

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

5/28/2005

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PRESIDING OFFICER: (SENATOR HENDON)

The regular Session of the 94th General Assembly will please come to order. Will the Members please be at their desks? Will our guests in the galleries please rise? The invocation today will be given by Senator Adeline Geo-Karis. Senator Geo-Karis.

SENATOR GEO-KARIS:

Thank you, Mr. President.

(Prayer by Senator Geo-Karis)

PRESIDING OFFICER: (SENATOR HENDON)

Please -- please remain standing for the Pledge of Allegiance. Senator Maloney.

SENATOR MALONEY:

(Pledge of Allegiance, led by Senator Maloney)

PRESIDING OFFICER: (SENATOR HENDON)

Will all Members under the sound of my voice please come to the Senate Floor? Would all Senators please come to the Senate Floor? Madam Secretary, Reading and Approval of the Journal.

SECRETARY HAWKER:

Senate Journals of Thursday, May 26, and Friday, May 27, 2005.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Hunter.

SENATOR HUNTER:

Mr. President, I move that the Journals just read by the Secretary be approved, unless some Senator has additions or corrections to offer.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Hunter moves the -- to approve the Journals just read by the Secretary. There being no objection, so ordered. Madam Secretary, Committee Reports.

SECRETARY HAWKER:

Senator Schoenberg, Chairperson of the Committee on Appropriations II, reports Senate Amendment No. 1 to Senate Bill 665 Be Adopted.

PRESIDING OFFICER: (SENATOR HENDON)

House Bills 1st Reading.

SECRETARY HAWKER:

House Bill 1017, offered by Senator Dillard.

(Secretary reads title of bill)

And House Bill 3416, offered by Senator Dillard.

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(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Trotter, for what purpose do you seek recognition, sir?

SENATOR TROTTER:

Thank you very much, Mr. President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR HENDON)

State your point.

SENATOR TROTTER:

Thank you, Mr. President, Members of the Senate. Over the past couple of days I noticed a -- a pattern. You know, Senator Sullivan brought in his -- his family, and he got a lot of bills out of here and -- and -- and people even started talking to him and -- and acting like they liked him. And then we had good Senator Haine bring in his -- his grandson, along with his war heroes. Well, now that we're working on the budget, I'm going to need all the help I can get. So I brought in all three of my nieces and my sister here today. So, would you please join with me in -- in welcoming 'em to the Senate?

PRESIDING OFFICER: (SENATOR HENDON)

Would the family of Senator Trotter please rise and be welcomed to the Senate? And we won't hold it against you for having Donne as one of your relatives. You couldn't help yourself, I'm sure. Senator Trotter.

SENATOR TROTTER:

And if I could just -- just name 'em. We have -- we have Morgan - this is my great-niece; my sister, Pat; and we have Hillary, who's my other great-niece; and their mother, Dina.

PRESIDING OFFICER: (SENATOR HENDON)

Welcome to the Illinois Senate. Welcome. Senator Clayborne, for what purpose do you rise, sir?

SENATOR CLAYBORNE:

For point of an announcement.

PRESIDING OFFICER: (SENATOR HENDON)

Make your announcement, sir.

SENATOR CLAYBORNE:

We have a Page by the name of Rachel Rossi, who turned

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twenty years old today. Rachel.

PRESIDING OFFICER: (SENATOR HENDON)

Happy Birthday, Rachel. Happy Birthday, girl. May you have a wonderful time. Senator -- Peterson, for what purpose do you rise, sir?

SENATOR PETERSON:

Thank you, Mr. President. I just wanted to note that those good-looking young ladies over behind Senator Trotter are my constituents.

PRESIDING OFFICER: (SENATOR HENDON)

Well, isn't that wonderful. We have Trotters everywhere. Randy Squires from Squires Photography seeks leave of the Body to take photographs. Leave is granted. Leave is granted. Will all Senators under the sound of my voice -- all staffers, please have your Senator come to the Senate Floor? We're about to go into Senate action. Come to the Senate Floor immediately. Would all Senators under the sound of my voice please come to the Senate Floor? Would all Senators please come to the Senate Floor? The Senate would like to recognize Majority Leader of the -- of the House, Majority Leader Barbara Flynn Currie, to the Senate Floor. Let's welcome Majority Leader. Welcome to the Senate. Oh! As well as Lovana Jones. Representative Majority Leader Lovana Jones. Give her a hand. She can't play any bid whist, but she's a good person. There'll be a Rules Committee meeting soon. Senator DeLeo in the Chair.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen, we will -- if you'd be so kind to turn your Calendars to page 73 of your Calendar, is Concurrence, Senate Bills. Senate Bill 350. Senator Garrett. Senator Susan Garrett, do you wish to proceed, ma'am? She indicates she wishes to proceed. Madam Secretary, please read the motion.

SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 350.

Motion filed by Senator Garrett.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Garrett, to explain the motion, ma'am.

SENATOR GARRETT:

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Yes. Thank you, Mr. President. Basically, the motion keeps the bill intact and what it does is delete the references to the specific private organizations that would be appointed to the 211 advisory panel and provides instead for a more general authorization for the Governor to appoint up to fourteen representatives of unspecified non-for-profit human services organizations in the State.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Is there any discussion? Is there any discussion? Seeing no discussion, Ladies and Gentlemen, this is final action. The question is, shall Senate concur in House Amendment No. 1 to Senate Bill 350. Those in favor, vote Aye. Those opposed will vote -- Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, please take the record. On that question, there are 58 Ayes, 0 voting Nay, 0 voting Present. Senate Bill 350 -- the Senate concurs in House Amendment No. 1 to Senate Bill 350, and the bill, having received the required constitutional majority, is declared passed. Senator Jacqui Collins. Senator Collins. Okay. Ladies and Gentlemen, if you'd be so kind to go to page 75 of your Calendar. In the bottom of page 75 is House Bill 3801. It's a Non-concurrence. Senator Collins, do you wish to proceed? Madam Secretary, she indicates she wishes to proceed. Please read the motion.

SECRETARY HAWKER:

I move to refuse to recede from Senate Amendments 1 and 2 to House Bill 3801 and request that a conference committee be appointed.

Motion filed by Senator Collins.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Collins, to explain your motion, ma'am.

SENATOR COLLINS:

Thank you, Mr. President and Members of the Assembly. House Bill 3801 basically dealt with the medical school applicants and we had worked on the language and amended it with Senate Amendment No. 1 and 2 to make it permissive. The House sponsor has refused to accept Senate Amendments No. 1 and 2 and I'd like to refuse to recede from Senate Amendments No. 1 and 2 and motion for a conference.

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PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Is there any discussion? Seeing no discussion. Okay. Senator Collins moves to refuse to recede from Senate Amendment No. 1 and No. 2 to House Bill 3801 and -- and that a conference committee be appointed. All those in favor will say Aye. All those opposed will say Nay. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. Madam Secretary, Messages from the President, please.

SECRETARY HAWKER:

A Message from the President, dated May 28, 2005.

Dear Madam Secretary - Pursuant to Senate Rule 2-10, I hereby establish May 31, 2005, as the committee deadline and December 31, 2005, as the 3rd Reading deadline for House Bill 4050.

Sincerely, Emil Jones, Jr., Senate President.

I have a like Message with respect to House Bill 4053. Again, those same deadlines apply.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Martinez. I'd just like to recognize my wife, Ann DeLeo; my sister-in-law, Marilyn Filishio; and my son, little Jimmy. They can't be here. They've never been here for years and years, but they are watching the Internet live right now. So, I wanted to recognize them then. And I'd like just to say hello and wish them a very happy Memorial Day and hope that I get to see them 4th of July. So, I know you're watching this on the Internet and I miss you very, very much. Ladies and Gentlemen, for purposes of an announcement. The Rules Committee will meet immediately in the President's Anteroom. Immediately. All Members of the Rules Committee please report to the Anteroom immediately. Thank you. Madam Secretary, Committee Reports, please.

SECRETARY HAWKER:

Senator Viverito, Chairman of the Committee on Rules, reports the following Legislative Measures have been assigned: Refer to Education Committee - Motion to Concur with House Amendments 1 and 2 to Senate Bill 1853; refer to Environment and Energy Committee - Motion to Concur with House Amendment 10 to Senate Bill 431; refer to Executive Committee - Motion to Concur with House Amendments 1 and 2 to Senate Bill 2038, Floor

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Amendment 1 to House Bill 1038, House Bill 4050, House Bill 4053 and Floor Amendment 1 to Senate Bill 1992; refer to Health and Human Services Committee - Motion to Concur with House Amendments 1, 2 and 3 to Senate Bill 506, Motion to Recede from Senate Amendment 2 to House Bill 2531, and Floor Amendment 1 to Senate Bill 955; refer to Higher Education Committee - Floor Amendment 3 to Senate Bill 507; refer to Judiciary Committee - Motion to Concur with House Amendment 1 to Senate Bill 1832, Motion to Concur with House Amendment 1 to Senate Bill 1962 and a Motion to Recede from Senate Amendment 6 to House Bill 350; refer to Licensed Activities Committee - Floor Amendment 1 to Senate Bill 1246; refer to Pensions and Investments Committee - Motion to Concur with House Amendments 1 and 2 to Senate Bill 1446; refer to State Government Committee - Motion to Recede from Senate Amendment 1 to House Bill 1457; refer to Transportation Committee - Motion to Concur with House Amendment 1 to Senate Bill 1233 and Floor Amendment No. 1 to Senate Bill 1127.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Schoenberg, for what purpose do you rise, sir?

SENATOR SCHOENBERG:

I rise for a motion, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Please state your motion, sir.

SENATOR SCHOENBERG:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move to waive all posting requirements so that House Bill 4053 can be heard in the Senate Executive Committee today.

PRESIDING OFFICER: (SENATOR DeLEO)

Is there any discussion? Is there any discussion? Senator Roskam, for what purpose do you rise, sir?

SENATOR ROSKAM:

Thank you, Mr. President. Will Senator Schoenberg yield?

PRESIDING OFFICER: (SENATOR DeLEO)

The gentleman will yield for a question, sir.

SENATOR ROSKAM:

Senator, what -- what's the emergency? Is this the Medicaid language or is this something else?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Schoenberg.

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SENATOR SCHOENBERG:

This -- this is not related to the hospital assessment.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Roskam.

SENATOR ROSKAM:

What is it related to?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Schoenberg.

SENATOR SCHOENBERG:

This is related to reconfiguring the international trade services that we -- that the State administers in the agricultural, economic development and art sectors.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Roskam.

SENATOR ROSKAM:

Senator, why is it an emergency or why do we need to waive the posting requirements?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Schoenberg, sir.

SENATOR SCHOENBERG:

This -- this legislation will impact the appropriations structure and decisions for -- this -- this will impact at least three agencies, and as we are drawing closer to a conclusion, it is -- it is timely.

PRESIDING OFFICER: (SENATOR DeLEO)

Seeing no further discussion. Senator Schoenberg moves to waive all posting requirements so that House Bill 4053 can be heard in the Senate Committee on Executive today. All those in favor will say Aye. All those opposed will say Nay. The Ayes have it, and the motion is adopted. Senator Sandoval, for -- for what purpose do you -- seeking recognition, sir?

SENATOR SANDOVAL:

Thank you, Mr. President. For a motion to waive and suspend posting requirements.

PRESIDING OFFICER: (SENATOR DeLEO)

State your motion, sir.

SENATOR SANDOVAL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move to waive all posting requirements so that House

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Bill 4050 can be heard in the Senate Committee on Executive Committee today.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, sir. Is there any discussion? Is there any discussion? The gentleman from Coles County, Senator Righter, for what purpose are you seeking recognition, sir?

SENATOR RIGHTER:

Thank you, Mr. President. Can I question the movant, please?

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates he'll yield for a question, sir.

SENATOR RIGHTER:

Thank you. Senator, what's the subject matter of the bill that you're asking that the posting requirements be waived on?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Sandoval.

SENATOR SANDOVAL:

Senator Righter, predatory lending.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter.

SENATOR RIGHTER:

Didn't we pass a predatory lending bill that's on its way to the Governor's desk now?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Sandoval.

SENATOR SANDOVAL:

No. That was a previous bill, Senator Righter. This is a supplement to that previous piece of legislation.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter.

SENATOR RIGHTER:

Were there representations made when the previous bill passed that there would be a trailer bill follow this spring or is there something else in this bill that has to be in law before the previous piece of legislation will work? I guess I'm trying to figure out, again, why we have to move so quickly on this. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen -- Senator Righter.

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SENATOR RIGHTER:

I apologize, Mr. President. We'd like a roll call on this motion, please.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. That's -- order is always in -- that request is always in order. So, Senator Sandoval moves to waive all posting requirements so House Bill 4050 can be heard in the Senate Executive Committee today. The gentleman has requested a roll call. The voting is open. Have all voted who wish? Madam Secretary, please take the record. On that question, there are 30 Ayes, 28 Nays, 0 voting Present. The -- the motion is adopted. Senator Roskam, for what purpose are you seeking recognition, sir?

SENATOR ROSKAM:

To request a verification of that roll call.

PRESIDING OFFICER: (SENATOR DeLEO)

That request is in order, sir. The gentleman has requested a verification of those voting in the affirmative. Will all Members please be in their seats? Will all Members please be in their seats? Madam Secretary, please read those voting in the affirmative, ma'am.

SECRETARY HAWKER:

The following Members voted in the affirmative: Collins, Crotty, Cullerton, DeLeo, del Valle, Demuzio, Forby, Garrett, Halvorson, Harmon, Hendon, Hunter, Jacobs, Lightford, Link, Maloney, Martinez, Meeks, Munoz, Raoul, Ronen, Schoenberg, Shadid, Silverstein, John Sullivan, Trotter, Viverito, Wilhelmi and Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Does Senator Roskam question any presence of any Member voting in the affirmative, sir?

SENATOR ROSKAM:

Yes, Mr. President. Senator Munoz.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Munoz. Senator Tony Munoz is he in the Chamber? If not, Madam Secretary, strike him from the roll call. Senator Roskam, do you question any -- presence of any other Member voting in the affirmative, sir?

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SENATOR ROSKAM:

Well, reserving the right to do so, I would request that you rule on the motion right now.

PRESIDING OFFICER: (SENATOR DeLEO)

We'll be ruling on the motion in just one second, sir. I'll be back to you in just one second. I have to consult the President. Okay. Ladies and Gentlemen, on a verified roll call, there are 29 Ayes, 28 Nays, 0 voting Present. The motion, having not received the -- the necessary votes, the motion fails. Senator Cullerton, for what purposes do you rise, sir? Senator John Cullerton, sir.

SENATOR CULLERTON:

For purposes of two announcements.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your two announcements.

SENATOR CULLERTON:

The Judiciary Committee will meet in Room 212 at 2:45 and the Executive Committee will meet in the same room, 212, at 3:45. Today.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Thank you very much, Senator. Senator Maloney, for what purpose are you seeking recognition, sir?

SENATOR MALONEY:

Yes, Mr. President. The -- purpose of announcement.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your announcement, sir.

SENATOR MALONEY:

The Higher Education Committee will meet in Room 400 at 3:30 today.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you very much. The gentle lady from Cook County, Senator Martinez, for what purpose do you rise, ma'am?

SENATOR MARTINEZ:

For the purpose of an announcement.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your announcement.

SENATOR MARTINEZ:

I want to say hi to my family, also. The Pensions and Investment Committee will meet today at -- at 3 o'clock in Room

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400.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you very much. The -- the gentle lady from Lake County, Senator Susan Garrett, for what purpose do you rise?

SENATOR GARRETT:

Thank you, Mr. President. I'd like to say hi to my family, too. I'm not sure they would still recognize me, but if they're watching, hello. State Government will meet today at 3:45 in A-1. Thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Shadid. Senator George Shadid. Gentlemen. Senator Clayborne -- Senator Clayborne -- Senator James Clayborne. Senator George Shadid, for what purpose are you seeking recognition, sir?

SENATOR SHADID:

For an announcement, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your announcement, sir.

SENATOR SHADID:

At 2:45 today, Transportation Committee will meet in Room 400.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you very much. Dan Barnett. Dan Barnett from the News Service is seeking leave to photograph the Body. Seeing no objection, Mr. Barnett has leave to photograph the proceedings. Senator Demuzio, for what purpose are you seeking recognition, ma'am?

SENATOR DEMUZIO:

Ah, yes, purpose of an announcement, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

The lady from Macoupin County, please state your announcement.

SENATOR DEMUZIO:

Thank you, sir. Licensed Committee will meet at 4 o'clock today in the Stratton Building, A-1. Thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. That wonderful lady from Cook County, Senator Carol Ronen, for what purpose are you seeking recognition, ma'am?

SENATOR RONEN:

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Well, thank you so much. It's so good to see you. Your tie is very red. The Health and Human Services Committee will meet today in Room 400 at 3:15, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you very much.

SENATOR RONEN:

You're welcome.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator James Clayborne, the gentleman from St. Clair County, sir, for what purpose are you seeking recognition?

SENATOR CLAYBORNE:

Because Will Burns told me to get up and tell you that, at 3:15, Environment and Energy will meet in Room 212.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Clayborne, thank you so much for that announcement. The gentleman from Cook, Senator del Valle, for what purpose do you seek recognition, sir?

SENATOR DEL VALLE:

For purposes of an announcement, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your announcement, sir.

SENATOR DEL VALLE:

The Senate Education Committee will meet at 2:30 in Room 212. Education, 2:30, Room 212.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you very much, Senator. Ladies and Gentlemen, that completes our committee announcements. Now, at this time, we'll go to page 18 of your Calendar. Page 18 of your Calendar. On the bottom of page 18, Senate Bills 3rd Reading, is -- is Senate Bill 665. The sponsorship has been changed. The Secretary's notified me that the slip is now -- the new sponsor is Senator Trotter. Senator Trotter seeks leave of the Body to return Senate Bill 665 to the Order of 2nd Reading for purpose of amendment. Is that correct, sir? Hearing no objection, leave is granted. Now on the Order of 2nd Reading is Senate Bill 665. Madam Secretary, are there any amendments approved for consideration?

SECRETARY HAWKER:

Yes. Floor Amendment No. 1, offered by Senator Trotter.

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PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter, to explain your amendment, sir.

SENATOR TROTTER:

Mr. President and Members of the Senate, Amendment No. 1 to Senate Bill 665 becomes the bill. It increases the General Obligation Bond debt -- or the authorization by two billion dollars. Takes effect upon becoming law. The bill will -- the two billion dollars will be funded from the transportation aid bonds that are authorized by this amendment, and of the two million {sic} dollars, 1.5 billion would cover additional road and bridge projects, as well as five hundred million -- million in bondable projects in the recently announced FY'06 through FY'11 highway program. And I'll answer any questions.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Trotter moves the adoption of Floor Amendment No. 1 to Senate Bill 665. All those in favor will say Aye. All those opposed will say Nay. The Ayes have it, and the amendment is adopted. Madam Secretary, are there any further Floor amendments -- approved for consideration?

SECRETARY HAWKER:

No further amendments -- reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

3rd Reading. Now on the Order of 3rd Reading is Senate Bill 665. Senator Trotter, do you wish to proceed, sir? He indicates he wishes to proceed. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 665.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

Thank you very much, Mr. President, Members of the Senate. As pointed out when I explained the amendment, this bill will amend the General Obligation Bond Act, increasing the -- the General Obligation Bond debt authorization by two billion dollars, which will take effect immediately. And I'm available for questions.

PRESIDING OFFICER: (SENATOR DeLEO)

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Thank you. Gentleman from DuPage, Senator Roskam, are you seeking recognition? Senator Roskam. Okay. We'll come back to Senator Roskam. Senator Radogno, the lady from Cook, what purpose do you rise?

SENATOR RADOGNO:

I'd like to speak to the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

To the bill, ma'am.

SENATOR RADOGNO:

Thank you. Before I -- I talk about the bill, I want to -- I want to explain something that went on in committee this morning that I, frankly, found fairly offensive. When we got into committee we were presented with a packet from IDOT that -- of -- of projects and there was very little detail on it. It was just like, "Here's your goodies; now we expect your vote on this stuff." And the fact of the matter is, it's not even really what's being promised, because this packet says that these projects are under consideration. So I guess the implication here is that, if you're good enough to vote for it, your project might be favorably considered. There's not a whole lot of detail in this thing. So, we asked a lot of questions and Secretary Martin was -- was kind enough to provide us with a little more detail, but I just wanted to show you the level of detail that's involved in this program at this time. What he sent back to us does have some numbers on it.

PRESIDING OFFICER: (SENATOR DeLEO)

Excuse me one -- Senator, excuse me one second, please. Excuse me one second, please. We'll be back in just once second. Senator Hunter, for what purpose are you seeking recognition?

SENATOR HUNTER:

Will you please move the previous question, please?

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. The -- the lady has asked her motion to move the previous question. We have one, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve, thirteen, fourteen people seeking recognition. I'd ask the Parliamentarian to please make a list of the fourteen people seeking recognition. Senator Radogno.

SENATOR RADOGNO:

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Well, just to continue on, I was explaining about the packet we received that had very, very little detail in it and the implication being that if you voted properly you might get your project considered. And -- and, actually, I -- you know, I think that's exactly what the public at home does not like. They don't want big decisions like this being loaded up with local pork and then -- and then us selling our votes for that. So, I -- I, frankly, found it very offense, but when we did ask for more detail and the Secretary was kind enough to provide it with -- to us. It does have some numbers on here. But anyone that would like to take a look at this, it's got "draft" handwritten all the way across it, handwritten numbers here and there as to where -- when these projects might occur. Some of them aren't even referenced. So, I think, you know, what we're talking about is certainly not a very well thought out or planned program at this point. But, in addition to that, the -- the way it was done, I want to make a few other comments and I want everyone to be sure they understand that this is two billion dollars in additional bonding beyond what's being proposed to borrow from the pension fund. So, we're now talking about at least three billion dollars in -- in bonding in order to balance the budget or try to move this State forward. There's also no new revenue stream attached to this two billion dollars' bonding. They would like for us to believe that the hundred and forty million dollars that -- that the General Assembly said you can't continue to divert out of the Road Fund is new money. It's not new money. That money should be in the Road Fund and could be being used for pay-as-you-go projects and it goes twice as far if you use it as a pay-as-you-go program as opposed to bonding it. So, we're essentially cannibalizing the Road Fund in order to -- to borrow this money. Every time we've bonded in the past we've had a new revenue stream, either a gas tax increase. We had -- under Ryan's administration, we increased the vehicle registration fees. That's not -- that is not what is happening now and if -- if -- I can't hear.

PRESIDING OFFICER: (SENATOR DeLEO)

Ladies and Gentlemen, would you please give the speaker your attention, please? The noise is very, very loud in the Chamber. Please, please be respectful to the speaker. Senator Radogno.

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SENATOR RADOGNO:

Thank you. The point I'm trying to make is, I think we need to look at the big picture here and what we're doing to the State and the State's future and our kids' future and our grandkids' future and we can't allow this kind of fraudulent budgeting to continue on, and by voting for something like this, that's exactly what we're -- what we're going to be doing. One other point I'd like to make is that, in the last three years, this administration has diverted 1.1 billion dollars out of the Road Fund and that is in addition to and on top of what previous administrations have done in a very limited and agreed-to fashion. So this is a pattern that we're -- we're entering into and I would urge us not to be a party to it and we should vote No on this until we have a much more sound, detailed and well-financed program. Thanks.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. The gentleman from McLean, Senator Brady, for what purpose are you seeking recognition?

SENATOR BRADY:

Two -- two things. First, is the amendment on the computer? Has it been distributed? We...

PRESIDING OFFICER: (SENATOR DeLEO)

The amendment has been adopted and it is on the computer.

SENATOR BRADY:

I'd like for someone to check that out, 'cause I don't -- it's -- I'm not sure, but I -- I'll be happy to speak to the bill while we're checking that out and ask the sponsor a question.

PRESIDING OFFICER: (SENATOR DeLEO)

Computer experts are running down the aisle to your desk as we speak, sir.

SENATOR BRADY:

I'll get out of their way.

PRESIDING OFFICER: (SENATOR DeLEO)

And your second point.

SENATOR BRADY:

The sponsor yield?

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates he'll yield for a question, sir.

SENATOR BRADY:

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Two areas of concern here, Senator: One is, how we're going to pay for this. Can you tell me how we're going to pay for this?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

Sure. We're going to sell bonds.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Brady.

SENATOR BRADY:

And how are we going to do -- sell those bonds?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

Through the market that is out there, sir.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Brady.

SENATOR BRADY:

Will the bonds be bid or will they be negotiated so the Governor can pay back campaign contributors with fees?

PRESIDING OFFICER: (SENATOR DeLEO)

Excuse me, gentlemen. President Jones, for what purpose are you seeking recognition, sir?

SENATOR E. JONES:

Thank you, Mr. President. And I have to interject this after that last question, and I wish the -- the -- the author of the question would apologize to the Member of the Body and the people of the State of Illinois. We are debating the authorization of bonds for road -- projects across the State of Illinois, and I think the gentleman owe everyone an -- an apology for making that type of a statement on the -- on the Senate Floor.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Trotter, on the question.

SENATOR TROTTER:

He'd probably have to ask that question to the Governor.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Brady.

SENATOR BRADY:

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If I might interject in response to the President. With all due respect, Mr. President, we've seen the way this administration handles contracts. A CMS audit showed that this administration has very little regard for the people of Illinois and the taxpayer dollars that they provide us with. I think it's a very legitimate point...

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Brady, may I -- Senator Brady. Senator Brady, we're on Senate Bill 665, sir. Please contain your remarks to -- to the bonding authority, sir. Thank you. Senator Brady.

SENATOR BRADY:

Mr. President, I was simply responding to, I think, a legitimate question from the President of the Senate on the issue and if -- if he would not like for me to respond to that I will go back to the issue. I just would like to know if he'd like for me to respond.

PRESIDING OFFICER: (SENATOR DeLEO)

To the issue, sir.

SENATOR BRADY:

So, Senator, it's possible that this two billion dollars could be bid and -- or negotiated, and if it's negotiated, we could see someone receiving negotiated fees in excess of ten million dollars in your response. The second point is, how are we going to pay these back? You said it's going to come out of Road Fund money. I was told that there was some question about how much money that's going to take. Over the short term, it might be as little as a hundred and forty million dollars - and I say that lightly, because that's a lot of money - and then for some reason in ten years that number would soar. Can you -- can you respond to the method of payback and how much the taxpayers are going to have to pay?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

I understand it's going to be a level principal payment plan - debt payment plan - and it's -- and it could go as high as one ninety, as well, since we'll be paying it on -- basically upfront, sir. Is there any other questions?

PRESIDING OFFICER: (SENATOR DeLEO)

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Senator Brady.

SENATOR BRADY:

Thank you. So, we're -- we're not sure what it's going to cost. It could be a hundred and forty to a hundred and ninety million. Is that your answer, Senator?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

That's correct. A hundred and forty million dollars would -
- should be enough to cover the debt service.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Brady.

SENATOR BRADY:

Senator, with all due respect, I was told the committee -- the -- the Governor's expert said a hundred and ninety and I think we ought to get that straight. I mean, last year the Governor promised us he could live within the budget that we passed and yet we had four hundred million dollars in supplemental. But I -- I think you ought to get that straight. To another question, Senator. We've had many projects that this Governor has promised to release. What assurance do you have that even -- by this Governor? I mean, did you get memorandums of understanding? What -- what assurances do you have that the Governor will actually deliver on his word or on the Secretary's word that these projects will take place, because we certainly haven't seen that happen over the last two or three years?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

The Secretary in -- in our Appropriation meeting said -- agreed to have memorandums of understanding if that is what you so desire. So he's certainly willing to sit down and talk with you and work that out.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Brady, you have to punch your light. I don't know if you're seeking recognition. In the Senate, we don't have open debate like that other Chamber across the hall here. Senator Brady.

SENATOR BRADY:

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...very much. To -- to the bill: Ladies and Gentlemen, I speak in opposition to this piece of legislation. It's -- it's unfair to the taxpayers that we would pass a bond program that would not secure that -- their financial interest, that these bonds would be bid, that the Governor can negotiate to give money to his campaign contributors through negotiated contracts. We don't know the amount it's really going to take. We've had -- we've had conflicting testimony, and frankly, we -- we just can't trust this administration on where the dollars will go. You know that as well as we do. If we don't have those memorandums of understanding, what they're worth, we -- we can't, on either side of the aisle, trust this and I would certainly suggest and recommend you take this out of the record until you verify: a, how much it's going to cost to fund; b, if we're going to bid it or negotiate; or c, -- and c is, some clear understanding and guarantee by someone that the money will go where we're told.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Lauzen, for what purpose are you seeking recognition?

SENATOR LAUZEN:

To the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

To the bill, sir.

SENATOR LAUZEN:

Thank you very much, Mr. President. Ladies and Gentlemen of the Senate, first of all, I would like to say that I admire and appreciate Secretary Martin's efforts on this legislation. I did ask just for -- forty-five minutes ago several questions and none of those answers have been provided and here we are on the Senate Floor just moments later and none of those questions have been answered. Now, if this were a small matter, I'd say that's okay, but what we're addressing is two billion - two billion - dollars of borrowing, which means that the taxpayers, generally speaking, are going to have to pay four billion dollars over the next twenty-five years. I think that it's sad, but it's true that, what Senator Brady is talking about, it's a -- it's a matter of trust, and unfortunately how this is structured currently - and no disrespect to the sponsor; I have enormous respect and affection for - it does continue the legacy of debt and some

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dubious bond dealings of this current administration. Under the category of a matter of trust, past obligations and commitments need to be paid before I believe that new commitments are going to be honored. The questions that were asked in committee that have not been answered is that there were no amounts listed before committee vote, no time frame, and then no geographic distribution. As far as the contract administration, what concessions from road builders that roads won't buckle after seven years like the Dan Ryan -- sections of the Dan Ryan and Lake Shore Drive. Under the -- the legacy of debt, I'm also concerned, as many of us are, that we are, as Senator Radogno says, cannibalizing, borrowing and spending what's been diverted from the Road Fund. Here, all of us think that when we put nineteen cents per gallon -- or pay nineteen cents per gallon when we put gas into our car that all that money is going to roads. Now, three hundred and seventy million dollars a year is being diverted. One of the questions that I asked that hasn't been answered - and every single Member of this Senate has to answer this question before you have a -- a capital -- a bonding vote - is, what is the surface useful life of a road? My guess is, it's going to be someplace between ten and fifteen years; yet, we're borrowing over a twenty-five-year span. So, in those last ten years, we've paid for something and we have to continue to pay it back. We borrow two billion and we have to pay back somewhere between 3.5 and four billion dollars over time. In the long run, we get one-half as much construction - road construction - when we borrow the fund than when we pay-as-you-go, because one-half of the money goes to paying interest. With that, I very reluctantly -- because, I mean, I think that there's -- there are a lot of good projects that are necessary here, but reluctantly stand in opposition to this legislation.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Illinois Information Service seeks leave of the Body to videotape the proceedings. Seeing no objection, leave is granted. The gentleman from Livingston County, Senator Rutherford, for what purpose do you rise, sir?

SENATOR RUTHERFORD:

Thank you, Mr. President. A question of the sponsor.

PRESIDING OFFICER: (SENATOR DeLEO)

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Sponsor indicates he'll yield for a question, sir.

SENATOR RUTHERFORD:

Senator, the -- this is for bond authorization and it would take a certain amount of funds out of the present Road Fund in order to retire -- to pay for the -- bond indebtedness, is that correct?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

Correct. There would be -- 1.5 billion would be out of the -- out of the -- to cover the debt service. Correct. ...is correct.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Rutherford.

SENATOR RUTHERFORD:

Thank you. The -- and if -- the amount of money that's going to be taken out of the Road Fund to pay for the bond retirement, if it was not taken out to be used for the bond retirement, what would that money be used for in the Road Fund if it was not diverted from there?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

If you would repeat your question, sir. I'm sorry.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Rutherford.

SENATOR RUTHERFORD:

Thank you, Mr. President. Senator Trotter, what we're talking about is taking a certain amount of money out of the Road Fund to pay for the retirement of bonds so we can do a capital project. If those funds were not taken out of the Road Fund to pay for the bond retirement, what would that hundred and forty or a hundred and ninety, whatever the number may be, be actually used for, if it wasn't going to be used for the retirement of these bonds?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

Senator, it's a hypothetical question, of course. The thing

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is, those dollars could have paid for anything from administration to additional roads to maintenance and things of that nature. There were no specific programs that had been outlined.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Rutherford.

SENATOR RUTHERFORD:

Thank you, Mr. President. Senator Trotter, I realize to earmark the specific amount cannot be told what it'll be used for. I guess in -- in -- in concept though, the monies that go into the Road Fund are really used for the, you know, for DOT, the administration and for maintenance and repair, and it is my understanding that to take and divert funds from the Road Fund to pay for a bond authorization program, this would really be the first time that we've done that in any type of modern process of looking at bond authorization. The concern I have in this is that we're looking at doing a bond program to build projects that will have a twenty- or twenty-five-year lifespan, but we're taking money away from, basically, the maintenance and upkeep program to be able to help sustain those types of projects. So I've got -- I've got a real concern with that. In regards to trusting where these funds are going to go and be spent, I, too, have some concern with regards to the process the administration will be using and reluctantly I will be having to cast a No vote, Senator Trotter.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. The gentleman from Lake County, Senator Peterson, for what purpose are you seeking recognition, sir?

SENATOR PETERSON:

To the bill, Mr. President. After looking at a sketchy review of what is being planned for Lake County, I really urge my colleagues from Lake County on both sides of the aisle to reject this proposal. Some of these projects have been in the pipeline for years. Some of us voted for the license increase to start the funding and pay for these roads. How many times do we have to vote to get one road taken care of? We have in Terry -- Senator Terry Link's district the Illinois 60/Townline Road bridge over I-94. I understand a lot of that money is coming from the federal government through Congressman Kirk. So, that's

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nothing new. I mean, how is that going to help us? I just urge my colleagues to vote No on this bill. I think for the amount of money that Lake County pays into the State treasuries, I urge my colleagues on both sides of the aisle to reject this proposal. Thank you.

PRESIDING OFFICER: (SENATOR DeLEO)

Excuse me one second. President Jones, for what purpose are you seeking recognition? President Jones. Mr. President, for what purpose are you seeking recognition, sir?

SENATOR E. JONES:

To speak on this issue.

PRESIDING OFFICER: (SENATOR DeLEO)

To the issue, sir.

SENATOR E. JONES:

Yeah. Thank you, Mr. President. I've listened to all the debate on this issue and what's so shocking to me is that these are road funds for roads, bridges throughout the State of Illinois, and when you -- you speak about detail, if this passes, it will be listed in the budget. You don't want the road program? These funds are not being diverted to anything else, these are road funds for road funds, for projects throughout the State of Illinois. You want more detail? If you don't vote for it, it's not going to be in the budget. We're not going to support it. I don't see us -- I see very little in my district in here, but I do see Route 51. I don't know whose district that's in. You don't want to have that project, then you vote against it. But these are road funds for projects for the improvement of transportation throughout the State of Illinois and the details, if it passes, it will be in the budget. There was questions raised as it relate to the dollar amount not being here. The projects have to be bid before we can place a dollar amount to it. Well, folks talk about you -- you -- you're -- you are dealing with the future, taking money from the future. No, we are not taking money from the future. This program is designed to make the roads and bridges throughout the State of Illinois better for all people irrespective of the legislative district that the program is in. It does require extraordinary vote for the bonding authorization. But to listen to folks on this side -- on that side of the aisle talk about you're

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diverting funds, no, we are making -- making the funds more available so we can have more funds to do more projects throughout the State of Illinois. This bill should receive a bipartisan, unanimous support, and getting into all the other -- all the other issues and so forth - who's going to sell the bonds, who will get the bonds and all of that - that's unrelated to the -- the job that's before us. Our job is to make sure that our roads are safe, the bridges are safe. They can be repaired. They can be built. But if you don't want that done in your district -- and I look on this list here and I see what districts it's going to be in. The accountability, as the MOUs, they will be in the budget. And -- and the person here who's been trying to help all the people across the State of Illinois - I see our distinguished Governor - let's give him a big round of applause. Governor Rod Blagojevich.

PRESIDING OFFICER: (SENATOR DeLEO)

The Illinois Senate would like to recognize and welcome to the Senate, Senator {sic} Rod Blagojevich. And also, Mr. President, in the back of the Chamber, we have the Deputy Governor of the State of Illinois, Bradley Tusk. Bradley Tusk, welcome to the Illinois State Senate, sir.

SENATOR E. JONES:

So -- so, Mr. President, back to the issue. The issue before us, are we going to do the road improvements across the State of Illinois with the road funds, increasing the opportunity for all to have an opportunity to have safe roads, to repair, to restructure, to build the roads? These are road funds being used for roads and I don't know how you could talk about it's being diverted. Diverted to what? We are trying to increase the program. We are trying to take care of some old projects that -- that's been presented that's already in the budget. This gives you the opportunity to take care of your own. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you very much, Mr. President. Senator Trotter.

SENATOR TROTTER:

...much, Mr. President, Members of the Senate. Just wanted to respond to one of the Senator's concerns about that this is something that's never been done. Absolutely correct, it has not

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been done here in the State of Illinois. However, California and Florida are doing that just at this time. Florida just had a bond program for 1.5 billion dollars and -- and it was also for 1.2 billion dollars in California. So this -- this is something that has been proven that can work and will bring dollars to the State. We -- we know the issues as it is right now. We -- there's not a lot of dollars. We do not have a -- many dedicated revenue streams, but we know that we still must repair our roads. We know that it is a public safety issue that, in fact, that we must shore up our bridges that go throughout -- through all of this State. It is also, was said in committee, sir, that what will happen is that this project alone, this -- this two billion dollars that we're asking for here, would bring around seventy-one thousand new jobs, averaging twenty thousand dollars -- twenty thousand jobs per year. So, this is an economic development tool, as well as a public safety, and it's certainly needed at this time.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator Trotter. Senator Geo-Karis, for what purpose are you seeking recognition? The gentle lady from Lake County.

SENATOR GEO-KARIS:

Thank you, Mr. President. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates he'll yield for a question, ma'am.

SENATOR GEO-KARIS:

Am I correct in assuming that these bonds of which you are talking are General Obligation Bonds?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

That's absolutely correct, ma'am. That's what the -- the whole bill is, it's amending that Act.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

If they're General Obligation Bonds, would take thirty-six votes. Am I correct?

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PRESIDING OFFICER: (SENATOR DeLEO)

Is that a question of the sponsor or a question of the Chair, ma'am?

SENATOR GEO-KARIS:

Both.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

It -- it will take a supermajority vote.

PRESIDING OFFICER: (SENATOR DeLEO)

The gentleman from Winnebago County, Senator Syverson, for what purpose you seeking recognition, sir?

SENATOR SYVERSON:

Thank you, Mr. President. Just some questions of the sponsor.

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates he'll yield for a question, sir.

SENATOR SYVERSON:

Thank you, and I also appreciate the work, Senator Trotter, that you've been doing and -- and Secretary Martin. I know it's certainly very difficult for the Secretary. I mean, his job is to deal with the dollars he's given and not always with the -- the politics of how those dollars get into that -- that pie. So I appreciate the work that he has done and trying to work with us and take suggestions in the different areas of -- of where needs are done. But a few questions: One of the issues that was raised by one of the speakers was how can this money be diverted. This money's not going to be diverted; this money is going to be going into roads. Well, as was mentioned earlier, we've had a problem of diversions, and in the last three years, if we've had 1.1 billion dollars worth of diversions, that almost pays for the whole 1.5-billion-dollar program. If we didn't do the diversions, we could have already paid cash for this program and we would not have had to go out to do bonding. Would that be -- would that be fair to say, Senator?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

I wouldn't necessarily call it fair to say that. There is

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some -- some legitimacy to what you said. However, those diversions that we've had in the past years, we have all voted for them in -- in the -- in the form of a supermajority vote. So -- but as a consequence of us, again, not having a dedicated revenue stream which will pay for a lot of things in cash, we've had to do what you call diversions.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Syverson.

SENATOR SYVERSON:

I think the -- the diversions in the last few years, the -- the super diversions that have been taking place, are things that have not passed on a super -- on a -- on a supermajority. Another question, you had mentioned - and I guess it gets confusing; we talked clearly about this in committee - it's a 1.5-billion-dollar program, but we're bonding two billion dollars. Can we try to clarify that -- the other half-a-billion dollars, on where that is going? There was some talk about that's going into the Road Fund, but it's not -- not necessarily the Opportunities Return Fund. Can you clarify exactly how much we're bonding and then how much is going to Opportunities Returns?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

...sir, as it is 1.5 we're bonding; five hundred million is going to be going towards the current programs or the current projects that are in -- in the pipeline. That'll be the five hundred million. As pointed out, instead of being funded by the Road Fund, it would be run -- funded by these current bonds that are coming up, the transportation aid bonds, which frees up four hundred and twenty-eight million dollars.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Syverson.

SENATOR SYVERSON:

So, are we talking -- we bonding two billion? You just said we're bonding 1.5. Are we bonding two billion or are we bonding 1.5?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

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SENATOR TROTTER:

The total authorization is for two billion, sir.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Syverson.

SENATOR SYVERSON:

So, we're bonding two billion and we were told that's -- that we're using the hundred and forty million that was put back into the Road Fund, that's going to be used to make those payments. So then this extra five hundred million, then, we're talking about, that's going into the general Road Fund or is that going to be used to make some of the payments on the program? I guess, again, I'm not sure how we're coming up with that five hundred million.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

I'm -- I'm sorry, Senator. I was -- I was -- I was listening...

PRESIDING OFFICER: (SENATOR DeLEO)

I'm sorry. Senator Syverson, could you kindly repeat that question, sir?

SENATOR SYVERSON:

Sure. I -- I guess I just want to make sure: The five hundred million is going to go into the regular Road Fund to backfill the programs, 'cause we created the five-year plan. That five-year plan does include the hundred and forty million dollars a year that we put back into the Road Fund, and so now that if we're taking money out of the Road Fund to make the bond payments, is this five hundred million then going into the general Road Fund to backfill those projects that will be cut out to make the payments to cover the bonds?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

Since we've done away with the chargeback, sir, the four -- four hundred -- five hundred million would not be leaving the road funds. So, to answer your question, that it -- no, the five hundred million dollars will not be funded by the -- out of the road funds.

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PRESIDING OFFICER: (SENATOR DeLEO)

Senator Syverson.

SENATOR SYVERSON:

Thank you. I guess we'll leave it there. I -- I know it's confusing, but I guess it's confusing for us to try to explain it too. One other issue is, and I think we talked a little bit about that in committee, about the idea of holding this off. I think many of us think we need these important projects in our State, but the idea of holding this off until we know we have a budget passed, until we know how much borrowing we're going to be doing as a State, until we know the federal programs. One of the things that was mentioned is, potentially in the federal program, some of these Opportunity Return projects may be being covered under federal dollars coming in, and so the idea of waiting a few -- waiting for a month or waiting until we get these other things done or waiting till the federal transportation program is done, I think would help us make more of an educated decision on this plan. Plus, that would also give the Department more time to get specific dollar amounts to all the different Legislators. So, I appreciate the work you're doing. Again, I can't support this as it stands today. Hopefully, in the next month, it is something that we can all get on board and support. So thank you for your work on this.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

Just a comment on that. I guess we look at it a little bit different, Senator, in that you're saying we should wait for the federal plan and that we should wait for some other things before we even do our own budget. I think by passing this legislation, by passing this bill, it would help us frame where our budget has to go, then we'll know exactly how much money we need. If we don't pass this, then we know we don't need these dollars to go forward. If we don't have these projects in the pipeline, then we don't need to go forward. So this -- this -- this bill itself, again, would help frame what we need to do in the next couple of days.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. President Jones, for what purpose are you

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seeking recognition, sir?

SENATOR E. JONES:

Thank you, Mr. President. I do apologize for rising a second time on this issue.

PRESIDING OFFICER: (SENATOR DeLEO)

Excuse me. Excuse me. Ladies and Gentlemen, could you please give the speaker your courtesy and your attention, please? President Jones.

SENATOR E. JONES:

On this issue, as we shape the budget for FY'06 and all the projects that are enumerated in here, we would like to see the projects in the budget. This is the time to be on board. If you're not on board, they will not be in the budget and there will not be a second chance, waiting for what the feds may do. If you want the projects or you want to play games, say, "I'm playing games." "I want the projects, but I want to play games." But if you want these projects, if you want the Road Fund to be used for Road Fund -- or, for road projects with the funds that are there for it, then you will vote for this bill. But if you want to play silly politics and -- and pretend that you're for it - you'll try to use any excuse possible not to do what is right for the people of Illinois - then you do that. But the train is coming this way today. Either you'll be on the train or you'll be under it, but this is the train. This is the one for the projects. So if you are -- and -- and -- it -- it is not a -- it is not a round trip. This is the train for the -- the roads and the bridges across the State of Illinois and jobs in your district. If you don't want it, you'll signify by voting No.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you very much, Mr. President. Senator Righter, for what purpose do you rise, sir?

SENATOR RIGHTER:

Thank you, Mr. President. Will the sponsor yield, please?

PRESIDING OFFICER: (SENATOR DeLEO)

Sponsor indicates he'll yield for a question, sir.

SENATOR RIGHTER:

Thank you. Senator Trotter, I have in my hand a copy of a memo on Illinois Department of Transportation letterhead, dated May 27th, 2005. It's addressed to you and it talks about a list

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of projects under consideration. You've seen this, I assume.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

Oh, yes. I have several things that I've received from Department of Transportation. I do not know specifically what you have in your hand.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter.

SENATOR RIGHTER:

Senator Trotter, assuming that you have received that and you recognize that, I wonder if you can tell me, since then, or maybe prior to then, have you received any other documents from the Department of Transportation that would be guarantees, if you will, as you and I would both understand the word, 'cause I think you and I both do understand the word, that the dollars from this will line -- wind up in those projects that you've got there in your hand?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

It was my understanding and they -- I did receive the memo. No, I have not discussed it with the Department to get details as -- that you're asking for now. Again, going back to what the Secretary said in our Appropriation hearing, that he, in fact, did intend on dealing with these projects and certainly these would probably be ones to be considered, depending on the emergency and the urgency in which they need to be dealt with.

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter.

SENATOR RIGHTER:

Senator Radogno referred earlier, Senator Trotter, to a handout that was in committee that was passed out that had the word "draft" marked across it. Is that what you're referring to?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter.

SENATOR TROTTER:

No. My -- the copy that I received from the Department did not have "draft" across the front of it.

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PRESIDING OFFICER: (SENATOR DeLEO)

Senator Righter.

SENATOR RIGHTER:

To the bill, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

To the bill, sir.

SENATOR RIGHTER:

Thank you, Mr. President. Thank you, Senator Trotter. First of all -- and, Senator Trotter, you're like the -- an outstanding driver that's in a very, very bad car, and you're told by your boss to go win the race, and that's got an -- be an imminently difficult thing to do. You may have gotten some kind of commitment on what projects would be funded out of this. We have received no such commitment, and quite frankly, Senator Trotter, if we had, I don't know how I could get up and recommend to the Members on this side of the aisle that they vote for this. It is true, as was said earlier by a previous speaker, that this specific bill does not contain diversions - that's true - but the Fiscal Year 2006 proposed budget has more diversions proposed in it than what happened last year. And the only reason that last year's diversions weren't more than the year's before is because the Republicans sat at the table and said we're going to pull a hundred and forty-eight million of that back and put it into the roads. And for now, for someone to stand up and say "There's no diversions; you guys should all vote for this," is like the little boy who poked a hole in the bottom of the cup so everything could spill out and then takes a pitcher and pours it into the top of the cup and says "It's not my fault it won't fill up; I'm pouring water in the top." There is a -- a -- a detectable, a palpable lack of trust on this side of the aisle, Senator Trotter, and I hope that you can appreciate that, and if Members on this side don't support this, regardless of whether their names are in that memo or not, it's because we've never been given any reason to believe that that's going to get in our districts. There's no reason for us to believe that that's going to get in our districts. I would urge a No vote.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. Senator John Sullivan, for what purpose do you rise?

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SENATOR J. SULLIVAN:

Thank you, Mr. President. To the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

To the bill, sir.

SENATOR J. SULLIVAN:

Ladies and Gentlemen of the Senate, I just -- one of the previous speakers brought up Illinois First when it was passed several years ago. It's my understanding it was a twelve-billion-dollar bonding program. I believe in committee, Senator - it was brought up in committee also - I believe Secretary Martin said that ten billion of that was road projects. I'd just like to make a little analogy between what we're trying to do here today - two billion - I'd like to make an analogy between what we're trying to do here today in regard to road projects and that one. Back then Illinois First was supported with bipartisan support - Democrats, many Republicans; it was repaid from fee increases. That's how the bonds were going to be repaid. When Illinois First was presented to you, did you have a list of the road projects that were in Illinois First? No, you did not. Secretary Martin presented a list of the projects, a specific list of the projects. It does not increase fees. IDOT has agreed to sign a memorandum of understanding that the money will be used for those projects. And, finally in committee today, testimony -- testimony was given that this program will create, on an annual basis, twenty thousand jobs for workers in the State of Illinois. Twenty thousand on an annual basis. Over the course of this program, four or five years, that's seventy, eighty, ninety thousand jobs, construction, good paying jobs that will -- that the people of the State of Illinois will benefit from. This is a good proposal. It benefits the State. It puts people to work. It creates a healthy business climate. I ask for all Members to vote Aye.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator. My friend, the gentleman from Cook, Senator Hendon, for what purpose are you seeking recognition? Senator Hendon.

SENATOR HENDON:

Thank you, Mr. President. To the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

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To the bill, sir.

SENATOR HENDON:

You know, I remember being here one year and Pate Philip got up and ran a bill and he told all of the Republicans that it -- he expected you to vote for it. If you didn't vote for it, you wouldn't get anything, and I think that's a good idea. While the Governor is on the Floor and President Jones is here, I think you're lucky to have these two gentlemen in these positions, because they're keeping you in the mix. I look on this list here and I see more Republican projects than Democratic projects, by a long shot. Now, I told the President earlier - he's such a kind gentleman; he won't do it - but if you don't vote for it, you shouldn't get none of it. Todd Sieben, Dave Syverson, Brad Burzynski, and the list goes on, my good friend, Dave Luechtefeld, John Jones, Bill Brady, Dan Rutherford - these are - - these are your projects in your districts. Bill Brady, Bill Brady, Luechtefeld, Frank Watson, and the list goes on and on, Republican after Republican after Republican. Luechtefeld, Luechtefeld, John Jones. I'm actually jealous. I wish I had some -- Wendell Jones, you're on here, baby. You're on here. If you vote against it, you shouldn't get any. Peter Roskam, Rick Winkel, Dale Righter just sat down. Your name is in here more times than anybody. Don't be a hypocrite. Don't vote against your own district. It makes no sense whatsoever. If it was up to me, if you don't vote for it, you're -- I'd go in there with a little red pen and wipe all of your projects out, but the Governor, being the great gentleman he is, and President Jones trying to work with you. So, at least sit while -- Rauschenberger, your name's in here, too. My name's not in here. I'm getting absolutely nothing, but I'm going to vote for the people of the State of Illinois and you should do the same. Stop acting crazy. Don't be hypocritical. Don't vote against your own dagone district.

PRESIDING OFFICER: (SENATOR DeLEO)

The gentleman from Will County, Senator Petka, for what purpose are you seeking recognition?

SENATOR PETKA:

Thank you very much, Mr. President, and to the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

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To the bill, sir.

SENATOR PETKA:

Hey, it's a great day to be in Springfield today. Right? You know, I just took a trip down memory lane. You know, at one time, you know, I -- I used to play in a band and did a song called -- by the -- a group called the Grassroots - la, la, la, la, la, la, live for today, don't worry about tomorrow - and candidly that seems to be the hallmark of the last couple of years. Borrow ten billion dollars here and -- this year we're going to grab the pension for billion or so and we're going to have a bonding project on roads for another couple of billion dollars - and hey, it's okay, right? I mean, la, la, la, la, live for today, don't worry about tomorrow, it's not going to be our problem. You know, it's -- somebody else is going to pay for it. We'll -- we'll capture all the glory. Unfortunately -- a little later this afternoon, I hope, if we ever get out of here, I'm planning on running down to Wentzville, Missouri, see two of my grandchildren. And when I go and visit with them, I hope to - - you know, obviously I perform grandfatherly duties, but I also would like to have a good feeling about myself, that the actions that I'm taking here today are not going to be their responsibility for the fun that we're having today. It seems to me that the song by the Grassroots from four generation -- or, four decades ago, about living for today and not worrying about tomorrow, should never be adopted as a State policy. Pay-as-you-go should be the State policy, not pay to play. Vote No.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. The gentleman from DuPage, Senator Roskam, for what purpose are you seeking recognition?

SENATOR ROSKAM:

Thank you, Mr. President. To the bill.

PRESIDING OFFICER: (SENATOR DeLEO)

To the bill, sir.

SENATOR ROSKAM:

You know, have you ever gotten one of those telemarketing calls and -- and you sort of get beyond the script? Have you ever tried that? It's actually fascinating. I've gotten some of those telemarketing calls. Somebody will call me in my law office and, you know, they're really skilled. They're really

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good and they'll -- my secretary will say, "Peter, John's on the phone." And I'm like, well, could be important. I don't know who it is. I pick it up. "Hi, this is Peter." "Hi, Peter, it's John. How are you?" "Good, man, how you doing?" "Oh. Doing really good," and he starts into a whole pitch and I find myself listening and kind of getting mesmerized and I -- all of a sudden I realize this is a telemarketing call. This is pathetic, and then I start to ask him some questions, and he realizes, I say, "John, listen, I'm not a good prospect for you. You know, there's no way I'm going to do this investment, the swampland in Florida, that you're talking about. But does this work? I mean, does this work?" And he goes -- when he realizes I'm completely off the hook and there's no way he's going to get me he goes, "You'd be amazed, man, what people will buy over the phone. You'd be amazed." I go, "Wow. More power to you." There's a lot of John going on here today, because when you look at the past, when you look at the swampland offers from the past couple of years -- our staff did an analysis of the partisan breakdown - and let's be honest, there's a lot of donkeys and elephants going on in this bill - the partisan breakdown on -- on road program distribution under two administrations. The previous administration's: Senate Democrats in year one of the previous administration actually got fifty-four percent of the road projects; year -- the next year, forty-nine percent; the next year, forty-seven percent; and the next year, forty-seven percent. Now contrast that to year one of our friend's administration. Year one of the Blagojevich administration the Republicans got twenty-seven percent of the projects; year two, twenty-seven percent of projects; and year three year - oh, isn't this gracious, generous and magnanimous - a proposal of thirty-three percent of the projects. Now John, the telemarketer, is still on the phone and John, the telemarketer, issued a piece of paper today, May 27th, it comes out of the Illinois Department of Transportation, and this stuff is really well written. You know, the scripts from the telemarketers are fantastic. This script says, "Attached please find the list of projects" - and here's the key word - "under consideration for the Opportunity Returns bond program." Well this and a dollar will get you a cup of coffee downstairs from Starbucks. This means nothing. It means

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absolutely nothing. So, there's folks who are sophisticated and savvy and we represent almost half of the State of Illinois, not quite half, but almost half of the State of Illinois and our constituents have sent us down here to be wise - to be wise in the allocation of resources, to be wise in the distribution of revenues - not to be chumps. So please do not interpret a No vote as somehow not having an interest in a road program. We have an interest in roads, but this approach is a complete failure. Please vote No and hang up on John.

PRESIDING OFFICER: (SENATOR DeLEO)

The gentleman from Kane County, Senator Rauschenberger, for what purpose are you seeking recognition, sir?

SENATOR RAUSCHENBERGER:

To the bill, Mr. President.

PRESIDING OFFICER: (SENATOR DeLEO)

To the bill, sir.

SENATOR RAUSCHENBERGER:

Well, first of all, I'd like to compliment my colleagues, both Republicans and Democrats. I think this has been a wonderful debate, a debate about a bill that we probably could have written the roll call before we began the discussion. But I think people have been appropriately thoughtful and -- and frisky and I think Rickey did a good job. Senator Hendon did a good job of kind of trying to fire us up. And Senator Trotter has been very gracious in his answers to his questions. But we're not here because we're lucky. We're here because you need votes to pass an authorization to increase the debt limit of the State of Illinois, and the way we do that, historically, when it does happen, is through cooperation. And -- and I don't fault the -- the sponsor and I certainly don't fault the Senate President. We've been asked as Legislators to deal in an environment the last two and a half years that no one should be asked to deal in. One where the Chief Executive of the State of Illinois is not committed enough and doesn't act with -- with trust and isn't forthright about what he's going to do. So we have an environment where we don't just have the partisan barriers to overcome, we've got a fundamental distrust of the institutions of State government, where the Governor from the beginning of his administration didn't keep his commitments that we thought were

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sacred, where it took more than thirty memorandums of understanding to get last year's budget. So, we're not lucky to be here; we're just constitutionally elected. And, Senator Sullivan, I will -- I don't know that anybody else has a little time to give you, but if you'd like, I'd be -- love to give you some background in Illinois First - which, for the record, I voted against. But in the case of Illinois First, not only did we have a complete list of projects, it was woven into, interleaved into the five-year IDOT plan. They were bolded and boxed so that everybody knew what was related to the new revenue source. By the way, there was included in there I think fifteen separate actions of the General Assembly to increase revenues to pay for that expansion of the road program. So when we did vote on it - and I voted No; Laura Donahue voted No - when we did vote on it, we knew precisely what was in the bill, we knew precisely what we were voting for and we knew precisely how the bonds were going to be paid off. So, if you want more background on that, happy to spend some time with you on that. I -- if we're going to make progress together, we have got to restore cooperation between both sides of the aisle here, and it's not going to happen in a vacuum of trust, because there isn't trust with this administration. I trust Senator Trotter. I trust the Senate President. If we would like to work together, many of us would like to be involved over the next few weeks of putting together a capital program to deal with the road infrastructure of the State of Illinois. But it's not going to happen on a you vote for two billion dollars and hope that we're going to be there for you. I know we have to go through this little act and it -- I think it's illustrative and kind of fascinating that the Governor joined us today here to kind of view the whole thing. It is interesting and it's a pleasure to have him on the Floor. But my -- I just want to end with one question, Senator Trotter. You know, I -- I've tried to, you know, along with Senator Radogno and Senator Syverson and others, we've tried to -- to do kind of an imitation of the good work you did for a decade where you had to, I think, carry a lot of water as the Minority Spokesman on Appropriation and we're trying to kind of fulfill that role. We're not as skilled at it yet, as -- as -- but we're getting there. I just want to ask you the one question, Senator Trotter: If our places

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were reversed and we could run the clock back, would you recommend to your Members when they have the votes to control this that they vote for two billion dollars of additional bond authorization in the blind, without a revenue source, without a project list and with a Governor they're not comfortable with?

PRESIDING OFFICER: (SENATOR DeLEO)

Senator Trotter, if you could turn back time. Senator Trotter. Senator Trotter.

SENATOR TROTTER:

Hello. Yes. Thank you. If I could turn back time and if the situation was as dire as it is now, the financial and the -- the fiscal situation this State is in now, and our roads were in the shape that they are in now, yes, I would vote for this. We need jobs here in the State of Illinois. We need to ensure that -- our roads, so our Members can travel over to Missouri and really see how bad their roads are. So we -- we need to ensure that we do a lot of things for the people. So, yes, I would turn back the clock and I would do it and I would vote for a -- a bond authorization bill. I would also want to make sure that when I -- we did that, that we also understand that -- how important it is for us to go forward and we certainly need to be going forward with this legislation today. Five years ago when we did Illinois First, when we were in that program, what we looked at or what you didn't consider when you were running down your statistics was the reason why we don't have to do too many Republican roads today is 'cause we did 'em all during Illinois First. If you look at today's numbers and look at the projects that are on this list, if you exclude -- if you exclude the Dan Ryan, exclude the Kingery and exclude the I-74, you will see that fifty-three percent of the projects that are on this list are in your districts. So if we can turn back the hands of time and before all this debate happened and we all can be back there with me, you'll be voting for that bill and you'll be voting for this one as well.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, Senator Trotter. The gentleman from Peoria, Senator Risinger, for what purpose do you rise?

SENATOR RISINGER:

To the bill, Mr. President.

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PRESIDING OFFICER: (SENATOR DeLEO)

To the bill, sir.

SENATOR RISINGER:

And thank you for not having me follow directly behind Senator Roskam. I think most of the people in this Assembly realize that I was with IDOT for thirty-five years. The last eleven of those years, I was a district engineer in Peoria. In all my years of IDOT, I can't remember ever having a capital program created through a bonding program where we didn't identify a new revenue -- a source to pay back the bonds. Only this administration can rob funds from the Road Fund, and then when we stop that diversion, call it a new revenue stream. Now I admit there's always been some diversions, but as Senator Radogno had mentioned earlier, this administration has diverted over 1.1 billion dollars in addition of diversions over the last three years. Had we not made those diversions, we could have supported a 1.7-billion-dollar Road Fund program from now and for on -- forever. That was how Illinois First was put together. We had a 2.2-billion-dollar program for four years and then it would drop to 1.7 and would remain at that level. But because of the diversions, we have a program of 1.7 and then it drops off the table. I can't imagine why anybody would trust what's on that sheet of -- of projects. There's many of us that have had projects - on both sides of the aisle - where communities have completed the project. We met the criteria that the Governor put forth to have funds released for the appropriation -- the appropriation released for those projects and we're still waiting to get the money. They've never been paid. So the trust is not there with this administration. I don't know how you can possibly have the trust that that list will be good and I would urge caution on this bill.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Senator Cronin, for what purposes are you seeking -- Senator Cronin, could you sit up in your seat, please? Senator Cronin. Senator Cronin, will you please stand up in your seat? Take the bottle out of your mouth. Leader Watson, for what purpose do you seek recognition, sir?

SENATOR WATSON:

Yes. Thank you, for the levity. That's good at a time like

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this and we appreciate it, 'cause this is a difficult time for us and -- and other side also. And I -- I really have to say, I really appreciate Donne's list of exemptions that would have created a fifty/fifty road program. I don't know how many projects were in that list, but that was remarkable, Donne, that -- that you were able to get that off without any kind of reaction. First of all, I -- I -- I want to just talk about a couple things. One is the -- the -- the poor people who have come into my office supporting this legislation. I don't mean, by poor people, literally. I'm talking about the lobbyists, the people that represent the road builders, the -- the -- the unions and the people that design roads. I really feel bad for 'em. And -- and the conversations that I've had with 'em has just been unbelievable and remarkable and now I get a little bit of a better understanding of why they say what they say. You know, and they all -- and -- and I tell 'em why I'm not necessarily going to support for this program. There may be -- we -- we do support capital on this side and I want to make that clear. But here they are and I talk to 'em and -- and they say -- privately some of 'em have even said, "We understand this is sham. We understand it." But, you know what? What I understand now is, they want to be on the train. They don't want to be underneath it and we've heard that twice today. We've heard that twice. So, to my friends out there who -- who are lobbying us on behalf of this, we understand now, we understand why you are so adamantly in support, and all of the phone calls that we've gotten from all over the State - because you want to be on the train, you don't want to be under it. Thank you. And I'm not sure who in this Body has taken the place of Pat Welch any better than our coach, our good coach Rickey Hendon. I thought the President was -- got -- got awful close, but we got a new Pat Welch and I appreciate that very much, Rickey. Appreciate it very much. Thank you. Now, in regard to what we're about to do here today, we do have some problems here; there's no doubt about that. There is some major, major problems with this whole approach, and first of all -- and it was mentioned and I'm going to repeat some things that were mentioned earlier. One is, there is a federal program out there that's being discussed in Washington that's going to impact Illinois and I think it's --

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going to impact us in a very positive manner. We have no idea yet as to what those -- the ramification of what that program might be. So I think we're premature in our voting on this, certainly today. The diversion issue - and I want to bring this up again because this has been a major concern of this particular caucus. Last year we were able to work together with some of the other caucuses and able to bring back a hundred and forty million dollars into the Road Fund that had been diverted out, and now we're seeing that that's going to be used for the debt to retire this -- this particular program. But we've got 1.16 billion, with a 'B', in three-year diversions over and above, over and above the previous administration. 1.163 billion. Think what our good friends that build roads and design 'em and -- and work on those highways could do with that money. But, no, that's been diverted out for other programs that aren't necessarily road related. Not a good public policy, and we've been strong on this side of the aisle for fighting diversions. The revenue -- and -- and Senator Risinger, who's got as much credibility on this issue as anybody in the -- in the -- in the Capitol, because he's been there. He's been there. We have always traditionally had a revenue stream to retire this debt and that revenue stream has been motor fuel tax increases. I've supported many of those. I've supported many of those, 'cause I believe in a good road program, a road system. License plate fees - I've supported those in the past, 'cause we all want good highways for the -- for the safety of the people we represent. But, no, once again, here we have a program brought to us with no true revenue source. It's more -- and it's more borrowing. Two billion dollars in borrowing. Now we're about -- we're going to -- sometime over the next three or four days, we're probably going to be asked to vote on some pension scam out there that is going to create a two-billion -- two-billion-dollar hole in the contributions to the pension. One billion dollar this year. Oh! Oh! Wait a minute! They can't get it passed. They can't get it passed in the House. So, we're going to do a 1.1-billion-dollar pension forgiveness raid. Oh! It's Saturday. We can't get that done. So now we're going to do a 1.2-billion-dollar raid to the pensions. So that's just in the House. That's just in the House. Can you imagine what it's costing us right now, as I see

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some people moving about the Floor over here? How much more it's going to be when we finally get to the point that we're going to pass? Can you imagine how much it's going to cost? And now we want to do another borrowing of two billion dollars without a revenue stream to retire it. This is totally ludicrous. Ludicrous. So - thank you - we are for a capital program and we -- and I want to make that perfectly clear. There's people out there -- out there on the stump saying, "Republican Senators aren't for a capital program. That's why we're not going to be able to live up to the obligations that we've made under Opportunity Returns, because of the Senate Republicans." Well, let me just, once again, say, we are for a capital program and we will be voting for a capital program, but there's going to be some provisions in the capital program - because you need us - that are going to be responsible, just as we did last year with the Debt Responsibility Act. Until we were able to get at the table after June 1st, you were going to cram through more spending and then more liability in this State than there's ever been done in the future {sic}. But we got to the point where debt responsibility was a solution and we were the caucus that brought that forth. And there's some provisions we want to see done now. We want to see a responsible bill. We want to see a revenue stream. We want to see limited program, and certainly we want an ethical program, and that's final -- the final issue is the trust and you -- you've heard it said and -- there would be many on that side that would say it too if they felt like they could do it - is a -- is a matter of trust and that's -- that's a concern that I think we have. I think that's a concern that many people have, is that we have a precedent that's been established that brings us to the point of a lack of trust. So this isn't the time to do this. We ought to be voting No and I certainly encourage everybody on this side a No vote and even those over there who are responsible and understand the -- the needs of this State and what -- the way we ought to be doing business in this State.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you. Thank you. Thank you, Leader Watson. Ladies and Gentlemen, the Chair would like to apologize. I'm going to recognize President Jones to close. I recognized him earlier.

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He thought that was the last speaker on the -- on the Republican side. So that was my fault. I recognize President Jones, to close.

SENATOR E. JONES:

Thank you, Mr. President. I heard one of the speakers on this issue speak to the largest bond issue in the history of this State or any other State, and I was here at that time and I recall the vote in this Chamber on that issue and I recall Members on this side of the aisle - many Members - they raised certain questions as to where all the projects were going and I recall many of us voted in faith and believed that many would be funded, and I recall when we knew where some of the projects were going, especially in the area of the hump of the State, the western part of this State, and someone mentioned that individual's name who didn't have the courage to vote for Illinois or even their own district. They said Laura Donahue. Well, she's not here today. She voted against it and the people in her district remembered that. There were many fees that was talked about that was raised. Many, many did not vote for 'em. I voted for 'em, because I felt it was good for Illinois. It was good for all of Illinois. I hear all the talk about road diversion funds going here, funds -- funds going there, and we need a revenue stream. Sure, we need a revenue stream. The revenue stream is there to pay for the bonds and the -- the bonds will be used to raise the necessary revenue so that we in Illinois can take care of the many bridges that need to be repaired, need to be taken care so that dollars will be available to repair and build roads, mostly throughout Illinois. And -- but you get down to that partisanship, and I know one gentleman who sits there, he worked at DOT. If the projects didn't get funded and -- on those commitments out of Illinois First, he was there. He was there. He spoke on this issue. So if -- if the commitment was there, it did not get taken care, he sits on that side of the aisle, go talk to him reason why it was not done. But it has nothing to do with the other issues that we're going to be dealing with. Today is the day that we are called upon to vote. This bill will not come back again. It takes a extraordinary vote today. It'll take a extraordinary vote tomorrow. It will take a extraordinary vote in July. The

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federal government is on a -- different -- different fiscal year than we are. Sure, they're working on that transportation program up there, but we do not know what's going to be in that transportation program. But I know if there is to be a program that's going to impact the citizens of Illinois, we have to have the dollars here for the local match in order to be able to attract those federal dollars. It'd be very, very foolhardy of us to sit around and say we've got to wait for them. We want to be in position where we can go ahead and begin to plan the road program throughout Illinois. And you can play all the partisanship that you want. I sat in those meetings hours after hours after hours, and there -- as I told my counterpart, sometime you have to be for something - just as I sat in the meeting with the former Governor when we did Illinois First. And I didn't attack him because he was a Republican proposing the biggest bonding -- bonding program in the history of this State or any other state. So you have to be for something sometime, not play partisanship with every issue that have come before us. So in those meetings that's all we got was partisanship and bickering - no suggestions as to how we resolve the fiscal issue -- problem that we have in the State of Illinois, which was not created by this administration - not created by this administration. People talk about I got all the calls from the poor people. These same people love Highway 51. They need Highway 51. You don't want to vote for it? Go tell them I don't think we do 'cause I'm a Republican and it was proposed by a Democrat. That's foolish, child -- child play as relate to -- to this piece of legislation. This is a bonding authorization that's going to be paid for - it is not a diversion - by Road Fund money. Do you want -- have you proposed raising other taxes? No, you -- you duck that issue. It's easy to stand on the Senate Floor and say, "I would have voted for this here." No one has handcuffed you. If you want to put in a piece of legislation to raise the motor fuel tax, go ahead and do it, but I doubt if you put it in that you even get support on your own side of the aisle for it. So let's quit -- let's stop playing games. We have a job to do in Illinois and it should be done in a bipartisan manner. When I said the train is rolling, yes, it's rolling, because if you vote against it, it's not going to be in

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the budget. It will not be in the budget and it will be you the reason why it's not -- it's not in there. So, there is no diversion from the Road Fund. This is road funds being used for road funds. You don't want the projects, go ahead and vote No, but don't talk about commitments, 'cause I was here with those other commitments and I stood here and I watched how folks voted on the issue. Some who were receiving the most benefit from it - not here today. People are not as dumb as some of you on that side may think they are. Some of 'em have a lot of sense. They know how to count and they do know how to vote. I trust that you know how to vote and do the right thing and vote for all the people of Illinois.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you very much, Mr. President. Senate Bill 665 incurs State debt that is to be secured by full faith and credit of the State and is required to be repaid, directly or indirectly, from tax revenue, pursuant to Article IX, Section 9 of the Illinois Constitution. So, therefore, this vote will need a required 36 votes for Senate passage. Ladies and Gentlemen, this is final action. The question is, shall Senate Bill 665 pass. Those in favor, vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Madam Secretary, please take the record. On that question, there are 32 Ayes, 25 Nays, 1 voting Present. Senate Bill 665, having not received the constitutional required supermajority of at least 36 votes, fails. Senator Sandoval, for what purpose do you seek recognition, sir?

SENATOR SANDOVAL:

Thank you, Mr. President. Motion to waive and suspend posting requirements for a bill.

PRESIDING OFFICER: (SENATOR DeLEO)

State your motion, sir.

SENATOR SANDOVAL:

Mr. President, Ladies and Gentlemen of the Senate, I move to waive all posting requirements so that House Bill 4050 can be heard in the Senate Committee on Executive today.

PRESIDING OFFICER: (SENATOR DeLEO)

Thank you, sir. Senator Sandoval moves to waive all posting requirements so that House Bill 4050 can be heard in Executive

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today. Is there any discussion? Senator Roskam. Senator Roskam, the gentleman from DuPage. Okay. All those in favor of the motion will say Aye. All those opposed will say Nay. The Ayes have it, and the motion is adopted. Senator Sandoval, for what purpose do you seek recognition, sir?

SENATOR SANDOVAL:

Thank you, Mr. President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR DeLEO)

Please state your point, sir.

SENATOR SANDOVAL:

Mr. President, Members of the Senate, today I have the distinction of being visited by the Government of Jalisco, Mexico, and as well as the federation of Jalisco from the City of Chicago. I have the -- like to honor -- or, recognize Jose Luis Treviño, Representative of the State of Jalisco, along with Antonio Subieta, the President of the Federacion de Jalisco, Chicago, Mr. Eliseo Carrillo, Niconar Torres and Diego Geraldo. Please give them a warm welcome. They are in the President's Gallery.

PRESIDING OFFICER: (SENATOR DeLEO)

Will our guests in the gallery please rise and be recognized? Welcome to the Illinois State Senate. Welcome to Springfield, Illinois. Thank you very much for visiting us. Madam Secretary, Messages from the House, and before we do that, the -- the Chair would like to recognize Representative Jay Hoffman from the Illinois House of Representatives. Representative Jay Hoffman, Ladies and Gentlemen. Madam Secretary, Messages from the House.

SECRETARY HAWKER:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to wit:

Senate Bill 251, together with House Amendment 1.
Passed the House, as amended, May 28, 2005.

Message from the House by Mr. Mahoney, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the passage of a bill -- pardon me, in the adoption of

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their amendments to a bill of the following title, to wit:

House Bill 2500, together with Senate Amendments 1 and 3.

Nonconcurrent in by the House, May 28, 2005.

I have a like Message with respect to House Bill 3480, with Senate Amendments 2 and 3, also nonconcurrent in by the House, May 28, 2005.

PRESIDING OFFICER: (SENATOR DeLEO)

Okay. Ladies and Gentlemen. Ladies and Gentlemen, for the purposes of announcement. Ladies and Gentlemen, purposes of an announcement. The committees will -- will start very momentarily. The 2:30 committees will start immediately upon recess. The Senate is going to recess. We will go to -- the 2:30 committees will start immediately. As soon as committees are completed, we will be coming back to the Floor for Floor action approximately - we're hoping the committees are -- are in a fast and efficient way - around the hour of 4 or 4:30. So we will be coming back for Floor action. So at this time, the Senate stands in recess. 2:30 committees will meet immediately and therefore the other committees will follow appropriately. Thank you. The Senate stands in recess to the call of the Chair.

(SENATE STANDS IN RECESS/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR HENDON)

The Senate will come to order. Will all Senators under the sound of my voice please come to the Senate Chamber? Would all Senators please come to the Senate Chamber? Would all Senators please come to the Senate Chamber? We will be taking care of Senate business. Senator Rauschenberger, for what purpose do you seek recognition, sir?

SENATOR RAUSCHENBERGER:

I seek recognition to request of the Presiding Officer a ruling on tomorrow's Session that we're going to have.

PRESIDING OFFICER: (SENATOR HENDON)

The Presiding Officer does not wish to make a ruling right now about the schedule, but we will be able to give you some information in a few moments. Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

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I -- I wasn't asking you to give us a schedule, Senator. I -- I just thought inasmuch as tomorrow is the first Sunday in a long time and you seized control of the Chair and you're having a pretty good day, I think you ought to declare it "Casual Sunday" tomorrow. And I move to suspend the rules of the dress code of the Senate for Session tomorrow and I'd like the -- the Chair to consider an immediate ruling on that.

PRESIDING OFFICER: (SENATOR HENDON)

Well, Senator -- Senator Rauschenberger, if I had my way, I would allow you to come in in some cut-up jeans and a funky T-shirt, but unfortunately, sir, this is the upper Chamber and the proper dress attire will be -- will continue. Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Mr. Senate President, you have proved overwhelmingly today who's in charge here. So, I -- I don't think you ought to put this off to tradition or something. I mean, this is a ruling that you can make. This could be a big difference to Senator Trotter, who wants to ride his motorcycle. A lot of us would like just one day in our Senate careers to come here in comfortable attire, and I -- I just will renew my motion that the -- that the -- the Presiding Officer suspend the dress code for tomorrow's Session.

PRESIDING OFFICER: (SENATOR HENDON)

I think it's proper for us to be wearing our Sunday best. I know you're probably a little low on attire right now, so just go to the laundry or the cleaners or something, or in fact, you could go to Super Kmart. Just pick up a couple of things, like I've done, so that you will have the proper attire, because this is the upper Chamber. Would all Senators under the sound of my voice please come to the Senate Chambers? We're about to begin with Senate business. Would all Senators under the sound of my voice please come to the Senate Chamber? We are about to resume Senate business. Will all Senators in your offices or various places please come to the Senate Floor? We are about to resume Senate action immediately. Madam Secretary, Resolutions.

SECRETARY HAWKER:

Senate Resolution 254, offered by Senator Lightford and all Members.

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Senate Resolution 255, also offered by Senator Lightford and all Members.

They're both death resolutions, Mr. President.

PRESIDING OFFICER: (SENATOR HENDON)

Resolutions Consent Calendar.

SECRETARY HAWKER:

And Senate Resolution 256, offered by Senator Cullerton. It is substantive.

PRESIDING OFFICER: (SENATOR HENDON)

House Bills 1st Reading.

SECRETARY HAWKER:

House Bill 3092, offered by Senator Halvorson.

(Secretary reads title of bill)

And House Bill 3814, offered by Senator John Sullivan.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR HENDON)

Madam Secretary, Committee Reports.

SECRETARY HAWKER:

Senator Lightford, Chairperson of the Committee on Education, reports Motion to Concur with House Amendments 1 and 2 to Senate Bill 1853 recommended Do Adopt.

Senator Munoz, Chairperson of the Committee on Transportation, reports Motion to Concur with House Amendment 1 to Senate Bill 1233 recommended Do Adopt.

Senators Cullerton and Dillard, Co-Chairpersons of the Committee on Judiciary, report Motion to Concur with House Amendment 1 to Senate Bill 1832 and a Motion to Recede from Senate Amendment No. 6 to House Bill 350 recommended Do Adopt.

Senator Martinez, Chairperson of the Committee on Pensions and Investments, reports Motion to Concur with House Amendments 1 and 2 to Senate Bill 1446 Be Adopted.

Senator Ronen, Chairperson of the Committee on Health and Human Services, reports Motion to Concur with House Amendments 1, 2 and 3 to Senate Bill 506 and a Motion to Recede from Senate Amendment No. 2 to House Bill 2531, and Senate Amendment No. 1 to Senate Bill 955 Be Adopted.

Senator Clayborne, Chairperson of the Committee on Environment and Energy, reports Motion to Concur with House

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Amendment 10 to Senate Bill 431 recommended Do Adopt.

Senator Maloney, Chairperson of the Committee on Higher Education, reports Senate Amendment No. 3 to Senate Bill 507 recommended Do Adopt.

Senator Garrett, Chairperson of the Committee on State Government, reports a Motion to Concur {sic} (Recede) with Senate Amendment No. 1 to House Bill 1457 recommended Do Adopt.

Senator Silverstein, Chairperson of the Committee on Executive, reports -- House Bills 4050 and 4053 Do Pass and a Motion to Concur with House Amendments 1 and 2 to Senate Bill 2038 recommended Do Adopt.

Senator Demuzio, Chairperson of the Committee on Licensed Activities, reports Senate Amendment No. 1 to Senate Bill 1246 recommended Do Adopt.

PRESIDING OFFICER: (SENATOR HENDON)

Madam Secretary, Messages.

SECRETARY HAWKER:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Bills 3092, 3814 and 3871.

Passed the House, May 28th, 2005.

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

Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to wit:

Senate Bill 13, together with House Amendments 1 and 2.

Passed the House, as amended, May 28, 2005.

I have like Messages with respect to Senate Bills {sic} 157, with House Amendments 1 and 2, and Senate Bill 501, with House Amendment 3, which also passed the House, as amended, May 28, 2005.

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

Mr. President - I am directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their amendment to a bill of the

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following title, to wit:

House Bill 114, together with Senate Amendment 1 to the House -- to House Bill 114.

Nonconcurrent in by the House, May 28, 2005.

I have a like Message with respect to House Bill 1316, with Senate Amendment 1, also nonconcurrent in by the House, May 28th, 2005.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Raoul, for what purpose do you seek recognition, sir?

SENATOR RAOUL:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR HENDON)

State your point.

SENATOR RAOUL:

I -- I have the great honor of having my consistent Pages here with me in Springfield, my son, Che; my daughter, Kali; and my boss, my wife -- my wife, Kali, and my daughter, Mizan.

PRESIDING OFFICER: (SENATOR HENDON)

Will they all -- will the family of Senator Raoul rise and please be welcomed to the Senate? It's good to see you again. Welcome. We will now go to the Order of Secretary's Desk, Concurrences. Page 74 on your Calendar. Will you please turn to 74 on your Calendar? We're going to begin with Senate Bill 1962. The bottom of page 74 on your Calendar. On the -- on the Order of Concurrence is Senate Bill 1962. Senator Schoenberg, do you wish to proceed, sir? Madam Secretary, please -- just a moment. Out of the record. We'll come back to this order of business. Madam Secretary. Senator Schoenberg, on 1962. Madam Secretary, please read the motion.

SECRETARY HAWKER:

I move to nonconcur with the House in the adoption of their Amendment No. 1 to Senate Bill 1962.

Motion filed by Senator Schoenberg.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Schoenberg, on your -- to explain your motion.

SENATOR SCHOENBERG:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move to nonconcur with Amendment No. 1 to Senate Bill

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1962. There -- this would clear up any misunderstandings and retain the underlying bill for which there is no opposition.

PRESIDING OFFICER: (SENATOR HENDON)

Is there any discussion? Seeing none, Senator Schoenberg moves to nonconcur to House Amendments {sic} No. 1 to Senate Bill 1962. All those in favor will say Aye. Opposed will say Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Raoul, for what purpose do you seek recognition, sir?

SENATOR RAOUL:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR HENDON)

State your point.

SENATOR RAOUL:

I have the great pleasure of having another Page here with me, the son of Jeremy Flynn. His name is Grant. He's six years old.

PRESIDING OFFICER: (SENATOR HENDON)

Will young Grant please rise and be welcomed to the Senate? I was getting a little worried about you overworking yourself there for a moment, Senator Raoul. Thank God it was someone else's baby. Please turn your -- to your Supplemental Calendar. House Bills 2nd Reading. The Supplemental Calendar is on its way or on your desk. Give us a second. On Supplemental Calendar No. 1 is House Bill 4050. Senator Sandoval. Madam Secretary, read the bill. House Bill 4050.

SECRETARY HAWKER:

House Bill 4050.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

PRESIDING OFFICER: (SENATOR HENDON)

3rd Reading. House Bill 4053. Senator Schoenberg. Madam Secretary, read the bill.

SECRETARY HAWKER:

House Bill 4053.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments reported.

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PRESIDING OFFICER: (SENATOR HENDON)

3rd Reading. We're going to go to Senate Bills 3rd Reading. I'll give you a page. Please turn your Calendars to the top of page 4. Senate Bill 507. 507. Senator Clayborne seeks leave of the Body to return Senate Bill 507 to the Order of 2nd Reading for the purposes of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 507. Madam Secretary, are there any amendments approved for consideration?

SECRETARY HAWKER:

Floor Amendment No. 2, offered by Senator Clayborne.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Clayborne.

SENATOR CLAYBORNE:

Thank you, Mr. President. This is a -- an agreed-to bill. And basically, what the bill does is, the bill amends the Illinois Income Tax Act. It provides that earned interest from an out-of-state federally qualified Section 529 college savings program shall be exempt from Illinois income taxes if the following disclosures are offered to the customer: The program - - this program is in compliance with the College Savings Plans Network's voluntary disclosure principles and the sale of -- out-of-state programs notify Illinois customers of the existence of the Illinois plans.

PRESIDING OFFICER: (SENATOR HENDON)

Is there any discussion? Senator Clayborne.

SENATOR CLAYBORNE:

This is Amendment No. 3. 2 was tabled. Not yet? Well, let's table 2.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Clayborne seeks leave of the Body to table Amendment No. 2. Leave is granted. Senator -- and now we're -- Amendment No. 3. Madam Secretary -- Senator Clayborne, on -- to explain Amendment No. 3.

SENATOR CLAYBORNE:

I -- I just explained Amendment No. 3.

PRESIDING OFFICER: (SENATOR HENDON)

Is there any discussion? Seeing none, Senator Clayborne moves the adoption of Amendment No. 3 to Senate Bill 507. All those in favor will say Aye. Opposed will say Nay. The Ayes

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have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration?

SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR HENDON)

3rd Reading. Now on the Order of 3rd Reading is Senate Bill 507. Madam Secretary, please read the bill.

SECRETARY HAWKER:

Senate Bill 507.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Clayborne.

SENATOR CLAYBORNE:

Thank you. I just explained what it does. It just allows out-of-state federally qualified programs to be consistent with the -- Illinois' 529 college savings programs called Bright Star {sic} (Start) and College Illinois! and allows it to be deductible from the Illinois Income Tax Act. I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR HENDON)

Is there any discussion? Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

A couple questions of the sponsor.

PRESIDING OFFICER: (SENATOR HENDON)

He indicates he will yield. Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Senator Clayborne, do you have an estimate of what the cost to the State Treasury's going to be as -- as we're contemplating a final budget, since we're going to be adding a nontax status to Iowa's 527 {sic} or Nevada's... I mean, I can see some reasons why people might want to do this, but at this time, I'm just kind of -- what -- what's the revenue estimate for the revenue loss?

PRESIDING OFFICER: (SENATOR HENDON)

Senator Clayborne.

SENATOR CLAYBORNE:

There -- there is no estimate at this point in time to make that determination. It's just allowing other programs that think they're a little more competitive than Illinois, to allow us to

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make sure that those people who decide to -- to seek various options have the option to participate in those programs.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Senator, I -- I completely concur with your effort to make those plans competitive. I just think, at this time, granting another sales tax exemption to out-of-state plans is not, you know, the best piece of public policy, when in forty-eight hours we might be discussing a roll call on a budget that we might not all be completely satisfied with. But I -- I understand what you're doing.

PRESIDING OFFICER: (SENATOR HENDON)

Is there further discussion? Seeing none, Senator Clayborne -- the question is, shall Senate Bill 507 pass. Those in favor, vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 46 voting Aye, 2 voting Nay, none voting Present. Senate Bill 507, having received the required constitutional majority, is declared passed. Please turn to page 59 of your Calendar. Page 59. Senate Bill 1246. Senator Sandoval. It's -- Senator Harmon, do you wish to proceed, sir? Senator Harmon seeks leave of the Body to return Senate Bill 1246 to the Order of 2nd Reading for the purposes of amendment. Hearing no objection, leave is granted. Now on the Order of 2nd Reading is Senate Bill 1246. Madam Secretary, are there any amendments approved for consideration?

SECRETARY HAWKER:

Floor Amendment No. 1, offered by Senator Harmon.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Harmon.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The amendment becomes the bill. I'm happy to discuss it on 3rd Reading.

PRESIDING OFFICER: (SENATOR HENDON)

Is there any discussion? Seeing none, Senator Harmon moves the adoption of Amendment No. 1 to Senate Bill 1246. All those in favor will say Aye. Opposed, say Nay. And the Ayes have it.

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The amendment is adopted. Are there any further Floor amendments approved for consideration?

SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR HENDON)

3rd Reading. Now on the Order of 3rd Reading is Senate Bill 1246. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 1246.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Harmon.

SENATOR HARMON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 1246, as amended, is a trailer bill to House Bill 2525. If and only if the House Bill becomes law, we will add, pursuant to this bill, two words that were inadvertently omitted from the original draft. I believe it is agreed by all interested parties and I ask for your Aye votes.

PRESIDING OFFICER: (SENATOR HENDON)

Discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR HENDON)

He indicates he'll yield. Senator Geo-Karis.

SENATOR GEO-KARIS:

Would you kindly tell us what your bill does?

PRESIDING OFFICER: (SENATOR HENDON)

Senator Harmon.

SENATOR HARMON:

House Bill 2525 was a modernization of the Physical Fitness Services Act. This bill, again, simply adds two words that were inadvertently omitted. It's a technical amendment.

PRESIDING OFFICER: (SENATOR HENDON)

Senator Geo-Karis.

SENATOR GEO-KARIS:

I -- I still don't understand. What -- in essence what does your bill do as you amended it? You talk about physical fitness...

STATE OF ILLINOIS
94th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

5/28/2005

PRESIDING OFFICER: (SENATOR HENDON)

Senator Harmon.

SENATOR HARMON:

Thank you, Mr. President. There were two defined terms in the original bill that were used inconsistently. We are simply making sure that the use of the defined terms is consistent throughout the Act, as amended.

PRESIDING OFFICER: (SENATOR HENDON)

Further discussion? Seeing none, the question is, shall Senate Bill 1246 pass. Those in favor, vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 45 voting Aye, 2 voting Nay, none voting Present. Senate Bill 1246, having received the required constitutional majority, is declared passed. There being no further business to come before the Senate, the Senate stands adjourned until the hour of 3 p.m. on Sunday, May 29th. The Senate stands adjourned. 3 p.m.