Illinois Environmental Council 2003 ENVIRORMENTAL SCOREGARD

ear Reader,

The 2003 spring legislative session was a busy one, with many bills impacting the environment moving through the process. This Scorecard looks at a number of the most important bills and how our legislators voted on them. It provides objective and factual information about the voting records of all members of the Illinois General Assembly in 2003. Ten votes in both the House of Representatives and the Senate are included, covering a wide range of issues, from water quality and land use to transportation and energy efficiency.

The Illinois Constitution states that "the public policy of the State and the duty of each person is to provide and maintain a healthful environment for the benefit of this and future generations." Our legislators have a responsibility to carry out this duty, and this Scorecard is intended to provide the citizens of Illinois a tool for understanding how well their legislators accomplished this task.

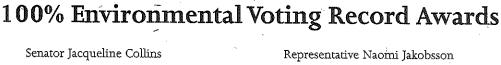
Illinois voters care about their environment. They routinely approve local ballot measures that increase funding for additions to park and forest preserve districts. Environmental issues consistently rank near the top of voter's concerns in election year polls. We also expect our elected representatives to show leadership on these same issues, and this year there was an abundance of leadership. Six Senators and fifteen Representatives scored perfect 100% ratings, far more than in previous years. We commend them for their actions, and encourage others to show similar leadership in the future.

I hope you find this Scorecard helpful.

Best Regards,

Ionathan Goldman

Executive Director Illinois Environmental Council



Senator Jacqueline Collins
Senator Susan Garrett
Senator Terry Link
Senator Barack Obama
Senator Carol Ronen
Senator Jeffrey Schoenberg
Representative Linda Chapa LaVia
Representative Elizabeth Coulson
Representative Barbara Flynn Currie
Representative Sara Feigenholtz
Representative Julie Hamos

Representative Naomi Jakobsson Representative Rosemary Kurtz Representative Fileen Lyons Representative Joseph Lyons Representative Karen May Representative Flaine Nekritz Representative Harry Osterman Representative Sandra Pihos Representative Kathleen Ryg Representative Ricca Slone



Illinois Environmental Council WWW.ilenviro.org

Explanation of Scoring

For each bill, legislators are evaluated as to whether they voted with the proenvironment position ("+") on the bill, or against it ("-"). The votes are then tallied, with an overall score calculated. For instance, someone who voted pro-environment on seven bills, and against on three bills, is given a 70% score.

The only votes not counted are those when a legislator had an excused absence (noted in the chart as "A"), which generally meant that the legislator was not in Springfield on that day due to an illness or other unexpected circumstances. Legislators who had excused absences were scored on the remaining votes they cast.

Two other voting possibilities are included. On occasion, a legislator may vote "Present" which is essentially an abstention. We have counted these the same as a no vote on the bill, because the impact is the same as if that legislator had voted no. These are shown in the voting chart as "P" and counted the same as a "+" when it helps the pro-environment position, and shown as "p" and counted as "when it hurts. Similarly, when a legislator is in Springfield but does not vote on a bill, we have counted it the same as a "no" vote on the bill. This is noted in the chart as "NV" and counted the same as a "+" when this action supports the pro-environment position and noted as "nv" and counted as "-" when it denies support to the pro-environment

Legislators have many reasons for voting present or for not voting at all. They may vote present because of a philosophical conflict on

the issue, or simply because they don't want to commit publicly one way or the other. They may miss a vote because they were in an important meeting, were in the bathroom at the time of the vote, or were at their desk but decided not to vote. Regardless of the reason, all of these actions have consequences that can impact whether or not a bill passes, and we have decided that it is appropriate to hold legislators accountable for these consequences.

Lastly, some legislators were not in office at the time of a vote, and this is noted in the chart as "*". These legislators are scored just on the number of votes for which they were in office.

Senator James "Pate" Philip resigned midsession and was replaced by Ray Soden. Senator Philip's score is based on four votes and Senator Soden's is based on six votes.

Representative Joel Brunsvold resigned midsession to become Director of the Department of Natural Resources, and was replaced by Patrick Verschoore. Representative Brunsvold's score is based on three votes and Representative Verschoore's is based on seven votes.

Representative Chuck Hartke resigned midsession to become Director of the Department of Agriculture, and was replaced by William Grunloh. Representative Hartke's score is based on three votes and Representative Grunloh's is based on seven votes.

About the Bills in the 2003 Environmental Scorecard

HB 231: Local Legacy Act

Sponsors: Rep. Winters and Sen. Walsh

This bill creates the Local Legacy Act which provides for a Local Legacy Program to fund county-municipal partnerships for the purpose of inventorying and protecting natural areas, farmland and cultural resources. It creates incentives to counties and municipalities to form partnerships and creates a Local Legacy Fund to provide grants to local partnerships for assistance in planning, inventory and implementation of programs. It provides for preference to communities which have developed resource protection plans when being considered for other state grant awards. The House passed HB 231 by a vote of 115-1-1 and the Senate approved the bill with a vote of 33-20-2.

Pro-Environment Vote: Yes

HB 422: Wetlands Protection

Sponsors: Rep. May and Sen. Link

With a vote of 65-48-4 HB 422 passed the House in the closing days of the spring legislative session. Wetland protection was the most critical environmental issue under considerations by the Illinois General Assembly this spring. Without state protection of wetlands not covered by the U.S. Army Corps of Engineers jurisdiction, these critical areas continue to be at risk for development. At publication time HB 422 was scheduled to be heard by the Illinois Senate during the fall veto session.

Pro-Environment Vote: Yes

HB 1250: Facility Planning Area Rules

Sponsórs: Rep. Slone and Sen. Jacobs

HB 1250 creates the Facility Planning Area Rules Act requiring the Environmental Protection Agency to propose rules and procedures related to facilities planning. It would require that findings of studies and recommendations related to non-point source pollution management, construction site runoff, urban runoff and other issues be taken into account when proposing facility planning rules. It passed the House 85-27 and the Senate with a vote of 54-0.

Pro-Environment Vote: Yes

HB 1468: Energy Efficient Buildings Act

Sponsors: Rep. Hamos

This bill, would require the Capitol Development Board to adopt the 2000 International Energy Conservation Code and its supplements as a minimum energy efficient code for all new residential, commercial and industrial buildings in Illinois. HB 1468 lost on third reading by a vote of 47-59-9.

Pro-Environment Vote: Yes

HB 1530: Mercury Thermometer Ban

Sponsors: Rep. Jakobsson and Sen. Hunter

This bill creates the Mercury Fever Thermometer Prohibition Act, prohibiting the sale, distribution and manufacturing of mercury fever thermometers in Illinois after July 1, 2004, except for thermometers used in hospitals. The ban will eliminate a significant source of potential mercury contamination of community water supplies, lakes and rivers. The U.S. EPA found that the amount of elemental mercury contained in one thermometer (approx. 1 gram) is enough to contaminate all of the fish in a lake with a surface area of 20 acres. Fever thermometers contribute 17 tons of mercury to the solid waste stream every year. HB 1530 passed the Senate 56-1 and was approved by the House on concurrence 88-27-2.

Pro-Environment Vote: Yes

HB 2273: Allocation of Off-Highway Vehicle Trails Fund

Sponsors: Rep. Holbrook and Sen. Walsh

This bill amends the Recreational Trails of Illinois Act to require that 85% of the money (now 65%) be dedicated for trail construction, reducing the amount available for enforcement. HB 2273 passed the House with a vote of 95-17 and passed the Senate with a vote of 49-4.

Pro-Environment Vote: No

HB 3061: Context Sensitive Design Standards

Sponsors: Rep. Ryg and Sen. Garrett

This bill amends the Illinois Vehicle Code to establish highway design criteria. It requires the Illinois Department of Transportation (IDOT) to embrace the principles of context sensitive design and context sensitive solutions in its policies and procedures for planning, design, construction, and operation of its projects for new construction, reconstruction, or major expansion of exiting transportation facilities. HB 3061 passed the House 77-39-2 and was approved by the Senate by a vote of 42-16.

Pro-Environment Vote: Yes

SB 275: Local Government Tort Immunity

Sponsors: Sen. Cullerton and Rep. Nekritz

This bill amends provisions of the Local Governmental and Governmental Employees Tort Immunity Act concerning a local public entity's duty to maintain its property in a reasonably safe condition for intended and permitted users. The legislation addresses a court ruling that bicycles are not intended users of roadways. Not addressing this issue is an impediment to future bicycle trail construction and use. SB 275 passed the Senate with a vote of 47-10. The House has postponed consideration of the bill. The House scorecard uses the 2nd reading vote on an amendment, which was approved 58-55-2.

Pro-Environment Vote: Yes

SB 371: Mercury Thermometer Ban

Sponsors: Sen. Hunter and Rep. Mathias

SB 371 is identical to HB 1530. SB 371 passed the House with a vote of 79-34-02, and was approved by the Senate on a concurrence vote 59-0.

Pro-Environment Vote: Yes

SB 609: Energy Efficient Building Act

Sponsors: Sen. Jacobs and Rep. Hamos

This bill is identical to HB 1468. SE 609 passed the Senate by a vote of 33-24 but was not heard in the House.

Pro-Environment Vote: Yes

SB 1003: Local Siting Approval

Sponsors: Sen. Link and Rep. Novak

This bill prohibits the Illinois Environmental Protection Agency from issuing any permit to develop, construct, or operate a thermal sludge treatment site or facility within one mile of any portion of Lake Michigan that has been designated an Area of Concern under the Great Lakes Water Quality, unless local siting has been approved. This bill addresses the local opposition to a plan to operate such a facility in Waukegan Harbor along the shore of Lake Michigan. The bill passed the Senate 34-20-3 and passed the House with a vote of 94-20-4.

Pro-Environment Vote: Yes

SB 1379: IEPA Permit Compliance Incentives

Sponsors: Sen. Cullerton and Rep. Slone

This bill beefs up Illinois' enforcement against those who violate environmental laws in three significant ways. It requires that fines for violations at least equal any profit realized by the violation. When a company applies for a permit to add air or water pollution, the Illinois EPA would be able to consider their compliance history. Lastly, companies that break environmental laws will be ineligible for state contracts for a five-year period. SB 1379 passed the House with a vote of 110-1-4, and was approved by the Senate on a concurrence yote 59-0.

Pro-Environment Vote: Yes

SB 1380: Energy Efficient Appliances and Equipment-Standards

Sponsors: Sen. Welch and Rep. Holbrook

This Act establishes minimum energy efficiency standards for certain products sold or installed in Illinois. The products include ceiling fans, fan light kits, commercial clothes washers, commercial refrigerators and freezers, eliminated exit signs, large package air conditioning equipment, torchiere lighting fixtures, traffic signal modules and unit heaters. SB 1380 passed the Senate by 41-16 but did not get assigned to a committee in the House.

Pro-Environment Vote: Yes

SB 1521: Recreational Trail Act

Sen. Jacobs and Rep. S. Davis

This bill amends the Recreational Trails of Illinois Act to remove the prohibition against using funds from the Off-Highway Vehicle Trails Fund for the construction of motorized recreational trails on Department of Natural Resources owned or managed land. It would give the DNR Director the discretion to allow ATV trails to be constructed on state land with the aid of these grant funds. SB 1521 passed the Senate 47-7-1 and was approved by the House with a vote of 99-18-1.

Pro-Environment Vote: No

Senate Voting Scorecard

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KEY

Pro-Environment Vote. . . +
Anti-Environment Vote . . Not Voting + NV

House Voting Scorecard

	HB 23 I	HB 422	HB 1250_	HB 1468	HB 1530	HB 3061	SB 275	SB 1003	SB 1379	SB 1521	Score
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