

STATE OF ILLINOIS
99th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

122nd Legislative Day

4/21/2016

Clerk Hollman: "House Perfunctory Session will come to order. Committee Reports. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules reports the following committee action taken on April 20 (sic-21), 2016: recommends be adopted, referred to the floor is Floor Amendment #2 to House Bill 4323, Floor Amendment #2 to House Bill 5729, Floor Amendment #3 to House Bill 6098, Floor Amendment #1 to House Bill 6167, Floor Amendment #2 to House Joint Resolution Constitutional Amendment #58; recommends be adopted referred to the Order of Resolutions is Senate Joint Resolution 49."

Speaker Lang: "The House will come to order. The House will come to order. We shall be led in prayer today by Pastor Eric Fistler who is with First Congressional Church of Crystal Lake in Crystal Lake. Pastor Fistler is the guest of Representative Franks. Members and guests are asked to refrain from starting their laptops, turn off cell phones and rise for the invocation and Pledge of Allegiance. Pastor Fistler."

Pastor Fistler: "Let us gather out hearts, minds, and souls in the spirit of prayer this day. Reconciling God, we thank You for this most amazing day, for the blessing of Your creation, and for this opportunity to serve You. We will be called this day to tread into the messiness of life. And despite our best intentions, we may find that there is not a clear way before us. And in those moments of paralyzing uncertainty, we ask that You would encourage each one of us to move forward with bold humility. Fill us with Your prophetic imagination that elevates creative compromise over individual ideology. Help us to move forward, and if we are to err, then let us err on

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the side of grace, mercy, and care for the least and the last. Sovereign God, before this people's house, You have set the great responsibility and opportunity to serve the people of Illinois. From the hills of Galina to the confluence of Cairo from the campuses of blooming... Bloomington-Normal to the bluffs of Rock Island from the cornfields of McHenry to the industry of Granite City, the classrooms of Danville to the boardrooms of Michigan Avenue from the intersections of Monroe and 2nd Street here in Springfield to 41st and South Pulaski in Chicago, the fears and doubts, the hopes and dreams of so many of Your children rest on the shoulders of these public servants. Make Your presence known in this place. Calm the anxieties and lift the hopes as we place all of who we are, our gifts, our limitations in Your hands. Bless each of these public servants in this sacred house. Hear our prayers and guide us to continue to work together for the good of this state and for all people. May what is said and what is done this day and each day glorify You, Amen."

Speaker Lang: "Be led in the Pledge today by Representative Harper."

Harper - 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 Lang: "Roll Call for Attendance. Leader Currie."

Currie: "Thank you, Speaker. Please let the record show that Representatives Monique Davis and Dunkin are excused today."

Speaker Lang: "Mr. Brown."

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Brown: "Thank you, Mr. Speaker. Please let the record reflect that Representative Sheri Jesiel is excused today. Thank you."

Speaker Lang: "Mr. Clerk, please take the record. There are 115 Members present, we do have a quorum. The Chair recognizes Representative Bellock. For what reason do you rise?"

Bellock: "Thank you, Mr. Speaker. A point of personal privilege."

Speaker Lang: "Please proceed."

Bellock: "I'm really excited to have the opportunity today to welcome all the people, the parents and children, from the Illinois Dyslexia and Literacy Coalition, who are up the balcony. And these are all the children that when we voted on those Bills a couple of weeks ago, that we hope that this will help them in their schools and to raise the awareness of changes that we need to do in our schools on dyslexia. And they have come from all the corners of the state today. They have a booth downstairs. But I wanted to have them come up so you could all see the children and parents who we have helped through those Bills that we passed last week. Thank you."

Speaker Lang: "Thank you, and welcome to the Capitol. Thank you for joining us today. Mr. Bennett is recognized."

Bennett: "Thank you, Mr. Chair. Point of personal privilege, please."

Speaker Lang: "Please proceed."

Bennett: "Thank you. I have a Page today, Connor Kaeb, from the wonderful town of Cissna Park. So if you would help me please give a warm welcome to Connor, if you would."

Speaker Lang: "Welcome. Thank you for being here. Thank you, Mr. Bennett. Mr. Clerk, Committee Reports."

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Clerk Hollman: "Committee Reports. Representative Greg Harris, Chairperson from the Committee on Appropriations-Human Services reports the following committee action taken on April 21, 2016: do pass Short Debate is House Bill 6027. Representative Nekritz, Chairperson from the Committee on Judiciary - Civil reports the following committee action taken on April 21, 2016: do pass as amended Short Debate is House Bill 4935; recommends be adopted Floor Amendment #2 to House Bill 4648, Floor Amendment #3 to House Bill 4715, Floor Amendment #2 to House Bill 4999, Floor Amendment #2 to House Bill 5781, Floor Amendment #1 to House Bill 6169. Representative Bradley, Chairperson from the Committee on Revenue & Finance reports the following committee action taken on April 21, 2016: recommends be adopted is Floor Amendment #1 to House Bill 747. Representative McAsey, Chairperson from the Committee on Elementary & Secondary Education: Charter School Policy reports the following committee action taken on April 21, 2016: recommends be adopted Floor Amendment #3 to House Bill 5918. Representative Daniel Burke, Chairperson from the Committee on Executive reports the following committee action taken on April 21, 2016: do pass Short Debate is House Joint Resolution Constitutional Amendment #59; recommends be adopted is Floor Amendment #2 to House Bill 335, Floor Amendment #4 to House Bill 33... 335. Representative Beiser, Chairperson from the Committee on Transportation: Regulation, Roads & Bridges reports the following committee action taken on April 21, 2016: recommends be adopted is House Joint Resolution 117. Representative Gabel, Chairperson from the Committee on Human

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Services reports the following committee action taken on April 21, 2016: recommends be adopted is Floor Amendment #1 to House Bill 582. Introduction of Resolutions. House Joint Resolution 144, offered by Representative Chapa LaVia, is referred to the Rules Committee."

Speaker Lang: "Ladies and Gentlemen, moving again to priority Bills that you have given your chiefs, the first one is Senate Bill 2059. Out of the record. House Bill 741, Mr. Acevedo. Mr. Acevedo. Out of the record. House Bill 6200, Representative Ammons. Please read the Bill."

Clerk Hollman: "House Bill 6200, a Bill for an Act concerning criminal law. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by Representative Ammons, has been approved for consideration."

Speaker Lang: "Representative Ammons."

Ammons: "Thank you. I'd ask that you adopt Amendment 1."

Speaker Lang: "Please explain very briefly what the Amendment does. Good try, though."

Ammons: "Yeah. This Amendment just puts a cap on the rate for international calls from Department of Corrections."

Speaker Lang: "Those in... Mr. Sandack is recognized."

Sandack: "All good."

Speaker Lang: "Mr. Sandack is not recognized."

Sandack: "Thank you."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

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Speaker Lang: "Third Reading. House Bill 6213, Representative Ammons. Please read the Bill."

Clerk Hollman: "House Bill 6213, a Bill for an Act concerning public aid. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by Representative Ammons, had been approved for consideration."

Speaker Lang: "Representative Ammons."

Ammons: "Thank you. This Bill is... oh, is this... oh, I'm asking for the adoption of the Amendment as well. This Amendment is just... in committee this was an agreed Bill. We got it out of committee with support from both sides. We've been working with all of our allies, HFS, on this Bill. And in essence, this a consumer-friendly Bill that will make the process for Medicaid recipients seem... sterm... streamline that process and make it very easy for them. I ask for an 'aye' vote."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes'... I'll withdraw my comment. The Chair recognizes Mr. Sandack."

Sandack: "Thank you. Sorry, I was a little late. A question of the Sponsor."

Speaker Lang: "Sponsor yields."

Sandack: "Thank you. Representative, my notes say that this was supposed to go back to committee. Did it go to committee and came out on the Amendment?"

Ammons: "Yes, Sir. We did do that."

Sandack: "So it was held appropriately. Thank you."

Ammons: "Yes. Thank you."

Speaker Lang: "Those in favor of the Amendment say... Chair recognizes Representative Bellock."

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Bellock: "Thank you very much, Mr. Speaker. I just wanted to... to the Bill. I just wanted to say thank you to Representative Ammons for all the work she has done on this Bill, because there were a lot of concerns about it in the beginning. And she has worked very hard, and we agree with it now. Thank you."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. The Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 4820, Mr. Cabello. Mr. Cabello. Please read the Bill."

Clerk Hollman: "House Bill... House Bill 4820, a Bill for an Act concerning liquor. This Bill was read a second time on a previous day. Amendment 2 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5764, Mr. Andrade. Mr. Andrade. Please hold this Bill on the Order of Second Reading, Mr. Clerk. House Bill 4156, Representative Kelly Burke. Kelly Burke. Out of the record. House Bill 4671, Representative Feigenholtz. Out of the record. House Bill 6292, Representative Fine. Please read the Bill."

Clerk Hollman: "House Bill 6292, a Bill for an Act concerning public employee benefits. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #2, offered by Representative Fine, has been approved for consideration."

Speaker Lang: "Representative Fine."

Fine: "Thank you, Mr. Speaker. Do we need to adopt the Amendment?"

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Speaker Lang: "Yes."

Fine: "So, the Amendment ta... takes away all opposition from the legislation. And it creates... the language that's equal to what we see in other pension plans."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 4537, Representative Flowers. Representative Mary Flowers. Please read the Bill."

Clerk Hollman: "House Bill 4537, a Bill for an Act concerning local government. This Bill was read a second time on a previous day. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Out of the record, Mr. Clerk. House Bill 6098, Mr. Demmer. Out of the record. House Bill 5931, Representative Gabel. Out of the record. House Bill 5417, Mr. Ford. Please read the Bill."

Clerk Hollman: "House Bill 5417, a Bill for an Act concerning criminal law. This Bill was read a second time on a previous day. Amendment #1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5472, Representative Gordon-Booth. Representative Gordon-Booth. Out of the record. House Bill 3554, Mr. Guzzardi. Out of the record. House Bill 2344, Mr. Fortner. Mr. Fortner. Please read the Bill."

Clerk Hollman: "House Bill 2344, a Bill for an Act making appropriations. This Bill was a second time on a previous

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day. No Committee Amendments. No Floor Amendments have been approved for consideration. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 61... Pardon me, Mr. Clerk. House Bill 6130, Representative Hurley. Representative Hurley. Out of the record. House Bill 4515, Representative Lilly. Please read the Bill."

Clerk Hollman: "House Bill 4515, a Bill for an Act concerning regulation. This Bill was read a second time on a previous day. Amendment 1 was adopted in committee. Floor Amendment #3, offered by Representative Lilly, has been approved for consideration."

Speaker Lang: "Representative Lilly."

Lilly: "Thank you, Mr. Speaker. I'd like to adopt the Amendment, Amendment 3."

Speaker Lang: "Can you explain the Amendment?"

Lilly: "Yes. The Amendment ensures applicants receiving written notification of the disqualifying offenses for which they have been given a waiver, so that the potential employer will know of those offenses upon request. It also ensures copies of those documents will be received by the employer and the applicant."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. Chair recognizes Mr. Fortner."

Fortner: "Thank you, Speaker. On House Bill 2344, I believe there is an Amendment still in Rules that has not been approved for consideration. Is that..."

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Speaker Lang: "Would you..."

Fortner: "...correct?"

Speaker Lang: "...like to move your Bill back to Second Reading, Sir?"

Fortner: "I would, Sir. Thank you."

Speaker Lang: "Thank you. House Bill 5958, Mr. Kay. Please read the Bill."

Clerk Hollman: "House Bill 5958, a Bill for an Act concerning land. This Bill was a second time on a previous day. Amendment 1 was adopted in committee. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 4312, Mr. Martwick. Please read the Bill."

Clerk Hollman: "House Bill 4312, a Bill for an Act concerning education. This Bill was read a second time on a previous day. Amendment 1 was adopted in committee. No Floor Amendments. A fiscal note and state mandate note have been requested but not filed at this time."

Speaker Lang: "Please hold the Bill on the Order of Second Reading. House Bill 5703, Mr. Phelps. Mr. Phelps. Out of the record. House Bill 2262, Mr. Mitchell. Bill Mitchell. Please read the Bill."

Clerk Hollman: "House Bill 2262, a Bill for an Act concerning transportation. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by Representative Bill Mitchell, has been approved for consideration."

Speaker Lang: "Mr. Mitchell."

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Mitchell, B.: "Thank you. Move to adopt the Amendment. It amends the Illinois Vehicle Code, provides the minimum amount of insurance from 2 million of liability required for a vehicle school bus driver permitted to satisfy 2 million single, primary commercial or a 5 million excess umbrella liability policy."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 6123, Mr. Smiddy. Please read the Bill."

Clerk Hollman: "House Bill 6123, a Bill for an Act concerning State Government. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by Representative Smiddy, has been approved for consideration."

Speaker Lang: "Mr. Smiddy on the Amendment."

Smiddy: "Thank you, Mr. Speaker. This Amendment alleviates some of the kerns of the Veterans Affairs Department. I ask for its passage."

Speaker Lang: "Mr. Sullivan on the Amendment."

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

Speaker Lang: "Sponsor yields."

Sullivan: "Representative, the underline Bill with the Department of Military Affairs was opposed. Does this Amendment take away their opposition at this point?"

Smiddy: "No, it does not."

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Sullivan: "And so what does your Amendment do to further the... the Bill?"

Smiddy: "It takes any monetary responsibility away from the Veterans Affairs, and it also tell... it tells... tells them where the... excuse me... where the burn pits were over in the Middle East. And that's the only countries that they would be needing to do these tests for the depleted uranium."

Sullivan: "Okay. So all this will fall on the Department of Military Affairs, as opposed to the Department of Veterans Affairs. And wha... what do you believe the estimated cost of this will be?"

Smiddy: "Well, we got a fiscal note back. They're saying right around \$4 million."

Sullivan: "So it's about right. We have 4.6 million. Okay. Well, thank you very much. So there's... there's still opposition is the basis of my initial discussion."

Smiddy: "Yes, there's still opposition."

Sullivan: "Thank you."

Speaker Lang: "Those in favor of the Amendment will say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 4648, Mr. Welch. Please read the Bill."

Clerk Hollman: "House Bill 4648, a Bill for an Act concerning digital assets. This Bill was read a second time on a precious day. Amendment 1 was adopted in committee. Floor Amendment #2, offered by Representative Welch, has been approved for consideration."

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Speaker Lang: "Mr. Welch."

Welch: "Thank you, Mr. Speaker. I ask for adoption of House Floor Amendment #2. House Floor Amendment #2 takes away all opposition to the Bill. It is an agreed Bill. And I ask for adoption."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 4492, Representative Mayfield. Please read the Bill."

Clerk Hollman: "House Bill 4492, a Bill for an Act concerning local government. This Bill was read a second time on a previous day. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5729, Representative Kelly Burke. Please read the Bill."

Clerk Hollman: "House Bill 5729, a Bill for an Act concerning education. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendments 1 and 2 have been approved for consideration. Floor Amendment #1 is offered by Representative Kelly Burke."

Speaker Lang: "Representative Burke."

Burke, K.: "Thank you, Mr. Speaker. House Floor Amendment 1 makes some changes to some timelines and requirements of the school districts in order to implement the program. It brings agreement of all the parties. Amendment 2 is a technical Amendment that changes, I think, a spelling error. I move for the adoption of both Amendments."

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Speaker Lang: "Those in favor of the adoption of Amendment 1 say 'yes'; opposed 'no'. The 'ayes' have it. The Amendment is adopted. Mr. Clerk. Representative, Amendment 2 just got out of Rules, but under our rules we have to wait six more minutes. So, we're going to take your Bill out of the record and come back to it for Amendment 2. You'll be there. Thank you. House Bill 4554, Representative Flowers. Representative Flowers. Please read the Bill."

Clerk Hollman: "House Bill 4554, a Bill for an Act concerning regulation. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendments 3 and 4 have been approved for consideration. Floor Amendment #3 is offered by Representative Flowers."

Speaker Lang: "Representative Flowers on Amendment 3."

Flowers: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I know of no opposition to House Bill 4554. And what House Bill 4554 would do would have the Department of Medicaid to continue to provide HIV medication and its pres... preventive services as they already do. So what we will be doing is... what this Bill is doing is codifying what HFS is already doing. We're making it law. And I would appreciate an 'aye' vote."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

Clerk Hollman: "Floor Amendment #4 is offered by Representative Flowers and has been approved for consideration."

Speaker Lang: "Representative Flowers on Amendment 4."

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Flowers: "Amendment #4 becomes the Bill, and it removes the requirement for the individual group health insurance to cover HIV."

Speaker Lang: "Those in favor of Amendment 4 say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 4715, Representative Bryant. Please read the Bill."

Clerk Hollman: "House Bill 4715, a Bill for an Act concerning government. This Bill was read a second time on a previous day. Amendments 1 and 2 were adopted in committee. Floor Amendment #3, offered by Representative Bryant, has been approved for consideration."

Speaker Lang: "Representative Bryant."

Bryant: "Thank you, Mr. Speaker. I believe we need to adopt Amendment 3. Do we need to adopt it?"

Speaker Lang: "Just briefly tell us what it does."

Bryant: "Sure. It is a change in the FOIA law, which changes fines for a court-ordered FOIA request from \$5 thousand to \$10 thousand if a person does not comply and allows a judge to impose \$1 thousand a day after 30 days of noncompliance."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. The Chair recognizes Representative Bellock for an introduction."

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Bellock: "Thank you very much, Mr. Speaker. And I'd like to ask everyone here today to welcome, I have two Pages, and they both are from the same town from Clarendon Hills, Illinois. We have Gretchen Laurence, who goes to Walker School in Clarendon Hills, and Justin Lesauski, who goes to Notre Dame School in Clarendon Hills. So I'd love to have everybody give them a round of applause and their relatives that are up in the balcony, and hope they have a great day in Springfield today."

Speaker Lang: "Thank you, Representative. And welcome to the House chamber. Mr. Clerk, House Bill 5918, Mr. Thapedi. Please read the Bill."

Clerk Hollman: "House Bill 5918, a Bill for an Act concerning education. This Bill was read for a second time on a previous day. No Committee Amendments. Floor Amendment #3, offered by Representative Thapedi, has been approved for consideration."

Speaker Lang: "Mr. Thapedi."

Thapedi: "Thank you, Mr. Speaker, Members of the House. I move for the adoption of Floor Amendment #3, which flew out committee this morning with no descending votes. It greatly reflects the ongoing negotiations with all the parties involved. While this particular Amendment does not remove all of the opposition, I'm cautiously optimistic we will get there in the near future. And I move for its adoption."

Speaker Lang: "Mr. Franks on the Amendment."

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

Speaker Lang: "Sponsor yields on the Amendment."

Franks: "Mr. Thapedi, I appreciate all your work on this; I know you've been working very hard. Was there any further

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discussion that there may be an Amendment #5 that could be an agreed Amendment that would take all opposition off this Bill? Are you..."

Thapedi: "Repeat... repeat your question."

Franks: "Are you aware that there may be an Amendment #5 coming to be filed on this that would be an agreement between the parties that would take away all opposition?"

Thapedi: "The anticipation is that we will continue to work on this. My hope is that we can do that sooner rather than later and remove some, if not all, of the opposition, if that answers your question."

Franks: "Yeah, that's what I'm looking for. Because I'm... I'm told that there might be Amendment #5 coming to the floor shortly, so I was hoping that you would keep this on Second before moving it to Third after we get Amendment #3 adopted. And that way we can keep moving this forward here, because if you move it to Third and there's Amendment #5 that's a... that's agreed, I think it'd be much quicker if we just waited for that Amendment. So my question is would you be willing to... once we adopt this Amendment, would you still hold this on second, so we can wait until we get Amendment #5?"

Thapedi: "Well, let me... let me field some more question, and if you want to come over and talk about the negotiations, I'm... I'm happy to field your questions."

Franks: "Okay. Thank you."

Thapedi: "Thank you."

Speaker Lang: "You're out of time, Representative, there are no other questions. Those in favor of Amendment 3 will say 'yes';

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opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

Clerk Hollman: "No further Amendments have been approved for consideration. No Motions are filed."

Speaker Lang: "Mr. Thapedi, what is your pleasure? Third Reading, Mr. Clerk. House Bill 6162, Mr. Skoog. Please read the Bill."

Clerk Hollman: "House Bill 6162, a Bill for an Act concerning employment. This Bill was read a second time on a previous day. Amendment 1 was adopted in committee. Floor Amendment #2 has been adopted previously. No further Amendments have been approved for consideration. No Motions are filed."

Speaker Lang: "Third Reading. Members, we're moving on to Third Reading Bills. House Bill 5576, Representative Nekritz. Representative Nekritz. Please read the Bill."

Clerk Hollman: "House Bill 5576, a Bill for an Act concerning regulation. Third Reading of this House Bill."

Speaker Lang: "Representative Nekritz."

Nekritz: "Thank you, Mr. Speaker. This... birth control is one of the most widely used medical services in the United States. In fact, 99 percent of all sexually active women have used at least one type of birth control in their lifetime, 99 percent. However, choosing the right birth control continues to be a difficult and complicated process in which individuals must balance cost, ease of use, and medical factors, including family history and the side effects. Sadly, even with the Affordable Care Act, many women are not able to use the birth control that is best for them without in... incurring some sort of cost sharing. This legislation will ensure that... that women have access to the birth control that works best for them by

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reducing administrative barriers and eliminating costs. Since women are more likely to use birth control effectively when they have an option that they're happy with, this will help to decrease unintended pregnancy rates. Just want to emphasize one other thing about this legislation is that there is a... an ex... exemption for employers who do not want to cover these kinds of... these contraceptives. That's... the Supreme Court decision in *Burwell v. Hobby Lobby* set out the standards for that. There is nothing in this legislation that will change the ability of an employer to exercise their rights under that Supreme Court case. And I ask for your support."

Speaker Lang: "Mr. Demmer."

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

Speaker Lang: "Sponsor yields."

Demmer: "Representative, when we heard this Bill in committee, there was some testimony from members of the insurance community about the cost of... of this. The cost of mandating that... that all possible contraceptive options be covered. Isn't it true that if... if that there's a mandate that all... that all of these options are covered that insurance companies will lose their ability to negotiate for competitive prices?"

Nekritz: "No, I don't that that's true at all, Representative. I think that this will, you know... this is... there will continue to be a competitive market place for this. And I think that they'll, you know... they're already required to cover this under the Affordable Care Act. This will just remove the barriers that women have in getting access to that coverage. It... they're already required to... to cov... to have all these

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available. It's just that a woman has to go through a waiver process to get there."

Demmer: "So the waiver process is established for many different kinds of... of services for... not just for contraceptive options, but for other medications. And part of the purpose of that waiver process is to ensure that... that there's a medical necessity and to help control costs by, you know, allowing insurance companies to competitively bid on certain drugs and cover others only if there's a real medical necessity for it. Why should this be given separate treatment from many other drugs that have to go through that process?"

Nekritz: "Well, I think the testimony we heard in committee was instructive on this that the young woman clearly had a medical necessity, and her doctor was supporting her on that, but she couldn't get through the waiver process. There... they... and it took months, and months, and months. And when a woman is offered birth control or unable to utilize it for months, and months, and months, the consequences are pretty well known, I think."

Demmer: "But this is not unlike the process that many other medications are subjected to, in which if there's a deviation from a pers... a certain formulary, there's a process to go through to say... to ask the question on whether this is medically necessary or not. Wouldn't it be true that there are many other drugs where... where somebody could have a similar experience but would need to go through the process?"

Nekritz: "That may be, Representative, but this... this is, you know, we... and I will tell you that if you talk to most of the women in this chamber, they will either have had this

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experience or know someone that's had this experience of being unable to get through that waiver process. And so it is... this is simply trying to remove that barrier and fulfill the promise of making sure that... that there is access to affordable contraceptives."

Demmer: "Thank you, Representative. An... and I think it's just important for us to remember that, and I think that several colleagues will speak on a couple other points of this Bill, but it's important for us to remember that... that there's a balance to strike between making sure that the kind of care that we're mandating to be covered is cost-effective is given in the right way and is... is done in consultation between a woman and... and her provider. This is a process that has been set up for many other areas and we're looking to carve this one aspect of it out. So thank you for your answer on the question. Mr. Speaker, should this Bill receive the requisite number of votes, I request a verification."

Speaker Lang: "Your request is acknowledged, Sir. Mr. Breen."

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

Speaker Lang: "Sponsor yields."

Breen: "Thank you. Representative, I just wanted to ask some clarifying questions about this particular piece of legislation. This includes the... the drug ella. Is that correct?"

Nekritz: "Which drug?"

Breen: "Ella. E-L-L-A. We had discussed this in committee."

Nekritz: "I... does it have a more common name than that?"

Breen: "I think it is..."

Nekritz: "I don't know that one."

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Breen: "...it is the drug that... it is... it's taken roughly two weeks after conception, which will terminate a human embryo."

Nekritz: "Well, it's al... it's already... that drug is already covered under the Affordable Care Act."

Breen: "Correct. Thank you. Now, the coverage under the Affordable Care Act is by rule, though, it's not part of the Obamacare statute. It was imposed by rule, correct?"

Nekritz: "That's my recollection, yes."

Breen: "Right. So that could be changed at any time by the Federal Government. And there's no copay for any of these medical interventions under your Bill, correct?"

Nekritz: "They... the for... for the contra... under... that's what this is intended to do..."

Breen: "Right."

Nekritz: "...is to remove that barrier, so that women can have access to contraceptives, yes."

Breen: "But... but there's still going to be a copay for heart medication, antibiotics for your sick children, kidney medication, and the all the rest, right?"

Nekritz: "I don't... I'm not... I'm assuming you're correct, Representative Breen."

Breen: "Okay."

Nekritz: "I don't... I don't know the... the status on all those other drugs."

Breen: "Now, as well there was... there's a requirement in this Bill to provide a one-year supply of drugs, which is vigor... is being vigorously opposed by the insurance industry. That... that's correct, right one... a full year's supply?"

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Nekritz: "It... it does offer that, but the... but the research is very clear that when women have access to a one-year supply that they're more compliant and... and more likely to stay on that. And thus, reducing the unintended pregnancies that I think you so would vehemently want... want to reduce."

Breen: "Well, I... the problem is I... I think there was... we're imposing that mandate though on the insurance companies so they can no longer renegotiate prices every three months. Instead, we're forcing them into a one-year long medication supply..."

Nekritz: "But... but..."

Breen: "...so we are actually increasing the cost then to the insurance companies that provide them the medication."

Nekritz: "I don't... I don't get from point a to point b on that. By... they can still go back in and renegotiate for someone who's getting their supply three months later for a different women, but for one woman, yes."

Breen: "Well, and... and the testimony in committee, you had a young woman in there who... she actually had a problem with her supply after five days, right? Wasn't that what her particular condition..."

Nekritz: "She... she got sick..."

Breen: "...was, I believe."

Nekritz: "...very quickly on it, yes."

Breen: "Right. Okay. Let me go to the Bill. Mr. Speaker, this... this Bill is sold as one thing, but it has, when you actually read it, has grave impact across the... the spectrum. First off, it is an abortion pill mandate. It would mandate, for the first time in Illinois statute, that we, the people,

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provide to folks abortion pills. These are pills that terminate the life of developing human embryo and not merely that we provide it through private insurance and forced insurance, but that we do so without a copay. So your child gets sick, and you've got to go get amoxicillin, you've got to pay for that. But now, we, the General Assembly are going to say, well, amoxicillin's not important, or not important enough, but terminating the life of that little, developing human embryo is. So, you can't really support this Bill if you call yourself pro-life. And then you're looking at the insurance industry that's saying, hey, we are going to have to increase costs on everyone to pay for these interventions, because now you got to get a 12-month supply of medication. Even though we even heard it in committee, folks have negative repercussions from their medications so had to go switch. You have to throw away a 12-month supply. The insurance companies also talk about the fact, hey, the reason they do a three-month supply is not to... to disadvantage you, it's because they are able to negotiate better prices for the people of the state from different companies for those medications. You know, the abortion pill mandate on the federal level is in rule. It could be adjusted; it can be changed at any time. We would be in trying to get in statute. And it's a sort of thing if... if you care about our insurance industry, if you care about human life, if you care about equity in health care, this is a bad Bill. And so, understanding the goodwill of the Sponsor, the actual language of the Bill is terrible. It will do grave harm to the people, and it will make our insurance system even more broken than it is today. Please vote 'no'."

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Speaker Lang: "Representative Bellock."

Bellock: "Oh, thank you very much, Mr. Speaker. I appreciate that.
Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Bellock: "Thank you. Thank you, Representative. I just wanted to go over one more point on one of my concerns, when the insurance industry testified at the meeting regarding the medical necessity, which I think Representative Demmer brought up a little bit. But my concern was when he said that this would deviate from the regular procedure that one doctor could decide medical necessity, whereas he said the procedure in the entire insurance industry is to have an independent panel of doctors who would decide what medical necessity is. Is that accurate?"

Nekritz: "I don't... I don't think that that is... it is... that is not the same waiver process for contraceptives under the Affordable Care Act as every... as all the other waiver process. Under the Affordable Care Act, women submit a request to their doctor, and that has to be approved. So this is a different waiver process than all the other waiver processes."

Bellock: "But the testimony from the insurance industry was very adamant that this would be the only change ever from this procedure. That it would be able to be done by one doctor to decide that it was a medical necessity versus a panel of independent doctors."

Nekritz: "That... that's already required under Federal Law. So under... under Federal Law right now, if the... if the woman submits that waiver request to her doc... and the doctor submits that waiver request, the insurance company is supposed to

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under the Affordable Care Act say yes and provide that, and provide the alternative. That's clearly not happening. So this is already under Federal Law a separate and very distinct waiver process from what exists for all the other drugs that you're talking about."

Bellock: "That wasn't how I heard it, but anyway, thank you."

Nekritz: "Well, that's... that is my understanding of how the Affordable Care Act works."

Bellock: "Okay. I think that the other concern was, and it was brought up already, was the need for the 12-month prescription... I mean, the giving the 12-month prescription. The only reason that I bring that up right now is not only for this Bill, but in something that we're trying to fight with all the heroin issues, the antibiotic issues, is that the majority of doctors we are asking them to come away from that type of prescription for 12 months being that you don't know if there's a change in what they're going to need 3 or 6 months from now. Don't you think that that's what's going on really in the medical business right now?"

Nekritz: "Representative, I think this is completely different. If someone wants to swallow 12 months of birth control pills, they're only going to get sick to their stomach. So this is a very different kind of problem. And I think that, again, that research would show that women are more compliant and read... and... and will stay on the regimen better if they know that that supply is there for them and they have ready access to it."

Bellock: "Well, I agree that women want to stay on that. But my... my point is, is that a lot of women, especially with worries

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about stroke and different things like that, I find that a lot of people don't want to stay on a 12-month prescription, if there's some changes within, you know, 6 or 8 months or even 2 or 3 months. But thank you for answering my questions. I appreciate that. To the Bill. I... I appreciate Representative Nekritz's reply to that, but in the committee the insurance industry was very, very strong on this issue about the medical necessity. And that's something that I think is a concern to make a change like that from one doctor saying something is medically nec... necessary versus a panel of independent doctors that is the procedure used on drug now, not just this type of drug but all drugs. Thank you very much."

Speaker Lang: "Representative Wallace."

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

Speaker Lang: "Sponsor yields."

Wallace: "As we listen to some of this debate, I do have a question as to how birth control pills are any different than medication for other ongoing, chronic conditions."

Nekritz: "So I think that the big debate is centered around the difference in the waiver process. So I think... I'm assuming that Representative Bellock is right that it goes before a panel of doctors, and there has to be a decision made there. Already under Federal Law the waiver process is different. It must... it... it simply says that the doctor... once the doctor makes the request, the insurance company must comply with that request. Now, the testimony we heard in committee makes it very clear that the insurance companies are not requi... replying with following that request. And I think, again, as I've talked to... to women in the... in this chamber about that,

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they all either have a personal story or know somebody that has had to go through the same rigmarole because the insurance companies are not complying under... with the law under the Affordable Care Act. So this just makes sure that... that we have access to that without a copay."

Wallace: "Thank you very much. To the Bill. There are a number of disorders that are treated with the use of hormonal medication such as birth control pills, which seems to be the... the center of this discussion, the birth control pill asset... aspect. Some of the things that can be treated with ongoing access to birth control is to help regulate periods, help to provide less painful menstruation, lowers the... the migraines associated with PMS. Individuals who have endometriosis and suffer from painful and heavy periods can be treated with birth control. People with polycystic ovarian syndrome, which causes irregular periods, ovarian cysts and infertility can be treated with birth control. And it helps to lower the risk for some cancers such as ovarian cancer, which has a very high mortality rate and endometrial cancer, which is extremely painful and has a high mortality rate. So we heard the Gentleman for DuPage talk about being pro-life. If we're going to be pro-life, why would we not want to make sure that individuals who need access to these types of medications to reduce the pain that they have in their lives, to lower the chances of cancer that might already be part of their family history. I think we would want to have individuals have access to that. And then let's be very clear. There was a mention of a specific drug called, ella, being an abortion drug or an abortion pill and suggesting that you must take it or can

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take it up to two weeks after conception, which simply is not true. If you go yourself to the ella page, you will see that you must that particular pill within five days of unprotected sex. It takes several days for an egg to be fertilized and then to be implanted, and thereby cause pregnancy. So if we're going to have debate, I think we need to be very accurate with the information that we're going to be sharing on this floor. And I think we also cannot just be pro-life when it comes to someone else womb, especially one that you may not have. Therefore, I am asking everybody in this chamber to please vote 'yes' for a Bill, if it's not for yourself, for some of the women in your life, because you never know how any of these things are going to affect someone that you know or love. Thank you."

Speaker Lang: "Representative Ammons."

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

Speaker Lang: "Sponsor will yield."

Ammons: "I just want to clarify. Under the current law, if I have a prescription, I have to go back every three months. Do I then have to pay a copay each time I go back to see my doctor to get this new prescription?"

Nekritz: "If... if you're... if you're assigned one birth control pill, then... then you're fine. But if that... if that one doesn't work... if that's... if that doesn't work for you and you have to go off the... the existing formulary because you need a lower dose of estrogen or you need something different, then you have to make a copay. And this would jus... this is just trying to say that all those, you know, whatever birth control works for you you can have access to without a copay."

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Ammons: "Without a copay, which, in that sense, saves money for many, many struggling families to be able to make the changes necessary without a copay. So you can make it..."

Nekritz: "I... I'm sorry, Representative. I missed the question."

Ammons: "This would allow the changes to be made without me having to pay a copay each and every time I go to make a change."

Nekritz: "Each and every time you go to make a change, correct."

Ammons: "Correct."

Nekritz: "Yes."

Ammons: "Thank you. To the Bill. You know, it's almost embarrassing that we have to in 2016 justify why we should have uninterrupted access to the necessary medication we need as women. And to have to reveal myself so personally to get this level of access is almost embarrassing for me as a female. I hope that the men in this audience will just simply consider, not only the inconvenience that it causes us to have to go back, the cost of economic insecurity that it may cause for some families. And others may be able to do this without a problem, but each time we have to pay a copay to go and see a doctor to make a simple change, that is a... a hardship on families who may have as many resources. So I would hope people would consider that in 2016 I think people, specifically women, can make this decision and can make this change without causing too much interruption, certainly to the insurance industry and to others who are not, unfortunately, having to make this decision. So, thank you, and I ask for an 'aye' vote."

Speaker Lang: "Representative Cassidy."

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Cassidy: "Thank you, Mr. Speaker. To follow up on the previous speaker, it is embarrassing. Those of us who were in that hearing know exactly how embarrassing it was. I sat there and initially heard from a panel of women speaking to their personal experiences: some of the... the terrible side effects they experienced, the long waits, the... the humiliating questions that they had to endure in order to get access to appropriate medication. I've experienced the same thing utilizing birth control for... to treat some of the conditions that were talked about and to establish my fertility so that my children could be born. We all know that I'm not a regular birth control user. I am a nontraditional user of that medication. And I had to switch several times to get one that didn't get me incredibly sick. So I could completely relate to the story told by the woman who... who became violently, violently ill and then had to go through hoops, and hoops, and hoops to finally get access to the right medication. Insult to injury came along in that hearing when a panel of white men sat down to talk about how important it is to manage the costs of being inside my uterus. It was... it was jarring, quite frankly, that we are here in 2016, and I am still being told by a panel of white men what belongs in my body. Preach, Jack. This is very simply about the dignity of the relationship between a woman and her doctor, access to appropriate health care, trusting women to make their own health care decisions, and giving women the access to important medication that will keep them healthy and well. I strongly urge an 'aye' vote."

Speaker Lang: "Representative Feigenholtz."

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

Speaker Lang: "Sponsor yields."

Feigenholtz: "Representative Nekritz, I was not in committee when there were a panel of women testifying. I'm sorry I missed that part of the testimony. From what Representative Cassidy just expressed, I'm cer... certainly not sorry I missed that other panel. But I'd like to know what they... what they shared with you. I think it's important for everyone in this room to understand that it's very, very... this is... finding the right birth control is very difficult. Some women are, you know, built differently, our hormones are different, and everything doe... it's not a one size fits all prospect. Is that what you heard in committee?"

Nekritz: "I'm sorry, Representative, which panel were you referring to that you wanted me to..."

Feigenholtz: "The... the women that were..."

Nekritz: "Oh, for the women, yes."

Feigenholtz: "...expressing... I... I wasn't there."

Nekritz: "The... the young woman that came to the... to the committee to speak had exactly the kind of experience that the former speaker just mentioned as well. She had... she had been prescribed one type of birth control pill that really just made her sick as a dog, and she was told to go off of it. And... and then she tried to go through the waiver process that is prescribed under the Affordable Care Act and was met with roadblock after roadblock and was still I... my recollection is that it still... it's now seven or eight months later and she is still fighting with her insurance company to get what she is supposed to get by law under the Affordable Care Act."

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Feigenholtz: "And... and statistically, when a woman is unable to change from one form of contraception to the other, do you have any data on what are her chance of getting pregnant and having a unwanted pregnancy because of all of these hurdles that women have to go through that Representative Cassidy... I mean, do you have any... I think you mentioned something earlier."

Nekritz: "I'm not sure I have data on that, but it's pretty clear I think we, you know... we... we've known since Adam and Eve what happens when... when women don't have access to the... the pre... reproductive health care they need."

Feigenholtz: "One of the previous speakers talked about a list of what... I believe that this is all federally... the FDA has approved all these drugs as contraception. This is not inclusive an abortifacient. So I want to be clear that this is contraception. There are no abortifacients on this list."

Nekritz: "The... the..."

Feigenholtz: "I think somebody misinformed the chamber when he was opining on the Bill. Please clarify."

Nekritz: "Yes. This... we... we do only cover contraception that are approved... contraceptives that are approved by the FDA. And the... the pill that the Gentleman was speaking to is defined by the FD... as I understand it, is defined by the FDA as a contraceptive."

Feigenholtz: "To the Bill. Ladies and Gentlemen of the House, we stand on this floor and try to give people access to health care. And for women to ultimately be the determiner... the determiners of their... their lives, if they're in school, if they're a gra... if they're involved in family planning and

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they want to space babies adequately so they have healthy births, if they have issues with their menstrual cycles, this is the kind of legislation we need to pass to avoid unwanted pregnancies and to deal with economic independence for women. There is nothing in this Bill that does not align with the FDA, nothing in this Bill that does not align with the Affordable Care Act. So I encourage everyone to support it, if they support women."

Speaker Lang: "Mr. Kay."

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

Speaker Lang: "Sponsor yields."

Kay: "Representative, I heard the comment by one of the previous Representatives that these are medications for a chronic condition. Did you hear that comment?"

Nekritz: "For a what kind of condition?"

Kay: "For a chronic condition."

Nekritz: "Oh, you said chronic?"

Kay: "The comment was thi... this is..."

Nekritz: "Oh, they... it... it can be, for sure."

Kay: "Well, explain that to me."

Nekritz: "Well, I... I would refer to... to Dr. Wallace to... she... she could say the... the words in those conditions much better than I could. But there are... there are a number of conditions that women experience for which birth control pills are the... the treatment."

Kay: "Okay. Thank you."

Nekritz: "So my... so I'm... I'm just told by one of my female colleagues that it's... that migraines is one of those conditions."

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Kay: "Yeah, okay. We'll get back to that. You mentioned research, and I'm wondering if there is a... a fine line or we ever see research consider morality. Is there any morality ever considered in research?"

Nekritz: "Is there any morality?"

Kay: "Yes."

Nekritz: "Well, maybe... maybe you're familiar with that, you're a business owner."

Kay: "Well, no..."

Nekritz: "I'm like..."

Kay: "...I'm not. I 'm a businessman."

Nekritz: "...I'm just a Legislator."

Kay: "I'm..."

Nekritz: "I don't do research."

Kay: "...I'm not a doctor. I'm not a doctor. I couldn't tell you that..."

Nekritz: "Nor am I."

Kay: "...but I will tell you as a businessman there are 14 companies who won't participate in this."

Nekritz: "And... and..."

Kay: "And I know who they are."

Nekritz: "...and that is... that is their right, and we don't change..."

Kay: "Yep. And I understand..."

Nekritz: "...a thing..."

Kay: "...that."

Nekritz: "...about that in this Bill."

Kay: "And I understand that. Different question. CMS is opposed to this."

Nekritz: "No, they..."

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Kay: "They're opposed..."

Nekritz: "No, Sir, they are not. Floor Amendments 1 and 2 remove their opposition."

Kay: "All right. My error. So since they're not opposed to it, we will simply have taxpayers in the State of Illinois paying for this particular wide-ranging panoply of medical procedures and medications. Is that correct?"

Nekritz: "Sir, they already do. Medicaid already covers this, and both the Medicaid director under the prior Governor and Medicaid director under this Governor believe that this is right thing to do for our Medicaid recipients to reduce unintended pregnancies. And so Medicaid already does this. So we're already... that's... that's not a... that's not an issue here."

Kay: "Okay. To the Bill, Mr. Speaker. I... I seriously question how much promiscuity should an insurance company pay. How much? And I don't know that anyone has the answer, because we continue to pay for everything and anything. And that's what we're talking about here. Now, I understand there may be, there may be legitimate concerns from time to time, but there cannot be a blanket concern that covers a 12 month period of time for everything and anything. This to me seems like a... well, it seems to me like a... a Bill that we've addressed several times. We've never been able to get it passed. It shouldn't be passed today. It's simply wrong. And I think we're trying to address issues that, quite frankly, don't have any business coming up in this General Assembly. Thank you very much."

Speaker Lang: "Representative Ives."

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

Speaker Lang: "Sponsor yields."

Ives: "Just a couple of quick questions here. One, is there any immunity for doctors that prescribe for 12 months should something go wrong?"

Nekritz: "Well, most doctors already prescribe 12 months of... of a birth control pill. And no, there is no immunity in here for that."

Ives: "Well..."

Nekritz: "And I would think that good medical practice would dictate that you might do a shorter period until... until you figure out which pill actually works."

Ives: "Well, I'd agree, but your Bill doesn't require that, does it? So somebody initially going on to this prescription, maybe it's for the first time, actually, the doctor could prescribe some for 12 months and that new patient... When a doctor prescribes some... something, you're pretty much under the assumption that this is what I should be taking, this is going to be okay, and I can take it for 12 months without any sort of follow-up visit even for the first time initial prescription. Is that correct? Your Bill does not require they come back. Is that correct?"

Nekritz: "It does not. But I... I will tell you..."

Ives: "Okay."

Nekritz: "...that I... I had the occasion to speak with a group of gynecologists and obstetricians that were down here last week, and they could not have been happier about this piece of legislation, including this particular provision."

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Ives: "Well, you know, perhaps, they're thinking of people that have maybe been on a... this a standard prescription for two... two, three years, maybe they've been using the same one all the time, and it's worked for them. I think you have a big lapse in your Bill, though, when you're putting people on a prescription. Because you walk into a doctor, don't you assume that your doctor knows what he's doing? Is that usually the assumption?"

Nekritz: "I... I'm sorry, Representative, I just couldn't quite..."

Ives: "Do... do you typically trust your doctor to know what they're doing, so when they prescribed you something you... you... you take what they prescribe. Is that correct?"

Nekritz: "I... I do, and I'm pleased to have the support of the State Medical Society on this legislation as well."

Ives: "Okay. The next question I have is if... if you give a 12-month prescription and it doesn't work out, and in fact, they fill the 12 month prescription, and then they have to go on something again in another three months and then maybe that one didn't work out. And as we've heard testimony already from your side of aisle, that some... in cases it's taking months of trying another one and another one. What happens with all those old prescriptions?"

Nekritz: "Well, I... I think they could be disposed... they could be disposed of in the same way that... that responsible people would dispose of medication."

Ives: "Okay. So, they're going to go into some sort of incendiary place or is there any requirement to dispose of them properly? Are they just going to go down into the waste water system or in a landfill?"

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Nekritz: "Well, Representative, I don't think we want to go down the path of... if we're going to do that with birth control Bills, that we would do that with all medication. And so far, this... this Body has chosen not to do that."

Ives: "Okay. Mr. Speaker, to the Bill. So what you have here is precedent setting legislation. You have legislation that we don't... that is new to any other class of drugs that are prescribed. There's no other class of drugs that are prescribed, that we know of, that does not require a follow-up visit from a doctor in less in... in a 12-month period only. So, I mean, this is actually not pro-woman at all. This is anti-women, especially for people that are initial users of this drug. It should be required that they have follow-up visits within a particular time frame, so the doctor can assess whether or not it's working and whether or not it's safe for that patient. 'Cause the assumption coming out of a doctor's office is that he knows what he's doing, and he's prescribing the right medicine for me. And we cannot be held... we... we cannot have that be the... the assumption here. The... the assumption here is that people are going to get a 12-month prescription. It could be harmful for them, and they're not going to do the right thing for themselves. This is not pro... a pro-woman Bill; this is anti-women. I... I encourage you to vote 'no'. I encourage you to vote 'no' for business reasons too. This is... this is unprecedented, requiring 12-month prescriptions. And insurance companies fall... having to pay for it for 12 months without any follow-up, any known idea of whether or not this is the right drug, it can lead to other problem later on. And we should just vote 'no' right now."

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Speaker Lang: "Mr. Morrison."

Morrison: "Thank you, Mr. Speaker. To the Bill. There was some... been some excellent comments made already. I would just like to put into record, the reason why we oppose this... the reason why our side, or some on this side, call this an abortion pill mandate Bill is that some of these new drugs that are covered do, in fact, have an abortifacient component to them. If you consider the word contraceptive for many of these drugs that is a misnomer. Contraceptive, against or preventing conception. In many cases, conception has already occurred, and it's a biological fact that you have a new life. As soon as you have conception, you have a new life; it might only be for a few days, but you have a new life, new DNA, brand new. And if these drugs are then expelling that what you have is a new life, a new child, and for that reason, we oppose this Bill. And I would ask for a 'no' vote."

Speaker Lang: "Mr. Guzzardi."

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

Speaker Lang: "Sponsor yields."

Guzzardi: "One quick question for the Gentlelady Sponsor. Does this Bill in any way contravene the Supreme Court decision in the Hobby Lobby case?"

Nekritz: "No, Sir, it does not. It... it leaves that... that protection for those employers in place."

Guzzardi: "Can you just expand upon that for a little bit further? I want to make sure that we're all clear in the chamber..."

Nekritz: "Sure."

Guzzardi: "...about that."

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Nekritz: "So under the Affordable Care Act, certain employer types, like houses of worship and religiously affiliated non-profit organizations, are allowed to request an exemption from the requirement to provide coverage for contraception. And the Supreme Court decision in *Burwell v. Hobby Lobby* extended this right to an exemption to closely held for-profit corporations. So there's a mechanism by which the employer has to complete the form to do that, to self-certify that they qualify for the exemption and have a religious objection to providing some or all contraception. This has to be submitted to their health insurance carrier or to the Department of Health and Human Services. This is a federal process and will remain available to qualifying employees when this becomes law."

Guzzardi: "Thank you."

Nekritz: "Thank you."

Guzzardi: "Briefly to the Bill. Really the only reason I wanted to rise and speak here is that all of the folks who have spoken on behalf of this Bill so far have been women. And I think it's pretty important for us to send a message to the folks who are watching this debate, that this isn't just an issue that women support, that there are men in this chamber, too, who think that women's health is important for us and important for men in the State of Illinois. Thank you very much."

Speaker Lang: "Representative Bryant."

Bryant: "Thank you, Mr. Speaker. And to the Bill. Sponsor yield?"

Speaker Lang: "Sponsor yields."

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Bryant: "Thank you. And... and I'm very glad that the Representative just said, because on this side of the aisle, there are women on this side of the aisle that do oppose this Bill. And we oppose this Bill because there... there are some prescriptions in this that actually are bills that... I'm sorry... are medications that will abort an egg that has been fertilized at maybe day two or day three. So for those of us that believe that life begins at conception, I will be opposing this Bill as will several other women from this side of the aisle. And it is kind of interesting to me that we do have both men and women on this side of the aisle that have something to say on this. So I appreciate that there was a Gentleman who stood to give his opinion on this as well, but we have women on this side of the aisle that do oppose the Bill."

Speaker Lang: "Representative Wallace, you already spoke in debate. For what reason do you rise?"

Wallace: "Well, I was mentioned again. But I just want to say one quick thing, if possible."

Speaker Lang: "Was your name mentioned in debate?"

Wallace: "Yes, it was."

Speaker Lang: "Then go ahead."

Wallace: "Oh, I know. Here come those pesky facts. Such as the fact that having access to birth control does not make someone promiscuous. And I'm wondering... I'm wondering from the Sponsor if erectile dysfunction drugs are covered without interruption and without some of these loopholes."

Nekritz: "Representative, this does not... the legislation does not deal with erectile dysfunction drugs, and I... it's my

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understand.. I don't know that they're covered under the Affordable Care Act."

Wallace: "I was simply wondering because I think that under the Affordable Care Act, if I recall correctly, they are. And those are things being covered by employers. And so we're having this whole argument, again, making this distinction between medications that women may need access to completely different from the medications that men need access to. And yes, there are chronic conditions. We are harping on contraception, and if there is no conception, because you're protected through contraception, then there's no abortion of this.. I don't know what the word is even. There's no affect in that way. So, again, we need to be very clear about the facts and not just say things because they sound great or because we read it somewhere on a pamphlet that didn't have any citations from a read medical journal or anything like that. So I just think we really, really have gone so far away from what the intent of this Bill is, which is to just make sure women have access to the medications that they need and have the proper ability to not have to jump through a million hoops, harm themselves economically, as was stated before, and again, allow for the prevention of some cancers, the treatment of some extremely painful and chronic diseases to occur without having to constantly pay for copays. If this were any other type of medical condition, any other type of medication, we would not be having this argument at all. It would just be a given, but again, in 2016 women still have to justify access to the things that we need to be functionally equitable in this society and in this.. I don't know. I just

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don't understand what's going on in here. I do encourage an 'aye' vote. And let's get past this embarrassing, embarrassing debate in 2016 about what a fully grown adult can do with their body, especially if they have a diagnosed condition that requires medication."

Speaker Lang: "Representative Willis."

Willis: "Thank you, Mr. Speaker. To the Bill. As a mother of three young women, one who actually had a medical condition and went on to birth control pills during her high school, I take offense to my colleague on the right's statement that women that use birth control pills are promiscuous. I do not think my 14-year-old daughter was a promiscuous, young woman. I think she was a young woman that had painful cycles and needed to be put on a regulated, hormone pill. I encouraged her to do that. I helped to do that. We worked with the doctor to do that. She has seen the doctor every year since that, every 12 months, to renew that pill, and now that she is an older woman, she uses it for what is best for her. It is her body. It is her right to make those decisions, just like I feel that it is every woman's right to make the decision of what type of birth control, if any, they choose to use. That is what this Bill is about, giving women the right to make the best decisions with their doctors of what is best for them. It is not saying that you would necessarily need to use this; it's saying you have the right to make those right decisions. And I think that's why we all need to give women the right and to have equity in their life and make what is best decision for them. And I urge an 'aye' vote. Thank you."

Speaker Lang: "Mr. Franks."

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

Speaker Lang: "Sponsor yields."

Franks: "Elaine, I... I wasn't going to speak, but I couldn't believe some of the debate. I was astounded by some of the debate. So, I wanted to ask... I want to bring this back to what this Bill is about because we heard a lot about the Bill wasn't about. It's not about promiscuity. It's not about a question of life. It's... this is about medical... medical coverage."

Nekritz: "It... it... yes."

Franks: "As I'm reading this, will this Bill make Illinois consistent with Federal Law?"

Nekritz: "I... I believe that to be true, yes."

Franks: "Okay. And will this Bill clear up any ambiguity in Federal Law which has led to inconsistent an... and inadequate contraceptive coverage?"

Nekritz: "I... I don't think it's quite an ambiguity in Federal Law. It's an ambiguity in the... in the way the insurance companies have been implementing Federal Law. And they... and I think they've been violating Federal Law, and so this will make sure that they can longer violate Federal Law."

Franks: "That was my next question, because I don't believe this is a new mandate of coverage..."

Nekritz: "It... it is not."

Franks: "...whatsoever."

Nekritz: "It is clearly not a new mandate."

Franks: "So we're not asking them to do anything they'll already not required to do. We're clearing up some ambiguities."

Nekritz: "That is correct, Sir."

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Franks: "Okay. And I could tell you, I passed a law here years ago because I'm asthmatic. And at that time, we passed a law that allows asthmatics to have additional inhalers. Because at one time, the insurance companies would only cover one. I'm like, well, you don't always carry your inhaler with you. So we passed a law to allow to have additional inhalers; not just one. What you're doing here is saying, okay, you're... for those that are getting contraceptive coverage, you get it for a year. I... I think that's totally an analogous of what we've done on many other occasions when it comes to medical conditions. Wouldn't you agreed?"

Nekritz: "I would."

Franks: "Okay. So, folks, this is not a new mandate. There's been a lot of extraneous talk about things that have really nothing to do with this Bill. I understand it's titillating to talk about sex on the House Floor, but this is not something to be taken lightly. This... these are people's bodies that we're talking about. These are people's individual rights. These are people's health care decisions, and they need the ability to make those decisions unfettered with their doctor. So why don't we allow the professionals to make those decisions and let the patient make those decisions with their doctors. There's no other vote other than 'aye'."

Speaker Lang: "Mr. Andersson."

Andersson: "Thank you, Mr. Speaker. To the Bill. This is... this is a tough one, because so much of what this Bill does is good. I am an unapologetically pro-life. There are so many good things about this Bill that I want to vote 'yes' on, but I cannot because of one thing and that's the emergency

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contraception aspect of this. As a pro-life person, the best solution to abortions is to never conceive, right? So contraception is a great idea in my opinion. But the emergency contraception is a misnomer, and notwithstanding some Representatives' statements that it's not abort... abortifacient... I'm not sure I can say that word correctly... It's all about the definition. The FDA's definition of a pregnancy is only when you've got a fertilized egg that's implanted. Okay? That's critical to the understanding. So the FDA doesn't consider the Plan B-type pills as an abortifacient, because it can cause the egg, which is already fertilized, not to implant. However, to a pro-life person, the definition is not fertilization plus implantation; it's fertilization only. And so, therefore, those emergency contraception pills are abortifacients. And because of that, I cannot, in good conscience, vote for a Bill that would fund that. In the absence of that, you'd have me as a hard 'yes', Representative. I would go against the chamber. I'd go against the insurance company, because we'd be protecting life. But because of that, because of that insertion, we can't do it. So with respect, I appreciate what you're trying to do, but I would urge the Members to vote 'no'. Thank you."

Speaker Lang: "Representative Nekritz to close."

Nekritz: "Thank you, Mr. Speaker. I... I appreciate the date... the debate on this. Just a few closing points. When I... I want to make sure that... that the FDA is not a religious organization. It is a scientific... it's populated with scientists. And this is what the scientists have determined are... is what is a contraceptive. This is not my definition; this is not the

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definition of a political Body. It's the definition that the scientists have given to... to contraceptives. I just would like to reiterate with regard to the waiver. This is already required under Federal Law. We are simply making sure that it is implemented in the way that the Federal Law was intended and that the insurance companies cannot throw up unintended barriers. And... this does not, again, this does not force religious organizations to cover birth control. The waivers that are in place remain in place. The cost I think we, you know, we... we haven't had a lot of debate about the cost, but clearly the cost of an unintended pregnancy, however that comes out, whether a woman carries it to term or not, is way more expensive than birth control. And finally, I... I can't help myself, you know, it... it takes two to be promiscuous. I don't need birth control. You don't need birth control for whatever you might do in the privacy of your own, you know, by yourself, but it takes two to be promiscuous. And birth control pills have nothing to do with that. I urge... this is ridiculous that we would even be talking about that in the year 2016. I hope for you 'aye' vote."

Speaker Lang: "Mr. Demmer has asked for a verification. Members will be in their chairs and vote their own switches. Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 61 voting 'yes', 52 voting 'no'. And Mr. Demmer has asked for a verification. Mr. Clerk, please read the roll of the affirmative."

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Clerk Hollman: "A poll of those voting in the affirmative;
Representative Acevedo; Representative Ammons;
Representative Andrade; Representative Arroyo;
Representative Daniel Burke; Representative Kelly Burke;
Representative Cassidy; Representative Chapa LaVia;
Representative Conroy; Representative Crespo. Representative
Currie. Representative D'Amico; Representative William Davis;
Representative DeLuca; Representative Drury. Representative
Evans. Representative Feigenholtz; Representative Fine;
Representative Flowers; Representative Ford; Representative
Franks. Representative Gabel. Representative Gordon-Booth;
Representative Guzzardi; Representative Harper;
Representative Greg Harris; Representative Hernandez;
Representative Hoffman; Representative Hurley;
Representative Jackson; Representative Jones; Representative
Kifowit; Representative Lang; Representative Lilly;
Representative Manley; Representative Martwick;
Representative Mayfield; Representative McAsey;
Representative Christian Mitchell; Representative Moeller;
Representative Moylan; Representative Mussman;
Representative Nekritz; Representative Reaves-Harris;
Representative Riley; Representative Rita; Representative
Sente..."

Speaker Lang: "Mr. Clerk, Mr. Demmer is withdrawing his request
for a verification. On this question, there are 61 voting
'yes', 62... 50... Let's start over. 61 voting 'yes', 52 voting
'no'. And this Bill, having received the Constitutional
Majority, is hereby declared passed. House Bill 3239, Mr.
Andrade. Mr. Andrade. Please read the Bill."

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Clerk Hollman: "House Bill 3239, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Lang: "Mr. Andrade."

Andrade: "Thank you, Mr. Speaker. House Bill 3239 it's... it's an agreed Bill with the Chicago Public Schools. This Bill only affects local school's councils in Chicago. It amends the... the Code for local school councils. It changes the definition of community resident, allowing a 17-year-old to run for election as a community resident of only a local school council in the City of Chicago. This Bill does not... does not apply to any school board. I ask for a 'yes', if there's no other questions."

Speaker Lang: "Mr. Pritchard."

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

Speaker Lang: "Sponsor yields."

Pritchard: "Representative, could you give us a little bit more background into how this process would work so that these... a... a person that's over 17 could run for office on the local school council?"

Andrade: "Yeah. So cur... currently there is 12 members on a local school council. There is... we have 6 parents, 2 teachers, 1 non-teacher staff, the school's principal, a student representative, which is a non-voting member and he's not voted upon, and 2 community residents. So out of those 2 community residents, they can now be 17 years old."

Pritchard: "So..."

Andrade: "They have the ability to run for the local school council if they live within the school boundary of that school."

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Pritchard: "That was one of the points that you helped explain yesterday, that the school boundary could include a number of school buildings, attendance centers."

Andrade: "That is correct. They could be a magnet school. It could be a neighborhood school. So there's other schools that he can... that he can run or she, the community resident can run. So it allows them to have the ability. One of the... the issue that I bring this up is because in some of these local school council races, they... the community residents they're lacking actual people who are running for this position. Sometimes they have no community residents. And one of the goals is that if we start the youth at 17, hopefully the goal is that they will be par... participating in civic participation and that will carry over to when they're 18, 19, 20 and be productive citizens of our country and our state. And so I'm hoping that this is what this Bill does. It initiates, it involves, and brings attention to our students."

Pritchard: "Is there any opposition to your Bill?"

Andrade: "There is no opposition to the Bill."

Pritchard: "So have you gotten anything..."

Andrade: "It was drafted... this Bill..."

Pritchard: "...back from students that they're interested in doing this?"

Andrade: "Pardon me?"

Pritchard: "Have you gotten any feedback from students that they're interested in doing this."

Andrade: "They're... the Chicago... this Bill was drafted along with Chicago Public Schools, and it was with their... with their staff. It was drafted, the Bill. They actually expanded it."

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I... I was thinking such... a smaller, but they also feel the need to involve our students. Currently, a 17-year-old can vote for a President, as long as he turns 18. This Bill will not go into effect until the next election, which is 2 years from now."

Pritchard: "Good. Well, I hope that students are interested in this. It sounds like a good way to involi... involve youth. And I'd be happy to support your Bill."

Andrade: "Thank you."

Speaker Lang: "Representative..."

Andrade: "Thank you very much."

Speaker Lang: "...Ives."

Ives: "Mr. Speaker, will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Ives: "I was... maybe you could entertain an Amendment that says the student could also run for CTU President. Would you be open to that?"

Andrade: "If... if he... you know, if I believe if any student graduates and is a teacher by the time he's 17, he has probable capability if you finish college at the age of 17. I think..."

Ives: "Well, maybe an improvement over the current CTU President and the remarks made yesterday. Thank you very much."

Andrade: "Thank you."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please... Stewart. Please take the record. On this question, there are 111 voting 'yes', 3 voting 'no'. And this Bill, having

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received the Constitutional Majority, is hereby declared passed. House Bill 6013... Excuse me, Mr. Clerk. Chair recognizes Representative Barbara Wheeler."

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

Speaker Lang: "Please proceed."

Wheeler, B.: "About a year ago my district was devastated by the death of an officer and then the ongoing scandal that followed the story up in Fox Lake and the gra... Grant Township area. And the area has been, without using the word devastation, I'm not exaggerating, the area's been devastated. But last week we did have great news. One of our own, Daniel Dennis, from Grant Community High School, a long... life-long resident of Fox Lake qualified for the 2016 Olympic Games in Rio for freestyle wrestling at 125 pounds. I don't know whether I'm more impressed with the 125 pounds or the Olympic qualifying for 2016. He's a two-time state finalist from Grant High School. He went to Iowa. He was a two-time all-American there. He took some time off, and truly was an underdog story for him to win last week and qualify for Rio. So this weekend we're going to be having parades and fundraisers et cetera, and hopefully today we'll be supporting the Resolution that congratulates him. So thank you very much."

Speaker Lang: "Thank you, Representative. House Bill 6044, Representative Chapa LaVia. Please read the Bill."

Clerk Hollman: "House Bill 6044, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Lang: "Representative Chapa LaVia."

Chapa LaVia: "Thank you, Speaker, and Members of the committee... I mean of the chamber. This is some clean-up language which

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that I was given to by ISBE. It's one of their main pieces this year, but which... what it does is it... it... the State Board of Education initiative that makes changes to obsolete and duplicative language in the School Code. The changes are intended to streamline School Code pro... provisions and amend and repeal outdated, or otherwise, problematic provisions. I'll take any questions."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Please record yourselves, Members. Mr. Clerk, please take the record. On this question, there are 112 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 4477, Mr. Davis. Please read the Bill."

Clerk Hollman: "House Bill 4477, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Lang: "Mr. Davis."

Davis, W.: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 4477 is an initiative of a... of a small business contractor that does a lot of work with IDOT. There are a number of issues that we are ultimately trying to correct as it relates to helping small business vendors that do road construction and work with IDOT. Of the many issues, this one rose to the top. So IDOT has the ability to offer something called mobilization payments when they let contracts. It's a percentage of the contract awarded to the contractor that allows for some upfront costs so they have need the ability to run equipment, possibly to hire if they workers. It... it's already established in law that

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mobilizations payments, which are percentage of the original contract. Well, the subcontractor, the small business gentleman said, well, if there's a way that which we can allow for, in some cases, a little more money on the front end of the contract, that helps too. That way we're not still waiting for the contractor to... to be paid on the back end, so that we can then pay those bills that incur doing the... the process of providing the service. So he drafted a Bill, which calls for what are called tiered mobilization payments, which specify a percentage of the contract based on the overall amount of the contract. So the language that you should have in front of you, which was House Floor Amendment #3 that we adopted yesterday, which became the Bill, should offer a percentage of tiered mobilization payments, which we think will be helpful to sma... to small subcontractors when they have the opportunity to work on IDOT payments. And we'll be more than happy to answer any questions."

Speaker Lang: "Mr. Sandack."

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

Speaker Lang: "Sponsor yields."

Sandack: "Representative, I think this is a good piece of legislation. Just a couple of questions. What's the threshold for small business determination under your Bill?"

Davis, W.: "I don't think we... what... whatever it currently is, I don't think we changed that."

Sandack: "All right. So there is some determination of a biggie versus a small company, right?"

Davis, W.: "I believe so."

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Sandack: "Because this multitiered payment isn't necessary for the pepper constructions or you know, the big players, right?"

Davis, W.: "Well, I'll say it's not necessary, but it doesn't... doesn't take them away from this."

Sandack: "All right. And so, then..."

Davis, W.: "So..."

Sandack: "...I guess I'm a little bit curious because the impetus is small players per... and I think some mason companies and maybe companies of color, women, et cetera that may be having a hard time starting out. Shouldn't that be the emphasis, rather than a WALSH Construction?"

Davis, W.: "Well, I apologize. So... so you're absolutely right."

Sandack: "Okay."

Davis, W.: "So subcon... big contractors, I think, they have the ability to have mobilization payments. What we're attempting to do here is specifically for small subcontractors."

Sandack: "Right. Because they're the ones that need capital. They're the ones that have problems buying equipment and being able to bid on the big jobs."

Davis, W.: "Absolutely right."

Sandack: "All right. So this is a benefit that's intended to go to small startups, mom and pops, and emerging companies."

Davis, W.: "Yes."

Sandack: "Okay. And your Amendment took off all opposition, I think."

Davis, W.: "Yes, it did."

Sandack: "And IDOT is the only one that's implicated in this Bill. Isn't that correct?"

Davis, W.: "Exactly."

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Sandack: "Thank you. I appreciate it."

Davis, W.: "Thank you."

Speaker Lang: "Mr. Davidsmeyer."

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

Speaker Lang: "Thank you, Sir. Mr. Franks."

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

Speaker Lang: "Sponsor yields."

Franks: "Will, I understand what you're trying to do. I think it makes perfect sense. My... my question is, do your Amendments take away the opposition of the two listed opponents?"

Davis, W.: "You're talking about CDB and CMS?"

Franks: "No, it was Illinois Asphalt Pavement Association and the Illinois Road and Transportation Builders Association."

Davis, W.: "Well, I can tell you, if you see them as opposition, they did not want to attempt to talk to me about this Bill. So I guess in that respect, I would... I would say it doesn't necessarily move their opposition, but they never attempted to talk to me about it. I think maybe their opposition is just philosophical in nature. But again, some of our challenges on behalf of small vendors is because of the relationships that they have with the larger vendors."

Franks: "Right."

Davis, W.: "And... and we filed another Bill, which attempted to try to deal with a number of those, but those are just really too big. So this is the one that rose to the top that we attempted to move forward to really be able to help small vendors. This really does not have an impact on large vendors like the ones that I think are members of that organization."

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It doesn't stop them from doing business the way that they've been doing it. Again, this is to help small vendors to be able to, when they're selected to work on these contracts, to give them an extra..."

Franks: "To get some money."

Davis, W.: "...resource."

Franks: "To get some money upfront, so they can start..."

Davis, W.: "Yeah."

Franks: "...gearing up for it."

Davis, W.: "So they can start gearing up for it."

Franks: "I get it. I get it. I... I had some of the things come through our committee, through State Government, last year on some design Bill..."

Davis, W.: "Yes."

Franks: "...and that type of thing. So I just wanted to see how this dovetailed with that. And I... and I agree with your premise. I just wanted to know what the opposition was..."

Davis, W.: "Well..."

Franks: "...on the other ones."

Davis, W.: "...I think that's their opposition, But again, they never reached out to me directly, so I couldn't specifically say what their opposition is."

Franks: "Well, I'd encourage them to after this Bill passes, and if they have some concerns, maybe talk to the Senate Sponsor as well."

Davis, W.: "Absolutely."

Franks: "Thank you."

Davis, W.: "Thank you."

Speaker Lang: "Mr. Davis to close."

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Davis, W.: "Thank you very much, Ladies and Gentlemen of the House. Again, I think a way to help small vendors, we encourage minority participation in our programs, particularly that with IDOT. And what we see here is a way to help encourage that small business participation, so that when we spend those resources roads and bridges are a big emphasis of what we do here, in terms of infrastructure in the State of Illinois. And, again, this is a way we think will help small businesses and encourages more participation from small businesses when we let those projects. I ask for your support. Thank you."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 108 voting 'yes', 2 voting 'no', 3 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 6057, Mr. Harris. Mr. Harris. Out of the record. House Bill 4149, Leader Currie. Out of the record. House Bill 5907, Mr. DeLuca. Please read the Bill."

Clerk Hollman: "House Bill 5907, a Bill for an Act concerning regulation. Third Reading of this House Bill."

Speaker Lang: "Mr. DeLuca."

DeLuca: "Thank you, Mr. Speaker, Ladies and Gentlemen. This is the Guaranteed Asset Waiver Protection Act. And what it does it extends a current exemption for state banks and credit unions and also clarifies that this is an optional program. I ask for your support. Thank you."

Speaker Lang: "Mr. Sandack."

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Sandack: "Thank you. The Sponsor yield?"

Speaker Lang: "Sponsor yields."

Sandack: "Representative, we had a chance to talk a little bit yesterday about this. Some members of the Department of Professional Regulation came and saw me. And they admitted they'd come a little late, so they had some concerns about the Bill from an enforcement component. I... I don't know that they had a great grasp on what they're supposed to do. But I was just simply going to ask if you would commit to at least helping them, if this Bill goes to the Senate, transition a little bit and talk about how they can either be comfortable with the Bill or have their concerns addressed. Because they admitted to me that they were late, but they... they didn't... they felt a little uneasy about what your legislation does."

DeLuca: "Yeah, you're correct. They did come late. And I did speak with them, and I do make that assurance."

Sandack: "Thank you, Sir."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 112 voting 'yes' and 1 voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 5973, Mr. Evans. Please read the Bill."

Clerk Hollman: "House Bill 5973, a Bill for an Act concerning regulation. Third Reading of this House Bill."

Speaker Lang: "Mr. Evans."

Evans: "Thank you, Mr. Speaker, Members of this great Assembly. House Bill 5973 amends the following acts: Funeral Directors

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and Embalmers Licensing Code, the Illinois Roofing Industry Licensing Act, the Barber, Cosmetology, Esthetics, Hair Braiding, and Nail Technology Act of 1985. This Bill has been worked on with a lot of parties. We're about 95 percent there. We removed, in the Amendments, the realtors and the CPAs. This Bill sets in form a... the way in which license are... licenses are... individuals with backgrounds are allowed to receive professional license in three categories. I ask for your support,"

Speaker Lang: "Mr. Sandack."

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

Speaker Lang: "Sponsor yields."

Sandack: "Thank you. Representative, we has a chance to chat a little bit, and I know this is still a work in progress..."

Evans: "Yes."

Sandack: "...but it appears that you... you've has discussions and dialogues with all the stakeholders. Where would you describe con... the continuing negotiations? Where are we at right now?"

Evans: "Yeah. What I would say is they had a meeting this... today with the Governor's Office, Safer Foundation, Illinois Policy Institute. I think this Bill is a... is consistent with the recommendations of the Governor's commission on criminal justice and recidivism reform. I think that issues we have now is probably listed out some of the offenses. I would like to keep in full discretion of the problem, but they don't want to get into a trick bag. You know how things are. So we're probably going to end up listing out some of the offenses. So we don't want, for example, for a roofer, I wouldn't want an individual with a criminal trespass in a

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residential property. So we're going to work out that full listing of offenses, and hopefully get a 100 percent agreed Bill when it comes back on Concurrence."

Sandack: "Very good. And so, as you stand here today, the... the discussions have been, obviously, pretty fruitful. They're going to continue in good faith. And is it that you're going to, you know, pass... if this passes out continue to work as... as it moves to the Senate?"

Evans: "Oh, yeah, without question. We're... we're 95 percent there. Just laying out those particulars. We don't want to license people who don't deserve licenses. We just want to provide opportunities, not make mistakes."

Sandack: "Thank you, Sir. Appreciate your efforts."

Evans: "Thank you."

Speaker Lang: "Mr. Brady."

Brady: "Thank you, Mr. Speaker. Representative, a couple questions for you. I had an opportunity to talk to you very, very, very briefly."

Evans: "Yeah, please."

Brady: "This is really the first I've... I've heard of the Bill. And as it pertains, in particular to a funeral directors license and... and the other license that were mentioned there, why... why just those individuals? Why just those couple licenses are you... you singling out right now?"

Evans: "Yeah, thanks for asking. We... we initially started these conversations. I wanted to do everyone. But I think when you look at schools and hospitals and health care professions, you want to co... take those people out now. And I think we have five good categories. I took out the realtors and CPAs,

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because they're dealing with a lot of personal, sensitive matters. We have to start somewhere. I think when you look at these three professions, it gives folks with a background kind of an opportunity to prove themselves. I think this is incremental growth in this Body, so we chose these three, hoping that these professions could be a showcase to the many others that folks with backgrounds deserve opportunities."

Brady: "So you want to make it... you want to make a showcase out of the funeral profession? Is that what I heard?"

Evans: "Yeah. Well... well, the profession did not come out in opposition. I think the Governor's Office, myself, these various professions want to open up doors and opportunities. They're cautious. I'm happy that this profession and it's... would give folks the opportunity."

Brady: "So, if you could, just briefly for me, walk me through what... I mean, what triggers, I guess, is what I'm asking. What triggers the boundaries of where you can or can't? What... what is going to be overlooked, I guess, in someone's past history? Of criminal history, what's going to be overlooked and still allow an individual to go forth, and if they're eligible take state boards or national boards, in particular in the funeral profession? What..."

Evans: "Yeah. What would happen..."

Brady: "...what type of... what type of criminal activity are we going to overlook?"

Evans: "Yeah. Well, the way... the way the Bill is... the Bill is now written individual would apply for a license. They will be flagged in many cases. When they're flagged, they'll be directed to an intent to deny process. On to my legislation,

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if it's not directly related, then they will be allowed to get their license. Now, again, as it directly... as it stands, if it's not sustainably related. So, for example, if a person has a background, maybe drugs or something like that, a nonviolent offense, they won't be stopped. They'll go and get their license. But how it stands now, they could be potentially be stopped. They have to go to a hearing. So it could be a four or five month process before an individual is given an opportunity to practice and be a member of society."

Brady: "It... it seems to me, that in looking at some stats from last year and the year before, there's only one denial I think made due to a conviction case if someone that was denied a license in my profession, the funeral directors and embalmers profession."

Evans: "Yeah."

Brady: "So, I... I guess my question then would be, with... with those kind of numbers, and roughly you've got somewhere around 365 applicants for the licensing, you get down to one person that may have been denied due to criminal history."

Evans: "Yeah. But the... But if I may."

Brady: "If I... if I could, Representative."

Evans: "Oh, please. I'm sorry."

Brady: "Could I finish? If you have one that was denied, what's your Bill going to do, I mean, to... to increase the numbers? I'm... I'm just not sure I'm following..."

Evans: "Yeah. No."

Brady: "...the concept here."

Evans: "And I'm glad you asked. Yeah, but those are the individuals who choose to... to apply and kind of continue

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through the process. So what's not encapsulated is individuals that are discouraged from applying. And what's also not encapsulated is individuals who choose not to participate in the intent to deny process. So if you don't want... so if you have a background, and you... just think about it, folks with backgrounds may not be the most motivated individuals. We don't want to set up additional barriers. The intent to deny process is an intimidating process. I mean, I'll show you the letter in which you receive for intent to deny. Many folks, in a lot of cases, in which we can't really encapsulate, may not go to a hearing three or four months later just to be told possibly no. So we don't have those stats, but we will now, because when folks are denied, even if the department chooses to deny, and some probably should be denied the department will have to continue to hold stats to show, and they'll explain to a person. And hopefully maybe that person can take some steps to clear up their record or do what needs to be done to come back and try again. So I think this Bill kind of sets up some good guidelines, and the department would agree, we just need to fine-tune what those are."

Brady: "And so the department is going to be making these decisions on an individual basis?"

Evans: "Well, that is... well, that is the hope. But as I mentioned, we're going to go over to the Senate to kind of list some no-go offenses. So we're going to kind of put a little bit more structure to it, as far as offenses that wouldn't be eligible in this new kind of way of looking at it."

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Brady: "So is it a fair statement to say that unless you have some type of violation, illegal activity, been convicted for something that's directly related to your profession, in my case, a funeral director, a funeral profession, unless you have a specific conviction, something related crime wise... crime wise to that profession, that's what your Bill is really tightening... is it looking at, right?"

Evans: "Exactly. And, again, it doesn't take full discretion. We have great folks working in our departments who can do this analysis, and we want them to do it. But we want them to do it kind of with an open mind, because we want to get folks off the sidelines and get them, working."

Brady: "Okay. I... I wish we had talked sooner. I have more questions, but out of respect for everyone's time here, I'll close by just simp... simply saying I've got more questions. And I've got concerns. And I wish we had a chance to talk earlier. But I'm going to be voting 'no'. I'd be glad to work with you on the legislation, if... if need be in the future, but I intend to vote 'no'."

Evans: "Thank..."

Brady: "Thank you."

Evans: "Thank you."

Speaker Lang: "Representative Wheeler."

Wheeler, B.: "A question for the Sponsor?"

Speaker Lang: "Sponsor yields."

Wheeler, B.: "Thank you. Representative, I'm... I'm working through another Bill for human trafficking, and it's for massage therapists and for nail techs. And we're finding that victims of human trafficking, whether it be a labor with nail techs

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or sex trafficking with massage therapists, oftentimes you'll have the owner involved in money laundering which is difficult to... to prove. But the problem is the victims of human trafficking are the ones that hold the nail tech license, and they're the ones that own the Illinois state massage license. And then when they come in and they're charged for solicitation or for fraudulently making copies of license for, whether it's for massage and for nail tech, the victims of human trafficking are not the ones we want to penalize. It's the owner. Does this address it? And by the way, there's no business license in the State of Illinois for massage therapy or for nail tech salons. There's a registration but not a license. Does this address any of that, in regard to victims of human trafficking who are... we don't want to victimize again, but we want to address the larger problem with the... the whether it be a solicitation crime, or a mundle... money laundering crime, or a fraudulent business practice crime?"

Evans: "Yeah. One hundred percent, it has nothing that relates to... to what you mentioned. I think that would... I would categorize that at a most extreme. The Bill leaves the department's discretion. In the Senate we're going to list those things. For example, if you're concerned about an owner of a barber shop being a sex trafficker, over in the Senate, we can list sex trafficking as a conviction in which a person cannot get a lie... get a license. So I think in these most extreme cases is why we're going to continue to work on the legislation. We'll list the most extreme. Talking to the DOC, sex trafficking is not one of the... most of the convicted..."

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convictions is usually a drug-related or some sort of violent crime. So that's going to be the vast majority of folks, but I'm open to listing sex trafficking."

Wheeler, B.: "Well, an... and money laundering. I... I'm..."

Evans: "And money laundering."

Wheeler, B.: "...struggling so much in regard to how to deal with the owners and not the victims. I don't want penalize them. I want to get them out of the... the industry and in somewhere safe. And I'm... I'm... maybe you and I can work on something like that because it's really the owners of the businesses that are... are creating the larger crime."

Evans: "Definitely open to that in another piece of legislation."

Wheeler, B.: "Thank you."

Evans: "Thank you."

Speaker Lang: "Representative Ammons."

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

Speaker Lang: "Sponsor yields."

Ammons: "Can I clarify just for legislative intent? This Bill... the purpose of this Bill is to allow people who may have been formally incarcerated or have felony convictions to access licensing in certain professional industries."

Evans: "Yes."

Ammons: "And one of our Members just described some circumstances that may seem to be extreme. Have you looked at the number of convictions and the type of convictions that this legislation would help people with?"

Evans: "Yeah. I think that would be putting the cart before the horse. We haven't gotten there. Hopefully, that when it... as it currently stands it's going to be the discretion of the

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department. But over in the Senate, we're hoping, as we start the conversations today, this morning, to list out those kind of no-go convictions. But as it stands, it would be the discretion of the department, full discretion of the department, because I believe in them."

Ammons: "I appreciate it. To the Bill. The Governor has been working diligently with his criminal justice and reform commission to look at low-level offenders, to look at ways to reduce incarceration, to look at ways to reenter people into society and give them an opportunity. I think this Bill actually should be called the Opportunity of 2016 Act that would allow, not just thousands, but maybe hundreds of thousands of people in Illinois, who may have been convicted some 20 years ago of whatever offense they may have experienced, but they have been barred from practicing real estate, even though they may be amply qualified to be a realtor. They may not have been convicted for anything in relationship to realty, but they are barred from practicing as a realtor. I get many calls from my off... to my office, and I'm sure some of you do as well, from people who want to get licenses as barbers, cosmetologists, a realtor was the last one that I had, that have done the coursework to become that profession... to be in that profession, but cannot get over the hurdle that General Assemblies before us have structured to keep people economically dependent on the state and not independent. And this Bill, as an Opportunity 2016 Act I call it, I thank the Sponsor for this Bill, because this Bill has the potential to help people to support their families, to restructure society in a more fair and equitable way, and to

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remove barriers in front of people that we claim we don't want to go back to prison. So I urge an 'aye' vote for this legislation. And I support my colleague in his efforts to provide some balance and equity in this situation. Thank you."

Speaker Lang: "Mr. Brown."

Brown: "Thank you, Mr. Speaker. Please excuse Representative Leitch for the remainder of the afternoon."

Speaker Lang: "Thank you, Sir. Mr. Morrison."

Morrison: "Thank you, Mr. Speaker. To the Bill. I'm happy to be a chief cosponsor with Representative Evans on this Bill. I would just like to add to those on our side of the aisle who might be concerned. I want to read from part of our analysis. It says the Illinois Department of Corrections trains inmates to work in the fields covered by the Bill such as barbering, but upon their release, they can still be denied the necessary licenses to practice on grounds of their criminal record. And of course, this would undermine tax dollars spent on the inmate's rehabilitation. We need to give people a second chance. We need to give people the opportunity, as Representative Ammons just said. There are plenty of people who... who make mistakes in life, and we want them to be able to be gainfully employed upon their release, and that's why I'm supporting this Bill. The Sponsor said that he's going to continue to work on it. And... and we will do that. And I would just urge an 'aye' vote. Thank you."

Speaker Lang: "Mr. Evans to close."

Evans: "Thank you, Mr. Speaker. Thank you to all of the groups: the Safer Foundation, the Illinois Policy Institute, the Governor's Office, all of the groups that... and all of my chief

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cosponsors that look at the work through this legislation. And I would like to commend the Governor's commission on criminal sentencing... excuse... excuse me, criminal justice and recidivism reform. Work is being done. Please help me to continue that. Thank you."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Please record yourselves, Members. Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 80 voting 'yes', 31 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Chair recognized Representative Williams."

Williams: "Can I make a point of personal privilege, please?"

Speaker Lang: "Yes, you may."

Williams: "I wanted to announce some very special guests here today. My Pages for the day are Noah and Evan Lambert, who are joining us from Bell Elementary School, another one of our stellar CPS schools. We had a great conversation this morning about CPS, the funding crisis in the state and on the city level. They've got a lot of great thoughts and ideas, which I'll be taking with me through the rest of Session. So thank you for... for your time down here and welcome."

Speaker Lang: "Thank you. Welcome. Chair recognizes Leader Currie."

Currie: "Thank you, Speaker. Please let the record show that Representative Soto is excused for the remainder of the day."

Speaker Lang: "Thank you, Representative. House Bill 4013, Representative Feigenholtz. Out of the record. House Bill 5010, Representative Feigenholtz. Please read the Bill."

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Clerk Hollman: "House Bill 5010, a Bill for an Act concerning animals. Third Reading of this House Bill."

Speaker Lang: "Representative Feigenholtz."

Feigenholtz: "Thank you, Mr. Speaker. Last year this chamber passed Senate Bill 125, which dealt with the issue of animal exposure. This was... this is a trailer Bill, and it is going to the Senate with the support of the Farm Bureau, the depart... I should say, they're neutral... the veterinarians, the Department of Agriculture, and other animal advocates."

Speaker Lang: "Mr. Sandack."

Sandack: "Hi. Representative... oh, I'm sorry. A question of the Sponsor, please?"

Speaker Lang: "Sponsor yields."

Sandack: "Thank you, Mr. Speaker. Representative, I apologize profusely. I was detained. Would you mind just going through your Bill one more time very quickly and just highlighting what it does?"

Feigenholtz: "So the Amendment that we adopted yesterday, Representative Sandack, and the Bill itself, is an effort to address an issue of drilling down and further defining exposure to not only help a per... some of the field inspectors who see animals, but also, they have... they... we've added language yesterday that... we have to... they have to go see a vet, and the vet has to determine or diagnose this animal whether or not it's in danger for exposure."

Sandack: "Is the... as amended, is your Bill now, are there all opponent off, or is it still kind of a work in progress?"

Feigenholtz: "There's one... there's one word that needs to be changed. And since we've run out of time, we've agreed to do

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this in the Senate. And the veterinarians have... want to change the word determine to diagnosed, and everyone's okay with that."

Sandack: "Very good. Thank you. I appreciate it."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Members, please record yourselves. Mr. Clerk, please take the record. On this question, there are 104 voting 'yes', 6 voting 'no', 1 voting 'present.' And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 6041, Mr. Moffitt. Please read the Bill."

Clerk Hollman: "House Bill 6041, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Lang: "Mr. Moffitt."

Moffitt: "Mr. Speaker and Ladies and Gentlemen of the House, this Bill was an initiative of the fire districts supported by the Illinois Fire Services Association. And what it addresses is if a portion of a fire district is to be disconnected, that they want to make sure that it doesn't cause serious hardship to the remaining district, that portion that would be left, where they may have already invested heavily in equipment to serve the entire area. This also defines what serious injury would be to the district, actually, they'd put it in statute. There have been different interpretations of what causing serious injury would be. This says that if... if a portion of a district is removed that if it takes 25 percent or more of the real estate tax revenues that would be serious injur... ser... serious injury. It also says that the entire fire

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district would vote on referendum for the territory to be removed or separated, rather than just the residents of the portion that's leaving. Be happy to entertain any questions."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Please record yourselves. Please take the record, Mr. Clerk. On this question, there are 110 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Postponed Consideration, there appears House Bill 6328, Mr. Turner. Please proceed, Sir."

Turner: "Thank you, Mr. Speaker, Members of the House. This Bill was previously discussed a couple of days ago, but I wanted to go back over a couple things, make a few points, and discuss some of the progress that has been made in discussions with fellow Members and the Illinois State Police concerning House Bill 6328. So, first, House Bill 6328 allows individuals with prior convictions to file a petition to expunge a new criminal offense if the person was either released without charge, acquitted of the offense, the charge was dismissed, or if there's no disciplinary action taken by the courts. The second thing House Bill 6328 would do would be to remove the fees for persons filing for petitions for expungement with records sought to be expunged was the result of an arrest with no charge, acquittal, dismissal, reversal, or overturned. This Bill would not expand who is eligible for sealing or expungement. Only those offenses currently as eligible for expungement could be expunged. This Bill would

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not allow anyone filing a petition to automatically have their records cleared, and it would not clear any prior convictions. Notice is still given to the state's attorney, State Police, and any other relevant authority, so afford them the opportunity to review the petition and make objections to the application if they feel the petitioner imposes a continuing risk to public safety and should not have their record expunged. Judges will continue to vet every application, as the current law provides. Only if a judge, with the agreement of the law enforcement officials determines that the expungement should be ordered would it be so. I know that there are some fiscal concerns regarding the second portion of my Bill. And I've had discussions with the Illinois State Police about those and made the commitment to continue to work with the State Police in addressing the \$500 thousand that was... that it... that was retained from... from the expungements in... in the last year. I, you know, I've made the case that... that the 500 thousand is a small portion in relation to ISP's, the Illinois State Police's budget of, you know, 200, almost \$250 million, but I understand things are... are tight right now, and fiscal concerns are very real. And I'd like to work with the State Police in addressing some of those concerns and figuring out how we can pay for this because I believe it's that important. And whether that's in the Senate, if this Bill is lucky enough to move out of this chamber or going forward with trailer leg.. legislation. Through my discussions, we've been able to come up with some ideas to sort of address this. And I'd like to work with them on that going forward. I don't want to... I don't want to put

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it on people... the government's budget. I... I just don't think it should be, you know, balanced or made on the backs of the people who depend on these services. So my commitment though is to continue to work the State Police to deal with the fiscal issues involved in this Bill. I'd be happy to entertain any questions. Thank you."

Speaker Lang: "Leader Durkin."

Durkin: "Thank you, Mr. Speaker. To the Bill. We've seen these issues come over many... over many years the number of issues regarding sealing and expungement of criminal records. And we move at the speed of sound sometimes and we don't necessarily gather all the concepts of what the Sponsor in any particular issue is trying to do. Yesterday I voted 'no'. I spent some time with the... the Sponsor yesterday and cleared up the confusion that I had with what he's been trying to address. I am confident... I'm comfortable with where he's going with the Bill. I do have concerns about the waiver of the licensing fee, but I believe that's something that we can work out. So I'm going to encourage the Members of our aisle to vote in favor of this Bill today, with the commitment that the Representative Turner has given to us that he will not move this Bill. And we're going to... we'll make sure that it's going to be placed in a position where the Governor will sign it. So, let's move this Bill out. I think it's a good policy, and let's continue to work. Thank you."

Speaker Lang: "Mr. Andersson."

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

Speaker Lang: "Sponsor yields."

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Andersson: "Representative Turner, just a... a couple of question. Number one, what's the main goal here of expungement in any circumstance?"

Turner: "Thank you. Thank you, Representative. That's a great question. The main goal is to give people a second chance. You know, the biggest issue that I hear, one of the largest issues that I get from my constituents is jobs. They need opportunities to get a job. They want to become a productive part of society. They want to get their lives together. And you know, arrests on your records... on your record ends up being a hindrance or a deterrent from... for employers sometimes from hiring you. And jobs, and this is just about giving people a second chance, a second opportunity to get their life right, right the ship. People do things in their, you know, when they're young and 10, 20, 30 years later, they're not the same person. They have families and things that they're trying to do. And this will give them the opportunity to work on that and go forward. So that's all expungement legislation is about. It's something that's been very important to me. In my short tenure here in the General Assembly, it's something I've worked on for youth, and now we're trying to push it and go forward. Criminal justice reform is important to everyone: the Governor, all of our constituents, everyone in this chamber. And this is not going to right this ship or make it all better, but it's the first step. And that's why it's important to me."

Andersson: "Thank you for that answer. And also, your Bill does not change the existing process as far as time frames for expungement, correct?"

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Turner: "No, Sir. It still goes through the normal vetting process. You know, there's still the review by the State Police, by the judges. It doesn't expedite any of those processes or make anything automatic. They sti... The petitioner still has to file the petition and the arresting agencies and whatnot. So..."

Andersson: "Sure. So..."

Turner: "...it's all staying the same."

Andersson: "So... so in the existing law, right now, if you... you're convicted, you receive a sentence that involves supervision, the existing statute will... requires a minimum mandate, two-year waiting period. If it's a probation or parole aspect, it's minimum five years. That's not changed, right?"

Turner: "None of that will change."

Andersson: "Okay."

Turner: "None of the current law in that respect will change."

Andersson: "And in the interim, let's say, you know, a defendant completes his sentence, and now he's waiting his five years in a given situation and he commit... he recommits. You know, he does something else. The judge can take that into account and potentially deny the expungement, correct?"

Turner: "Yes. Yes, Sir, he can, absolutely. If the state's attorney brings that to the judge's attention or State Police makes that catch in their review of the applications, that can all be brought to the... to the court's attention, and the... the expungement could not be approved at that point, if they so choose."

Andersson: "Thank you. So, to the Bill. I think what we have here is... is a situation where we've got an opportunity to put

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people back to work. But there are saf... there are safeguards in the existing statute that aren't going away that will protect us, protect our citizens, from recidivists, from people who aren't cleaning themselves up. But if you can prove to the court that you have cleaned yourself up, that you have taken the steps necessary, and you've waited as much as five years, maybe more, depending on when they petitioned for it, that we give them a chance. I think that that's good legislation and something we should support. Thank you."

Speaker Lang: "Representative Ives."

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

Speaker Lang: "Sponsor yields."

Ives: "I just have a question as it relates to ISP and their authority or their requirement to look over both issuant of FOID cards and concealed carry. So if you are going to expunge or seal some of these records, do they then not have access to the full spectrum of offenses that a particular individual was arrested or convicted for? And then they inadvertently issue a FOID card or concealed carry license when it's really inappropriate?"

Turner: "So expungement is currently available and offered now in Illinois, and there's a review process that... that the State Police goes through. And you know, as it relates to FOID cards and those applications or anything, we're... we're not changing anything about that process right now. And this... this change that we're making to expungements, we're removing the barrier of a prior conviction to allow a person to expunge a new charge, which resolved in no disciplinary action taken by the courts. You know, I'm not... I'm not sure if that is going to

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affect policy. And also it's just been brought to my attention that usually the offenses that are brought up under a FOID or would, you know, keep somebody from having a FOID card, or have their FOID card revoked, usually aren't expungable offenses."

Ives: "So... Okay. So, are you... are you allowing them to expunge or seal any records that result... that are the result of assault, a violent assault, a weapons charge, or anything like that? Are those..."

Turner: "No, Representative. If it... if it's not an expungable offense right now, then it won't be with the passage of this Bill either."

Ives: "Okay. I just want to make sure then..."

Turner: "Right."

Ives: "...that the ISP has full access..."

Turner: "Absolutely."

Ives: "...to issue a FOID card and concealed carry weapon's license and... and have the full spectrum of the... the person's offenses in front of them."

Turner: "Yes, they do. They do, Representative."

Ives: "Okay. Thank you."

Turner: "All right."

Speaker Lang: "Mr. Sandack."

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

Speaker Lang: "Sponsor yields."

Sandack: "Representative, I want to focus just on one part. As you know, I heard it in committee. I was a supporter then; I'm a supporter now."

Turner: "Right."

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Sandack: "I think we're all taking a... a new look at some of the criminal justice reforms that actually benefit society holistically, making violent offenders serve their time, but those who have a path for rehabilitation to fend for themselves, become taxpayers and be productive members. We ought to do that. So I... I still think those are all good things. I've been talking with ISP, and they have concerns, as you know..."

Turner: "Right."

Sandack: "...because you've talked to them too..."

Turner: "Right."

Sandack: "...about the waiver of fee. And you know, as well as anybody, some of the stretched, financial conditions that department and every department is in. They tell me that they are taxed as... as... and maxed out with respect to current expungements. And having some component of it being free is... is not only just hurtful, but it's... it's going to cost real money and be a problem. You know, I heard your commitment. Obviously, you've heard that before as well. What's... what's going to happen? This... I'm assuming this is going to pass out, go to the Senate. What's the next step?"

Turner: "Well, if... if ISP can't do their job, then that, you know, it makes my Bill almost irrelevant, if they can't do the expungements that need to be done."

Sandack: "No, I think they're doing it."

Turner: "So I want to continue."

Sandack: "It's just hard to do, but it's expensive..."

Turner: "Right."

Sandack: "...and it costs money."

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Turner: "Right. I understand."

Sandack: "Okay."

Turner: "There's a cost associated with it. You know, ISP's representative down here, John Thompson, has been great and very easy to work with. And you know, I want to continue to work with him going forward to make sure that we have... if we have to create a funding source or... or whatever's need... whatever it takes to make sure that they can do their job. That's important to me. I want to make sure..."

Sandack: "Well, it's critical, right? I mean..."

Turner: "Yeah, it's critical."

Sandack: "...it's part and parcel to what we're talking about."

Turner: "Absolutely. Absolutely."

Sandack: "And we want them... and we want to give them the tools to do it..."

Turner: "Absolutely."

Sandack: "...and make this effective."

Turner: "That's right."

Sandack: "All right. Well, good. Obviously, I wanted to re... you know, hear that reiteration of your expression of intent. I... I think this is a good Bill. I think it's a fair Bill. I think the costs need to be, perhaps addressed, so that ISP can do what they're doing now and do it better, even with, hopefully, a new law that... that helps people get their lives back on track."

Turner: "Yep. This... this Bill will... the first portion of the Bill would open up... make it available for more people to apply for applications and petition for expungement. All of those petitioners, some of them won't be eligible for the fee waiver

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involved in this. And there's a pretention that... there's a potential that, you know, that some of the fiscal issues could be mitigated by, you know, having additional people be able to apply for expungement, and they may have to pay the fee. But either way, we want to make sure they have the resources. ISP has the resources needed..."

Sandack: "Correct."

Turner: "...to... to do their job. And that's my commitment that I'm going to continue to work on that going forward, Representative."

Sandack: "Thank you for that reiteration..."

Turner: "Yes, Sir."

Sandack: "...of your commitment."

Turner: "Thank you."

Sandack: "Thank you, Mr. Speaker."

Speaker Lang: "Mr. Kay."

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

Speaker Lang: "Sponsor yields."

Kay: "Art, I'm curious. With respect to some of the categories that you're talking about, either expunging or sealing, some of those records go to ATF, Drug Enforcement Agency, and the FBI. What's going to happen to those records?"

Turner: "Representative, we're not changing any of the expungable offenses. You know, if... if it's not currently expungable right now, it will not be with the passage of this Bill going forward."

Kay: "Well, I'm not sure... maybe I didn't state that right."

Turner: "Okay."

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Kay: "But if we expunge some of the things here, what I'm saying to you is that those agencies don't expunge anything. You follow?"

Turner: "Okay."

Kay: "So what's going to happen in that case?"

Turner: "For offenses that are not expunged by the ATF or on the federal side?"

Kay: "Exactly."

Turner: "Representative..."

Kay: "It's going to be out there. It's going to be out there, right?"

Turner: "I... I believe so. If it's out there now..."

Kay: "Yeah."

Turner: "...that... we're not changing anything on the federal level..."

Kay: "Yeah."

Turner: "...whatever they're doing. We're just working with what we can do right here in Illinois..."

Kay: "So..."

Turner: "...around this issue."

Kay: "But my point is it is possible to see that information come back in some form or fashion. And I... I like your Bill. I'm not arguing necessarily against you."

Turner: "Okay."

Kay: "What I'm trying br... I guess drive back is that that information, although we do something on the state level, still is available somewhere, can be retrieved somehow. And my question is what does that have to do with negligent hiring? Whe... where does that come into the process?"

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Turner: "Representative, I'm... I'm trying to really understand where you're coming from in... in response to this Bill and this piece of legislation. You know, whatever's happening on the federal side is going to continue to happen. And whatever they can view or whoever can view federal issues, that's... they'll continue to be able to do that. But as it relates to this Bill, we're not changing any of the expungable offenses, what people can or can't see, or what was... what was expungable at one point that's not expungable now."

Kay: "I know. I... I understand that. I guess... and the... the question I... I'm simply posing to you is, and I'm not trying to be argumentative."

Turner: "I understand."

Kay: "I'm certainly..."

Turner: "I'm sorry."

Kay: "...not trying to..."

Turner: "I'm just not understanding."

Kay: "...I'm not trying to... to defeat your Bill. That's not my point."

Turner: "Thank you."

Kay: "My point is legitimate that there will be repositories of this information somewhere that somebody might be able to tap."

Turner: "Sure."

Kay: "And my question really is, so somebody goes out and hires an individual with the understanding that the record is free and clear, and yet, information comes out that it was, indeed, different. Because those records are maintained for a long, long time, if not forever in D.C."

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Turner: "Okay. Thank you."

Kay: "So my... my question really is, what does that do with respect to negligent hiring? Are we in peril or not?"

Turner: "In response to negligent hiring? I don't know. What do you think, Representative?"

Kay: "I think you could be."

Turner: "Okay."

Kay: "That's my opinion. I think you could be. It may be a limited number of circumstances, but I don't know that. But I think that the possibility of that exists, and I just want to bring that to you attention."

Turner: "Okay."

Kay: "Because when we say we're sealing or we're expunging, we are here, but we're not anywhere else."

Turner: "So..."

Kay: "Right?"

Turner: "You know, Representative, we could talk about this offline..."

Kay: "Okay. Yeah."

Turner: "...and... and I, you know, I'd love to be brought up to speed."

Kay: "All right. Okay."

Turner: "So I appreciate it."

Kay: "Great."

Turner: "Thank you."

Kay: "Thank you. Speaker."

Speaker Lang: "Mr. Verschoore."

Verschoore: "Thank you, Mr. Speaker. And I apologize. I was off the floor in a meeting and if this question has been asked,

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tell me. But I know there's some concern about the... the fees and the Illinois State Police. And Representative Turner, you and I talked about this yesterday. Have you talked with the State Police, and are they okay with this now? Or..."

Turner: "Yes, Sir, Representative. I... I've been with in many discussions with the... with the State Police. And as I've stated before, we're going to continue to work on the fee portion of the Bill. You have my commitment on that, as well as the State Police, and... and we're willing to work on that going forward."

Verschoore: "Okay. So they are okay with it."

Turner: "We're going to address those concerns. Yes, Sir."

Verschoore: "Thank you."

Speaker Lang: "Mr. Turner to close."

Turner: "You know, thank you everyone for... for your consideration around this issue. I... I've really enjoyed all the discussions that I've been able to have with Members around this issue. And I... I really appreciate your support. Illinois State Police has my commitment going forward that we're going to work on the fiscal issues involved with it. And you know, this is... this is good for people. I mean, this is good for our state. I can give out stats about recidivism and the issues involved with... with how much it costs our state. You know, we want to give people a second chance and a second opportunity to become productive citizens. So this is the first step in that. Thank you very much for your consideration. I'd ask for an 'aye' vote."

Speaker Lang: "Those in favor of the Gentleman's Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who

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wish? Have all voted who wish? Have all voted who wish? Please take the... please record yourselves, Members. Mr. Clerk, please take the record. On this question, there are 69 voting 'yes', 42 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 5785, Mr. Turner. Please read the Bill."

Clerk Hollman: "House Bill 5785, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Lang: "Mr. Turner."

Turner: "Thank you, Mr. Speaker. House Bill 5785... Sorry, I'm just getting my notes together. All right. House Bill 5785 is identical to House Bill 3194 of the 99th General Assembly. It is an initiative of the Chicago Jobs Council and makes various changes to the Urban Weatherization Initiative. NOAA would led the increases in the amount of grant recipients that have a... eligible each year to up to 2 million from 500 thousand. It requires the Urban Weatherization Initiative to be coordinated with any federal weatherization programs and requires employees hired under the Initiative to be paid in accordance with the hourly wages associated with the federal prevailing wage rates for weatherization workers: Davis-Bacon. It increases the amount of a grant recipient is eligible for perf... per fiscal year to 2 million up from 500 thousand. It changes the date in which the board must submit its annual report to the General Assembly to May 31 from December 31. It requires at least two voting members of the Weatherization Initiative Board to have experience in residential weatherization or energy efficiency. Davis-Bacon... Federal prevailing wage is the only wage structure with

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categorizes addressing weatherization work. The Illinois Prevailing Wage Act does not have those categories. Maintaining the Davis-Bacon rates with weatherization programs have paid since 2009 will continue to maximize the cost for low-income clients served by the weatherization program. The proposed fix in the Bill would avert any high cost potentially impacting weatherization clients. The Bill proposes to fix the problems with the Urban Weatherization Initiative that were cited by the BGA and identified by providers. Governor... The Illinois Association for Community Action Agencies has been seeking guidance from the General Assembly on this for years and on how to address the prevailing wage requirements for a number of years. They are in favor of the guidance and it saves the cost of low-income consumers while paying fair wages to workers. I'd ask for your support."

Speaker Lang: "Mr. Sandack."

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

Speaker Lang: "Sponsor yields."

Sandack: "Representative, a couple of questions. First of all, any expenditures of GRF contemplated under this Bill?"

Turner: "No, Sir."

Sandack: "So, no General Revenue Funds at all?"

Turner: "No, Sir."

Sandack: "All right. The... what is your Bill do that currently isn't in effect under the law now?"

Turner: "Well, it ensures the weatherization workers are paid a fair and livable wage through wage determination with the an existing weatherization worker category only found at the

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federal level. That's the Davis-Bacon portion that I was talking about. It... it ensures that the weatherization workers clearly define for the purposes of wage determinations. And it ensures that if the program fulfills its mission of reducing energy costs for low-income households."

Sandack: "But that was the purpose of the current program as well, right?"

Turner: "Right."

Sandack: "Okay."

Turner: "But this clear up the... the federal... the wage portion of it and..."

Sandack: "All right."

Turner: "...the... Go ahead."

Sandack: "Now, last General Assembly I believe, I... I don't know if it was your Bill, Representative, or another Representative's Bill..."

Turner: "No."

Sandack: "...but it... it passed through the House, the Senate and the Governor AV'd it. Isn't that correct?"

Turner: "That's correct."

Sandack: "And it... and it didn't withstand an override. Isn't that correct?"

Turner: "Yes, Sir."

Sandack: "All right. And does your Bill now align with the AV, or is it different than the AV?"

Turner: "No, Sir, it doesn't align with the AV."

Sandack: "So it's essentially the same... is it by and large the same Bill that was AV'd?"

Turner: "Pretty close."

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Sandack: "Okay. And thank you for that. Last question, there have been some media reports, I'm sure you're aware of them, Representative, kind of damning media reports that talked about the efficacy and kind of the return on investment of the program. I... I assume you've seen some of those media..."

Turner: "I've..."

Sandack: "...program."

Turner: "I... I've heard about... I've read..."

Sandack: "All right. So, is there something about his Bill that would prove fun... the functioning program as you see it amended and enhanced? Is there something that will make this more effective and be better utilized?"

Turner: "So I believe that by going by the federal prevailing wage rate, we'd be able to employ more people, by putting in the... the safeguards of having experienced weatherization individuals work with the program. You'll have a more efficient program. You have more opportunities for job creation and to put more people to work."

Sandack: "But... and... and those are worthy goals, but you... you would admit that the current law has been less than, I guess, utilized well and effective. And that good use of money has been... it just simply hasn't occurred."

Turner: "Well, much of the money hasn't been spent or used at all. We've been tight... tightening up this program for a while. And it's a... it's a great program. It's going to provide a lot of opportunities for economic development and jobs for people. And so we're hoping to really get it going, get the wheel rolling on it, and... and..."

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Sandack: "One... one last question, Representative. And thank you for your answering questions. With respect to the Federal Law, what per... I'm... I'm sorry. I think that... would this provision pick up which wage bracket: the federal prevailing wage, the state prevailing wage?"

Turner: "So... so we don't have a state prevailing wage and so that classified... they're classified as carpenters currently. The... the Department of Labor classifies them as carpenters, and they're being paid \$40 an hour right now. So we would go to the federal prevailing wage rate, which has a weatherization..."

Sandack: "Category."

Turner: "...section classification, and it's more around the wa... wages of about 16... 11 to 15 dollars per hour."

Sandack: "So currently as being implemented, we're... it's a carpenters wage..."

Turner: "The Department of Labor..."

Sandack: "...hourly wage?"

Turner: "The Department of Labor classifies these workers as carpenters, and they're being paid at... at about a \$40 rate."

Sandack: "And I should have asked you. The Department of Labor: national Department of Labor or..."

Turner: "State."

Sandack: "...the state?"

Turner: "The state..."

Sandack: "The DOL."

Turner: "...side."

Sandack: "The state."

Turner: "State."

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Sandack: "All right. And is... is there opinion from the DOL or any department, with respect to your Bill? Are they... are they opponents? Are they proponents?"

Turner: "You know, I... I know there were many conversations going on before. I had this Bill last year when it came through the General Assembly, but you know, I haven't heard from them directly, personally myself, no."

Sandack: "Representative, I was just told that DCEO is neutral, but they're not a proponent. They want, I guess, the AV to apply. Is that consistent with your understanding?"

Turner: "You know, I take your word on that, Rep, but I haven't had a conversation with them."

Sandack: "All right. Fair enough. Thank you for answering my questions, Representative."

Turner: "Thank you."

Sandack: "To... to the Bill, Mr. Speaker very quickly. We've seen this Bill before. It was the subject of an Amendatory Veto. It seems to me, given the pit... past history of this law, that maybe that Amendatory Veto was well... we would be well-served with sticking with it. This is an extension sought. And I would recommend that my colleague look carefully at the analysis before voting, because I think DCEO is telling us something instructive. A narrower provision that they can support makes more sense than this provision. Thank you, Mr. Speaker."

Speaker Lang: "Mr. Turner to close."

Turner: "I'd ask for an 'aye' vote."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all

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voted who wish? Have all voted who wish? Please record yourselves. Flowers. Please take the record, Mr. Clerk. On this question, there are 67 voting 'yes', and 45 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Turner in the Chair."

Speaker Turner: "On the Order of Second Reading, we have House Bill 747, Representative Lang. Mr. Clerk, please read the Bill."

Clerk Hollman: "House Bill 747, a Bill for an Act concerning local government. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by Representative Lang, has been approved for consideration."

Speaker Turner: "Leader Lang."

Lang: "Thank you. I would like to adopt the Amendment to House Bill 747. This deals with the qualifications for township assessors."

Speaker Turner: "Gentleman moves for the adoption of Floor Amendment #1 to House Bill 747. All in favor say 'aye'; all opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Turner: "Third Reading. House Bill 582, Representative Lang. Mr. Clerk, please read the Bill."

Clerk Hollman: "House Bill 582, a Bill for an Act concerning State Government. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by Representative Lang, has been approved for consideration."

Speaker Turner: "Mr. Lang."

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Lang: "Thank you, Mr. Speaker. This Amendment would become the Bill. And it would set up November of every year as Caregivers Month. I ask for your support."

Speaker Turner: "Gentleman moves for the adoption of Floor Amendment #1 to House Bill 582. All in favor say 'aye'; all opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Turner: "Third Reading. Back to the Order of Third Reading on House Bill... we have House Bill 696, Representative Franks. Mr. Clerk, please read the Bill."

Clerk Hollman: "House Bill 696, a Bill for an Act concerning revenue. Third Reading of this House Bill."

Speaker Turner: "Representative Franks."

Franks: "Thank you, Mr. Speaker. We had a very long debate on the Bill yesterday. And this is the exact same Bill except that this does not apply to Home Rule communities. So the one we had yesterday did apply to Home Rule, and that was some of the objections that I had seen some... from some of our friends. And what this Bill will do is freeze property taxes. I'd be happy to answer any questions. And if not, I'd ask for your 'aye' vote."

Speaker Turner: "Chair recognizes Representative Sandack."

Sandack: "Thank you, Mr. Turner. To the Bill. Ladies and Gentlemen, yesterday was an opportunity to vote on property tax relief. Today we have another opportunity to vote on property tax relief. The Bills may be a little bit different. This exempts Home Rule units of government. But if you say you're for property tax relief, if you say you want to stand

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with taxpayers and offer them some semblance of hope that tax bills... real estate tax bills don't ever increase if you say you want to be with them, here's your opportunity. I strongly recommend a 'yes' vote. Thank you, Mr. Speaker."

Speaker Turner: "Chair recognizes Representative Wehrli."

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

Speaker Turner: "He indicates that he will."

Wehrli: "Representative, yesterday you ran a very similar Bill, and you said this exempts Home Rule. Now, it's my understanding that the city of Chicago is a Home Rule community. Is that correct?"

Franks: "Yes."

Wehrli: "So City of Chicago that has the largest property wealth of any community could raise taxes without going to referendum under this piece of legislation?"

Franks: "I'm sorry could you... I'm sorry."

Wehrli: "The City of Chicago that has the largest EAV of any community in the state, under this piece of legislation could raise property taxes without going to a referendum of the voters, correct?"

Franks: "Well, right now, everybody can, because they automatically get it. I... I tried to include Chicago yesterday, but I think some... some people didn't like that."

Wehrli: "Compared to yesterday, yesterday's legislation they would have had to gone to referendum."

Franks: "Correct."

Wehrli: "This one does not require a referendum."

Franks: "Exactly."

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Wehrli: "That is a worthy change in my opinion. Yesterday I was opposed to this. Today I'll be voting in support of your Bill."

Franks: "It's a new day."

Speaker Turner: "Representative Franks to close."

Franks: "Thank you very much. I really appreciate the debate on this yesterday, and I didn't want to do it again. But folks, this is something that's really important to... to everyone in this state. It is the biggest issue facing our local taxpayers. Let's... let's help them out. Let's change the... let's change the dialogue. We have an opportunity here to make a very, very large change for all of our taxpayers. Please vote 'aye'."

Speaker Turner: "The question is, 'Shall House Bill 696 pass?' All in favor vote 'aye'; all opposed vote 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On a count of 71 voting 'yes', 31 voting 'no', 5 voting 'present', House Bill 696, having received the Constitutional Majority, is hereby declared passed. House Bill 6125, Representative Greg Harris. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 6125, a Bill for an Act concerning liquor. Third Reading of this House Bill."

Speaker Turner: "Representative Harris."

Harris, G.: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is a series of exemptions for... from the hundred foot limit that is in the Illinois Liquor Code, some of which are in my district and then there are several others in other Members' districts. This is the sort of omnibus Bill on this

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topic, which we consider on a regular basis. I know of no local objection from the communities of the elected officials. I would be happy to answer any questions."

Speaker Turner: "Seeing no debate, the question is, 'Shall House Bill 6125 pass?' All in favor vote 'aye'; all opposed vote 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Members, please record yourselves. Have all voted who wish? Mr. Clerk, please take the record. On a count of 60 voting 'yes', 46 voting 'no', 3 voting 'present', House Bill 6125, having received the Constitutional Majority, is hereby declared passed. House Bill 4351, Representative Greg Harris. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4351, a Bill for an Act concerning public aid. Third Reading of this House Bill."

Speaker Turner: "Representative Harris."

Harris, G.: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is a piece of legislation that deals with the Community Care Program and the Human Service Program, which are the two main programs that the State of Illinois uses to keep senior citizens and persons with disabilities at home... in their own homes and living in the community and make sure they have an opportunity to stay in the community versus being put in nursing homes or other institutionalized settings. The first part of this is what has been referred to as the DON score Bill, which we have debated several times here on this floor in previous discussion. And which is now the public policy of the State of Illinois thanks to the Governor withdrawing his waiver request with federal CMS. The new addition to this Bill is a protection for the minimum service

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level for senior citizens. It would protect 40 thousand senior citizens at their current rate of services for home care workers, homemakers, emer... emergency home monitoring. And would say that changes to the program, for these 40 thousand seniors, should not be done by rule, but instead should be brought because it is such a major program for seniors in the State of Illinois and such a major budget impact for those of us, who are budget makers in the General Assembly, that all... all changes should be brought to the Legislature so that we may vote on them, rather than them going through the rulemaking process. I'd be happy to answer any questions."

Speaker Turner: "On that, the Chair recognizes Leader Bellock."

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

Speaker Turner: "He indicates that we will."

Bellock: "Thank you very much. Representative, we've had a lot of discussion over this Bill over the last several months. So I just wanted to go over a few of the things so that everybody and the rest of Assembly knows the difference. Well, let's talk about the DON score first. So the DON score will remain at 29. Is that correct?"

Harris, G.: "Yes. And we heard in testimony in committee the other day that, finally, the state is very... getting very close to implementing the universal assessment tool when people would trans... transfer their eligibility determinations over to that new effort which I think all of us believe has been a long time coming and well worth waiting for."

Bellock: "Well, I agree with you on that, and that's why I have a concern over this Bill because I think that the new tool

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that we are going to use is... First of all, I just want to make this statement that the rest of the country is all looking into long-term care rebalancing. And when we've had some discussions over this, we have seen that in the State of Illinois we have not been good at the long-term care rebalancing. We see that we're the second highest in keeping people in nursing homes. So our main objective, I think on both sides of the aisle, is to have people be able to stay in their homes, or in assisted living, or whatever, but to keep them out of nursing homes. So in this Bill, I think you have something in here that says still only... everybody will still be included. They will be grandfathered in, except for one percent."

Harris, G.: "For..."

Bellock: "Is that correct?"

Harris, G.: "For those people living in the community, yes."

Bellock: "Right. But why would we do that now, when we are right on the verge of having this new tool? I don't see the reasoning in that, why we wouldn't wait 'til afterwards when we see how... when we move along with the new tool."

Harris, G.: "Representative, you know, I think it's very important. We're dealing with a very fragile, frail population. We're talking about tens of thousands of seniors and to let them know that, you know, those who are living in the community will be allowed to stay living in the community. I think as we get data in, as if... and I think this is a big if. We did hear testimony that the transition to the new universal attesement... assessment tool may begin this summer. I would say, let us begin to see the data of how that is

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changing evaluations and then we can always come back, and this is what this Bill does, is by then it should be up to the General Assembly to change eligibility and service requirements to serve people in the community the best, move them out of institutions, and you know, bring new technologies and new economies into the system."

Bellock: "I still think that a lot of people feel that, rather than doing a Bill like this right now, it would be better to wait for that new tool to come out with that respect to this. Did you speak to the other part of this Bill, or should I speak to the other part of the Bill right now?"

Harris, G.: "I talked about pretty much the whole thing."

Bellock: "Okay. So I just wanted to ask you again about... I know that there were concerns, and this is why you're doing the Bill, but I want to voice my opinion on tho... the difference between the CCP and what will be now the CRP. So the CCP will be people that are on Medicaid."

Harris, G.: "CCP... right now there is no CRP Program that I guess is there... there may or may not be rules filed in the coming days regarding CRP, but right now it is single CCP Program."

Bellock: "Okay. Is..."

Harris, G.: "And there's Medicaid eligible. And I think the idea in the proposed CRP Program would be to treat those who are slightly better off with a different set of... of programs and services and those who are Medicaid eligible."

Bellock: "The... the CRP Program will be non-Medicaid people, so everybody understands that."

Harris, G.: "That's correct."

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Bellock: "But in the... in the explanation of the two programs, according to the Department of Aging, they have reassured us that the core mission of the CCP Program, which, you know, is emergency care, adult day care and home care, will be included in both of those programs."

Harris, G.: "Well, I think that we... we all should be very careful in waiting to see the details. 'Cause the devil in any program, as... as we know, especially when it's large and complicated as this, is in the details. And I think we should, you know, as a Body, you know, carefully review what the proposed changes are, how that would impact the senior population, how it would act to reduce our costs. And you know, bring in potentially new and better services. But we should do it with care and thoughtfulness. And this should be a decision of the General Assembly."

Bellock: "Thank you very much, Representative. And to the Bill. I just would like to have everybody understand what the concerns are about this Bill, even though I know the intentions of Representative Harris are always good when it's anything to do with seniors or anything to do with human services. Our concern about this is we are moving forward with long-term care rebalancing. And in the State of Illinois, CCP is one of the best programs that we do. Our main mission is to keep people out of nursing homes, to keep them in their homes or assisted living, and to have the best quality of life that they can. But what we have seen now is 105 percent increase in the CCP Program. So this is the administration looking towards the future, with not only the 105 percent increase over the last several years, but the huge increase

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of the senior population. So we see that there is going to be a need much bigger than this in the future, and that is why the administration has set forth, and the Department of Aging, this new program to separate CCP from CRP. The Department of Aging has assured us that the core missions that they present will be done. Yes, they will be done differently. The CRP will be monitored by the triple A, is what they call the areas on aging. But we have been assured working together, moving forward that that program will address the needs of seniors. In this Bill, this will prevent that from moving forward. This will keep the CCP Program the way it is. The Governor did take back his issue on the DON score. He kept it at 29. That has been already addressed by the Governor. And I would respectfully ask you to vote 'no' on this Bill. Thank you."

Speaker Turner: "Chair recognizes Representative Demmer."

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

Speaker Turner: "The Sponsor will yield."

Demmer: "Representative Harris, as... as Leader Bellock mentioned, this is a Bill, at least parts of it, we've talked about several times before. And I think one of the reasons that it's so important is because first, because of the breadth of services that are provided to the people across the state, but also because of the cost and... and how that's factored into many of our budget negotiations over the last couple of years. And so one of the questions I have for you is, given that the House of Representatives and the Senate together are charged with making appropriations and the Executive Branch is charged with carrying out programs within those appropriations, how can we make, put in statute, a promise

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for certain services to be delivered without a... a guarantee that the appropriation will be there to support it?"

Harris, G.: "Representative... you know, I think that we have many programs: we have colleges, we have universities, we have hospitals, you know, of which we appropriate for. It is our job to look all of these. It is our job then to look at Bills that come forth to provide adequate revenue. I think these are all part of a large picture and a larger whole. And we need to look at each one individually. In this case, we are looking at maintaining right now the status quo for 43 thousand seniors and 29 thousand folks with disabilities and people with supportive housing, until we've had a thorough vetting through the committee process and both chambers deciding about changes to a, you know, hugely important program."

Demmer: "I'm glad you brought up how this is just one of a whole host of items that we have to try to address in the budget-making process. And that's precisely the reason that I ask this question today because we have to understand that we have many obligations to fulfill; many different obligations in human services, in... in education, in public safety, in so many areas. And... and today we're looking to put into statute a promise that certain funding will be there, without respect to all those other areas we have to work through. So one of the things that when we talk about how we can manage this from a... from a financial perspective, there are a couple of ways we could attack that. We... we could look at things like eligibility, things like the service cost maximums, things like the types of services that are provided. Yet, in... in

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each case, when one of those ideas has been floated, there has been a rush to put into statute existing levels. Do you have any flexibility in... in changing the program to try to better address the needs of the community?"

Harris, G.: "I certainly have some thoughts on things that I've heard that seem very good to me, some that do not seem so good to me. I think, you know, and we... we may hear different testimony today in our Appropriation Committee. I just think that, you know, we... we should take a slow, deliberate approach, maintain the program as it is where we know the cost, and then the General Assembly, both Houses, the House and the Senate, should work with the department to establish guidelines for this, one of our most important programs for a very frail population."

Demmer: "And one of the ways the General Assembly works with the departments to establish rules is through the Joint Committee on Administrative Rules, of which you're a member. And again, which fits into that logic that says the General Assembly creates a program and provides an appropriation for that. And then the Executive Branch is charged with carrying that out. We have input. We have insight through the J... JCAR process and not through putting in state statute every level of eligibility. The... the second thing I want to talk about is, and this has been mentioned several times before, but the state's very close to making a transition to a new evaluation tool the universal assessment tool, instead of the DON score tool. Which I think both of us are in agreement is... is a positive step. As we get the new information from the universal assessment tool, wouldn't it be in our best interest

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and in the best interest of the people of Illinois for us to have flexibility to better meet the needs that the new assessment tool shows us?"

Harris, G.: "I think what we need to do is protect those who are the most frail and vulnerable from inadvertent consequences of actions which turn out not to be as good as we thought they were..."

Demmer: "Oh, I'm talking about the positive..."

Harris, G.: "...without trying them out first."

Demmer: "...actions that could come of that. We're having a..."

Harris, G.: "There... there are positive..."

Demmer: "...we have a better assessment tool that would provide us better information and about what people need. We need to have the ability to respond to that. Otherwise, the tool is... is just like our last tool."

Harris, G.: "Representative, and... I... I think you and I are saying the same thing just different sides of the coin. We should respond. I'm just saying we should do it in a deliberate, thoughtful way. We should not put the cart before the horse. Let's implement the UAT. Let's see how the results mirror the results of the DON score, whether they go up or down, as far as eligibility goes, and then adjust our program accordingly. I think that's a, you know, using a data driv... driven approach, it makes a lot of sense."

Demmer: "Thank you, Representative. And to the Bill. I think this is an opportunity for us. We've seen on this very issue, the ability for the General Assembly and the Governor's Office to work together in compromise. We understand things are changing in this program: the information that we're

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collecting, the services that we hope to provide. That's changing. We shouldn't hamstring our ability to provide better services in a more targeted and direct way to the people in the State of Illinois, by putting into statute the old program that we're moving away from. We need to have that kind of flexibility here. We've demonstrated this in an area where the Legislature and the Executive Branch can work together and can find compromises. We shouldn't flee from that process when there's so much promise to be had. Thank you."

Speaker Riley: "Representative Riley in the Chair. Chair recognizes Representative David Harris."

Harris, D.: "Thank you, Mr. Speaker. Question of the Sponsor?"

Speaker Riley: "Sponsor will yield."

Harris, D.: "Representative, I'd like to... to focus in on the CCP and the CRP difference. What you're doing on CCP, the Community Care Program, as I understand it and read the... read the Bill, in essence, you are putting into statute that program so that no changes can be made. Is that correct?"

Harris, G.: "We are putting into statute service cost maximums as effect on January 1, 2016. And then we are saying that we would like to see in statute form the complete program design of any changes so that, you know, all of us may evaluate it. We may hear from our senior service agencies, our area agencies from the aging, CCUs in all the, you know, dif... different regions of Illinois how they believe that would work and whether it would improve or possibly be to the detriment of lives of seniors."

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Harris, D.: "So in... but in essence then... or so in essence then, you are... you're tying the hands of the Executive to make changes or... or have any flexibility regarding the CCP?"

Harris, G.: "I would say that we're maintaining the status quo, and we're exercising, you know, our right as Legislators to make decisions about one of the larger and most important programs the state has."

Harris, D.: "And it is a large program; and it is a very important program. The Governor has suggested some modifications. Is that correct? And... and he's calling that the CRP program, the Community Reinvestment Program."

Harris, G.: "We... and we've all seen outlines and different presentations of the, you know, details, I guess, that are forthcoming in the next couple days. And then we... we'll know more what the, you know, details impli... implications might be."

Harris, D.: "But could... could the Executive department... could they implement CRP if this becomes law... if this Bill become law?"

Harris, G.: "They would need to, you know, put it in Bill form. They would need to come back to the General Assembly, and then each of us would have to vote our districts and decide how this would best help or harm seniors."

Harris, D.: "So they have to move a Bill through the Legislature in order to make changes, which... which conceivably would be... would be beneficial, which would be helpful. But they have to go through that whole legislative process if they want to make changes."

Harris, G.: "Yes."

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Harris, D.: "Okay. Is there... is there any income limitation to the CCP, Community Care Program?"

Harris, G.: "There is not a... not... not for the non-Medicaid eligible. And this is an area where I think we... we may find areas of agreement to be sure that we are serving those most in need and not providing services to those who would have other ways and means to get to those services. So I think as we... as I've discussed with the department and the Governor's Office, and I think there's some, you know, real area to, you know, come to agreement in that... in that area in particular."

Harris, D.: "So... but... but in effect though, if maybe we have some agreement here that... that, since there is no income limitation on those folks who participate in CCP, that individuals who might be able to take advantage of some services and perhaps provide those on their own, we're now saying no. Can't do that because the state is absolutely locked in to... to doing that. Is that correct?"

Harris, G.: "Are you saying, you know, we may... in the status quo that some people could be having a... a larger incomes, and you or I might choose? Yeah. The answer would be yes."

Harris, D.: "And... and that's part of my concern is that the program I think without doubt is one of the most important that we have. However, there are reasonable modifications that... that I think the Executive ought to be able to take. And we are taking that authority away from the Executive. The executive is charged with running the Executive departments of the state, certainly in conjunction with the General Assembly, but through the... through the rulemaking process and through the normal process of directing his or her directors

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to do what needs to be done. This Bill... and to the Bill, Ladies and Gentlemen, this Bill ties the hands of the Executive. You know, I used to work for someone who would say... had a great... great saying. And he said the closest thing to eternity here on Earth is a government program once it got started. It never stops. And that's what we're doing here. We're trying to reign in a very expensive program. And CCP is a very expensive program. And the Governor is suggesting through his modifications to... in CRP is suggesting some changes that maybe will help us as a Legislature reduce the cost of the program. And no one, no one in the program will lose access to services that are currently available under CCP. So this is a... a straightjacket on the department and on the Executive. And I urge a 'no' vote."

Speaker Riley: "Representative Greg Harris to close."

Harris, G.: "Thank you, Ladies and Gentlemen. I don't really see this as a straightjacket on the administration. I think of it as putting our arms around our seniors, and people with disabilities, and those in supportive housing and letting them know that their Representatives are looking out for them and protecting their ability to stay in the community and get services in their homes. I would ask for an 'aye' vote."

Speaker Riley: "The question is, 'Shall House Bill 4351 pass?' All those in favor vote 'aye'; all those opposed vote 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Please record yourselves, Members. Mr. Clerk, take the record. On this question, with 68 voting 'yea', 40 voting 'nay', 2 voting 'present', House Bill 4351, having received the Constitutional Majority, is

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hereby declared passed. House Bill 335, Representative Hoffman. Mr. Clerk, read the Bill. Mr. Clerk, put this Bill back to Second Reading for Floor Amendments."

Clerk Bolin: "House Bill 335, a Bill for an Act concerning gaming. The Bill was read for a second time previously. No Committee Amendments. Floor Amendments 1, 2, and 4 have been approved for consideration. Floor Amendment #1 is offered by Representative Hoffman."

Speaker Riley: "Representative Hoffman on Floor Amendment #1."

Hoffman: "Yes. Floor Amendment #1 is... is not really going to ultimately be the Bill. The Bill would be Floor Amendments #2 and #4."

Speaker Riley: "Do you wish to withdraw from Floor Amendment #1?"

Hoffman: "Yes."

Speaker Riley: "Floor Amendment... Floor Amendment #1 is then withdrawn. Mr. Clerk."

Clerk Bolin: "Floor Amendment #2 is offered by Representative Hoffman."

Speaker Riley: "Representative Hoffman on Floor Amendment #2."

Hoffman: "Floor Amendment #2 is... has to deal with extending the sunset for what's called advanced deposit wagering. It would extend the sunset from December 31, 2018 to Febru... excuse me, from February 1, 2017, would extend the sunset to December 31, 2018."

Speaker Riley: "The Chair recognizes Representative Sandack."

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

Speaker Riley: "He indicates he will."

Sandack: "Thank you. Jay, my... my analysis has some opponents still on this Bill. Is... is that been cleared up?"

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Hoffman: "All of the members of the industry are now in support."

Sandack: "All right. So you know of no opponents?"

Hoffman: "I know of, I guess, some people who may be against gaming..."

Sandack: "Oh, okay."

Hoffman: "...or horseracing. But..."

Sandack: "Pardon me. Are there any industry..."

Hoffman: "...I know of no opponents in the industry."

Sandack: "...opponents."

Hoffman: "No. There are none. They're all supportive."

Sandack: "Thank you."

Speaker Riley: "Representative Hoffman moves that Floor Amendment #2 be adopted. All those in favor say 'aye'; all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #2 is adopted. Mr. Clerk."

Clerk Bolin: "Floor Amendment #4 is offered by Representative Hoffman."

Speaker Riley: "Representative Hoffman on Floor Amendment #4."

Hoffman: "Floor Amendment #4 simply removes the name of the association of the members serving on the Illinois Standard Breeders Fund Advisory Board. There was a name of an association that no longer exists. This does not change the composition of the advisory board, rather it replaces official names with general... generic descriptions."

Speaker Riley: "Representative Hoffman moves do adopt Floor Amendment #4 to House Bill 335. All those in favor state by saying 'aye'; all those opposed 'nay.' In the opinion of the Chair, the 'ayes' have it. And Floor Amendment #4 to House Bill 335 is hereby adopted. Mr. Clerk."

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

Speaker Riley: "Third Reading. House Bill 5711, Representative Sosnowski. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 5711, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Riley: "Representative Sosnowski."

Sosnowski: "Thank you, Mr. Speaker. This Bill has to do with municipal utility water providers. This would set a statute of limitations, similar to what the Illinois Commerce Commission regulates with public utilities... this would set it at 24 months for a utility, a municipality to go back and ask for repayment on something that was the fault of the municipality. We've had several instances where municipalities have gone back as much as 10 years and back-billed customers. So it's a great customer protection Bill. I will note, perhaps in some of the Democratic analysis, the Attorney General has raised some concerns with some of the language. They're... they're fine with the underlying Bill. I've committed to them. I'm more than happy on fine-tuning that language as we move into the Senate. I don't think there's any major obstruction to this. Again, they're... they're fine with the underlying intent of the Bill. And I'd ask for a 'yes' vote. Thank you."

Speaker Riley: "The Chair recognizes Representative Jack Franks."

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

Speaker Riley: "He indicates he will."

Franks: "Will this just apply to water and sewer?"

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Sosnowski: "Yes. This will only apply to water and sewer. And it does not apply to private utilities, since they're under the ICC already."

Franks: "Yeah, but how is this Bill different for a statute of limitations, for instance, compared to those that are regulated by the ICC?"

Sosnowski: "Currently under the ICC, it's anywhere from 12 to 24 months. Some utilities they can only back bill as much as 12 months. Right now there is not limit at all on municipal water providers."

Franks: "Then... so I think this makes perfect sense. I was just trying to make sure that we were sticking with the same time frames as those other regulated industries 'cause I think it's less confusing and probably fairer. So that's one thing. I... I've had some issues where there's been improper billing where people have used the wrong meters, and may... it's been a... a nightmare for... for the consumer to try to get that figured out. And I presume you may have the same type of issues here as well. So I think this idea to have a limit for the time will certainly protect the consumers. I think it's something long overdue. And I appreciate you bringing this forward."

Sosnowski: "Thank you very much."

Speaker Riley: "Representative Sosnowski to close."

Sosnowski: "I'd ask for an 'aye' vote."

Speaker Riley: "The question is, 'Shall House Bill 5711 pass?' All those in favor vote 'aye'; all those opposed vote 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record."

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On this question, with 111 voting 'yea', 0 voting 'nay', 0 voting 'present', House Bill 5711, having received the Constitutional Majority, is hereby declared passed. House Bill 6093, Representative Sosnowski. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 6093, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Speaker Riley: "Representative Sosnowski."

Sosnowski: "Thank you very much, Mr. Speaker. This Bill is in response to the Fixing America's Surface Transportation Act, also known as the FAST Act. This was debated and voted on in Congress in December of last year and signed shortly thereafter by the President. This will basically bring us into compliance with the different... different provisions at the federal level. The United States Department of Transportation has issued guidance to the states as of this past February regarding truck size and weight limitations. In addition, this legislation impacts interstate weight limits and state compliance with national bridge inspection standards. It's important that we move forward on the... the approval of this and bring us into compliance with the Federal Government. If not, we risk losing federal funding on... on many projects and proposals. And it could be in excess of a penalty of over \$80 million. I would encourage the Body to support this and bring us into compliance. I'm available for any questions. Thank you."

Speaker Riley: "The Chair recognizes Representative Kay."

Kay: "Mr. Speaker, due to a conflict... potential conflict of interest, I will not be voting on this Bill."

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Speaker Riley: "Thank you for that information. There being no further debate, the question is, 'Shall House Bill 6093 pass?' All those in favor vote 'aye'; all those opposed vote 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Members, record yourselves. Mr. Clerk, take the record. On this question, with 111 voting 'yea', 0 voting 'nay', 0 voting 'present', House Bill 6093, having received the Constitutional Majority, is hereby declared passed. House Bill 5912. House Bill 5912, Representative Moeller. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 5912, a Bill for an Act concerning transportation. Third Reading of this House Bill."

Speaker Riley: "Representative Moeller."

Moeller: "Thank you, Speaker, Members of the House. House Bill 5912 makes a very slight change to the Illinois Vehicle Code. In that, it clarifies, once and for all, that cyclists have the same rights and responsibilities as vehicles under our statutes. We had a situation near my district last summer, a tragic situation wherein a cyclist was killed by a motorist who had disobeyed a stop sign. And when the... when the issue went to court, the judge ruled that the motorist was not in violation, because cyclists do not have the same right-of-way privileges as vehicles. We feel that this is a misinterpretation of the statute. And a way to address that is to call out the provision in the Illinois Vehicle Code that cyclists have the same right-of-way privileges as vehicles. There is... we worked with the State Police, the Department of Transportation on the language. And this final

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Bill is agreed to and there is no opposition. I would be happy to answer any questions."

Speaker Riley: "The Chair recognizes Representative Sandack."

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

Speaker Riley: "She indicates she will."

Sandack: "Representative, one question. The bicyclists have the same privileges. They also have the same obligations of the rules of the road. Isn't that correct?"

Moeller: "That is correct. And this would not change that."

Sandack: "Thank you."

Speaker Riley: "Representative Moeller to close."

Moeller: "Re... respectfully request an 'aye' vote. And thank you very much."

Speaker Riley: "The question is, 'Shall House Bill 5912 pass?' All those in favor vote 'aye'; all those opposed vote... vote 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Record yourselves. Mr. Clerk, take the record. On this question, with 111 voting 'yea', 0 voting 'nay', 0 voting 'present'. House Bill 5912, having received the Constitutional Majority, is hereby declared passed. House Bill 5602, Representative Unes. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 5602, a Bill for an Act concerning regulation. Third Reading of this House Bill."

Speaker Riley: "Representative Unes."

Unes: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 5602 is a trailer Bill that we passed a... a few years ago or to a trailer Bill that we passed a few years ago. It deals with the informal dispute resolution. Currently

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under current law, IDPH has 30 days to respond in writing to an informal dispute Resolution. Under this piece of legislation that 30 days would turn into 60 days for them to give a... a receipt in writing. And if that doesn't happen, the disputed violation shall still be cited, but the penalty shall not be imposed. This is agreed upon legislation. There are no opponents. And I ask for an 'aye' vote."

Speaker Riley: "There being no debate, the question is, 'Shall House Bill 5602 pass?' All in favor vote 'aye'' all opposed vote 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, with 91 voting 'yea', 18 voting 'nay', 1 voting 'present', House Bill 5602, having received the Constitutional Majority, is hereby declared passed. House Bill 4362. House Bill 4362, Representative Unes. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 4362, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Riley: "Representative Unes."

Unes: "Thank you very much, Mr. Speaker, and Ladies and Gentlemen of the House. House Bill 4362, this proposed legislation, comes after a decision that I think all of us in this chamber are familiar with that ISBE made late last year that abandon the very successful and well-established history that our state had of using the ACT as the test of choice for college assessment. They changed it and entered into a contract with SAT. I heard from virtually every... many districts from... or many school districts in my legislative district, who were very much opposed to that. And this legislation would correct

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that by having ISBE enter into a contract with each. This is a great opportunity for those that believe in... for school choice. This gives our schools a chance to make a decision for how they feel is in the best decision for their students. I'm happy to answer any questions. And I ask for an 'aye' vote."

Speaker Riley: "The Chair recognizes Representative Will Davis."

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

Speaker Riley: "He indicates he will."

Davis, W.: "Representative, in your opening remarks, you indicated that ISBE just... it made it sound like they made an arbitrary choice. So this was a contract to an obligation. And correct if I'm wrong, but the previous contract ended the RFP for the new vendor was led appropriately. And based on the vetting process, SAT happened to be the winner of the contract. Is that correct?"

Unes: "That's correct."

Davis, W.: "I'm sorry. Was that correct?"

Unes: "That's correct."

Davis, W.: "Okay. I just... I just want to be clear about that. Sometimes we struggle with characterizations down here and you know, I wouldn't want the State Board of Education to be characterized as though they did something inappropriate with regard to th... this contract. Now, when you and I talked about this, you mentioned that the concern was is that for years leading up to this schools, probably in your district as well as many others, the young people had been... essentially been prepping on the ACT, correct?"

Unes: "Correct."

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Davis, W.: "And so this would obviously change the manner in which they've been prepping, because we're talking about two different tests, probably different types of questions, different types of processes. And I'm making an assumption with regard to that, 'cause I can reflect back to when I was in high school. I took the ACT; I never took the SAT. So your students, in particular, have been prepping for the ACT exam. And we're concerned about this change that it may throw off that preparation, correct?"

Unes: "Well, Representative, I would say that to your point, yes, that's part of it. You've got parents that have been prepping their kids maybe since junior high. You've got schools that have been prepping their kids for a long time to prep for the ACT. Not to mention the fact, Representative, in... in the State of Illinois, while our higher education, colleges, and universities accept the SAT, their preferred mechanism is the ACT."

Davis, W.: "So really the challenge with what you're suggesting though is that the fact that in previous iterations of the contract, the state paid for one ACT exam, correct?"

Unes: "That's correct."

Davis, W.: "So now that we've switched, and the state is now going to pay for an SAT exam, but your concern is that your students are not necessarily prepared to take the AC exam... SAT exam."

Unes: "Well, and what I'm suggesting is that the... it would still be that paying for one exam. It would just give the schools the option of what's in the best interest for their kids. And if the school district decides that that's the SAT, then they can do that. But if the school district decides that it's the

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ACT, this Bill would allow the schools to ha... be empowered to do what's in the best interest for their... for their children."

Davis, W.: "Oh, no. I understand what you're attempting to do with the choice aspect of it, but again, I think the challenge that you're having with the way things are currently is that your students that have been preparing to take the ACT will now have to take the SAT and are not necessarily prepared to take the SAT, correct?"

Unes: "Again, I think that's part of it, Representative. I mean, when you... when you have, you know, like parents that I have talked to that have been prepping their students for that long period of time. So that's part of it. I... I don't know what... what the problem would be in... in school choice. This is something that this Body talks about all the time. We hear constantly about the... how... how terrible all the mandates we're putting on our schools are. This is the opposite of that. This is empowering the schools to... to make the decision that they feel is in the best interest of their kids."

Davis, W.: "Okay. Well, I didn't file any fiscal notes on your Bill. So if we're concerned about what that choice may do, are there any costs associated with what you're suggesting?"

Unes: "Well, Representative, that's a very good question. And the honest answer is there... there might be, but there might not be. We don't know for... for certain before those contracts are... are negotiated. If, you know, if the ACT entered into the same contract arrangement that this... ISBE does with the SAT, then no, there would not be a fiscal impact."

Davis, W.: "Well, I mean, there's no fiscal impact based on the contract that we enter into. And there's probably some

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incentives built into that current contract. But I'm... I'm concerned that we can't just arbitrarily offer both tests, which means that we will have to enter into another contract with the ACT exam. And I'm just simply asking, are there costs associated with that?"

Unes: "Again, the way I just answered, there... there could be. But you know, there... there could... there may... if there are, it could be very minimal or there may not be."

Davis, W.: "Okay. So you're..."

Unes: "Because there's still going to only be one test offered, Representative."

Davis, W.: "Well, I just said we just may have to enter into a contract with another company. The same way we've entered into a contract with SAT to provide a service. And there's a cost associated with that contract. Just simply asking there will probably be a cost associated. Because again, we can't just arbitrarily..."

Unes: "Yeah."

Davis, W.: "...offer the test. Or for that matter, your school district could essentially off... enter into a contract with ACT, but that would cost them some money, correct?"

Unes: "Well, it could be less, Representative. If, I mean, if the second contract is cheaper and more schools go with the second option, we... we don't know because we don't know how the schools are going to, you know, make their decision also. So that... that's... it's a very difficult question to answer..."

Davis, W.: "Well..."

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Unes: "...because we simply don't know how the schools are going to choose to do what's in the best interest of... of their children."

Davis, W.: "Well, I mean, in the interest of, you know, an issue like this that may cost, and these are kind of based on suggestions that folks from your side of the aisle have suggested when this side of the aisle proposes things that cost about looking at... into it. Again, I can appreciate the idea of having the choice for students, but if it's a matter of determining what that cost may be, because you want the State Board of Education to then subsequently enter into a contract with the other testing company, then maybe you give this a... an opportunity to vet itself out first, and then bring something like this back, based on those results, the following year. And then we can make a decision whether we should have two testing companies versus just one."

Unes: "Representative, I have many school districts in my legislative district. Many of them are very poor districts and they're not going to take the SAT exam. And someone suggested to me, well, that they don't have to; they can still take the ACT. But that's a big, fiscal impact to our families, Representative. And there's a lot of poor children and families that I represent, and I'm looking out for them, Representative, because this is a... this is a feature the state has always provided. It is a feature that has worked. It's a long-established tradition. And so to your argument of... of fairness, essentially, you're making to... for, on behalf of the SAT, which I understand that argument you're making. I would suggest to you, what about fairness to our parents?"

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What about fairness to our teachers? What about fairness to our school districts? And most importantly, what about the fairness to our schoolkids, that those rules are being changed in the middle of the game on them?"

Davis, W.: "Well, again, that... that kind of reflects to the arbitrariness that you suggested this happen. If the contract ran out and RFP was out, both companies apply, the other was chosen. You say that's not fair, then... then you're challenging the process by which it came about. And... and unless you know something I don't know, that process was a fair process to make the decision about who should administer this test."

Unes: "Let me just reply to that, Representative, by saying that the language presented in this Bill is ISBE's language."

Davis, W.: "Okay. So if you're now saying that... are you saying that it was or was not fair? That was essentially my question just based on what you're suggesting. And I... and correct me if I'm wrong, the state board is opposed to this, correct?"

Unes: "Correct. They are opposed..."

Davis, W.: "Okay."

Unes: "...to this..."

Davis, W.: "All right."

Unes: "...Representative."

Davis, W.: "And... and it... and it can be their language, because they want you to have appropriate language, but it still seems like if they're opposed to this, I was just asking the question when you talked about fairness..."

Unes: "Yeah."

Davis, W.: "...that it sounds like you implied that there was wrong with that process. Now, you..."

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Unes: "No. When I talk about fairness, I'm talking about fairness to our school districts, and fairness to our children, and to our teachers, and to our parents that know what's in the best interest of their kids. This has nothing to do with the SAT. I have nothing against the SAT. And if school districts decide that that's the route they want to take, they can. Nothing in this Bill prevents them from doing that, Representative. But I want to empower our schools to do what's in the best interest of their children."

Davis, W.: "So you want the... the one test that the state pays for that if your students want to take the ACT exam that the state cover the cost of the AC... ACT exam, correct?"

Unes: "If that's what the district feels is in the best interest of their kids, absolutely."

Davis, W.: "Okay. Now, what if the cost to administer that to the state are astronomical? So it doesn't matter what it costs the state; you just want that exam to be administered?"

Unes: "That... that's not what I said, Representative. That's' not what I said at all."

Davis, W.: "Okay."

Unes: "And I would think, as a matter of fairness that you suggest, that ISBE hopefully is able to negotiate a fair contract and possibly get one that even matches what they agreed to with the SAT. Maybe, Representative, it's even cheaper. And then in that case, if more school districts decide to go with the ACT, that would be a... a fiscal benefit on behalf of the state."

Davis, W.: "So what you would be suggesting is that the State Board of Education go back and poll every school district to

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determine which test that they would take. Because, to your point, how would we know how many districts will want to administer the ACT versus the SAT? I... I don't know how we know that on the front end. So if you're going to try to figure out how much it would cost, you need to know how many districts would want to administer one versus the other to help better determine what that cost is, correct?"

Unes: "It would be up to the school district."

Davis, W.: "Well, I know it would be up to the school district. But if you're suggesting that give them a choice, if we don't know how many schools would choose the ACT, then how do you... how can you determine what those costs will be, if you don't know that? So, again, I'm not..."

Unes: "Representative..."

Davis, W.: "...suggesting that..."

Unes: "...just... just..."

Davis, W.: "...what you're suggesting is..."

Unes: "...as you don't know either. I mean, we... we don't know that, Representative. Unfortunately, there was a determination made to... to go a different direction than the long-standing, tradition that we have in the state. And because of that, we simply don't know."

Davis, W.: "Okay. Well, let me... let me just very quickly try to come to a close here. So at the very least, we know that there are equivalency tables that determine that if a student decides to take the SAT that the universities know what that equivalency is relative to their admissions requirements, correct?"

Unes: "I'll... I'll take your word on it."

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Davis, W.: "Okay. Well, I... I... not trying to make up anything, but generally, they do. So if the student does take the SAT that shouldn't hinder or administ... or hinder or... or hold up their admission into college, because the universities have... they know what those scores represent based on various tables."

Unes: "Except, Representative, I think you're like me, that we want to keep our most precious asset, our high school graduating seniors, in the State of Illinois. And every higher education college or university in the State of Illinois, their preferred choice is the ACT. There are a lot of reasons already why our young kids are leaving the state and going to college across state borders. I think this is the worst time, the worst time, to give them any other reason why they would leave our state and go to a college somewhere else. I want school choice, Representative, and I hope you can join me on that."

Davis, W.: "Well, again, not that I'm opposed, but I mean, if we're taking like a leap of faith relative the cost associated with this, just sayings like something we should take a step back and examine before we put ourselves in a position where we're... it might cost us more money to have both tests versus one. That's why I suggested maybe an opportunity to examine that first, and then come back in the future. Once we know exactly what that impact will be, I'm certain that the State Board of Education will work with you on making that determination before we pass a Bill that puts us possibly in a financial situation that deepens where we are now."

Unes: "And that..."

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Davis, W.: "We are already struggling to finish FY16, uncertainty about FY17, and that's just the reality of where we are. This could add to some of the ongoing challenges that we have. So, again, not that I'm opposed to giving students choice, but I think it's a process that we have to walk into versus just mandating it right now. That's all."

Unes: "And I... I..."

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

Unes: "...appreciate that."

Davis, W.: "Thank you."

Unes: "And I would just say, and I would just add that that examination should have come sooner from ISBE. That examination should have come from ISBE on what that would do to our school districts and what their preference is. So it's unfortunate that that... that examination did not come earlier on."

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

Speaker Riley: "Members, it's been a very robust debate up until now. There are many people that want to speak, so we would hope that we can get through all of you in a reasonable period of time. The Chair recognizes Representative Willis."

Willis: "Mr. Speaker, will the Sponsor yield?"

Speaker Riley: "He indicates he will."

Willis: "Mr. Unes, earlier in committee, one of the big... main points that I brought up, and many of them were brought up by my colleague, so I won't rehash that. There are currently, am I correct, only two college board exams that can be done?"

Unes: "Correct."

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Willis: "Okay. So we have pretty much a monopoly between the two of them; it's either ACT or SAT. So with that in mind, how can we expect to be given a... a group bid price that will cut down on the cost, if they're guaranteed that they're going to get a contract?"

Unes: "Representative, I... I understand your concern. Okay? I really do. And as I told the last speaker, it's very difficult to determine what that would be. There is a way, though, that this could actually save..."

Willis: "Right."

Unes: "...the state money."

Willis: "But if we're guaran... if I'm guaranteed the contract... one of the things that SAT did was to... to earn the points was they certainly kept up to all the academic standards, but then they stated since they were going to be the sole provider for the state, they gave us a discount on their normal price."

Unes: "Right."

Willis: "Correct?"

Unes: "And... and I understand, Representative, that you, like the previous speaker, are concerned about the fairness with the SAT. I get that. I'm concerned about the fairness with our school districts, and our teachers, and our kids."

Willis: "I... I'm not actually not worried about which is better, the ACT or the SAT, I think both are... are equitable in that. I'm more concerned on the bidding process on how do we make sure, especially right now when we're under such fiscal constraints, how do we makes sure that we're looking... we're looking at every nickel and dime that we can save. And we have absolutely no incentive, under your plan, to save money

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because they're guaranteed a contract no matter what they come into..."

Unes: "Well, there's..."

Willis: "...because there's nobody else out there to go against them, correct?"

Unes: "There is a long... standing established relationship with the ACT already. The state has done business with the ACC... ACT for many, many years."

Willis: "Because..."

Unes: "There is..."

Willis: "...they won the contract..."

Unes: "...there is..."

Willis: "...before."

Unes: "...an established, working relationship, Representative."

Willis: "And you feel because of this established, working relationship, they're going to come and underbid? If this is... they're in it for money just like anybody else is. I mean, the SAT is not going to do it for free nor should the ACT's providers do it for free. So, if they're the only two bidders, and they're both guaranteed, I cannot see how we're going to save any money. I... I sympathize with your... your thought and what you're saying... To the Bill. I understand that it's very difficult to have change. But when we went through the correct RFP process and SAT came through remarkably higher rated than the ACT on this RFP, that doesn't state that one test is better than the other. But I do believe that we have to look at the financial impact that this is going to do. There is a lot of unknowns on what this is going to cost the state. Students still always have the option of taking both tests,

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if they're willing to pay for one of them out on their own. And I think that's what we need to look at. If we are not really... there's no incentive to save money. There is no incentive to have a competitive bid, if they're both guaranteed to get it. I would urge a 'no' on this because, at this point, I really do not think this is our financial best interest. Thank you very much."

Speaker Riley: "The Chair recognizes Representative Cloonen."

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

Speaker Riley: "He indicates he will."

Cloonen: "Yes. I have a couple quick questions. Representative Unes, right now, SAT has a signed contract with the State of Illinois. Is that correct?"

Unes: "I... I don't think it's signed, Representative."

Cloonen: "It's pending?"

Unes: "I think that's one of the reasons ISBE's opposed."

Cloonen: "I'm sorry. Okay. So... Okay, so the contract is still... still pending. My concern is that if there's a pending contract and that this would set a precedent that someone who has a pending contract, it could just be changed. Is that correct?"

Unes: "Representative, as I have stated previously, I understand that concern that you and the previous speakers have brought forward. And it comes down to a matter of fairness. But we have had a longstanding tradition in the state. And so many of you have said why would we change the rules in the middle of the game? I would say to you the rules were already changed in the middle of the game when you have students, and parents, and teachers, and school districts that have been prepping

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all along for this test and then all of a sudden the rules changed, and that test is not going to apply to them. That's about fairness, also, Representative, and this is about school choice. Let's, for once, give our schools a win. Let's, for once, tell our schools that we trust you to make what... the decision that's in the best interest of their kids."

Cloonen: "Yeah. My concern isn't so much SAT, ACT. My concern is that we have a pending, signed contract with a contractor. And I know that there are many contractors in this room. My concern is that this is a bad business Bill. If we set a precedent where we do not honor our contracts or our pending contract, then what is that saying to anyone who wants to business in the State of Illinois? We're struggling right now to bring business to Illinois. I want to show contractors or vendors or anyone who wants to come to the State of Illinois that Illinois is a good place. That when we sign a contract or we have a pending contract we honor our word. And I believe that in Illinois we should still have a signature on a contract as the word. And that's my concern. Thank you."

Speaker Riley: "The Chair recognizes Representative Crespo."

Crespo: "Thank you, Speaker. To the Bill. First, I want to congratulate the Representative 'cause I know he's been work... working very, very hard on this. And he came before my... my Education Committee, and we did help him pass the Bill. But I just want to share with the... the House some of the comments that I received from the State Board of Education. One, I think this has been stated earlier, that in the State of Illinois we've only supported one college entrance exam for decades. So, fundamentally, this changes that. And that what

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Representative Unes is trying to do is to instead of just supporting one, we'll support two. ISBE's also concerned that if two... the only two companies that provide these tests are guaranteed a contract, there... there's really no incentive for them to be competitive with their price. Plus, we lose the economy of scales as well. The SAT was selected through an RFP process. And a discourse significantly higher than the ACT. According to ISBE, this contract will result in \$1.3 million savings over three years. It also, according to ISBE, SAT gives students free, personalized practice online, which the ACT does not. But most importantly, it gives free college application fee waivers for low-income students, which the ACT does not. In terms of this year whether students take the ACT or the SAT, it really doesn't matter, because the state is not going to pay for that. Many school districts have already decided that they're going to pick up the tab, if they can, or the parents or the students are having to pay for either one of them. So if some students have been preparing for the ACT, they can take the ACT this year. The state really doesn't have much to say because they're not paying for it. So, again, I just want to make sure that I share with you what ISBE is saying. Two more point: in terms of the contract, according to ISBE, SAT was awarded the contract. They can't sign the contract yet 'cause there's no money there, but that... that's their intention. So, again, I just want to make sure we're sure of that. I'm... I'm unfortunately vote 'no'. But I want to congratulate the Representative, 'cause I know he's been working very hard on this Bill. Thank you."

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Speaker Riley: "The Chair recognizes Representative Ives."

Ives: "Mr. Speaker, to the Bill. Here's what's happening actually in a lot of school districts. They are deciding on their own to actually pay for the ACT. And it's coming out of their individual budget because they recognize that in three years, it's quite possible, that the SAT is no longer available. And what they've done then by en... ensuring that they... they do the ACT every year, even though the state's wanting to pay for an SAT, what they do is they actually then have continuity in testing and in results. And they can see how their students are moving. This constant moving back and forth between tests, including the PARCC and other items, actually is not beneficial for the long-term trend data that we need to know when people are moving. So people in my area, people around the state, school districts are going to pay the additional cost to still have an ACT. Now, when you talk to superintendents, not only do they think that they should have a choice in whether or not to give their kids the ACT or the SAT, they also really think that they should have a choice as far it goes with PARCC and other testing. And that's where we need to move. We need to move to a list of tests that the school districts that we find, that ISBE finds, that all of us find are certifiable, good testing mechanisms, and then let our individual school districts decide what... which tests they're going to use. We have constantly moved the tests that we use. And we are losing all sorts of long-term trend data that would be really important to determine how we're doing in terms of the education outcomes of our students. So I... I support this Bill. Thank you."

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Speaker Riley: "Representative Unes to close."

Unes: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, I appreciate the robust debate. Just to clarify a couple things, first, that were said. Nothing in this Bill would remove the SAT or take away that contract. And I know that there was a lot of debate on not being able to know what the fiscal impact is. And I would suggest to those of you, how do you decide what the fiscal impact is when our kids leave the state? What's that fiscal impact going to be? Our students, our high school graduates are leaving the State of Illinois at an alarming rate. We are #2 in the nation, #2 in the nation of mass exodus of our high school seniors leaving the State of Illinois. Let's put a fiscal impact on that. Again, Mr. Speaker, this is about fairness for our parents, for our teachers, for our school districts, and most importantly, for our kids. This Bill is all about school choice. If you're for school choice, please vote 'yes'."

Speaker Riley: "The question is, 'Shall House Bill 4362 pass?' All in favor vote 'aye'; all opposed vote 'nay'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, with 73 voting 'yea', 36 voting 'nay', 0 voting 'present', House Bill 4362, having received the Constitutional Majority, is hereby declared passed. Leader Lang in the Chair."

Speaker Lang: "Mr. Ford is recognized."

Ford: "Thank you, Speaker. A point of personal privilege, please."

Speaker Lang: "Please proceed."

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Ford: "Members of the House, I would like to bring to the attention. We all know that today is Illinois Environmental Council Lobby Day 2016, but Representative Lilly and myself, we both have some very special guests from Oak Park here. I would ask you to give them a great, big round of applause and Springfield welcome. It's the Oak Park Climate Change Group, and they're located right at the top there. Thank you for coming down, Davenport and Burdner and all the others."

Speaker Lang: "House Bill 5580, Representative Wallace. Representative Wallace. Out of the record. House Bill 5530, Representative Williams. Representative Williams. Out of the record. House Bill 6020, Mr. Yingling. Please read the Bill. You need to move this Bill back to the Sec... Order of Second. Mr. Clerk, please do so and read the Bill."

Clerk Bolin: "House Bill 6020, a Bill for an Act concerning government. The Bill was read for a second time previously. No Committee Amendments. Floor Amendment #1 is offered by Representative Yingling."

Speaker Lang: "Mr. Yingling."

Yingling: "Floor Amendment #1 narrows the focus of the original Bill and eliminates the OMA part of the original language."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 1052, Mr. Yingling. Please read the Bill."

Clerk Bolin: "House Bill 1052, a Bill for an Act concerning transportation. Third Reading of this House Bill."

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Speaker Lang: "Mr. Yingling."

Yingling: "Thank you. 1052 is a local initiative in my district that I've worked on for the past couple years with the Transportation Committee. What it would do is it would provide for the transfer of a road system to a public domain. I think that this is a really good example of what we can accomplish by working through the committee process. We had an enormous amount of great input. I want to thank Representative Fortner for a lot of his great suggestions on how to make the Bill better. I know Representative Moffitt also had a lot of great ideas. So I would kindly ask for an 'aye' vote."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. There are 112 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, Rules Report."

Clerk Bolin: "Committee Reports. Representative Currie, Chairperson from the Committee on Rules reports the following committee action taken on April 21, 2016: recommends be adopted Floor Amendment #2 to Senate Bill 2059."

Speaker Lang: "House Bill 6167, Representative Sente. Representative Sente. Out of the record. House Bill 6013, Representative Cassidy. Out of the record. House Bill 5472, Representative Gordon-Booth, on the Order of Second Reading. Please read the Bill."

Clerk Bolin: "House Bill 5472, a Bill for an Act concerning civil law. The Bill was read for a second time on a previous day."

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Amendment #1 was adopted in committee. No Floor Amendments.
No Motions are filed."

Speaker Lang: "Third Reading. House Bill 6130, Representative Hurley. Out of the record. House Bill 4528, Representative McAsey. Out of the record. House Bill 5703, Mr. Phelps. Please read the Bill."

Clerk Bolin: "House Bill 5703, a Bill for an Act concerning local government. The Bill was read for a second time previously. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 5580, Representative Wallace. Out of the record. House Bill 5530, Representative Williams. Please read the Bill."

Clerk Bolin: "House Bill 5530, a Bill for an Act concerning finance. Third Reading of this House Bill."

Speaker Lang: "Representative Williams."

Williams: "Thank you, Mr. Speaker. This Bill simply addresses the contracting with public entities including schools and others and provides that you cannot prohibit the donation of food... leftover food. And the reason this is necessary is because some schools and other entities were believed that they were precluded from making such donations due to some contractual... contractual requirements, when in fact they are not. This just clarifies the law and says they are able to make donations."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 112 voting 'yes', 0 voting 'no'. And this

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Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 887, Representative Williams. Out of the record. House Bill 5729, Representative Kelly Burke. Please read the Bill."

Clerk Bolin: "House Bill 5729, a Bill for an Act concerning education. The Bill was read for a second time on a previous day. Amendment... Floor Amendment #1 has been adopted. Floor Amendment #2 is offered by Representative Kelly Burke."

Speaker Lang: "Representative Burke."

Burke, K.: "Floor Amendment 2 is... corrects a... a misspelling. Very technical Amendment. I move for its adoption."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 5566, Mr. Sims. Please read the Bill."

Clerk Bolin: "House Bill 5566, a Bill for an Act concerning education. The Bill was read for a second time previously. No Committee Amendments. Floor Amendment #1 is offered by Representative Sims."

Speaker Lang: "Mr. Sims."

Sims: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Floor Amendment #1 simply updates the P-2 Council to allow for the council to discuss issues of college affordability for students in Illinois. I'd ask for its favorable adoption and favorable passage."

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Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 5572, Mr. Sims. Please read the Bill."

Clerk Bolin: "House Bill 5572, a Bill for an Act concerning State Government. The Bill was read for a second time previously. Amendments 1 and 2 have been adopted. Floor Amendment #3 is offered by Representative Sims."

Speaker Lang: "Mr. Sims."

Sims: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Floor Amendment #3 adds the director of the Department of Juvenile Justice to the task force. This was a request made by the administration. And we wanted to... to accommodate that request. And I know of... and I'd like for its favorable adoption."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 5628, Representative Williams. Out of the record. House Bill 4323, Mr. Zalewski. Mr. Clerk, please read the Bill."

Clerk Bolin: "House Bill 4323, a Bill for an Act concerning fantasy contests. The Bill was read for a second time on a previous day. Amendment #1 was adopted in committee. Floor Amendment #2 is offered by Representative Zalewski."

Speaker Lang: "Mr. Zalewski."

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Zalewski: "Mr. Speaker, I wish to adopt Floor Amendment #2. The Amendment is technical in nature. It changes some threshold amounts with respect to the smaller operators. And then I'd like to hold the Bill for a future Amendment, if that's possible, Mr. Speaker."

Speaker Lang: "We can certainly hold the Bill on Second after your Amendment is adopted. Those in favor of the Amendment 'yes'; opposed say 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 57... excuse me, Mr. Clerk. I just said we hold it on Second, and I misspoke. So hold that Bill on the Order of Second Reading. House Bill 5729, Representative Kelly Burke. Kelly Burke. Please read the Bill."

Clerk Bolin: "House Bill 5729, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Lang: "Representative Burke."

Burke, K.: "Thank you, Mr. Speaker. 5729 is an effort of folks who are involved with the P20 council. And it's a career and workforce readiness Bill. And it does... or excuse me, post... Postsecondary and Workforce Readiness Bill. It does two things. It looks to address the reduction in the number of students who are..."

Speaker Lang: "Representative, sorry to interrupt. I think you have another Amendment, correct?"

Burke, K.: "I thought we just did. I thought we just adopted the second Amendment."

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Speaker Lang: "All right. We'll have to take this out of the record, and we'll get back to you."

Burke, K.: "Oh, sure."

Speaker Lang: "Thank you. House Bill 6098, Mr. Demmer. Please read the Bill. Out of the record. House Bill 6167, Representative Sente. Representative Sente. Out of the record. House Bill 4257, on the Order of Second Reading, Representative Kifowit. Representative Kifowit. Representative Kifowit. Please read the Bill."

Clerk Bolin: "House Bill 4257, a Bill for an Act concerning State Government. The Bill was read for a second time previously. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. House Bill 4999, Mr. Guzzardi. On the Order of Second reading, please read the Bill."

Clerk Bolin: "House Bill 4999, a Bill for an Act concerning employment. The Bill was read for a second time previously. Amendment #1 was adopted in committee. Floor Amendment #2 is offered by Representative Guzzardi."

Speaker Lang: "Mr. Guzzardi."

Guzzardi: "Thank you, Mr... thank you, Mr. Speaker. Floor Amendment #2 is a small page and line Amendment that came to us from the Illinois Chamber of Commerce. It removes their opposition."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

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Speaker Lang: "Third Reading. House Bill 6298, Representative Tabares. Please read the Bill."

Clerk Bolin: "House Bill 6298, a Bill for an Act concerning public employee benefits. No Committee Amendments. A Motion's been filed to table Floor Amendment #1."

Speaker Lang: "So, Mr. Clerk, let me make sure I understand the status of this Bill. There's a Motion to table an Amendment, but the Amendment's not on the Bill? So the Motion is moot. The Sponsor wishes to move the Bill to Third Reading? Out of the record. House Bill 746, Mr. Verschoore. Please read the Bill."

Clerk Bolin: "House Bill 746, a Bill for an Act concerning local government. Third Reading of this House Bill."

Speaker Lang: "Mr. Verschoore."

Verschoore: "Thank you, Mr. Speaker, Members of the House. This is a local initiative by the Rock Island County Board. And what it does is it amends the Downstate Forest Preserve Act that provides for a nonpartisan elected board of commissioners for the Rock Island County Niabi Zoo. Currently, there are 25 members on the Rock Island County bird... Board that serve as board commissioners. This would reduce that number down to 7 commissioners. And they would be elected, rather than being the... just the county board with a chairman. And they would have staggered terms. The election would not take place until the 2018 even year election. And the reason for that is so they could be apportioned districts, and we need time for the... for the county clerk to draw up those districts. It's a nonpaying position. They would be,

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like I said, non... nonpartisan. They could hold no other elected position. And I'd be happy to answer any questions."

Speaker Lang: "Mr. Sandack."

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

Speaker Lang: "Sponsor yields."

Sandack: "Representative, I apologize. I didn't get a chance to talk to you about this. So I'm looking at some notes on your Bill. And while I have no philosophical problem with it whatsoever, we passed out of the last General Assembly... or this General Assembly HB228, which was signed into law by the Governor prohibits any new, local units of government, including the division of existing units of... of government."

Verschoore: "This does not create another unit of government. It's already in place. But rather than the county board being the commissioners, this would be elected. And it's a non... nonpaying position."

Sandack: "Well... hold on. It... it's basically right now county board officers do two things: they serve in their county board..."

Verschoore: "Right."

Sandack: "...capacity and they also serve as forest preserve district..."

Verschoore: "Right."

Sandack: "...officers, right?"

Verschoore: "Right."

Sandack: "And now, you want to separate them from the county board and have an elected board of forest preserve. That's a new unit of government."

Verschoore: "See, they're not creating anything. It's already a freestanding board in itself."

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Sandack: "How is it a freestanding board if it's consistent... if it's made up of county board members? And... and, Pat, I'm happy to talk offline, if you want to pull it from the record and chat a little bit. But I don't know how this isn't a new unit of government. It's going to have an independent taxing ability, right?"

Verschoore: "It already does."

Sandack: "It does in its capacity as... as a county board. Now, it's going to be a... a forest preserve district and will be able to issue bonds and/or tax."

Verschoore: "The tax would be... there's no change in the taxing authority. It'd still be taxed like it is now. The only thing is... is rather than have the county board, it's the separating... in our... in our county right now, they're doing some major changes. They've... they've voted to, after the next census, they voted to do away with insurance. They've... to... they've done away with participating in the MIRF pensions and everything. This is just another step they wanted to do to try to clean up government... or county government."

Sandack: "Well, I... I certainly understand the appreciation. Here are... here are my notes on this. I'll speak to the Bill, Mr. Speaker. I'm... I'm still hoping the Gentleman will pull it out of the record, so we can address it, but my notes are pretty clear. Public Act 99-0353, which was House Bill 228, the Sponsor is on the floor, was passed and signed into law in 2015. That law provides the General Assembly shall not enact any law creating any new unit of local government, including, but not limited to, the division of existing units of local government. That's what this is. This is a division of a... of

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a local unit of government. Nothing in this Bill stops the Rock Island County from reducing its tax levy, which is important. It'll have the same tax can levy. And then we'll have a new unit of government that levy. I don't know what else to call it. This... it looks like a duck, walks like a duck, I suspect it is a duck. At this point, without... if the Gentleman's not going to withdraw it, I... I suggest a 'no' vote is required by law. Thank you, Mr. Speaker."

Speaker Lang: "Mr. Smiddy."

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

Speaker Lang: "Sponsor yields."

Smiddy: "To the Bill. I actually agree with Mr. Sandack that this is going create another layer of government here in Rock Island County. And currently, this forest preserve oversees Illiniwek, Loud Thunder, Dorrance, Martin, Indian Bluff, and Niabi Zoo. Four of the six of those areas are within my local District 71 not in 72. And at this time, I'm unable to support this legislation. And I would also ask for a 'no' vote."

Speaker Lang: "Mr. Franks. Yes, the Sponsor yields."

Franks: "Thank you. I wrote the law that Mr. Sandack talked about. But I think... but I want to... I got to ask some questions here because I'm... I want to make sure I understand. Right now, Pat the... there is a forest preserve district right now, correct?"

Verschoore: "Right."

Franks: "And they already have their separate line item that they're levying taxes for?"

Verschoore: "Correct."

Franks: "How long have they been around?"

Verschoore: "Seventy-five years."

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Franks: "Been around 75 years. So what you're trying to do is to have this taxing body, that's currently run by the county board, to be run by an independent group of 7 individuals that would be directly elected?"

Verschoore: "Correct."

Franks: "Okay. And that's... and that's because the county wanted to change how the structure of their government was."

Verschoore: "Right."

Franks: "Do they believe there'd be more accountability if they did that directly?"

Verschoore: "More accountability, more transparency."

Franks: "Would there be any additional cost to taxpayers?"

Verschoore: "No."

Franks: "Okay. And I saw in the analysis that AFSCME was opposed. Did your House Amendment #2, which has been adopted, does that take away their..."

Verschoore: "No. We were... we were going to have another Amendment to that, but through some negotiations with AFSCME, we're going to take care... if this passes out of the House, we're going to address that situation in... in the Senate. But when I had a meeting with the... the zoo director... or not the zoo director, the person that's over the zoo and the... and the chairman of the zoo commission now, yhey... that question was talked about. Representative Smiddy missed that meeting along with two others. And that situation there's no... no change in the collective bargaining. And there will be doing away with that."

Franks: "So describe this forest preserve district for me. You... you mentioned a zoo."

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Verschoore: "Yes."

Franks: "They... they... they have a zoo?"

Verschoore: "We have a zoo, Niabi Zoo, and it covers... and it's available to everyone in Rock Island County. And with this, we're just, like I said, we're going to divide it into 7 apportioned districts so there's equal representation as far as these commissioners, who are going to be in charge of looking out for the... for the zoo."

Franks: "Are there any other assets that the forest preserve district currently has besides the zoo or is that the only asset?"

Verschoore: "Well, there's a, as the former Representative mentioned, there's three or four other forest preserves, and then the zoo, and then... I think that's it."

Franks: "Okay. I think that what Mr. Sandack's question he has on, I think it has some validity. I'm not sure. I'd like to get a parliamentary opinion on this. I don't know if you'd be willing to take it out of the record."

Verschoore: "Yeah. If we... if you want to get a... if you and Mr... Mr. Sandack and you and I get together, and we'll get a... we'll get an answer on that. And then we'll bring it back."

Franks: "I appreciate that because I... I understand what you're trying to do. And I'm always for direct representation, especially with people that are dealing with our tax dollars. And let's... let's the three of us put our heads together and see if we can work it out."

Verschoore: "Okay."

Franks: "All right. Thank you."

Verschoore: "Thank you."

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Speaker Lang: "The Bill will be removed from the record, Mr. Clerk. House Bill 3408, Representative Kifowit. Please read the Bill."

Clerk Bolin: "House Bill 3408, a Bill for an Act concerning public employee benefits. Third Reading of this House Bill."

Speaker Lang: "Representative Kifowit."

Kifowit: "Thank you, Mr. Speaker, Members of the House. This Bill is a continuation of bringing accountability to public bodies, in which it removes the perks of compensations that's going to be counted toward pensionable items. It removes club memberships. It also removes any sort of like allowance in there, as well. So this is another initiative that is bringing more accountability to our systems."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Please take the record. There are 112 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 854, Representative Reaves-Harris. Please read the Bill."

Clerk Bolin: "House Bill 854, a Bill for an Act concerning regulation. Third Reading of this House Bill."

Speaker Lang: "Representative Reaves-Harris."

Reaves-Harris: "Thank you, Mr. Speaker. House Bill 854 requires the Department of Health Care... Heath and Family Services to issue an annual Freestanding Emergency Centers license to a facility located in Cook County with consideration given to underserved communities, especially those that have recently lost access to emergency care. Only one such license will be

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issued. Sacred Heart Hospital closed approximately three years ago to... due to fraud and mismanagement. Currently, there is not dis... no hospital in the 10th District. HB854 amends the current statute by allowing an FEC, or a Freestanding Emergency Center, in a municipality with a population of one million or more. Fa... facility must meet the following. Facility must have filed a letter of intent to establish an FEC by January 21, 2017, has received a Certificate of Need from the Health Facilities and Services Review... Review Board, complies with all other current FEC requirements under the law. The FEC must have a transfer agreement with at least one acute care hospital within in 30 minutes to travel from the FEC. The medical director of the FEC must have full admitting privileges at the hospital under the transfer agreement, which must assume all follow-up care responsible for any transfer patient. The FEC must participate with an F... a HSF approved local EMS system. This language has already passed both the House and the Senate last year under SB 788; however, was place on a Motion to reconsider. I will answer any questions and ask for an 'aye' vote."

Speaker Lang: "Mr. Sandack."

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

Speaker Lang: "Sponsor yields."

Sandack: "Representative, we've got... a couple chances to talk about your Bill. And it's an important Bill but it's not without some level of opposition and controversy. I'm looking at the list of opponents, and it's pretty varied. You have the Hospital Association. You have the Association of Safety Net Hospitals. You have Blue Cross Blue Shield. There's a

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variety of other opponents. Have you talked with the opponents about what the... if there's any way to reconcile, what seems to be some pretty strong opposition?"

Reaves-Harris: "I have. We have gage... engaged with all of the opponents to this opposition for over a year. I recently reached out to one of the surrounding safety net hospital and asked for a meeting, so that we could sit down and have a conversation to see if we can work out some type of agreement. Because the legislation, or the proposed legislation, requires that the FEC partner with a hospital within a 30-mile radius. And so we engaged with all of the hospitals within a 5-mile radius of this proposed location to try to engage to see if there was something that can be done. Because although there is fought... 9 of 10 hospitals approximately within the 9-mile radius. Again, I want to emphasize. This does not allow them to automatically get the Certificate of Need. They will..."

Sandack: "Oh, I understand that. And... and so yours would be authorizing legislation that would permit Sacred Heart or whoever the new owner is to appeal before the board in order to qualify for an FEC license, correct?"

Reaves-Harris: "Correct. And I just want to make it clear. They are not the same Sacred Heart owners."

Sandack: "Correct."

Reaves-Harris: "Yes."

Sandack: "And I apologize for using that."

Reaves-Harris: "That's..."

Sandack: "There's some..."

Reaves-Harris: "...okay."

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Sandack: "...obviously, there's some controversy with that. It... it's a group of physicians, I understand, that own... that the facility, the former Sacred Heart, correct?"

Reaves-Harris: "Correct. They are a group of physicians that do run medical schools. They purchased this site, once the Sacred Heart Hospital closed because of mismanagement and Medicaid fraud. They purchased the site..."

Sandack: "Does your... does your proponent... does the... the owners of this potential freestanding emergency room, do they have a partner within 30 miles, a hospital that they will partner with?"

Reaves-Harris: "They currently do not have one, but that is also part of the requirement of the legislation. If..."

Sandack: "So they would need to in order to even apply?"

Reaves-Harris: "Yes. Before... well, be... befor... in order for them to be issued a license to operate, they would have to have that partnership agreement in place. If they do not get that partnership agreement, they will not get a license to operate."

Sandack: "And... and remind me, I... I thought I heard you say 9. How many hospitals are within a 5-mile radius..."

Reaves-Harris: "There are..."

Sandack: "...from the affected..."

Reaves-Harris: "...currently..."

Sandack: "...area?"

Reaves-Harris: "...there are currently 10 hospitals within a 5-mile radius; however, there are still 20... approximately 25 thousand people who currently walk away from those hospitals"

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not receiving any emergency care on an annual basis. So, again..."

Sandack: "Well..."

Reaves-Harris: "...this facil..."

Sandack: "...wait a minute. They're... they're getting emergency care. They're just getting emergency care elsewhere."

Reaves-Harris: "Well, but we don't know that. Unfortunately, there's... well, we don't know that they're getting emergency care elsewhere. The fact remains what we do know is that there are 25 thousand people currently walking away from these 10 hospitals not receiving any emergency care."

Sandack: "All right. Thank you for answering the questions, Representative. To... to the Bill. I would just recommend, folks, look at their analysis very carefully because there's a strong level of oppo... of opposition to this. And given the proximity of 10 hospitals within in a 5-mile radius, maybe... just maybe what we saw with the former owner is the market actually working a little bit. Although the circumstance about the closure of the former Sacred Heart Hospital had much controversy and some very unsavory things occur, I do think that there's more than adequate evidence of alternative health care and emergency care given the amount of hospitals in very close proximity. Thank you, Mr. Speaker."

Speaker Lang: "Representative McDermed."

McDermed: "Thank you. I rise proudly in support of this Bill. I've been with the Sponsor since the beginning on this Bill. I think I've explained the history of why, but I'll do it again. I spent 30 years as an antitrust compliance lawyer. And when I see big business bullying other businesses, I have

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an instinctive reaction to fight that bullying. Number one, the waits in all these hospitals surrounding the proposed center are extreme. Many people leave because they can't finish waiting to get to the top of the line. There isn't any question or any denial on behalf of the so-called safety net hospitals that their waits are intolerable and their level of service is insufficient. So why they are coming here to bully the Sponsor's proposed Freestanding Emergency Center, I'm sure I don't know since they're not meeting the needs of the... of the community at the current time. There's nothing in this Bill that circumvents the current Certificate of Need process in the State of Illinois. This process is onerous enough and burdensome enough for anyone. Instead of just relying on that process created to meet their needs made according to their demands, they insist on coming here and bullying the Sponsor and the new Freestanding Emergency Center by adding additional requirements, asking us to do their dirty work for them. It's offensive. For those reasons, I think we should all support the new Freestanding Emergency Center. This is a type of care that is bringing the future into Chicago. I'm not sure why Chicago shouldn't have the very best, latest ideas about how to deliver emergency care and why we have to go with the long wait times and old emergency-type of standards from the past. Let's have a vote for the future. Let's not act as bullies. Let's support this Bill."

Speaker Lang: "Representative Bellock."

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

Speaker Lang: "Sponsor yields."

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Bellock: "Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Bellock: "Yeah. Oh, thank you. I just wanted to ask a few questions. I know we went over this yesterday. I still have some concerns about it because I was trying to go over what the rules are about an FEC and a Freestanding Emergency Center. And so, on our analysis it says that it must be wholly owned or controlled by... by a... an Associate or a Resource Hospital. I don't think that this FEC has that. Do they at this time?"

Reaves-Harris: "No. But there is a requirement that in order for them to get their license to operate, they would have a... have to have a partnership agreement with a hospital that is located within 30 minutes of travel from the FEC. The medical director of the FEC must have full admitting privileges at the hospital under the transfer... under the transfer agreement, which must also... assume all follow-up care responsible for the transferred patient. So, though... although they don't have to be wholly owned by a hospital, they are required to have that agreement in place, so that they would, in essence, work as though they are working under the... under the hospital that they make that agreement with."

Bellock: "Thank you. But I guess I'm just saying that I think that they probably should follow the process first before they would try to become an FEC to become affiliated with a hospital. I don't know who the Chicag... I think it's mentioned here. Is it Chicago Metropolitan Hospital?"

Reaves-Harris: "Correct."

Bellock: "I'm not familiar with that."

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Reaves-Harris: "Correct. Correct."

Bellock: "Are they working with them? Is that..."

Reaves-Harris: "I... I'm sorry. I don't understand your question, Representative. When you say are they working with whom?"

Bellock: "Chicago Metropolitan Hospital. I'm... I don't know... "

Reaves-Harris: "They are. Well, and actually... and I just want to be clear because they... the Chicago Metropolitan Hospital was the original name that they has assumed, because originally they intended to open up a full hospital. However, because Illinois is considered overbedded, they were advised by the Illinois Department of Public Health that they probably would not qualify for a license. So they will not be operating under the name of Chicago Metropolitan Hospital. This is going to be... the proposed idea is a Freestanding Emergency Center. And as far as them having that agreement in place, again, this legislation would only allow them to go in front of the Health Facilities Licensing Board to show that there is a need in the community. Representative, the previous Representative shows that there, you know, the marketplace dictated that the old hospital went under. Well, I would beg to differ. It dictated that the nature of the health care that was being provided at that facility went under. They have a totally new concept on providing health care to my community would that... would cut the wait times down. Not only form the 10 surrounding hospitals, but in Chicago... Chicagoland era... Chicagoland area overall. Right now, in Chicago the average wait time in ER range from 6 to 10 hours, 6 to 10 hours you have to have wait when you go to an ER in the City of Chicago. In addition, 600 additional... 600 thousand additional

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individuals were afforded insurance under the ACA. Now, we're not encouraging... they are not going to be encouraging people to visit this facility as an ER. They intend to have an entire wraparound service with primary care service. So if someone does visit the facility that is not in need of emergency care, they will direct them to that facility to discourage them from using this facility as an emergency room basis. But the fact to say that we don't need this, without giving them an opportunity to go in front of the very board that was created to make that determination, I think is doing a... a disservice to my community."

Bellock: "Is the Hospital Association still adamantly opposed?"

Reaves-Harris: "Yes, they are."

Bellock: "Okay."

Reaves-Harris: "Because their members are opposed, they are... In my opinion, I mean, you really would have to ask them why they're opposed. But from my position, I believe they're opposed because they just don't want the competition. And the reality is, they're... everyone is proposing this doomsday scenario. And the reality is, this is, this is a very new way of providing quality health care to the community and that is what they're too. And I would imagine that everything that's new and innovative sometimes get pushed back, but again, that is what the Health Care Facilities License Board was created for. If there is no need in the community, they won't get the license. If there's a need in the community, then doesn't my community have a right to have those needs fulfilled, by the person who's willing to come to one of poorest communities on

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the west side of Chicago, add quality health care as well as resources, much needed resources, to this community."

Bellock: "Thank you."

Reaves-Harris: "And jobs, by the way."

Bellock: "Thank you very much, Representative. And I know you're very passionate about this, and I know it's your district. I know there are a lot of good points and well-intentioned. But on my analysis it said the Hospital Association felt that they had over the amount of beds in that area right now and this would just add to it. And also..."

Reaves-Harris: "They're not going to have any beds."

Bellock: "Pardon me?"

Reaves-Harris: "They're not opening up a full hospital. Again, when they originally went in front of the Illinois Department of Hos... of Healthcare and Human Services, they were told that they probably would not qualify for... to build... They did want to open a full hospital. That site did have 122 beds. But I agree, Illinois is currently overbedded. We understand that. So they moved from that initiative and thought... did what they believed based on a needs assessment, something that they could compromise with to come into the community to still provide quality health care but not add to the overbedding in the ill... in the Chicagoland area. And they would have never gotten the license in the first..."

Bellock: "Thank..."

Reaves-Harris: "...place."

Bellock: "Thank you very much, Representative. My concern is still that the Hospital Association said that there's, and I think Representative Sandack said this, 10 hospitals within 10

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minutes of the proposed site, which is a high level of beds in that area. And I think that, not only is the Hospital Association opposed, the Safety Net Hospital Association is opposed also?"

Reaves-Harris: "Yes, they are opposed. But again..."

Bellock: "Yeah."

Reaves-Harris: "I... I hate to keep coming back to this point because I believe they're opposed because there are a safety net hospitals and they are operated on margin."

Bellock: "Right."

Reaves-Harris: "But they will not be disfil... this group of investors will not be allowed to get a Certificate of Need to operate, unless there is a need currently not being filled in the community. So these safety net hospitals really.. if.. they're really I believe won't be... first of all, these hospitals, the 10 hospitals that are within this five mile radius, Sacred Heart was at that location for almost approximately a hundred years. So they operated simultaneously for almost a hundred years. Now, the reality is... is that if there is no need in the community, they won't be harmed. If there... 'cause they won't get the license. But if there is a need, they won't be taking anything away from those safety net hospitals. They will be just filling the void of the need that was left when that Sacred Heart Hospital closed. Because again, we have on record there are 25 thousand people who walk away annually from receiving emergency services from those 10 hospitals. The average wait time in the City of Chicago in an ER ranges from 7 to 10 hours, and

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within those te... 10 hospitals the average wait time is about an hour."

Bellock: "I'd... I'd just like to address one other issue, a concern, because I know you're very passionate about this. But according to the Hospital Association, they said the former hospital, which I imagine was Sacred Heart, had only three emergency department stations and the second lowest number of emergency patients of the entire surrounding hospitals in that area. Which leads us to believe that there, you know, there is not the need..."

Reaves-Harris: "But they're..."

Bellock: "...as much."

Reaves-Harris: "...not going to be opening... They're not going to be running an emergency room. They're going to be running a Freestanding Emergency Center, which is kind of in-between an emergency room as well as an urgent care center. So, they..."

Bellock: "Oh..."

Reaves-Harris: "...are going to... and again..."

Bellock: "I..."

Reaves-Harris: "And, again, I... I understand. And you're right. I am passionate about this because this is my community. But..."

Bellock: "Yes."

Reaves-Harris: "...I just keep going back to the fact that they will have to go in front of the Health Facilities Planning and Review Board. And based on a needs assessment, make a determination as to whether or not there's a need in community that can be filled. And if they cannot fill that need, or if there is no need, they will not be given a license to operate. Whatever happened to... from no... in all due respect, from your

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side of the aisle, we are supposed to encourage businesses to come to the city to conduct business. That's all they're asking to do is to come into my community, show that that there is a need in the community that they can fill, that's not currently being filled. And if they cannot show that need, they won't be given a license."

Bellock: "Thank you very much, Representative. And I appreciate your passion and interest. And I know that this is in your district, and it's very important to you. I just still have those concerns. And thank you. I appreciate that."

Reaves-Harris: "Thank you."

Speaker Lang: "Ladies and Gentlemen, we still have eight people wishing to speak on this Bill. The Chair recognizes Mr. Yingling."

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

Speaker Lang: "Sponsor yields."

Yingling: "I... I apologize, Representative. I... I missed part of this debate. But I was curious, is this Bill going to cause other hospitals in the area to close or negatively affect the revenues?"

Reaves-Harris: "No. And, in fact, not in my opinion. I think there's a lot of fear mongering that's going on. First, the Sacred Heart Hospital and the surrounding hospitals have operated simultaneously for almost a hundred years. I mean, they had coexisted. Secondly, 600 thousand new people are going to be coming into the health care roll. Unfortunately, these people are having a difficult time finding providers. And they are coming to ER system... ER rooms, which this... in this facility will not encourage because they will have a

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clinic right next door where they will direct individuals who are coming in on a nonemergency basis to discourage that from happening. And third, again, 25 thousand people are walking away from these 10 hospitals within that 5-mile radius on a yearly basis. The wait time in the City of Chicago ranges from... There's some places I've heard, and I don't know this is true, I haven't seen it. A friend of mine told me they were are driving on a hos... on the expressway, and there were signs warning people about how long it... the... the ER wait times are... are certain here... hospitals in the Chicagoland area. So they believe there's a need. And if there's no need, they won't get the license."

Yingling: "Okay. So what happens if the owners don't get a CON then?"

Reaves-Harris: "They don't get the license."

Yingling: "Okay. And I know you talked a little bit about This earlier, but the Illinois Hospital Association is adamantly opposed. I... I just wanted to get a better understanding from you as to where their opposition lies."

Reaves-Harris: "From my understanding, and to be honest, I really don't know. We have tried to engage with the Illinois Hospital Association and their members to try to work out some type of agreement that everybody would be satisfied, because I don't agree with the doomsday scenario that they're proposing. But as some... as the Representative Bellock pointed out, or I'm sorry, one of the previous Representatives, there are safety net hospitals within the 5-mile radius; approximately 10. And they are concerned that this opening up this facility will cause irreparable harm to these facilities, and I just

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disagree. Because they have existed... coexisted for over a hundred years and again, they're changing the model in which they're going to be providing health care. So you can't use the same analogy with the Sacred Heart site, because they're going to be providing health care with a totally different model. And you know, I just don't think that that doomsday scenario will happen because they will have to present to the board an assessment of need. And if there's no need, they won't get the license. If there's a need, shouldn't they have an opportunity to fulfill that need?"

Yingling: "So, Representative, you would say that this is... this facility is... is much needed in your district. Would that be a correct statement?"

Reaves-Harris: "From my perspective, absolutely. But again, they still have to go in front of the... they... they don't have to prove it to me. They have to prove it to the Health Care Facility Planning and Review Board. From my perspective, yes, it's very much needed."

Yingling: "All right. To the Bill. I think that it's important on... that all of us, when we're down here, we obviously were elected to do what's right on behalf of the entire state, but more importantly, we were elected to advocate for the needs of our district and to come down here and fight for facilities and resources that our districts need. And Representative, I know that's exactly what you're doing. I... I know you've been working on this a long time. And I'm, you know, I congratulate you on this. And I... I'm going to vote for this. And one of reasons I'm going to vote for it is because you are the duly elected Representative from your district, and you have

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identified this as being a need for your district. So I'm going to support you on that. And I would encourage everyone else to do the same thing."

Speaker Lang: "We still have seven speakers. I would suggest Members exercise discretion. Mr. Sullivan is recognized."

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

Speaker Lang: "Sponsor yields."

Sullivan: "Representative, there's a few issues that I'd like to go over."

Reaves-Harris: "Sure."

Sullivan: "The first one being, I think what we're seeing opposition is this part of your Bill. And it's in Section (a-16). It says, and I quote from the Bill... as soon as I find out where I was again. Okay. Any FEC located in a municipality with a population in excess of a million... a million inhabitants shall not be required to be wholly owned or controlled by an Associate Hospital or Resource Hospital. Would that be the intent or the reason why the Hospital Association is opposed? Because tech... right now under law all FECs must be affiliated somehow or owned with an existing hospital in the area. And under yours, you're changing how we do these FECs by saying that... that you do not need to be affiliated with a hospital."

Reaves-Harris: "That..."

Sullivan: "Do you think that's the intent?"

Reaves-Harris: "I think... you may be reading the wrong Section. If you can just refer to (a-16) under the... obviously, you're an attorney, so you know the underlined section. And one the specific requirements is that it complies with all of the

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requirements and that it has to be... shall not be required to be wholly owned by a hospital; all patients needing... but if you go further down, it does say that you do have to have an affiliate agreement with the hospital in order for there to be allowed to operate."

Sullivan: "Well, and what that means is you must refer these patients that cannot be serviced at this FEC to a hospital in the area."

Reaves-Harris: "No."

Sullivan: "But you're changing the..."

Reaves-Harris: "No."

Sullivan: "...underlying law by saying that you don't have to have an affiliation going into the process by which they choose whether..."

Reaves-Harris: "Well..."

Sullivan: "...you can..."

Reaves-Harris: "No."

Sullivan: "...or cannot do this."

Reaves-Harris: "I... I think your understanding is incorrect. From my understanding, before they are bein... will be allowed to operate, they are going to have to have in place an agreement with an acute care hospital. Where the doctor that... the director that runs this FEC has full admitting privileges at that hospital. And in fact, the doctor is required to follow up with any patient that's transferred to the... this acute care hospital. And has to refer... and... and has to report that information on an annual basis. That's basically... I mean, you're right that we're changing the requirement that it does not have to be wholly owned by a hospital, but it does require

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that an agreement has to be in place with an acute care hospital..."

Sullivan: "And... re..."

Reaves-Harris: "...within a 30 minute..."

Sullivan: "...and Representative..."

Reaves-Harris: "...transportation."

Sullivan: "...I... I see that. I mean, I understand. And just so we're specific here, there has to be a transfer agreement and the medical director has to have privileges at a surrounding hospital."

Reaves-Harris: "Correct. Correct."

Sullivan: "And... and... but what I think we're seeing is that is a lesser standard than being fully affiliated with a hospital. And that's some of the problems that people have with your legislation and the IHA has with your legislation."

Reaves-Harris: "Okay."

Sullivan: "I'm just trying to clarify that that's probably what we're seeing in regard to opposition."

Reaves-Harris: "Okay. And, again, the only thing that I can reforward... refer back to is the fact that if that is truly, in fact, a concern, we are more than willing to do any type of an agreement... I mean, I'm, you know..."

Sullivan: "Okay."

Reaves-Harris: "...they still are going to have to go in front of the Health Facilities Planning and Review Board and make a determination as to whether or not the facility that they're proposing is truly unsafe and detrimental to the community. If they make that that's part of the re... requirement of the Planning and Review Board."

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Sullivan: "Certainly."

Reaves-Harris: "...is to make an assessment..."

Sullivan: "Certainly."

Reaves-Harris: "...as what they intend to do at this facility fits within the quality of care that they are..."

Sullivan: "Okay."

Reaves-Harris: "...regulating."

Sullivan: "All right."

Reaves-Harris: "And if it doesn't, they won't get the license."

Sullivan: "On this side, we... we didn't hear Blue Cross Blue Shield. You had started to mention that. Are they opposed? Are they for? And can you expound upon that. Honest to God, I... I couldn't hear you when you talked about it before. And I apologize."

Reaves-Harris: "I did not. I think one of the Representatives from your side. But they have never contacted me, so I'm not sure what their opposition is."

Sullivan: "Okay. Thank you. To the Bill. We've gone through some of the opposition. Blue Cross Blue Shield is opposed. One of the things that the... the Sponsor of the Bill said is that this FEC is going to be somewhere before... between an emergency center, full-blown emergency center, and... and your typical acute care clinics. Blue Cross Blue Shield is obs... is opposed to this because they believe that there's plenty of acute care clinics around that will actually give care at a lower cost. And so by putting this emergency... or this FEC in place, you potentially have the... the problem of adding costs to care as opposed to what's already there. And... and lastly, I just want to bring in the fact that you... you have your Association

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of Safety Net Community Hospitals that are opposed because they're the ones in the area that believe that their care is sufficient to serve the area. And you add one more and potentially you're going to cause problems for them, which we don't want to be causing problems for our acute care centers with... within your Safety Net Community Hospital committee... community. So, for those reasons, I urge a 'no' vote."

Speaker Lang: "Mr. Demmer."

Demmer: "Thank you, Mr. Speaker. I'd like to request a verification on this Bill."

Speaker Lang: "Your request is acknowledged. Mr. Arroyo. Mr. Arroyo."

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

Speaker Lang: "Sponsor yields."

Arroyo: "Representative, what... what kind of services is this standalone clinic going to provide?"

Reaves-Harris: "I'm sorry?"

Arroyo: "What kind of services would this clinic provide?"

Reaves-Harris: "They will address things such as difficulty breathing, head, neck, or back injuries, loss of limb, severe broken bones, dislocated joints, chest pains and pressure, convulsions and seizures, severe pains, especially abdomen plains... pains, allergic reactions, unconsciousness, fevers, severe cuts and/or bleeding, poison situations, severe burns, frequent vomiting, diarrhea, sudden loss of vision, medical con... I think they... I'm sorry I think they spelled that wrong, but I think they meant medi... mental... oh, I'm sorry, mental confusion."

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Arroyo: "Well, Representative, stan... standalone clinics normally don't give that many services. They only pick one or two of the por... portions of medical things that you said that they provide. This is, you know, the Safety Net Hospital is big against this. And I have a couple of safety net hospitals in my district. And... and they're... they're saying that this is almo... this is close to being a... a hospital. And then some of the documents that I have on this... on this Bill, it says that they're the Chicago Metropolitan Hospital. What is the name of the clinic?"

Reaves-Harris: "It is going to be a metroplex Freestanding Emergency Center. What the... the doc... unfortunately, when the phy... physicians, and... and I'll get back to that point, but I want to just address one important issue that a Representative indicated on the other side of aisle. He indicated that this will be... the cost of care will increase with this type of facility. And in fact, that is not true. First of all, a big portion of my district is Medicaid and Medicare recipients. They will still be reimbursed at the same rate as they are in every other facility within the State of Illinois. And we all know that the State of Illinois has one of the lowest reimbursement rates for Medicaid. In addition to that, they will not be able to charge the facility fees. In fac... because they're not wholly owned by a hospital, those fees range between 8 and 1200 dollars per patient. And Medicaid and Medicare prohibit them from billing those patients those fees because they're not wholly owned by a hospital. So the reality is, is that they will be able to provide quality health care at a much lower cost than hospital-owned ERs. And as far as

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their name is concerned, again, when they originally went to seek a license to open up the facility at this site, they intended to open up a hospital. In... in full disclosure with the surrounding 10 hospitals, one of the members asked them to give them their information. They gave that information that called... referred to them as a hospital, because that's what they intended to open. Since then, this has been a fluid initiative because they know now that they won't be open... able to open up a hospital because Illinois is overbedded. But they have no intentions, in fact, the... the statute specifically prohibits them from referring to themselves as a hospital because they are not one."

Arroyo: "Representative, another question. Will they be able to take people without insurance?"

Reaves-Harris: "Absolutely. They... in fact, they... as it says, they are required as every other FEC to follow the regulations that... that regulate FECs. And if there are concerns about the way FECs operate in terms of their unsafetiness, then we should be closing up all FECs. Currently, there are six FECs that operate in the State of Illinois, including the one that we just authorized in the... in this Assembly last year in Representative Mautino's district. So if there's truly a concern about the quality of care that an FEC is allowed to provide, then we should be closing all of them. Whether or not there's a need in the community is a different issue. They are willing to, even though we all have, at least I've been told, that there are some concerns about that Certificate of Need process. That is a process in place. They are fully

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willing to participate in that process. And again, if there is no need, they won't get a license."

Arroyo: "Thank you, Representative. Speaking to the Bill. Ladies and Gentleman, this Bill... this... Safety Net Hospitals is against this Bill. The Hospital Association's against this Bill. I normally don't vote against my colleagues. I normally go along with my colleagues. But this is going to hurt the safety net hospitals and I have several in my district, in my community. And they're telling me that there's a lot of miscommunication in this Bill. And there's a lot of questions that are not completely answered yet. I think that this... Hospital Association should have sat down with Representative Harris on this Bill and talked more about it. The Safety Net Hospital should have talked about it. So they're telling me that this Bill is not good. This is slippery slope kind of Bill. If they are allowed to open this Bill next to the Norwegian Hospital, they're going to be able to open this clinic, clinics similar to this 'cause this is short of a hospital is what this is. All they need is an emergency room, so it could be called a hospital. So this could open up in any other district in this General Assembly. So I urge an 'aye' vote... I mean a 'no' vote. I'm sorry. Thank you."

Speaker Lang: "Mr. Harris."

Harris, D.: "Thank you, Mr. Speaker. And I will follow your instructions and certainly be discreet."

Speaker Lang: "At least there's..."

Harris, D.: "And quick."

Speaker Lang: "...one of you."

Harris, D.: "And quick."

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Speaker Lang: "Thank you, Sir."

Harris, D.: "Question of the Sponsor, please?"

Speaker Lang: "Sponsor yields."

Harris, D.: "Representative, I know you are very passionate about this. But help me understand a little bit, this animal known as a Freestanding Emergency Center. Kind of what is it? What... why is it different? Why is it... what makes it unique?"

Reaves-Harris: "Sure. As I read the list of the services that will... that it will be able to provide; however, it will not be a full facilitating ER. They are required to have an emergency room board-certified doctor on this location 24 hours a day. So, for instance, they also are required to be part of the Emergency Medical System."

Harris, D.: "Right. Right."

Reaves-Harris: "So if someone has like a trauma one, two, three level injury, and they would generally be repor... transported to an acute care facility that has a ER, a trauma one to a level facility. Because they are not operating as an ER and not as a trauma center, but they are part of the EMS system, they will direct that person away from that center and send them to the closest acute care trauma level injury depending on what it is."

Harris, D.: "Okay."

Reaves-Harris: "So basically..."

Harris, D.: "And that... and... and let me follow up on that in just a second. But how many of these Freestanding Emergency Centers do we have in Illinois?"

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Reaves-Harris: "Six... five currently in operation. One is currently being built in Representative Mautino... former Representative Mautino's district."

Harris, D.: "And..."

Reaves-Harris: "And again, we just... we just authorized that legislation last year."

Harris, D.: "And under... and looking at the... the law authorized... or the statute authorizing Freestanding Emergency Centers, it's my... it seems as though they are in municipalities, fairly small municipalities. Is that correct?"

Reaves-Harris: "Correct."

Harris, D.: "So..."

Reaves-Harris: "These were... I'm sorry. Go ahead."

Harris, D.: "So this... this would be the only one in the City of Chicago?"

Reaves-Harris: "Correct. There..."

Harris, D.: "And... and..."

Reaves-Harris: "I'm sorry."

Harris, D.: "...there's a provision in your Bill that says if the Bill were to become law, it could only be the... it could only be the one in the City of Chicago. There... no other one could exist in the City of Chicago. Is that correct?"

Reaves-Harris: "That's correct. This affects..."

Harris, D.: "And... why... why is..."

Reaves-Harris: "...no one..."

Harris, D.: "...why is that?"

Reaves-Harris: "...but my district."

Harris, D.: "If it's such a good idea, why... why not good for other neighborhoods as well?"

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Reaves-Harris: "Because unfortunately, you see the opposition that I'm getting from this... this... about this Bill and the reality is, in all due respect, Representative, I'm representing my district."

Harris, D.: "Okay."

Reaves-Harris: "If somebody believes that this is beneficial to their district, then they can sponsor or propose the legislation, bring it in front of this Body, and try to get the requisite number of votes to get it out."

Harris, D.: "Okay."

Reaves-Harris: "But I'm just representing my district."

Harris, D.: "And to answer one of the previous questions that was asked, under the cur... under the law as it currently is... is stated, a Freestanding Emergency Center... one of the qualifications to be a Freestanding Emergency Center is that it be wholly... wholly owned or controlled by an Associate or Resource Hospital. That is not the case with yours."

Reaves-Harris: "Correct."

Harris, D.: "Yours is not wholly owned. And, specifically, that's include... excluded. So that is... that is a change. Couple of..."

Reaves-Harris: "It is."

Harris, D.: "...just a couple of quick and last questions. Didn't we pass this Bill last year?"

Reaves-Harris: "We did with even less restrictions. Because I believe under Senator Mautino's... Representative Mautino's Bill, he didn't even have to go in front of the Health Facilities Planning and Review Board to show that there was a need before he was issued a Certificate of Need. He was

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just allowed to... he would... his Bill authorized him a license just on the passage in this House and in the Senate."

Harris, D.: "Okay. And then it has to be... it has to be part of... a Freestanding Emergency Center, has to the part of the EMS system, correct?"

Reaves-Harris: "Correct."

Harris, D.: "So they have to have communication with EMS system. They have to have... they have to have a tie-in with that Resource Hospital."

Reaves-Harris: "Correct."

Harris, D.: "Do you know what... which... which is the Resource Hospital if they would have a tie-in with?"

Reaves-Harris: "Again, and I'm just going to be frank and honest here, 'cause we reached out to everyone. But the hos... Illinois Hospital Association and their members are a very tight niche. I don't think any of one... them wanted to offend another member, because that is what they do; they support one another."

Harris, D.: "Right."

Reaves-Harris: "However, they hon... they believe that if they do... this legislation is passed and they are given the opportunity to go in front of the board to show that there is a need, they are... they firmly believe that they will be able to address that agreement..."

Harris, D.: "Right."

Reaves-Harris: "...with the... with the hospital within..."

Harris, D.: "Okay."

Reaves-Harris: "...30 minutes."

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Harris, D.: "All right. Well, then... but there are only certain hospitals which are designated as Resource Hospitals. Let me last... let me close with this question. And you're being very helpful. Part of the issue is what happens if an individual is... is picked up an ambulance and taken to this Freestanding Emergency Center, and it's determined that that person needs further care. That... that the care that cannot be provided there is... is sufficient, so it has to go somewhere else. In your Bill, it says it has to have an affiliation agreement with a hospital within in a 30... is it 30 minute radius, correct?"

Reaves-Harris: "Correct."

Harris, D.: "But are there not hospitals like Sinai or Cook County that... Norwegian that are within seven or eight minutes?"

Reaves-Harris: "Well..."

Harris, D.: "And... and if I'm in an emergency situation, I want to get to that hospital that can take care of me as quickly as they possibly can."

Reaves-Harris: "Absolutely, Representative. But that is actually not true representation of what would happen. Again, if they were transporting someone by ambulance that needed acute care... acute care services, they would not go there. They will be transported by that ambulance to an acute care hospital that's capable of providing the type of care that they need. If they come in off the street, now, you can't stop people from walking in off the street or driving there. But if someone comes in and off the street or walks there, isn't it better that they get the type of medical treatment immediately to stabilize that person?"

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Harris, D.: "Right."

Reaves-Harris: "And then they are allowed to have 10 observation beds. And assuming we're referring to acute care injury..."

Harris, D.: "Okay."

Reaves-Harris: "...but assuming so they won't be released within in 24 hours, they're only required to... they're required to... or they can only keep that person in that facility for no more than 24 hours under observation."

Harris, D.: "Okay."

Reaves-Harris: "If that person is required to be transported to an acute care facility, they are required to transport that person by ambulance within 30 minutes. So either you have somebody that's coming in by amb... coming by ambulance, which they will be directed away, because they have participated in the EMS system. Or you have somebody walking in off the street, which is very unlikely."

Harris, D.: "Okay."

Reaves-Harris: "Which... with a trauma one, two, three for emergency, isn't it better to stabilize would then transport them, which is what happens right now. Because unless you're trauma lev... trauma level one, you can go into a trauma level three facility, have an industry that requires trauma level one health care. And what they would do is stabilize that person and then transport them to that facility."

Harris, D.: "Okay. All right. You've been very helpful. I appreciate it. Just very briefly to the Bill. The Lady has done an awful lot of work on the Bill to try to put in protections. I mean, it needs a CON. It's got to go for the CON if the Bill becomes law. And my only concern would be

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that, and you have to make the decision on your own, but my only concern would be that it needs an affiliation. If it doesn't have that affiliation then... then how does it... how does it operate? And if I'm an emergency patient, emergency room patient, I want to get that right care as soon as I possibly can. So, I can see the good; I can see the bad. I appreciate the answer to the questions. Thank you."

Speaker Lang: "Representative Reaves-Harris to close."

Reaves-Harris: "There has been much information. There's been so much mis... misinformation, so it's difficult to address all of the concerns because of the amount of difference of... misinformation that's put... put out there. First and foremost, this Bill is permissive and only allows the investors to appear in front of the Health Facilities Planning and Review Board to determine based on a needs assessment whether there's a need in the community. If there's no need, they will not be allowed to open the facility. If there is a need, then shouldn't they be allowed to fill that need? Currently, there are 25 thousand people walking away from the surrounding hospitals receiving no emergency care. The average time in the City of Chicago ranges from 6 to 10 hours of waiting in an emergency room. In addition, when did competition become such a bad thing? Shouldn't we encourage competition to ensure that the best quality of service is provided? But the reality is that with the current system, they will not be given a Certificate of Need unless they can fill a need. If allowed to operate, they will be required to comply with all current FEC requirements. If this facility is considered unsafe, then aren't all such facilities unsafe, and shouldn't they all be

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closed immediately? The investors... and... and I didn't mention this, but this is really important for me to state for the record because there all kinds of rumors out there about these investors. The investors are not members of ISIS as some have alluded. And if any such information exists out there, they have a duty to my community, this state, and this country to present such evidence. If not, then they are... should be ashamed of themselves and not allowed to succeed by spreading is false rumors and fear. HB854 is not a complicated piece of legislation. Misinformation and red herrings have been employed to derail the true nature of the Bill. The Bill does not create a Chicago-based FEC, instead it only allow the investor to seek a Certificate of Need permit from the Illinois Health Facilities Service and Review... Planning and Review Board. In this case, let's give them the opportunity to make their case in front of the board. Isn't that purpose of the board? The Bill does not affect anyone else's district and only mine. I ask for your support, but more importantly, my community asks for your support. I ask for an 'aye' vote."

Speaker Lang: "Members, be advised that Mr. Demmer has asked for a verification. Members will vote their own switches. Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 53 'yes', 55 voting 'no', 1 voting 'present'. Representative Reaves-Harris."

Reaves-Harris: "I'd like to make a Motion for Postponement of Consideration."

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Speaker Lang: "The Bill will be placed of the Order of Postpone Consideration. Mr. Clerk, Senate Bill 2059. Please read the Bill."

Clerk Bolin: "Senate Bill 2059, a Bill for an Act concerning appropriations. The Bill was read for a second time previously. Amendment #1 was adopted in committee. Floor Amendment #2 is offered by Representative Currie."

Speaker Lang: "Mr. Brown is recognized."

Brown: "Thank you, Mr. Speaker. The Republicans request an immediate caucus in Room 118 for one hour."

Speaker Lang: "The Republicans will caucus in Room 18... 118 for one hour. The Democrats will also caucus in Room 114. Mr. Clerk."

Clerk Bolin: "Attention, Members, the Rules Committee will meet immediately in the Speaker's Conference Room. The Rules Committee will meet immediately in the Speaker's Conference Room."

Speaker Lang: "All Members should go to caucus immediately. That means, now, immediately. All Members. The House will be in recess 'til the call of the Chair. The House will be in order. Mr. Clerk. Rules report."

Clerk Hollman: "Committee Reports. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules reports the following committee action taken on April 21, 2016: recommends be adopted referred to the floor is Floor Amendment #3 to House Joint Resolution Constitutional Amendment #58."

Speaker Lang: "House Bill 6298, Representative Tabares. Please read the Bill."

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Clerk Hollman: "House Bill 6298, a Bill for an Act concerning public employee benefits. This Bill was read a second time on a previous day. No Committee Amendments. No Floor Amendments. No Motions are filed."

Speaker Lang: "Third Reading. Chair recognizes the Majority Leader."

Currie: "Thank you, Speaker. Please let the record show that Representative Acevedo is excused for the remainder of the day."

Speaker Lang: "Thank you. Mr. Clerk, House Bill 6167, Representative Sente. Representative Sente, get ready. Mr. Clerk please read the Bill. Sponsor asks that the Bill be placed on the Order of Second Reading. Please read the Bill."

Clerk Hollman: "House Bill 6168... correction 6167, a Bill for an Act concerning elections. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by Representative Sente, has been approved for consideration."

Speaker Lang: "Representative Sente on the Amendment briefly."

Sente: "Thank you, Mr. Speaker. I'd like to move the Bill back to Second to adopt the technical Amendment. The technical Amendment adds identical language to the Election Code, Articles 4 and 6."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 6291, Representative Nekritz. Do you wish to move this Bill, Representative? Please read the Bill, Mr. Clerk."

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Clerk Hollman: "House Bill 6291, a Bill for an Act concerning courts. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #1, offered by... offered by Representative Nekritz, has been approved for consideration."

Speaker Lang: "Representative Nekritz on the Amendment."

Nekritz: "Thank you, Mr. Speaker. The Amendment address... it combines what was formerly House Bill 6290 and 6291 into one Bill. So it deals with probation for juvenile offenders and for... I can't remember. It's a gut and replace."

Speaker Lang: "Good enough."

Nekritz: "Good enough."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. The Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. House Bill 5580, on the Order of Third Reading, Representative Wallace. Out of the record. Chair recognizes Representative Bourne."

Bourne: "Thank you, Mr. Speaker. We'd like the record to reflect that Representative Morrison is excused for the re... remainder of the day."

Speaker Lang: "Thank you. Mr. Sims on House Bill 5681. Mr. Clerk, please read the Bill."

Clerk Hollman: "House Bill 5681, a Bill for an Act concerning public employee benefits. This Bill was read a second time on a previous day. No Committee Amendments. Floor Amendment #2, offered by Representative Nekritz, has been approved for consideration."

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Speaker Lang: "Representative Nekritz. Representative Nekritz.
You have an Amendment on Mr. Sims' Bill, Representative."

Nekritz: "Thank you, Mr. Speaker. Yes. The Amendment clarifies
some of the members of the task force that are set up by... in
House Bill 5681."

Speaker Lang: "Mr. Sandack."

Sandack: "An... an inquiry of the... the Sponsor, please?"

Speaker Lang: "Sponsor will yield."

Sandack: "Just because she was so eloquent in the last time,
Representative, do you mind elaborating a little bit on the
Amendment?"

Nekritz: "If you will give me a moment, Sir."

Sandack: "Absolutely."

Nekritz: "I will."

Sandack: "Take your time. I don't think we're in a rush right now
anyway."

Nekritz: "It would appear that you are correct about that. So,
Representative, as I recall, the... the original Bill had some
specific organizations listed in it. And in... in an effort to
make sure that we don't run into a situation where an
organization goes out of business and then we have to like
find another member for a task force, I think this just, you
know, made... made the organizations generic, not listed
specifically by a... a ti... a title."

Sandack: "Okay. 'Cause I'm... I'm looking at what I think is the
Amendment, and it still has one... for instance, one member who
shall be appointed by the executive director of the Retired
Teachers Association. Is that more the generic version or is
that the original version?"

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Nekritz: "That would... that would be the... so rather than naming the Chicago Teachers Union specifically, we would say an organization representing Chicago teachers. I think that's... I'm pretty sure that's what we did."

Sandack: "Great. Do you want to talk more about your Amendment?"

Nekritz: "I... I don't care to."

Sandack: "I just thought we'd, you know, put some, you know, questions on the record..."

Nekritz: "Well, you know..."

Sandack: "...because it appears..."

Nekritz: "...I mean there..."

Sandack: "...we're not in a real rush and..."

Nekritz: "There was a reason I handed the Bill off to Representative Sims 'cause he was much better prepared and much better able..."

Sandack: "So you want... you want..."

Nekritz: "...to..."

Sandack: "...to pass the torch..."

Nekritz: "...to defend this..."

Sandack: "...to him?"

Nekritz: "...than I can."

Speaker Lang: "Can I help in some way? Those in favor of the Amendment will say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

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

Speaker Lang: "Third Reading. Chair recognizes Mr. Butler."

Butler: "Thank you, Mr. Speaker. Up to my left over here, I'd like to recognize the President of my alma mater, Eastern Illinois University. David Glassman is... the President's been

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on the job for less than a year and obviously he's curiously watching the proceedings here this afternoon. So I'd just like to welcome President Glassman to the chamber."

Speaker Lang: "Welcome, Mr. President. We've got a lot of Presidents in this chamber. Thanks for joining us. Chair recognizes Mr. Evans. For what reason do you rise, Sir?"

Evans: "Point of personal privilege."

Speaker Lang: "You may proceed."

Evans: "If you look on the Republican side in the back, my mother, Sharon, and my little brother, Johnny. They're in the back. They came down to see the wonderful proceedings. So stand up, Sharon... mother. Give them a Springfield welcome."

Speaker Lang: "Thank you for joining us. You're as far away from him as you could possibly be. House Bill 4935, Representative Winger. Please read the Bill. Mr. Clerk, out of the record. On Supplemental Calendar #1, under the Order of Resolutions, there appears House Resolution 1143, Representative Bellock. Please proceed."

Bellock: "Thank you very much, Mr. Speaker. House Resolution 1143 designates April of 2016 as Autism Awareness Month in the State of Illinois. Thank you very much."

Speaker Lang: "Those in favor of the Resolution say 'yes'; opposed 'no'. The 'ayes' have it. The Resolution is adopted. House Resolution 1145, Representative Bellock. Please proceed."

Bellock: "Thank you very much, Mr. Speaker. House Resolution 1145 proclaims April 14, 2016 as the Annual Alzheimer's Association Advocacy Day in the State of Illinois. I just want to say thank you to all the Members of the General Assembly that were so supportive of that day wearing purple.

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And the volunteers, 200 of them came from all over the state. They all appreciated everybody in here... their support. So thank you very much."

Speaker Lang: "Those in favor of the Resolution say 'yes'; opposed 'no'. The 'ayes' have it. And the Resolution is adopted. House Bill 4432, Mr. Moffitt. Please read the Bill."

Clerk Bolin: "House Bill 4432, a Bill for an Act concerning education. Third Reading of this House Bill."

Speaker Lang: "Mr. Moffitt."

Moffitt: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, this is a Bill that was brought to me by a student in my district, a very good trumpet player and has occasionally been asked to play Taps at Military funerals. His father is superintendent of schools. And their suggestion request was we consider legislation to making this actually in the School Code an excused absence. Clear it with the administration ahead of time. And then have to make up the work. And the school would get state aid for the day that the student was out playing Taps. There are four other states that have this in their Code. It's a way to show respect for shoul... soldiers and vets. It's a good civics lesson. It's a reminder to everyone that freedom is never free. A lot of families prefer to have live playing of Taps, rather than just an electronic one. Appreciate your support."

Speaker Lang: "Mr. Franks, do you rise on this Bill, Sir?"

Franks: "I do."

Speaker Lang: "Please proceed."

Franks: "Thank you. Mr. Moffitt, I... I support your Bill. But I... I want to know what other... what other incidences would it... is

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it allowable for students to be absent from school to be excused?"

Moffitt: "It's in the School... I don't have that list with me. If I'd anticipated that question, I sure would have had it. I looked it over back when we were in committee. There are several, specific items such as this. And their view was it would be good to have this in the School Code. As I said, four other states that we know of have this in their School Code that says others are like excused for attending a funeral of a speci... a close family member. But there's several things spelled out. You know..."

Franks: "No. I... I appreciate that. I just... it may be something that we want when it gets over to the Senate that perhaps we expand for a few things. Because I've seen in... in my districts. And I'm glad you brought this Bill forward 'cause I think it's important. Because I think the kids learn a lot more. And I think it's... it's important that they do that. Maybe Mr. Breen can move to the side for a second. Thank you. But I've noticed sometimes when people have missed for religious reasons. If a kid has to go to school... I... I mean, has to go to synagogue, for instance, on Yom Kippur or has Rosh Hashanah, which is not a, you know, a Christian holiday that that's not necessarily one that's able to be an excused absence. And I want to make sure that if we're doing that, that if we're doing something like this as we should, that also people of faith should be able to have excused absences that don't necessarily fall on the... on the calendar where people get the day off."

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Moffitt: "Representative, you raise a good point. Be happy to work with you. We could talk about it. Have the Senate Sponsor look at that. There's no opposition to this. It's con... it's compatible with other things that are specifically listed."

Franks: "Maybe after it passes, we can sit with someone who helped draft this. And we can look at the other lists and see if we need to do anything."

Moffitt: "I'd be happy to do that. But it's certainly the administration of that school felt it would be good to have this. And there's no opposition. And it's a..."

Franks: "I think it's a great Bill."

Moffitt: "...it's a way to pay respect."

Franks: "I think it's great. And thank you for bringing it."

Moffitt: "Thank you."

Speaker Lang: "Those in favor of the Bill will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Please record yourselves, although we seem to have plenty of time. Please record yourselves. Mr. Clerk, please take the record. On this question, there are 110 voting 'yes', 0 voting 'no'. And this Bill, having received the Constitutional Majority, is hereby declared passed. Mr. Clerk, Rules Report."

Clerk Bolin: "Rules Report. Representative Currie, Chairperson from the Committee on Rules reports the following committee action taken on April 21, 2016: recommends be adopted Floor Amendment #3 to Senate Bill 2059."

Speaker Lang: "Mr. Clerk, House Joint Resolution Constitutional Amendment 36. Please read it in full for a second time."

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Clerk Hollman: "House Joint Resolution Constitutional Amendment #36 as amended.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 11 to Article IX of the Illinois Constitution as follows:

ARTICLE IX

REVENUE

SECTION 11. TRANSPORTATION FUNDS

(a) No moneys, including bond proceeds, derived from taxes, fees, excises, or license taxes relating to registration, title, or operation or use of vehicles, or related to the use of highways, roads, streets, bridges, mass transit, intercity passenger rail, ports, airports, or to fuels used for propelling vehicles, or derived from taxes, fees, excises, or license taxes relating to any other transportation infrastructure or transportation operation, shall be expended for purposes other than as provided in subsections (b) and (c).

(b) Transportation funds may be expended for the following: the costs of administering laws related to vehicles and transportation, including statutory refunds and adjustments provided in those laws; payment of highway obligations; costs for construction, reconstruction, maintenance, repair, and betterment of highways, roads, streets, bridges, mass transit, intercity passenger rail, ports, airports, or other

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forms of transportation; and other statutory highway purposes. Transportation funds may also be expended for the State or local share of highway funds to match federal aid highway funds, and expenses of grade separation of highways and railroad crossings, including protection of at-grade highways and railroad crossings, and, with respect to local governments, other transportation purposes as authorized by law.

(c) The costs of administering laws related to vehicles and transportation shall be limited to direct program expenses related to the following: the enforcement of traffic, railroad, and motor carrier laws; the safety of highways, roads, streets, bridges, mass transit, intercity passenger rail, ports, or airports; and the construction, reconstruction, improvement, repair, maintenance, operation, and administration of highways, under any related provisions of law or any purpose related or incident to, including grade separation of highways and railroad crossings. The limitations to the costs of administering laws related to vehicles and transportation under this subsection (c) shall also include direct program expenses related to workers' compensation claims for death or injury of employees of the State's transportation agency; the acquisition of land and the erection of buildings for highway purposes, including the acquisition of highway rights-of-way or for investigations to determine the reasonable anticipated future highway needs; and the making of surveys, plans, specifications, and estimates for the construction and maintenance of flight strips and highways. The expenses related to the construction

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and maintenance of flight strips and highways under this subsection (c) are for the purpose of providing access to military and naval reservations, defense-industries, defense-industry sites, and sources of raw materials, including the replacement of existing highways and highway connections shut off from general use at military and naval reservations, defense-industries, and defense-industry sites, or the purchase of rights-of-way.

(d) None of the revenues described in subsection (a) of this Section shall, by transfer, offset, or otherwise, be diverted to any purpose other than those described in subsections (b) and (c) of this Section.

(e) If the General Assembly appropriates funds for a mode of transportation not described in this Section, the General Assembly must provide for a dedicated source of funding.

(f) Federal funds may be spent for any purposes authorized by Federal Law.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This was Second Reading in full as amended of House Joint Resolution Constitutional Amendment #36."

Speaker Lang: "Third Reading. The Republicans are going to caucus in Room 118. I'm told that it'll be a very brief caucus. The Democrats will do whatever Democrats do while the Republicans are in caucus. We'll stand at ease 'til the call of the Chair. It is my recommendation... it is my recommendation to the Democrats that you do not leave the chamber. The House will

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be in order. Mr. Clerk, House Joint Resolution Constitutional Amendment 58, Mr. Franks. Mr. Franks, Sir, you have an Amendment. Please proceed to your Amendment. Amendment 3. Is that correct, Sir?"

Franks: "Three. Thank... thank you, Mr. Speaker. Amendment #3 is a result of compromise with some good government groups who asked us to make some changes. After our... during our Executive Committee we talked about having more transparency. The original Bill, this is for our... our House Joint Resolution Constitutional Amendment #58 dealing with redistricting. And one of the... one of the criticisms I received, and they were a hundred percent right, is that we needed to give more time for the citizens to be able to evaluate the map. So my original Bill had two days. And this changes it to what the... the government... the good government groups asked for to five days. And so that's what this does. It also allows for five day review after the final map has been brought forward. So those are the changes... seven days, I'm sorry. Seven days after the final map has been done. I'd be happy to answer any questions."

Speaker Lang: "Mr. Breen. Yes, the Sponsor yields."

Breen: "Thank you. Representative, does your Amendment include Congressional redistricting?"

Franks: "No. And we talked about that, Mr. Breen, you and I off the floor. And it does not... does not preclude us as a General Assembly statutorily giving it to the same group if we choose. As you may... as you may know, the independent maps doesn't have that either."

Breen: "Right."

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Franks: "So..."

Breen: "But the independent maps doesn't have it only because the Supreme Court just decided the issue less than a year ago. Well, now with that decision, wouldn't we be better served by actually taking care of this problem which has plagued our state for decades where we've got a guy from Wrigleyville representing Elmhurst? We've got a guy from Wheaton representing the Wisconsin border. We've got folks from the south side of Chicago representing the farmers down in Will County. Why wouldn't we just amend this and get it done once and for all because we... we may... this may be the only chance ever to get mapping."

Franks: "I... I agree... I mean, I haven't voted for these maps, the Congressional ones, ever; they're gerrymandered, et cetera. But we can fix... we could still do it statutorily. We don't need to do it constitutionally. So nothing here precludes us here from doing that."

Breen: "I... I wish we would. So thank you, Representative."

Franks: "Thank you."

Speaker Lang: "Mr. Sandack."

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

Speaker Lang: "Sponsor yields."

Sandack: "Jack, the changes you've made to your proposed Constitutional Amendment, how do they compare to the independent maps?"

Franks: "Oh, I'm glad... I'm really glad you brought that up. And... and I'm a supporter of independent maps as well. And I know Leader Durkin had brought that up as well. And I'll tell you what the main differences are between the two. First of all,

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I'm a little concerned that the independent maps proposal may not get on the ballot because they are amending more than one Article of the Constitution. Where, is the General Assembly, as you know, can amend as many as they'd like on a particular issue. That was my first concern in and impetus to help put this together. But let me tell you some of the... the big differences. In our... in our Bill here... yeah, we could do it on Third, if you'd like."

Sandack: "I... I just wanted to highlight of how it could... the changes you're making compares to independent..."

Franks: "Okay."

Sandack: "...maps."

Franks: "I'll... it'll take me two minutes. I'll run through it. In my Bill, in our Bill, there's no involvement from the General Assembly or the Governor. Where independent maps, the Legislative Leaders participate in the selection of the commissioners. Here, in our Bill, the... the commissioners are chosen by... by persons who are accountable to the voters and not the General Assembly. Also, in our Bill, the commissioners are prohibited for 10 years from serving the General Assembly or being appointed to a state position subject to Senate confirmation. There's no such prohibition in the independent map ones. Also, in our Bill, there's greater diversity. There's... the commissioners must reflect the ethnic, gender, and racial demographics of Illinois. In the independent maps, there's no requirement to reflect the diversity of the state. There's also greater transparency in our Bill. Our commission must hold at least 15 public hearings before adopting the final map with a majority occurring before any proposed plan

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is released. In the independent maps, there's no specific number of hearings required and none are required after the initial proposed plan. And also this is very important I know you'll like this, Mr. Sandack, that all meetings in our Bill, all the meetings and records must be open to the public. Whereas the independent map, the meetings and records are protected by the attorney-client privilege and are not open to the public. Also, we talk about, for instance, if a Legislator should call the commissioners and say, hey, don't move this map. This... don't move this line. This is where I live. This becomes part of the public record, which I think is very important."

Sandack: "Can I... can I interject real quickly?"

Franks: "Sure."

Sandack: "'Cause I... I was reading as you were going... doing so. And your counsel came over and actually gave me a more concise answer to my question. No disrespect at all."

Franks: "You don't like loquaciousness?"

Sandack: "I love your..."

Franks: "Okay."

Sandack: "...loquaciousness. It's verbosity on display. But with respect to some of the good groups, the... the good government groups that were behind independent maps..."

Franks: "Yeah."

Sandack: "...have they given you their opinion with respect to your Bill?"

Franks: "Yes. Many are supporting it. I'm looking for the list."

Sandack: "Well, you don't have to read them all, but many are supporting them?"

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Franks: "Yes, Sir."

Sandack: "All right. Some are still in opposition?"

Franks: "No."

Sandack: "Oh, okay."

Franks: "And still there's one opposition: the Libertarian Party of Illinois."

Sandack: "I love those guys."

Franks: "Those are your guys."

Sandack: "I love those guys. Last question, what happens if you're incorrect and the independent maps initiative makes it to the ballot and your question is on the ballot? What happens if they're both approved by the voters?"

Franks: "That's a great... that's a great question. And let's hope that's our biggest problem facing us after the election in November. I'm... I'm really hop... hope..."

Sandack: "What happens though?"

Franks: "If... if it would, it'd be up the Supreme Court. Because they'd make the decision. I know in other states, for instance, I believe..."

Sandack: "So a citizen's initiative does not take precedent over..."

Franks: "No."

Sandack: "...an approved citizen's initiative that comes out of the General Assembly?"

Franks: "I think it's up to the Supreme Court. And what I saw on one other state is when two of them were on, they looked at the one that got the most votes."

Sandack: "Okay. Thank you for answering my questions."

Franks: "Thank you."

Speaker Lang: "Mr. Arroyo."

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

Speaker Lang: "Sponsor yields."

Arroyo: "Representative, I'm... I was just reading some of this language. Is this map going to be drafted based on the census?"

Franks: "Yes."

Arroyo: "I want to see what it does for the Latino community. Do we gain any... are we going to be able to gain any seats?"

Franks: "You asked a very good question because this... let me tell you the major difference, and maybe I skipped it when I was talking to Mr. Sandack. But our... our Bill, our proposal requires the creation of majority, minority, and influenced districts to be a top priority. Okay? On the independent maps it doesn't require the creation of districts that... that help minority communities elect candidates of their choice. So this is our top issue after contiguous. I'm going to get the full text, but it's in there. So that's... that's the top issues, Mr. Arroyo."

Arroyo: "Thank you. It makes it... it means a lot to me, Jack. And the other question is, how come I'm on... I'm not on that Bill?"

Franks: "I want you on that Bill, Luis. I want you on all of my Bills."

Arroyo: "Thank you."

Franks: "You're on."

Arroyo: "If you could put me on there, I'd really appreciate it. Thank you."

Franks: "it'd be my pleasure."

Speaker Lang: "Mr. Franks to close."

Franks: "I'd ask for the Amendment to be adopted."

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Speaker Lang: "Those in favor of the Amendment 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Third Reading. Mr. Clerk, please place HJRCA58 on the Order of First Reading and read it in its amended form for the first time."

Clerk Hollman: "House Joint Resolution Constitutional Amendment #58 as amended. First Reading in full.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article IV of the Illinois Constitution by changing Sections 2 and 3 as follows:

ARTICLE IV

THE Legislature

SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Legislative District. Immediately following each decennial redistricting, the General Assembly by law shall divide the Legislative Districts as equally as possible into three groups. Senators from one group shall be elected for terms of four years, four years and two years; Senators from the second group, for terms of four years, two years and four years; and Senators from the third group, for terms of two years, four years and four years. The Legislative Districts in each group shall be distributed substantially equally over the State.

(b) In 1982 and every two years thereafter one Representative shall be elected from each Representative District for a term of two years.

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(c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election or appointment a resident of the district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.

(d) Within thirty days after a vacancy occurs, it shall be filled by appointment as provided by law. If the vacancy is in a Senatorial office with more than twenty-eight months remaining in the term, the appointed Senator shall serve until the next general election, at which time a Senator shall be elected to serve for the remainder of the term. If the vacancy is in a Representative office or in any other Senatorial office, the appointment shall be for the remainder of the term. An appointee to fill a vacancy shall be a member of the same political party as the person he succeeds.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other governmental entity for time during which he is in attendance as a member of the General Assembly. No member of the General Assembly during the term for which he was elected or appointed shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

SECTION 3. LEGISLATIVE REDISTRICTING

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(a) Legislative Districts and Representative Districts shall each, in order of priority, be substantially equal in population; provide racial minorities and language minorities with the equal opportunity to participate in the political process and elect candidates of their choice; provide racial minorities and language minorities who constitute less than a voting-age majority of a District with an opportunity to substantially influence the outcome of an election; be contiguous; be compact; respect, to the extent practical, geographic integrity of units of local government; respect, to the extent practical, communities sharing common social or economic interests; and not discriminate against or in favor of any political party or individual.

(b) No later than June 30 of the year in which each Federal decennial census occurs, the Chief Justice and the most senior Justice of the Supreme Court who is not affiliated with the same political party as the Chief Justice shall select eight commissioners to an Independent Redistricting Commission. Commissioners must reflect the ethnic, gender, and racial demographics of Illinois, and there must be at least one commissioner from each Judicial District.

(c) A person is ineligible to serve on the Commission if within the previous four calendar years the person or his or her spouse or immediate family member was appointed or elected to a position with the State or local government, a State employee, a lobbyist as defined by law, a person with an ownership interest in an entity with a state contract, or appointed or elected to serve a political party. A commissioner is ineligible for a period of ten years to serve

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in the General Assembly or to be appointed to a position subject to Senate confirmation. Commissioners must file financial disclosure statements and abide by any ethics requirements established by law.

(d) The Commission shall act in public meetings by affirmative vote of five commissioners. The Commission shall elect its chairperson and vice chairperson, who shall not be affiliated with the same political party. All meetings of the Commission shall be open to the public and publicly noticed at least seven days prior to the meeting. All records of the Commission, including all communications to or from the Commission regarding the work of the Commission, shall be available for public inspection. The Commission shall adopt rules governing its procedures.

(e) The Commission shall hold at least fifteen public hearings throughout the State before adopting any redistricting plan, with a majority occurring before the Commission releases any proposed redistricting plan. The Commission may not adopt a redistricting plan until the Commission adopts a report explaining its compliance with the United States and Illinois Constitutions. Prior to the adoption of a redistricting plan, the Commission shall release to the public the final plan and its associated compliance report. The Commission shall hold at least one public meeting at least seven days after the release of the final plan and its associated compliance report.

(f) The Commission shall adopt and file with the Secretary of State a redistricting plan for the Legislative Districts and Representative Districts by June 30 of the year following the

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Federal decennial census. The Commission may adopt separate redistricting plans for the Legislative Districts and the Representative Districts.

(g) If the Commission fails to adopt and file a redistricting plan by July 1 of the year following a Federal decennial census, the Chief Justice of the Supreme Court and the most senior Justice of the Supreme Court who is not affiliated with the same political party as the Chief Justice shall appoint a ninth member to the Commission. The nine-member Commission shall adopt and file with the Secretary of State a redistricting plan for the Legislative Districts and Representative Districts by August 1 of the year following the Federal decennial census.

(h) A redistricting plan filed with the Secretary of State shall be presumed valid and shall be published promptly by the Secretary of State.

(i) The Supreme Court shall have original and exclusive jurisdiction over actions concerning redistricting the House and Senate, which shall be initiated in the name of the People of the State by the Attorney General.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies to redistricting beginning in 2021 and to the election of General Assembly members beginning in 2022. This was First Reading in full as amended of House Joint Resolution Constitutional Amendment #58."

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Speaker Lang: "Mr. Clerk, please place HJRCA58 on the Order of Second Reading. Mr. Clerk, Agreed Resolutions, after you catch your breath, Sir."

Clerk Hollman: "Agreed Resolutions. House Resolution 1178, offered by Representative Walsh. House Resolution 1179, offered by Representative Tryon. House Resolution 1180, offered by Representative Barbara Wheeler."

Speaker Lang: "Leader Currie moves for the adoption of the Agreed Resolutions. Those in favor say 'yes'; opposed 'no'. The 'ayes' have it. And the Agreed Resolutions are adopted. Mr. Clerk, Senate Bill 2059, sponsored by Leader Currie. Please read the Bill."

Clerk Hollman: "Senate Bill 2059, a Bill for an Act concerning appropriations. This Bill was read a second time on a previous day. Amendment 1 was adopted in committee. Floor Amendment #2 and 3 have been approved for consider... for consideration. Floor Amendment #2 is offered by Representative Currie."

Speaker Lang: "Leader Currie."

Currie: "Thank you, Speaker. Please withdraw Amendment #2."

Speaker Lang: "Amendment #2 is withdrawn. Mr. Clerk."

Clerk Hollman: "Floor Amendment #3 is offered by Representative Mayfield and has been approved for consideration."

Speaker Lang: "Representative Mayfield."

Mayfield: "Thank you, Speaker. I would like to move Amendment #4... no Amendment #3, I'm sorry, to House Bill... Senate Bill 2059. This Bill provides funding for just colleges and universities. It also includes some MAP grant money in there as well."

Speaker Lang: "Mr. Sandack."

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Sandack: "Question of the Sponsor, please."

Speaker Lang: "I'm sure you have many, Sir. Go right ahead."

Sandack: "Just a couple. Representative, is this the deal basically that was worked out between rank and file Republicans and Democrats to try and partially fund higher ed community colleges and MAP grants?"

Mayfield: "I would like to say yes. We had several conversations, I know myself, individuals from this side of the aisle, back in the lunchroom we talked to several individuals from your side of the aisle as well. I would say that it is a bipartisan type of deal and I... I think it's a good compromise."

Sandack: "I... I understand one of your colleagues has put a few notes on the Amendment?"

Mayfield: "Yes. And we would like to rule those notes inapplicable. I would like to... that Motion... actually I..."

Sandack: "I think that's a good idea."

Mayfield: "...would like to rule it myself, but I would like to make the Motion."

Speaker Lang: "We'll... we'll get to that point, Representative."

Mayfield: "We'll get there? Okay. You'll get there."

Speaker Lang: "One thing at a time. Mr. Sandack has completed. Mr. Pritchard is recognized."

Pritchard: "Representative, when you were characterizing this Bill you talked about community colleges..."

Mayfield: "Yes."

Pritchard: "...our universities, MAP grants. You failed to say anything about the Math and Science Academy?"

Mayfield: "I am... thank you for reminding me. They are included in the Bill as well. They are definitely funded in the Bill."

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Pritchard: "Yes. And is it your intent that this is a stopgap Bill?"

Mayfield: "This is a stopgap. Thank you for mentioning that because there is confusion. This is for stopgap funding just to get our universities and our colleges through the summer until we can work out a real budget. This is not the FY16' budget; it is not the FY17' budget. It is stopgap only to keep our students in school, to keep the doors of the universities and colleges open and the lights on."

Pritchard: "And it... it is your intent that what we're passing here is in no way the starting point for 2017?"

Mayfield: "I agree. No, we still... definitely still need to have those conversations. It is my hope that we can continue those conversations in a bipartisan manner and that we can have a budget that works for everyone."

Pritchard: "Well, I... I'm pleased that you're bringing this forward because we had a... a higher education rally yesterday and there were nearly a thousand college students from across the state here saying we need to do this very thing. We need to work together in a bipartisan fashion, fund the MAP grants, keep our doors open, help those students that are just making decisions about where they go to school. And I'm pleased to see you bring this Amendment forward. Thank you."

Mayfield: "Thank you."

Speaker Lang: "Leader Durkin."

Durkin: "Thank you, Mr. Speaker. It's been quite a day that we've had on this Bill. As a matter of fact, it's been going on for a few days. But I want to congratulate the men and women in these four chambers who worked diligently to bring some

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resolution to this issue with our universities and junior colleges in this stopgap framework. But I think it just shows you what the rank and file can do and I encourage you to do this on other issues. But this should be a template for us to move forward and next month as we get close to the end of May. We've done this before. Today is a good exercise. And I think it shows that when the Parties work together we can find common ground to solve the problems. A lot of things brought us here today and got us to this Bill. But I just want to thank my colleagues over here that I serve with for hanging tough. I think that's one of the reasons why we're here and we're able to vote on this Bill. So, I... I'm pleased to also state that the Senate is waiting for this, to take action on it. And I'm also pleased to state that the Governor will sign this if it reaches his desk. So, thank you, Representative Mayfield and also those who worked on this issue to give a lifeline, some breathing room for our universities. I encourage an 'aye' vote."

Speaker Lang: "Mr. Phillips."

Phillips: "Thank you, Sir. Will the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Phillips: "I don't want to take a lot of time, But Rita, I'll tell you what I really appreciated working with you on this. And like the Leader said, this has been a bipartisan thing and we've got here. I... I would like to go on record though, Rita, I mean... wouldn't it have been nice if we could have means tested some of that money to some of our other universities. As you all know, I represent Eastern University and I know Norine represents Western Illinois University. And

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as a means test, those two universities certainly needed more money than what this is. And I'm not... I'm definitely for the Bill and I'm appreciative of what we've got, but on a means test for our universities... our most valuable and our most vulnerable, maybe we could have done just a little bit more. But not to be critical. I really appreciate all that we've done on it, Rita, and I really appreciate getting to know you. And thank you very much for bringing all of this together."

Speaker Lang: "Representative Bellock."

Bellock: "Thank you very much, Mr. Speaker. And just in accordance with what Leader Durkin said, I want to thank Representative Mayfield and everybody in the chamber for coming to this agreed Bill. And I would just like to ask that when we get back we could negotiate in the same manner for the social services out of the Commitment to Human Service Fund, which has \$400 million in it. And I ask that we would be able to do that. Thank you."

Speaker Lang: "Mr. Brady."

Brady: "Thank you, Mr. Speaker. Sponsor yield?"

Speaker Lang: "Sponsor yields."

Brady: "Representative, I, too, just want to offer my thanks and I'm not going to say job well done because the job's not done. I want to thank though Representative Kelly Burke, also in particular, Representative Jerry Costello, and from our side Representative Fortner and so many others that have worked diligently, especially those in higher ed. Again, the people of this state... in the financial mess that we're in are hungry for this type of bipartisanship approach. And for that I

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commend all of you. Knowing that the job is not done, we have more work to do, but it's a start. It's a start that is sorely needed. And thank you for the efforts of so many that have worked so hard. Thank you."

Speaker Lang: "Mr. Fortner."

Fortner: "Thank you, Speaker. Briefly to the Amendment and my thanks to the Sponsor of this Amendment for working hard all this week and even the time before that. But I know that much... as Representative Brady just mentioned, people like Representative Costello, Representative Kelly Burke, who have spent hours and hours trying to put this together, working with Representative Mayfield to... to get a package, to make sure that the doors stay open, the students have the certainty to know that if when they come back in the fall their university will be there. And we can provide the quality education that we know our Illinois schools are capable of. And so, my thanks again and I look forward to, you know, supporting this on Third Reading as well."

Speaker Lang: "Representative Hammond."

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

Speaker Lang: "Sponsor yields."

Hammond: "Representative Mayfield, I want to say thank you also. I think that you have done an incredible job and what you have accomplished was not easy, you stuck with it. God bless you for that. I want to thank certainly Representative Kelly Burke, Representative Fortner, Representative Costello and... and Representative Brady and many, many others not just in this chamber and on both sides of the aisle, but also in the Senate because we've had a lot help from our rank and file

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Members in the Senate as well as the House. And I think it is a testament to all of us on what we can do when we work together. And I look forward to the rest of our FY16' budget and working with you, Representative Mayfield and so many others, but thank you."

Speaker Lang: "Mr. Andrade."

Andrade: "Thank you, Mr. Chairman. I... I hear all this people talking about bipartisan. And I'm not sure whether it's 400 or 600 million dollars became available, but when I was here yesterday... I'm here to work. And I know everyone here is here to work, too, but it's like I'm asking... I'm sitting here and I have Northeastern in my district, John D'Amico has Northeastern in his district. And talk about negotiations, I'm like, what the hell is going on over there. They're in a room over here, the guys are going over here. I mean, I... who... who all agreed on this... on this Bill. I mean, if this was a bipartisan in agreement maybe we should have added today also a stopgap for social services. Lutheran Services has closed dozens of their locations, dozens. So, instead of... you know, that's what caucus is for. Like I said, let's lock this room and stay here, put the projector on there and go through this. Not just go in the back of the lunchroom and... lunchroom and some people decide on what we're going to do today. So, I just... this Bill also should have included social services. It should have included the 400 million for a stopgap. And I... I'm glad everyone can get a pat... pat on their back and say we're going to save the university, but what about the social services? I hope we come back tomorrow and work on the \$400 million for social services so we can keep some of the... some

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of them open. But I mean, a person has someone... has something in his district and doesn't even get to participate for Northeastern or myself for Northeastern, maybe I... I have feelings I don't know. But I just said every... this should have been... more people should have been inclusive on... on this project. Thank you."

Speaker Lang: "Mr. Franks."

Franks: "A parliamentary inquiry?"

Speaker Lang: "State your inquiry, Sir."

Franks: "I had filed some notes and I see they're coming up now, but I'm not able to... two of the five are coming up. I'm not sure how they... to assess them?"

Speaker Lang: "You filed the note requests, Sir. You must know that they are?"

Franks: "Well, I do know... I know what they are. I'm saying they're popping up as though they're being filed, but they're not showing up on our... on our machine here. I'd like to make sure that I see those..."

Speaker Lang: "Are you intending to move forward with those note requests?"

Franks: "I am. I am. So, I'd like... But if they're coming up and we wait a few minutes, perhaps we will have them all before the vote so we'll actually know what we're voting on."

Speaker Lang: "Why don't... why we proceed with whatever comments you have, Sir."

Franks: "I'd like to wait 'til I see what the notes say, so I'll be better informed. Because right now I don't know what the fiscal impact is. I don't know what the state debt impact is. I don't know what the balanced budget impact is. I don't know

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what the fiscal or the state mandate fiscal impact is. And if we're going to be doing this and spending the taxpayer dollars, I have a fiduciary obligation to know what the impact is on our state and on our budget."

Speaker Lang: "Sir, this Bill is... this Bill has an Amendment pending and we will get to the note requests when we get to the note requests. So, be... the Bill cannot move to Third Reading, if there are note requests that are unfulfilled."

Franks: "Okay."

Speaker Lang: "So, if you have any comments you may proceed with them."

Franks: "Okay. I will make some at this time."

Speaker Lang: "Thank you."

Franks: "I've heard my friends on the other side laud... laud the bipartisan nature of this. I think it's blatant opportunism. I'm going to tell you why. Because we could have had this solved a long time ago. And the Governor has on his desk, right now, two Bills that would fund this at any... at any amount we want. And he can choose any amount he wants because all he has to do is amendatorily veto the Bill. But what we're doing now, should this pass, is codifying cuts to higher education. Some as high as 70 percent. Now, I know the Governor said in his introduced budget that was three and half billion dollars unbalanced that he wished to cut higher education by at least 30 percent. Though he's never directed the trustees that he's appointed and that he controls to cut the administrative costs. He had the ability to do so; he's never done so. He did introduce a budget though that was three and a half billion dollars unbalanced, much of it on the backs

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of higher education. Now we have an opportunity here to actually fund that education. I didn't vote for the Bill because it was unbalanced. But the fact is, it is on the Governor's desk and he has the ability by his authority to amendatorily veto it and put that money there if he truly believes it. But what he's asking us to do and what you are trying get us to do is to shoot the hostages. What you're saying is, we want to codify cuts of 70 percent to higher education. That's what this Bill does. That's what is says. This cuts education funding. The Governor ought to amendatorily veto the Bills that are on his desk right now so we are not cutting education by 70 percent. This stopgap measure I think could lead to the closure of universities. Because what it's going to do is give them a fraction of what they need. And then once the money runs out we're in the exact same position only worse. This is shortsighted; it's political. It's done only for political cover. We have an obligation to the taxpayers to do the right thing. Now, I understand the speeches on the other side and you're... some of us are breaking our arms patting ourselves on the back. But the fact is, this is not going to solve a long-term problem. It's only going to make it worse. Think about that. I want to see what these notes say because I'm telling you, folks, once we do this, it takes off the pressure to get this done. What we ought to be saying... what we ought to be saying is, Governor, the Bills are on your desk right now to fix this. Quit putting a gun to Chicago State's head. Don't kill the hostage. You have the ability to fund MAP grants right now, Governor. Do it. Do it. Why is it that it's a problem when it

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comes to spending money for higher education that's a problem 'cause the Governor says I want to cut 30 percent? But K-12 it's okay if he increases the expenditure amount. That's okay. That's not a tax increase when it's K-12. But when we want to protect our students, we want to protect our universities, we want to help poor kids get to go to college, that's a problem. This is a farce. The Governor ought to amendatorily veto the Bill anyway he wants, but let's see how much he wants to spend on higher education. He has the ability to do it right now. We should not be taking it out on our kids and that's what this Bill does."

Speaker Lang: "Mr. Thapedi."

Thapedi: "Thank you, Mr. Speaker. To the Amendment. When I go home, Mr. Speaker, and people ask me what... what's going on down in Springfield and I explain it to them very simply. That it's a battle between the haves and the have-nots. There's no other way to describe what's going on down here right now. It's a battle between the haves and the have-nots. And if we have a scenario in which we have an Amendment, a Bill that will save Chicago State University, I'm all for it and I ask Members to support the Amendment. Thank you."

Speaker Lang: "Representative Wallace."

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

Speaker Lang: "Sponsor yields."

Wallace: "I just want to hopefully gain greater understanding in light of the comments that were made by my colleague just in front of me. This is intended to be a stopgap measure, correct?"

Mayfield: "Yes."

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Wallace: "And I'm hoping to my colleagues on the other side of the aisle to everyone on this side of the aisle and to the individuals on the second floor, particularly our Governor, that we are understanding that this is not to set the tone and the starting point for Fiscal Year '17 discussion of higher education funding. I hope that that is what we are all seeking to do right now. I see the President of my alma mater in the balcony. It is about to close its doors as well, WIU. And I'm just simply asking that as we consider how we're going to approach this to make sure that the students who have the least, to make sure that a university that is majority minority has an opportunity to keep its doors open. To make sure that Western, Eastern, NEIU, MSA, the community colleges, the MAP funding, make sure that that is there. So that we can make sure that we have another generation of individuals to fill the very seats that we have here. We can't do that without educating the individuals to take on roles such as these and all the other roles that we need for our society to function. But I'm simply hoping that this record will clearly show and clearly reflect that the intent of this Body today is to make sure that our students get what they need and to make sure that it is a stopgap measure and that when we decide... or when we begin to talk about FY17 funding for higher education, we all can come together as we did this time, but we will not use the funding level of this measure as the starting point. Thank you."

Speaker Lang: "Mr. Harris."

Harris, D.: "Thank you, Mr. Speaker. A question of the Sponsor please on the Amendment."

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Speaker Lang: "Sponsor yields."

Harris, D.: "Representative, how much... how much dollars are going to Chicago State University?"

Mayfield: "Roughly 20 million."

Harris, D.: "Right. And just pick a... pick any of the others out, how about... how about Eastern Illinois University?"

Mayfield: "Eastern will get 12.4... let' see..."

Harris, D.: "Okay. Twelve point... and those..."

Mayfield: "U of I is getting 168, if you want to go down the list?"

Harris, D.: "No, the... no, but... and that's fine. The point is that these universities that have been deprived of their dollars that they need to operate are indeed going to get money to operate through the summer, right?"

Mayfield: "Yes. I would have the liked the numbers to..."

Harris, D.: "And there's..."

Mayfield: "...have been higher, but yes."

Harris, D.: "...and... and as you have stated on... on several times here, this is not part of the FY17 budget; it's not part of the FY16 budget. It is a bridge to get us through or get these... these universities through the summer, right?"

Mayfield: "Yes."

Harris, D.: "And where... where are these dollars coming from?"

Mayfield: "They are coming from the Education Assistance Fund."

Harris, D.: "The Education Assistance Fund. And how is the Education Assistance Fund funded?"

Mayfield: "Through other state funds."

Harris, D.: "Through... well, I think the... I think the dollars come through, if I'm not mistaken..."

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Mayfield: "Oh, I'm sorry. It's a percentage of the income tax."

Harris, D.: "...they come through a... a portion of the... of the income tax, correct?"

Mayfield: "It's a whole 7 percent of the income tax."

Harris, D.: "Seven percent. And the dollars are in the fund, right?"

Mayfield: "Yes."

Harris, D.: "Yes."

Mayfield: "Well, yes and no."

Harris, D.: "Any idea how much money is in the fund now?"

Mayfield: "About 300 million minus what TRS needs. So, about 280 once they take theirs out."

Harris, D.: "Well, that... and we, you know, on our side, we think it may be as much as 317 million. And by the end of the fiscal year, it's going to have 600 million in it, correct?"

Mayfield: "That is the projection."

Harris, D.: "Right. So, here is my point. To the Gentleman from McHenry County who stands up here and screams and hollers about the Appropriation Bill that we sent to the Governor, there is a difference. And the difference is, the Appropriation Bill that we sent to the Governor is for all practical purposes \$3 billion of General Revenue Funds that aren't there. That's why the Governor's not going to sign the Bill because the General Revenue Funds aren't there. This money is there. It's there. It's sitting in the fund. Unlike the General Revenue Fund where there's an insufficient dollars to pay that appropriation that we foolishly passed here, the Governor can sign this, the Comptroller can cut the... cut the... can take the voucher and cut the money and get

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the school... get the money to the schools that need it. That's the difference to my distinguished colleague from... from McHenry County, the difference between the General Revenue Fund and the Education Assistance Fund. This is a good Amendment that was worked out in a bipartisan manner. It may not be everything that was... that everybody seeks. And my colleagues who are concerned about the commitment to Social Services Fund are right, we ought to be looking at social services because they need the money as well. But my friend, this makes sense. We need to do this. We need to do it now. Vote 'yes'."

Speaker Lang: "Mr. Kay."

Kay: "Thank you, Mr. Speaker. Would the Sponsor yield, please?"

Speaker Lang: "Sponsor yields."

Kay: "You know, it's a good piece of work and I'm not going to break my arm patting myself on the back because I had absolutely nothing to do with it. But it's probably the first time in three decades that legitimate compromise has taken place. Now, the simple truth is just this. We can... we can ask for all the notes, but the notes are in your hand. We have expenditures and a way to pay for them. When is the last time... at least when was the last time prior to 1999 that we could say that? Well, you can't. You can't because we never balance things. So, I'm not going to pat myself on the back. I'm not going to pat anyone else on the back. I'm simply going to say that we did what we're supposed to do here. We're supposed to pass Bills that we can fund. And we've had some people... gosh, I... for the first time in my life it's true bipartisanship and I'm... all of a sudden I'm taken aback by the fact that some

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think that's not good? I think it's terrific. And I applaud everyone... everyone who was a part of the process. This is what the people of Illinois expect. And Representative, for you standing up for your college, I think is absolutely wonderful because in the process you stood up for mine. So, I... I think... and maybe I'm as guilty as any, but I think when we do good work we ought to say we do good work. And we say this is the beginning not the end. But we don't criticize good work. So, Representative, thank you very much. To the Bill, Mr. Speaker. I don't know that I can say anything else other than this is sort of a pleasant surprise and I hope that we don't have anyone stand in the way of good work, anybody stand in the way of good work on a bipartisan basis. Thank you, Sir."

Speaker Lang: "Representative Nekritz. No running, Representative."

Nekritz: "Thank you, Mr. Speaker. And thank you for your patience. To the Bill. I think that the solution today to keep our universities open is an... a very important goal. But what... what has happened continually down here when we negotiate and... and reach budget solutions is that somehow human services always gets left behind. It's never the top priority here. It's maybe... everybody stands up and talks about for the... to support the developmentally disabled and support the mentally ill and support people with substance abuse and how important it all is, but it always gets left behind. And... and I have to say, my... my girlfriend Kathy Ryg who served here for many years really highlighted that for me, but when... she really cared deeply about those things and... but it always got left

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behind. And here we are once again leaving it behind. And I get that... that these big institutions that impact students are about to close and so we have to do something about that, but I guarantee there's not one of us in this chamber who hasn't had some agency close or lay people off or... and that... the people that are depending on those services are out in the cold. And here we are doing it again. And we have, I think, an opportunity if we would maybe slow down for 24 hours to maybe get some money in there to do something for human services. But when we just pretend like that's, you know, oh well, we'll fix that later. We always say that. We always say, we'll fix it later. We'll find more money later. And... and inevitably we end up whacking human services in every budget. And that's happened year after year when as I... as I've been serving in the General Assembly. So, it just makes me really sad that... that we can't find a way to... to solve a few more problems in the same way that this one got solved. I think there's resource... there's another fund out there that we could utilize to solve some of those problems in the same way that we are solving some of these problems. And I... I just wish for once we could come together. And... and fulfill the rhetoric that we all say when we're at home and we're talking to the... the agencies in our districts and we say, yes, we're with you. And yes, we're supporting you. I wish we could for once put our money where our mouth is."

Speaker Lang: "Representative Moeller."

Moeller: "Thank you, Speaker. On May 8 the Ecker Center that operates in Elgin is going to be closing a facility that serves women who need to live in a Community Integrated Living

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Arrangement. This closure is coming despite the fact that generous members of... of my community and the surrounding area have raised nearly \$40 thousand to keep the facility open through private donations. Two months ago we lost a heroin addiction in-home facility operated by Lutheran Children and Family Services in Elgin. They will no longer be operating in Elgin. They've informed me that they don't anticipate that they'll ever be able to reopen the facility regardless of when we come to an agreement on this budget impasse. When are we going to stand up and acknowledge the crisis that's happening with our social service agencies like we're doing this evening with higher ed? And... and while I applaud the bipartisan effort that's gone into crafting this agreement that we're going to be voting on this evening and I'm glad that we're finally acknowledging that we can't let our universities crumble in this state, that they... that they're important to our... our economic development, our economy and the future of this... of this state, it's... it saddens me that we can't come to that kind of acknowledgement when it comes to the social services and the... the programs that so many of my constituents rely on, so many services that your constituents rely on. When are we going to get to an agreement on those kinds of services? This is a crisis that did not have to happen. Since last July we have been without a state budget. And we didn't have to get to this point. I guess, in speaking to the Bill tonight, I am prepared to support moving forward so that we don't lose these critical institutions of higher education here in Illinois. But to echo what some of my colleagues on... on this side of the aisle have said this

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cannot... this isn't a victory in the sense that we're solving any fundamental problem that we're experiencing here. That we... we can't look at this as something that we can walk away from tonight and... and say we've... we've solved a problem so for the next few months we can just ignore the fact that our social service agencies are crumbling. And the fact that we are cutting higher education funding by nearly 70 percent for... for many of our universities with this Bill. So, I'm glad that we can come to a... a short term solution for Chicago State, we don't want to see them fail. But we need to get back to what we really... focusing on solving this budget crisis fundamentally. Because I know that in just a few short weeks there will be other services that will be closing, more people who will be harmed by the inaction. And the fact that we are holding this budget hostage on issues that are... that have very little to do with the financial health and stability of this state. Thank you."

Speaker Lang: "Representative Feigenholtz."

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

Speaker Lang: "Sponsor yields."

Feigenholtz: "Representative Mayfield, I want to applaud you on your work on this Bill and I truly, truly understand this dire situation Chicago State is in. My alma mater, Northeastern Illinois University, and I have talked many, many times about when the gauntlet drops on that school and all of the future programs are being cut because of what's going on in Springfield. But I... I also have to say that I know after working with you for many years, Representative Mayfield, on human services that you have a big heart and

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your community also has great, great need in human services and social services. I know that like Representative Moeller and Representative Nekritz just mentioned that every day we get a call or a letter of a community provider who is stopping intake, who is phasing out a program. And we also hear from our hospitals that our emergency rooms... and the emergency rooms are picking up the slack at four times the cost of what those community providers were providing. Members of the House, this is like Sophie's Choice. One of my colleagues earlier when we were talking on the floor said that we are eith... we're either choosing to get hit by a bus or hit by a truck. No truer words have been spoken about our situation. I am just hoping that perhaps even before we go home today or tomorrow that we will consider doing the same kind... giving the same kind of relief to some of these providers in the human services arena that also are in dire, dire straits. Thank you."

Speaker Lang: "Mr. Harris."

Harris, G.: "So, thank you, Mr. Speaker. Before I proceed with remarks I wanted to make to the Bill, I just wanted to clear up something I think that was said earlier that just needs to be cleared up and that regards Senate Bill 2046, which sits on Governor Rauner's desk. And the Gentle... the Gentleman from Arlington Heights said the difference between what we're doing here today and the difference between the higher education funding in Senate Bill 2046 is that in Senate Bill 2046 it is funded by GRF funds. So, I... I have in front of me here pages 32 and forward on House Bill... or on Senate Bill 2046. So, I just want to point out that the actually the

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funding source for the Bill we are looking at today is exactly the same funding source that sits before the Governor should he have decided to sign that Bill that has been on his desk for several weeks. So, just wanted to clear the record on that. That being said, funding higher education, funding human services and funding the things that, you know, we have to go home and talk to our constituents about and that our families need is the single most important job that we do here in the General Assembly. It is the one thing that constitutionally we are mandated to do every year. We are required to send a budget to the Governor, the Governor is required to take action. In this fiscal year I just want to remind folks in the General Assembly that in fact the Governor did propose a budget to us that was several billion dollars out of balance, you know, we... we know that. That's in the record. We sent to the Governor a spending plan which was also several billion dollars out of balance, that is also in the record and it came in a number of pieces. The Governor chose to veto higher education, he vetoed human services, he vetoed public safety, he did sign K-12. And that leads us to where we are today. Where, you know, for a lot of us we... we read a publication called *Capitol Fax* that is a journal of what goes on down here in the State of Illinois. And sadly, I think it's a very sad commentary that one of the main features that they posted on that website for the last several months is a feature called 'Another hostage dies'. Another hostage dies and Mr. Miller, the... the writer of that blog, catalogs the carnage that is happening in public safety, that is happening in the human service programs across our state,

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that is happening in higher education, that is happening to students who rely on MAP grants. Day by day another tick, another tock, and it's all bad news. We now know something really, you know, cataclysmic could happen in the next couple days, that is Chicago State University could close. One of the most venerable higher education institutions in the state. Long history and its history and its significance cannot be overstated. And it's important that it be preserved. And the same goes for Northern and Northeastern and Western and Southern, each in its own way is very important to the communities it serves. They have a history, they have value and they are something we ought to be funding. And I'm glad that it has spurred us to act... I'm glad it has spurred us to act in a bipartisan way to offer up an Amendment that would fund those institutions. I wish that, you know, when we sent the Bill to the Governor earlier when Lutheran Social Services was laying off 750 people, when Haymarket Center was closing some of its treatment programs, when home care providers were not being paid, when we reduced eligibility on child care providers earlier this year that we had found that sense of urgency at the time because each of these things is important and critical to our folks. So, I... I was very glad to hear the Leader on the other side say that, you know, he's looking forward next to moving into a trajectory of sitting down and finding a solution to the human service issues that confront us. Because it is not just simply those items that are human services that we... that stand at risk that could be paid for out of the Human Services Fund. There was another Bill... another Amendment, one that we did not consider today that

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also considered \$300 million worth of Maintenance of Effort agreements related to addiction treatment, mental health services and disability services. Should the State of Illinois not make its Maintenance of Efforts payments as required by our... our agreements with the Federal Government, we stand to lose billions, literally billions of dollars of federal money that now flows from Washington, D.C., to our state that helps us provide for some of the most vulnerable and frail populations. So, while we need to deal with our human service budgets and the individual agencies, we cannot forget to deal with the Maintenance of Effort agreements also. Nor can we leave behind those who some say, well, others will take care of them or you know, we don't have room for them. You know, we have to be sure that our immigrant and refugee populations are served. We have to be sure that homeless youth are taken care of. We need to be sure that the Epilepsy Program and the Autism Program and the Alzheimer's Program have their full funding. And a lot of us like to run... go to their press conferences and wear their pins and you know, speak about them on the floor. But when, you know, push comes to shove, it's being sure that they have the ability to stay open and provide services that those folks are going to remember. And that's what we need to do when we craft this human services budget. It... it will be more complicated, it will be more complex. And I dare say, it will be larger simply because of the number of lines, the number of services and the number of institutions that are served. It is more complicated than universities that you can name. It is people in services and every corner of this state, which we all know

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in our own neighborhoods. But the... here in this great chamber, you know, we might not know all the names. We don't know who takes care of our seniors. We don't know who takes care of the people with disabilities. We don't know who treats people with substance abuse in every corner of the state. But each and every one of them is important in southern Illinois, central Illinois, in the suburbs and the City of Chicago. And if we do not provide them enough funding to keep them open, keep their employees on the payroll, keep their families from leaving the State of Illinois because of desperation, not knowing where their next paycheck is going to be coming from, we will have not only done, you know, our constituents a disservice, we will have done a disservice to our entire state. So, Ladies and Gentlemen, you know, I... I look forward to helping higher education, but I also look forward to working with people to be sure that we have the adequate resources. And I don't want to sit down and have a discussion where we are... well, we might be able to say this is, you know, a little bit comes from GRF and some from other state funds. We have to do the things that need to be done, and we have to do the right things to keep these services funded and to keep our promises to the folks that they take care of. Thank you."

Speaker Lang: "Representative Flowers."

Flowers: "Thank you, Mr. Speaker. Representative Mayfield, I want to take this opportunity to say thank you. I'm very proud of you. You put up a good fight for Chicago State. And the students and the teachers and the professors and the people that work at Chicago State owe you a debt of gratitude. And once again, you are to be commended. But let me just say this,

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this does not make any of us feel good... what we are about to do. Because throughout the years, Ladies and Gentlemen, we have been playing games with people's lives. We've done ourselves a disservice. In January of this year, this Governor said that he wanted us to roll back the tax increase. So, we went from 5 percent back down to 3.75 percent. That was \$5 billion that he just threw away. He just said, get rid of it. Knowing that we were working in a deficit. Knowing throughout the years that higher education has not been funded properly. Knowing that education is not affordable; it is not attainable for the poor. We need to be realistic about what it is that we're doing here. And just the other day there was a resolution on the board to talk about a millionaire tax. That millionaire tax went down. For those of you who eagerly want to support this Bill, but do not want to support other Bills such as human services and other social programs and other Bills that are needed for the people of the State of Illinois. What we have here is a funding problem. We do not have enough money to fill this gap. Once we do this funding gap, Ladies and Gentlemen, and then come September and October and then what? And then what? Where are we going to get the money from? Where are we going to get the money for the social service program? What hospitals are we going to close? What people are we going to let die? What programs are... are we going to allow cut? And how many more kids will be able to register and graduate or pay their tuition? And what about the children who are in need of the social services program that we're not going to fund because we're going to fund Chicago State? What about the kids that needs the bus services that are

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handicapped? What about the blind, the crippled and the disabled? What about the medication that they're going to need to go to school? What about it? Oh, oh, I'm sorry. That doesn't matter. It's all about keeping Chicago open... Chicago State open and we should feel good and forget about the rest. But as I said before, we have a funding problem and we need to do something about it. And on the Governor's desk right now he has a Bill that we sent him two weeks ago that he said that he was going to veto. The Governor said, send it to me and I'm going to veto it. Two weeks later the Governor still hasn't vetoed that Bill. You know why? Because the Governor know that the power is in his hands. He could amendatory veto that legislation and fund anything his heart desires but oh no, he want us to do his heavy lifting for him. He want us to make these cuts. And so, already education has been cut throughout the years about 40 percent and we're going to cut it even more. And we're going to feel real good about it. Ladies and Gentlemen, again, I applaud my colleague for bringing forth this important piece of legislation. But I want to remind you of the people that we're walking over, stepping on to get to where we shouldn't have to be because the Governor has the responsibility. He is the ultimate decider of who gets funded because all he has to do is amendatory veto that Bill and he can do anything that he want. But he wants us to do his dirty work for him and I am appalled by that. We need some money in order to fund all the things that we need to fund in this state. And I'm going to say this and I'm going to take my seat. We need a financial transaction tax and that way we don't have to choose... we will not have to

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choose which one of our constituents is more important than the other. Now where are you on that? If you want this, you should want the financial transaction tax. You should want moneys to service all of our constituents, all of our schools. We need to reduce the cost of education, not increase. We need to make sure more children are able to go to college, not less. This Bill will guarantee that fewer students will be able to attend Chicago State College. Thank you."

Speaker Lang: "Mr. Arroyo."

Arroyo: "Thank you, Mr. Speaker. Would the Sponsor yield?"

Speaker Lang: "Sponsor yields."

Arroyo: "Representative, I know that you're trying to do the right thing. I think you did the right thing for the universities. But the two caucuses that negotiated with the other side... I'll say the other side, did you guys even consider CTU? I'm a State... I'm a State Legislator for the City of Chicago. For the whole state also. But we have a crisis with CTU. We're going to go on strike, there's a countdown. CPS, we're going to go on strike. In those conversations, did you have a conversation with the other side about what's happening in the City of Chicago?"

Mayfield: "The answer is, no. We did not discuss any human services, public safety or other appropriations."

Arroyo: "If I... I think that we got a raw deal by cutting higher education by 70 percent. I think that I would have liked to be considered to be part of that negotiation because I would have been negotiating for CPS and they're about to go on strike. That is also essential to a lot of the parents in the City of Chicago. The Downstate Caucus I don't know if they

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care about the City of Chicago, I don't know if the other side cares about the City of Chicago, but the Legislators that serve the City of Chicago have a big concern for what's going on there. What happens with us? Are they going to be willing... are they going to be willing to negotiate with us so we don't have a strike also? Or you think that maybe we could amend this Amendment to try to put education... let's make it education as a whole, which is... even if it's a 70 percent... CPS right now could take anything. We need anything before they go on strike, they're going to go on strike. I wouldn't like to see that. And they're holding us hostage with that, too. This is a... this is not good negotiation from where I stand. I know you have a passion for the universities, I also do. I believe everybody here has a... has an obligation to make sure that universities don't close. I have a university close to me, Wright College, in my district. I don't want that to close. We don't want any of the essential programs to close. But I would like for you to put an Amendment on there. Have the other side work with us also to probably come back together to make sure CPS doesn't go on strike. Our parents are going to be hurt. They're not going to be able to go to work to watch their kids. Who knows how long this strike is going to take. They already did it one day. Are they going to keep doing it and doing it? They... they're putting us in a corner we don't want to be. I don't want to be. I'm confused when I vote for this or I don't vote for it. It's really confusing. It's heartbreaking that we would have to vote on something these days to take a 70 percent cut on higher education. That's crazy. That is crazy. And thanks to the

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other side, that's all on your back. That's your responsibility. That's the way you want to conduct business; I don't know if I want to negotiate with that kind of negotiations. Thank you very much. I applaud what you're doing for the universities, but this is not the way to do it. If you were talking about higher education, you should have talked about secondary education as well. Let's make it an education Bill. Now they're going to sit back and say, I'm not going to... I'm not negotiating with CPS. I don't want to do this and I don't want to do that. We're in a bad situation. But thank you, I applaud for what you're trying to do for the universities."

Mayfield: "Thank you, Representative."

Speaker Lang: "Representative Mayfield to close."

Mayfield: "I'd just like to mention that this... the purpose of this Bill is simply to provide emergency funding to get our universities through the summer with the hope that we will continue to work on a budget so that we can fully fund them. I ask for an 'aye' vote."

Speaker Lang: "Those in favor of the Amendment say 'yes'; opposed 'no'. The 'ayes' have it. And the Amendment is adopted. Mr. Clerk."

Clerk Hollman: "No further Amendments. A fiscal note is requested, but not filed at this time."

Speaker Lang: "We're going to... Chair recognizes Representative Mayfield."

Mayfield: "I'd like to make a Motion to rule the note inapplicable."

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Speaker Lang: "We'll take one debater on each side. Representative Mayfield moves to held the note inapplicable. Mr. Franks made the Motion... filed the note, so we'll let him be the debater on the other side. Mr. Franks."

Franks: "Thank you. I don't know where to start. I... I don't know how one can argue that a fiscal note is inapplicable on an Appropriation Bill. I couldn't think of anything more applicable. I've stood with you guys. I have. Hey... this is... this is important. You know, right now we have the worst funded pension system in the country. We have the lowest credit rating in the country. Hey, we're worse than a lot of other nations too. I think we're... we're worse than Iran when is, comes to where we are with budget. We have \$7.8 billion dollars in unpaid bills and without a budget our Comptroller says, it's going to be go \$10 billion within 2 months. You might have seen that some people aren't getting paid in this state; that our social service agencies are crumbling around us. I don't know if anyone's gone to a doctor lately, but I want you to know that your physician that you're going to is not getting paid for 522 days. So, you can make light and say this... this is not... this is not applicable, but what we do here has real-world ramifications, spending money and adding more debt. We passed a Bill the other day when we have this huge amounts of debt and we don't have a budget. One of the solutions on the other side was to dig a deeper hole and to give more bonding authority so we could go deeper into debt. That was the solution. I felt like I was... like I was in *Alice in Wonderland* here. We have fiduciary responsibilities to the citizens of the State of Illinois. We need to know what the

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fiscal impact is. This isn't about a feel good Bill because quite frankly, we heard some of the arguments. Understand that in September when this mon... this money runs out, what have we really accomplished? All it means is in September we have another crisis and perhaps the schools don't open then. So, let's not kid ourselves that this is fixing anything long-term. But we ought to at least know what the cost is and what bigger hole we're going to have to dig out of now. So, to argue that this is somehow inapplicable is disingenuous. I would move that the Lady's Motion be voted down."

Speaker Lang: "Representative Mayfield to close on her Motion."

Mayfield: "Please vote 'yes'."

Speaker Lang: "This Motion requires 60 votes. Those in favor of the Lady's Motion to hold the fiscal note inapplicable will vote 'yes'; opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 93 voting 'yes', 2 voting 'no'. And the Lady's Motion prevails. And the fiscal note request is held inapplicable. Mr. Clerk."

Clerk Hollman: "No further Motions are req... were filed."

Speaker Lang: "Are there additional notes, Mr. Clerk?"

Clerk Hollman: "All notes that were... that have been requested have been filed."

Speaker Lang: "Mr. Clerk, you have all the notes?"

Clerk Hollman: "Balanced budget note has been filed."

Speaker Lang: "Third Reading. Please read the Bill for a Third time."

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Clerk Hollman: "Senate Bill 2059, a Bill for an Act concerning appropriations. Third Reading of this Senate Bill."

Speaker Lang: "Ladies and Gentlemen, we've thoroughly debated this Bill. We're going to hear one person on each side. The Sponsor... Representative Mayfield."

Mayfield: "I'm sorry. I received a request from my Members to hold the Bill and to call it tomorrow on Third Reading."

Speaker Lang: "At... at the request of the Sponsor who controls her own Bill, Ladies and Gentlemen, the Bill will be removed from the record. Chair recognizes Mr. Davis. For what reason do you rise, Sir?"

Davis, W.: "Thank you very much, Mr. Speaker. I just want to cancel the Appropriations Committee for tonight, that's all."

Speaker Lang: "Thank you, Sir. It was a welcome breath of fresh air. Mr. Sims."

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

Speaker Lang: "Please proceed."

Sims: "I have two very special guests with me here on the floor. My daughters are here, Kennedy and McKenzie. And I also have, on the Republican side of the aisle, my mom is also with us. So, mom stand-up and would everybody welcome them to Springfield for me."

Speaker Lang: "Welcome. How come all you guys always have your moms over there? Ah, I see. Yeah, okay. Representative Moeller is recognized."

Moeller: "Thank you. Point of personal privilege."

Speaker Lang: "Please proceed."

Moeller: "I would like to welcome former resident of Illinois, Christine Curtis, who now has fled the state, lives in

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Missouri. She's back. Welcome to the State Capitol, Christine."

Speaker Lang: "Thank you. Welcome aboard. Mr. Clerk, committee announcements."

Clerk Hollman: "All committees for this evening have been. The following committees are meeting in the morning. Meeting at 8:30 in the morning is Labor & Commerce in Room 413. Personnel and Pensions will be meeting in Room 122 at 8:30 in the morning."

Speaker Lang: "Chair recognizes Mr. Sandack."

Sandack: "Thank you, Mr. Speaker. A point of inquiry of the Chair."

Speaker Lang: "State your inquiry, Sir."

Sandack: "Who is the Sponsor of Senate Bill 2059? I'm sorry. Is it... is it a perplexing question? I always like when there's a pregnant pause in an otherwise simple question."

Speaker Lang: "Leader Currie has announced to the Chair that she asked the Sponsor of the Amendment to take the Bill out of the record. Mr. Davidsmeyer is recognized."

Sandack: "Where was the... now, wait a minute."

Speaker Lang: "She gave her permission to take the Bill out of the record, Sir. If you like, we can have Leader Currie tell you that? Mr. Sandack."

Sandack: "Thank you, Mr. Speaker. I appreciate being acknowledged. We continue to... continuing to ignore process when it matters. You took the Lady's Motion as if it were her Bill. It was not her Bill. The Bill was called, there's been no Motion to withdraw it. And I think we ought to go through the right procedure."

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Speaker Lang: "Sir, you're not incorrect except I'm told by Leader Currie that she suggested that... that she asked..."

Sandack: "She told you that or did she tell Ms. Weir that? I don't think the Leader came anywhere by you..."

Speaker Lang: "Either way, Sir, the... the Chair takes Bills out of the record all day long. Yours and everybody else's."

Sandack: "You do. You absolutely do."

Speaker Lang: "Mr. Demmer is recognized."

Demmer: "Thank you, Mr. Speaker. An inquiry of the Chair."

Speaker Lang: "State your inquiry."

Demmer: "Has the Senate notified us of an adjournment? Is there an Adjournment Resolution the Senate has sent to the House?"

Speaker Lang: "We've been waiting for the Adjournment Resolution, but we have not received it yet, Sir."

Demmer: "Thank you."

Speaker Lang: "Mr. Davidsmeyer is recognized."

Davidsmeyer: "In... inquiry of the Chair."

Speaker Lang: "State your inquiry."

Davidsmeyer: "Is the Senate scheduled to be in tomorrow?"

Speaker Lang: "I don't have an Adjournment Resolution from the Senate, so I can't answer... cannot answer that question for you, Sir."

Davidsmeyer: "Okay. So... so they are not scheduled to be in? So, if this Bill gets called tomorrow there's no chance of the Senate calling it?"

Speaker Lang: "I'm sorry, Sir?"

Davidsmeyer: "There... if this Bill gets called tomorrow, the Bill that we were just discussing, there's no chance for the Senate to... to review it?"

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Speaker Lang: "The Senate makes their own rules and their decisions, Sir. We don't make those decisions for them."

Davidsmeyer: "Okay. We're holding hostage. Thank you."

Speaker Lang: "Mr. Batinick is recognized."

Batinick: "Small point of personal privilege."

Speaker Lang: "Small or large, go ahead, Sir."

Batinick: "I just would like to remind the Body that college students will... the last day for them to decide on where they are going to school I believe is May 1. And I don't think us or the Senate are going to be back in Session before then. Congratulations, everybody."

Speaker Lang: "And now, leaving perfunctory time for the Clerk, Leader Currie now moves that the House stand adjourned until tomorrow, April 22 at the hour of 9 a.m. Those in favor say 'yes'; opposed 'no'. The 'ayes' have it. And the House stands adjourned."

Clerk Hollman: "House Perfunctory Session will come to order. Correction of the First Reading in full, as amended, of House Joint Resolution Constitutional Amendment #58.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Article IV of the Illinois Constitution by changing Sections 2 and 3 as follows:

ARTICLE IV

THE LEGISLATURE

SECTION 2. LEGISLATIVE COMPOSITION

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- (a) One Senator shall be elected from each Legislative District. Immediately following each decennial redistricting, the General Assembly by law shall divide the Legislative Districts as equally as possible into three groups. Senators from one group shall be elected for terms of four years, four years and two years; Senators from the second group, for terms of four years, two years and four years; and Senators from the third group, for terms of two years, four years and four years. The Legislative Districts in each group shall be distributed substantially equally over the State.
- (b) In 1982 and every two years thereafter one Representative shall be elected from each Representative District for a term of two years.
- (c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election or appointment a resident of the district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.
- (d) Within thirty days after a vacancy occurs, it shall be filled by appointment as provided by law. If the vacancy is in a Senatorial office with more than twenty-eight months remaining in the term, the appointed Senator shall serve until the next general election, at which time a Senator shall be elected to serve for the remainder of the term. If the vacancy

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is in a Representative office or in any other Senatorial office, the appointment shall be for the remainder of the term. An appointee to fill a vacancy shall be a member of the same political party as the person he succeeds.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other governmental entity for time during which he is in attendance as a member of the General Assembly. No member of the General Assembly during the term for which he was elected or appointed shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

SECTION 3. LEGISLATIVE REDISTRICTING

(a) Legislative Districts and Representative Districts shall each, in order of priority, be substantially equal in population; provide racial minorities and language minorities with the equal opportunity to participate in the political process and elect candidates of their choice; provide racial minorities and language minorities who constitute less than a voting-age majority of a District with an opportunity to substantially influence the outcome of an election; be contiguous; be compact; respect, to the extent practical, geographic integrity of units of local government; respect, to the extent practical, communities sharing common social or economic interests; and not discriminate against or in favor of any political party or individual.

(b) No later than June 30 of the year in which each Federal decennial census occurs, the Chief Justice and the most senior Justice of the Supreme Court who is not affiliated with the

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same political party as the Chief Justice shall select eight commissioners to an Independent Redistricting Commission. Commissioners must reflect the ethnic, gender, and racial demographics of Illinois, and there must be at least one commissioner from each Judicial District.

(c) A person is ineligible to serve on the Commission if within the previous four calendar years the person or his or her spouse or immediate family member was appointed or elected to a position with the State or local government, a State employee, a lobbyist as defined by law, a person with an ownership interest in an entity with a state contract, or appointed or elected to serve a political party. A commissioner is ineligible for a period of ten years to serve in the General Assembly or to be appointed to a position subject to Senate confirmation. Commissioners must file financial disclosure statements and abide by any ethics requirements established by law.

(d) The Commission shall act in public meetings by affirmative vote of five commissioners. The Commission shall elect its chairperson and vice chairperson, who shall not be affiliated with the same political party. All meetings of the Commission shall be open to the public and publicly noticed at least seven days prior to the meeting. All records of the Commission, including all communications to or from the Commission regarding the work of the Commission, shall be available for public inspection. The Commission shall adopt rules governing its procedures.

(e) The Commission shall hold at least fifteen public hearings throughout the State before adopting any redistricting plan,

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with a majority occurring before the Commission releases any proposed redistricting plan and at least five occurring after the release of any proposed redistricting plan. The Commission may not adopt a redistricting plan until the Commission adopts a report explaining its compliance with the United States and Illinois Constitutions. Prior to the adoption of a redistricting plan, the Commission shall release to the public the final plan and its associated compliance report. The meeting to vote on adoption of a redistricting plan shall occur no sooner than seven days after the release of the final plan and its associated compliance report.

(f) The Commission shall adopt and file with the Secretary of State a redistricting plan for the Legislative Districts and Representative Districts by June 30 of the year following the Federal decennial census. The Commission may adopt separate redistricting plans for the Legislative Districts and the Representative Districts.

(g) If the Commission fails to adopt and file a redistricting plan by July 1 of the year following a Federal decennial census, the Chief Justice of the Supreme Court and the most senior Justice of the Supreme Court who is not affiliated with the same political party as the Chief Justice shall appoint a ninth member to the Commission. The nine-member Commission shall adopt and file with the Secretary of State a redistricting plan for the Legislative Districts and Representative Districts by August 1 of the year following the Federal decennial census.

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(h) A redistricting plan filed with the Secretary of State shall be presumed valid and shall be published promptly by the Secretary of State.

(i) The Supreme Court shall have original and exclusive jurisdiction over actions concerning redistricting the House and Senate, which shall be initiated in the name of the People of the State by the Attorney General.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies to redistricting beginning in 2021 and to the election of General Assembly members beginning in 2022. This was a correction of the First Reading in full, as amended, of House Joint Resolution Constitutional Amendment #58. Second Reading in full of House Joint Resolution Constitutional Amendment #59.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend the Illinois Constitution by changing Section 3 of Article IX as follows:

ARTICLE IX

REVENUE

SECTION 3. LIMITATIONS ON INCOME TAXATION

(a) A tax on or measured by income may be imposed by law. At any one time there may be no more than one such tax imposed by the State for State purposes on individuals and one such

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tax so imposed on corporations. In any such tax imposed upon corporations the rate shall not exceed the rate imposed on individuals by more than a ratio of 8 to 5.

(b) Laws imposing taxes on or measured by income may adopt by reference provisions of the laws and regulations of the United States, as they then exist or thereafter may be changed, for the purpose of arriving at the amount of income upon which the tax is imposed.

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. This was Second Reading in full of House Joint Resolution Constitutional Amendment #59. Introduction and First Reading of House Bills. House Bill 6561, offered by Representative Bill Mitchell, a Bill for an Act concerning regulation. House Bill 6562, offered by Representative Greg Harris, a Bill for an Act concerning regulation. House Bill 6563, offered by Representative Arroyo, a Bill for an Act concerning appropriations. House Bill 6564, offered by Representative Daniel Burke, a Bill for an Act concerning public employee benefits. First Reading of these House Bills. Second Reading of House Bills. House Bill 4935, a Bill for an Act concerning health. House Bill 6027, a Bill for an Act concerning public aid. Second Reading of these House Bills. These will be held on the Order of Second Reading."

Clerk Bolin: "Introduction of Senate Bills. Senate Bill 2196, offered by Representative Hernandez, a Bill for an Act concerning education. Senate Bill 2403, offered by

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Representative Mitchell, Bill, a Bill for an Act concerning regulation. Senate Bill 2421, offered by Representative Rita, a Bill for an Act concerning animals. Senate Bill 2432, offered by Representative Davidsmeyer, a Bill for an Act concerning regulation. Senate Bill 2437, offered by Representative Dan Burke, a Bill for an Act concerning public employee benefits. Senate Bill 2439, offered by Representative Zalewski, a Bill for an Act concerning public employee benefits. Senate Bill 2504, offered by Representative Feigenholtz, a Bill for an Act concerning regulation. Senate Bill 2505, offered by Representative Ammons, a Bill for an Act concerning education. Senate Bill 2506, offered by Representative Andersson, a Bill for an Act concerning human rights. Senate Bill 2517, offered by Representative Sullivan, a Bill for an Act concerning revenue. Senate Bill 2536, offered by Representative Ammons, a Bill for an Act concerning public aid. Senate Bill 2537, offered by Representative Zalewski, a Bill for an Act concerning regulation. Senate Bill 2566, offered by Representative Tabares, a Bill for an Act concerning civil law. Senate Bill 2584, offered by Representative Riley, a Bill for an Act concerning public employee benefits. Senate Bill 2593, offered by Representative Andersson, a Bill for an Act concerning revenue. Senate Bill 2605, offered by Representative Martwick, a Bill for an Act concerning revenue. Senate Bill 2609, offered by Representative Rita, a Bill for an Act concerning regulation. Senate Bill 2610, offered by Representative Durkin, a Bill for an Act concerning regulation. Senate Bill 2632, offered by Representative

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Wheeler, Barbara, a Bill for an Act concerning local government. Senate Bill 2704, offered by Representative Bellock, a Bill for an Act concerning regulation. Senate Bill 2734, offered by Representative Gabel, a Bill for an Act concerning health. Senate Bill 2766, offered by Representative Zalewski, a Bill for an Act concerning regulation. Senate Bill 2767, offered by Representative Christian Mitchell, a Bill for an Act concerning local government. Senate Bill 2772, offered by Representative Walsh, a Bill for an Act concerning local government. Senate Bill 2777, offered by Representative Nekritz, a Bill for an Act concerning criminal law. Senate Bill 2790, offered by Representative Bryant, a Bill for an Act concerning education. Senate Bill 2797, offered by Representative Lang, a Bill for an Act concerning liquor. Senate Bill 2799, offered by Representative Breen, a Bill for an Act concerning regulation. Senate Bill 2805, offered by Representative Hoffman, a Bill for an Act concerning civil law. Senate Bill 2806, offered by Representative Tryon, a Bill for an Act concerning transportation. Senate Bill 2808, offered by Representative Turner, a Bill for an Act concerning transportation. Senate Bill 2812, offered by Representative Hoffman, a Bill for an Act concerning State Government. Senate Bill 2817, offered by Representative Nekritz, a Bill for an Act concerning public employee benefits. Senate Bill 2833, offered by Representative Cabello, a Bill for an Act concerning local government. Senate Bill 2869, offered by Representative Demmer, a Bill for an Act concerning transportation. Senate Bill 2870, offered by Representative

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Sims, a Bill for an Act concerning criminal law. Senate Bill 2875, offered by Representative Sandack, a Bill for an Act concerning criminal law. Senate Bill 2894, offered by Representative Martwick, a Bill for an Act concerning public employee benefits. Senate Bill 2900, offered by Representative Zalewski, a Bill for an Act concerning regulation. Senate Bill 2901, offered by Representative Zalewski, a Bill for an Act concerning regulation. Senate Bill 2902, offered by Representative Butler, a Bill for an Act concerning State Government. Senate Bill 2908, offered by Representative Wallace, a Bill for an Act concerning education. Senate Bill 2912, offered by Representative Rita, a Bill for an Act concerning education. Senate Bill 2917, offered by Representative Moffitt, a Bill for an Act concerning regulation. Senate Bill 2918, offered by Representative Reis, a Bill for an Act concerning safety. Senate Bill 2929, offered by Representative Rita, a Bill for an Act concerning public aid. Senate Bill 2944, offered by Representative Brady, a Bill for an Act concerning regulation. Senate Bill 2947, offered by Representative Anthony, a Bill for an Act concerning criminal law. Senate Bill 2950, offered by Representative Harris, Greg, a Bill for an Act concerning safety. Senate Bill 2956, offered by Representative Williams, a Bill for an Act concerning health. Senate Bill 2960, offered by Representative Kifowit, a Bill for an Act concerning education. Senate Bill 2964, offered by Representative Hoffman, a Bill for an Act concerning employment. Senate Bill 2970, offered by Representative Lilly, a Bill for an Act concerning education. Senate Bill

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2972, offered by Representative Davis, William, a Bill for an Act concerning public employee benefits. Senate Bill 2974, offered by Representative Hurley, a Bill for an Act concerning transportation. Senate Bill 2982, offered by Representative Burke, Daniel, a Bill for an Act concerning regulation. Senate Bill 2994, offered by Representative McSweeney, a Bill for an Act concerning local government. Senate Bill 3005, offered by Representative Cassidy, a Bill for an Act concerning local government. Senate Bill 3017, offered by Representative Fortner, a Bill for an Act concerning State Government. Senate Bill 3022, offered by Representative Butler, a Bill for an Act concerning finance. Senate Bill 3034, offered by Representative Mayfield, a Bill for an Act concerning local government. Senate Bill 3035, offered by Representative Feigenholtz, a Bill for an Act concerning health. Senate Bill 3067, offered by Representative Sims, a Bill for an Act concerning the Law Enforcement Information Task Force Act. Senate Bill 3071, offered by Representative Zalewski, a Bill for an Act concerning public employee benefits. Senate Bill 3072, offered by Representative Reis, a Bill for an Act concerning regulation. Senate Bill 3079, offered by Representative Sims, a Bill for an Act concerning safety. Senate Bill 3082, offered by Representative Feigenholtz, a Bill for an Act concerning regulation. Senate Bill 3093, offered by Representative Martwick, a Bill for an Act concerning finance. Senate Bill 3096, offered by Representative McAsey, a Bill for an Act concerning criminal law. Senate Bill 3106, offered by Representative Sims, a Bill for an Act concerning criminal law. Senate Bill 3129,

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offered by Representative Anthony, a Bill for an Act concerning law enforcement. Senate Bill 3149, offered by Representative Hoffman, a Bill for an Act concerning revenue. Senate Bill 3166, offered by Representative Lang, a Bill for an Act concerning civil law. Senate Bill 3180, offered by Representative Sandack, a Bill for an Act concerning criminal law. Senate Bill 3274, offered by Representative Harris, David, a Bill for an Act concerning regulation. Senate Bill 3275, offered by Representative Batinick, a Bill for an Act concerning regulation. Senate Bill 3294, offered by Representative Zalewski, a Bill for an Act concerning criminal law. Senate Bill 3314, offered by Representative Hays, a Bill for an Act concerning revenue. Senate Bill 3354, offered by Representative Acevedo, a Bill for an Act concerning criminal law. Senate Bill 3367, offered by Representative Bennett, a Bill for an Act concerning education. There being no further business, the House Perfunctory Session will stand adjourned."