is final action. All those in favor signify by voting 'yes', those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative

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Wait, Representative Rita, would you like to be recorded? Representative Boland. Representative Walker. Mr. Clerk, take the record. On this Bill, there's 113 Members voting 'yes', 0 voting 'no', 0 voting 'present'. And the House does Concur with Senate Amendment #2 to House Bill 6271. This Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, what's the status of Senate Bill 2548?"

Clerk Bolin: "Senate Bill 2548, a Bill for an Act concerning education. Second Reading of this Senate Bill. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lyons: "Third Reading. Representative Ford, you have Senate Bill 3547. What's the status of that Bill, Mr. Clerk?"

Clerk Bolin: "Senate Bill 3547, is on the Order of Senate Bills-Third Reading."

Speaker Lyons: "Move that Bill back to the Order of Second Reading. And what's the status of the Bill, Mr. Clerk?"

Clerk Bolin: "Senate Bill 3547, the Bill was read a second time on a previous day. Amendment #1 was adopted in committee. Floor Amendment #2, offered by Representative Ford, has been approved for consideration."

Speaker Lyons: "Representative Ford on Amendment... Floor Amendment #2."

Ford: "Mr. Speaker and Members of the House, I move to adopt Floor Amendment #2 to Senate Bill 36... 3547."

Lyons: "Is there any discussion? Chair recognizes the Gentleman from Crawford, Representative Roger Eddy."

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

Speaker Lyons: "Sponsor yields."

Eddy: "So, Representative, just to be clear the Committee Amendment took care of the concern related to buying supplies with textbook money. This Amendment, can... can you explain what it does, since it hasn't gone to committee? It looks like it just removes a certain provision."

Ford: "It removes reference to the state adopted program and removes the condition that the electronic textbooks be economically affordable to the school district."

Eddy: "So, the Floor Amendment removes the provision in the underlying Bill that it had to be economically affordable to the school district to purchase the electronic textbooks. So, does this mean now that school districts would purchase electronic textbooks if it's not economically affordable?"

Ford: "No."

Eddy: "What... what does the language of the Amendment say then, because that's... that's the analysis?"

Ford: "Yeah... yeah, if... if it's is affordable to the school district."

Eddy: "If you could hold on just a second. It... it reads, for school districts the program shall provide funding for school safety, textbooks, and software, electronic textbooks, and technological equipment necessary to gain access to... to use electronics textbooks. In the text, does it refer to the economic feasibility of those textbooks?"

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Does it remove language related to the economic feasibility of purchasing those textbooks?"

Ford: "No... no it doesn't. Well it does, I'm sorry, yes. That's what the second part of the Amendment does, it removes that language."

Eddy: "Representative, if I... I think that this can be cleared up if you would take it out of the record, let us look at the Amendment and read it and to see exactly what that does. I don't necessarily have a problem with it. I just want to make sure there isn't a financial burden here removing certain language."

Speaker Lyons: "Representative Ford, is that your intent? We'll leave the Bill on the Order of Second Reading and take it out of the record temporarily?"

Ford: "Yes."

Speaker Lyons: "Mr. Clerk, take that Bill out of the record. We'll leave it on the order of Second Reading. Mr. Clerk, Agreed Resolutions."

Clerk Bolin: "Agreed Resolutions. House Resolution 1191, offered by Speaker Madigan. House Resolution 1192, offered by Representative Connelly. House Resolution 1193, offered by Speaker Madigan. House Resolution 1194, offered by Representative Connelly. House Resolution 1195, offered by Representative Bill Mitchell. House Resolution 1196 and 1197, offered by Representative Riley. House Resolution 1198, offered by Representative Sacia. House Resolution 1199, offered by Representative Lyons. House Resolution 1200, offered by Representative Osterman. House Resolution 1201 and 1202, offered by Representative McAsey."

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Speaker Lyons: "Representative Lang moves for the adoption of the Agreed Resolutions. All those in favor signify by saying 'yes'; those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the Agreed Resolutions are adopted. Mr. Clerk, Members, committee... committee announcements. Folks, there's... there's about a dozen committees scheduled today. So, you got the gold sheet in front of you. Mr. Clerk, go through the committee announcements, please."

Clerk Bolin: "The following committees will meet at 3:00 p.m. this afternoon: the Executive Committee in Room 118, the Financial Institutions Committee in Room 114, the Higher Education Committee in Room C-1, the Human Services Committee in Room D-1, Revenue and Finance Committee in Room 122B, Cities and Villages Committee in Room 115, and Counties and Townships Committee in Room 413. At 4:00 p.m. this afternoon the following committees will meet: Public Utilities Committee in Room D-1, State Government Administration Committee in Room 114, Agriculture and Conservation Committee in Room 122B, Business and Occupational Licenses Committee in Room C-1, the Elections and Campaign Reform Committee in Room 115, and Judiciary II - Criminal Law in Room 118. Tomorrow morning at 9:00 a.m., that's Tuesday morning at 9:00 a.m., the following committees will meet: Executive Committee will meet in Room 118, tomorrow, the State Government Administration Committee will meet in Room C-1, tomorrow, the Labor Committee will meet in Room 114, tomorrow, the Revenue and Finance Committee will meet in Room 122B, tomorrow, and the

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Electric Generation and Commerce Committee will meet in Room 115, tomorrow. At 10:00 tomorrow morning, 10:00 a.m. on Tuesday, the following committees will meet: Elementary and Secondary Education Committee will meet tomorrow in Room 114, Higher Education Committee will meet tomorrow in Room C-1, Personnel and Pensions will meet tomorrow in Room 122B."

Speaker Lyons: "You've heard the Committee Announcements. Mr. Clerk."

Clerk Bolin: "All Members should file Motions to Concur with Senate Amendments to their House Bills, so that the Rules Committee can act on them. All Members should file their Motions to Concur or Non Concur with Senate Amendments to House Bills."

Speaker Lyons: "And now, allowing Perfunctory time for the Clerk, Leader Barbara Flynn Currie moves that the House stand adjourned until Tuesday, May 4, 2010, at the hour of 12:00 noon. All those in favor signify by saying 'yes', those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the House stands adjourned to the hour of 12:00 noon, Tuesday, May 4, 2010. Have an enjoyable evening everyone."

Clerk Mahoney: "House Perfunctory Session will come to order. Committee Reports. Representative Burke, Chairperson from the Committee on Executive, reports the following committee action taken on May 3, 2010: 'recommends be adopted' Floor Amendment #1 to House Bill 5751, Floor Amendment #1 to House Bill 5480, House... correction, Floor Amendment #1 to House Bill 5480, Floor Amendment #1 to House Bill 5849; 'do

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pass as amended Short Debate' is Senate Bill 1937; 'do pass Short Debate' Senate Bill 3404. Representative Monique Davis, Chairperson on the Committee on Financial Institutions, reports the following committee action taken on May 3, 2010: 'do pass short debate' is Senate Bill 1118; 'recommends be adopted' Senate Joint Resolution 81. Representative Boland, Chairperson on the Committee on Higher Education reports the following committee action taken on May 3, 2010: 'do pass as amended Short Debate' is Senate Bill 1332. Representative.. Representative Jakobsson, Chairperson for the Committee on Human Services reports the following committee action taken on May 3, 2010: 'recommends be adopted' is House Resolution 1120. Representative Bradley, Chairperson on the Committee of Revenue and Finance reports the following committee action taken on May 3, 2010: 'do pass short debate' is Senate Bill 2795 and Senate Bill 3152; 'do pass as amended Short Debate' is Senate Bill 459 and Senate Bill 2523. Representative Froehlich, Chairperson on the Committee on Cities and Villages reports the following committee action taken on May 3, 2010: 'recommends be adopted' is the Motion to Concur on Senate Amendment #1 to House Bill 4837. Representative Verschoore, Chairperson on the Committee on Counties and Townships reports the following committee action taken on May 3, 2010: 'recommends be adopted.. adopted is a Motion to Concur in Senate Amendment #1 to House Bill 6239. Representative Franks, Chairperson on the Committee on State Government Administration reports the following committee action taken on May 3, 2010:

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'recommends be adopted' is House Resolution 1103 and House Resolution 1104. Representative Phelps, Chairperson on the Committee on Agriculture and Conservation reports the following committee action taken on May 3, 2010: 'recommends be adopted' is a Motion to Concur in Senate Amendment #1 and Senate Amendment #2 to House Bill 4866. Representative Rita, Chairperson on the Committee on Business/Occupational Licenses reports the following committee action taken on May 3, 2010: 'recommends be adopted' is a Motion to Concur in Senate Amendment #1 to House Bill 5514 and a Motion to Concur in Senate Amendment #1 to House Bill 6001. Representative Nekritz, Chairperson for the Committee on Elections and Campaign Reform reports the following committee action taken on May 3, 2010: 'recommends be adopted' is a Motion to Concur in Senate Amendments 1 and 2 to House Bill 16. Representative Howard, Chairperson on the Committee on Judiciary-Criminal Law reports the following committee action taken on May 3, 2010: recommends be adopted is a Motion to Concur in Senate Amendment #1 to House Bill 4895. Introduction and Reading of House Bills-First Reading. House Bill 6864, offered by Representative Saviano, a Bill for an Act concerning public employee benefits. House Bill 6865, offered by Representative Ford, a Bill for an Act concerning State Government. Senate Bills-Second Reading. Senate Bills on the Order of Second Reading, these Bills have been read.. read a second time and held. Senate Bill 1118, a Bill for an Act concerning business. Second Reading of this Bill. Senate Bill 1937, a Bill for an Act

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concerning gaming... gaming. Second Reading. Senate Bill 3404, a Bill for an Act concerning public employee benefits. Second Reading. Senate Bill 2795, a Bill for an Act concerning revenue. Second Reading. Senate Bill 3152, a Bill for an Act concerning local government. Second Reading. Senate Bill 459, a Bill for an Act concerning revenue. Second Reading. Senate Bill 2523, a Bill for an Act concerning local government. Second Reading. Senate Bill 1332, a Bill for an Act concerning financial regulation. Second Reading. There being no further business, the House Perfunctory Session will stand adjourned."