

STATE OF ILLINOIS  
84th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

137th Legislative Day

June 28, 1986

Speaker Greiman: "Good morning. The hour of 11:00 having arrived, the House will be in Session. Members will be at their chair. The Chaplain for today will be Father Frank O'Hara, Pastor of St. Peter and Paul's Catholic Church of Springfield. Father O'Hara is a guest of Representative Michael Curran. Would the guests in the gallery rise and join us for the invocation? Father O'Hara."

Father O'Hara: "In the name of the Father and of the Son and of the Holy Spirit. Lord, in this chamber, make me an instrument of your peace. Where there is hatred, let me so love. Where there is injury, pardon. Where there is doubt, faith. Where there is despair, hope. Where there is darkness, light. And where there is sadness, joy. Grant that I may not so much seek to be consoled, as to console. To be understood, as to understand. To be loved, as to love. For it is in giving that we receive. It is in pardoning that we are pardoned. And in dying that we are born to eternal life. In the name of the Father and of the Son and of the Holy Spirit."

Speaker Greiman: "The Gentleman from McLean, Mr. Ropp, will lead us in the Pledge of Allegiance."

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

Speaker Greiman: "Roll Call for attendance. Any Motions to nonconcur? Mr. Clerk, take the record. There are 116 Members who have answered the call of the quorum today. Any excused absences, Mr. Piel? Alright. We're advised that Mr. McCracken is excused. Let the record so show... so reflect. Alright. Okay. Alright. Agreed Resolutions."

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Clerk O'Brien: "House Resolution 1516, offered by Representative Vinson; 1521, Black; 1522, McPike; 1523, Koehler; 1524, Ewing and Churchill; 1525, Kulas; 1527, Koehler; and 1528, Madigan."

Speaker Greiman: "The Gentleman from Lake, Mr. Matijevich, on the Agreed Resolutions."

Matijevich: "I move the adoption of the Agreed Resolutions."

Speaker Greiman: "The Gentleman from Lake moves for the adoption of the Agreed Resolutions. Those in favor say 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it, and the Agreed Resolutions are adopted. General Resolutions."

Clerk O'Brien: "House Resolution 1519, DeJaegher and 1526, Wyvetter Younge."

Speaker Greiman: "Committee on Assignment. Ms. Braun, for what purpose do you seek recognition?"

Braun: "Thank you, Mr. Speaker. As the Members in this chamber are no doubt aware, last night an unfortunate incident occurred in which legislation was considered and passed out of this Body that has, I believe, ramifications that go beyond the actual piece of paper that was passed. As such and in order to give us an opportunity to have dialogue about that issue, the Members on this side of the aisle request a Democratic Caucus immediately or as soon thereafter."

Speaker Greiman: "Yes, we will address that very shortly Miss Braun, in the next few minutes. We still have a few Bills to do and we will... I'll get back to you."

Braun: "No, Mr. Speaker, we are not prepared to go to any of the business of this House until we have had a chance to discuss with our Democratic colleagues the issues that were raised last night."

Speaker Greiman: "Ms. Braun, how long of a Conference did you

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want to take? How much time did you need do you think?"

Braun: "Thank you, Mr. Speaker. I'd like to proceed to the Caucus right away and..."

Speaker Greiman: "That's right. How much... How much time? So that some of the Republicans who have not asked for this side a Caucus will know when you return."

Braun: "Alright. One hour should suffice."

Speaker Greiman: "Okay. Alright. Then..."

Braun: "It probably will take less than that, but one hour would be an appropriate time to..."

Speaker Greiman: "A Democratic Conference has been requested. It will be in Room 114, and we will return here... how about at the hour of 12:00. Return at 12:00. That's 45 minutes from now. And so, the House will stand in recess until the hour of 12:00 noon. There's a Democratic Conference immediately in Room 114. The House stands in recess. Yes. Yes, Mr. Kubik. Yes, Mr. Friedrich, for what purpose do you seek recognition?"

Friedrich: "Me'd like a Republican Conference in Room 118 please."

Speaker Greiman: "Alright. Mr. Friedrich has requested a Republican Conference in Room 118. We will all return, then, at 12:00 from our respective Conferences. Thank you. The House will be in order. On page 3 of the Calendar on the Order of Concurrences, Appropriations, appears House Bill 2975. Mr. Clerk."

Clerk O'Brien: "House Bill 2975, a Bill for an Act making appropriations of the Office of Public Counsel together with Senate Amendment #1."

Speaker Greiman: "The Lady from Cook, Ms. Barnes."

Barnes: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I wish to concur in Senate Amendment #1 to House Bill 2975. It merely represents a reduction of 5,600

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dollars which are the one percent guidelines of 808."

Speaker Greiman: "The Lady from Cook, Ms. Barnes, moves that the House does concur in Senate Amendment #1 to House Bill 2975. And on that, is there any discussion? There being none, the question is, 'Shall the House concur in Senate Amendment #1 to House Bill 2975?' All in favor signify by voting 'aye', those opposed vote 'no'. Voting is open. This is final action. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 105 voting 'aye', 3 voting 'no', none voting 'present'. And the House does concur in Senate Amendment #1 to House Bill 2975. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Concurrence, appears House Bill 3255. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3255, a Bill for an Act making appropriations to the Attorney General together with Senate Amendment #1."

Speaker Greiman: "The Gentleman from Cook, Mr. Leverenz, on..."

Leverenz: "Thank you, On house Bill 3005 we want to... 3255. The board... could we change?"

Speaker Greiman: "Yes, we're working on it, Mr. Leverenz."

Leverenz: "Oh, I'm sorry."

Speaker Greiman: "You can proceed."

Leverenz: "I only read what I have in front of me. Now, I have something new in front of me. On House Bill 3255 we want to recede in Senate Amendment #1."

Speaker Greiman: "Yes, I think the Motion..."

Leverenz: "Oh, now the third thing I have to read today..."

Speaker Greiman: "... is nonconcur. If you'd like to try that again, Mr. Leverenz, we're on concurrence."

Leverenz: "Now, that we got to the Concurrence Calendar, we want to now concur in Senate Amendment #1. Alright. The

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Gentleman from Cook, Mr. Leverenz, moves that the House concur in Senate Amendment 01 to House Bill 3255. On that, is there any discussion? There being none, the question is, 'Shall the House concur in Senate Amendment 01 to House Bill 3255?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is open and this is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 109 voting 'aye', none voting 'no', none voting 'present'. And the House does concur in Senate Amendment 01 to House Bill 3255. And this Bill, having received a Constitutional Majority, is hereby declared passed. Representative Madigan in the Chair."

Speaker Madigan: "On the Order of Nonconcurrency page four of the Calendar, Senate Bill 1748, the Chair recognizes Representative Barnes. Representative Barnes."

Barnes: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I wish to recede... to refuse to recede from all the Amendments to Senate Bill 1748 which would be House Amendments 3, 5, 6, 8, 9, 10, 11 and request a Conference."

Speaker Madigan: "We've all heard the Lady's Motion. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The Motion is adopted, and the Conference Committee shall be appointed. Senate Bill 2018, Mr. Mays. Mr. Mays."

Mays: "Thank you very much. Mr. Ronan is the Sponsor of the Amendment, and he is temporarily off the floor, but he... You're the Sponsor of the Amendment now. Refuse to recede. He makes the Motion. Mr. Ronan, I think, made the Motion to refuse to recede from House Amendment 01, Mr. Speaker."

Speaker Madigan: "The Gentleman moves to refuse to recede and to ask for the appointment of a Conference Committee. Those in favor say 'aye', those opposed say 'no'. The 'ayes'

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have it. The Motion is adopted. Senate Bill 2108. Mr. McPike."

McPike: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I move the House refuse to recede from House Amendment #4 to Senate Bill 2108, and ask for a Conference Committee."

Speaker Madigan: "You've all heard the Motion. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The Motion is adopted. On the Special Call on the Order of Environment on page two of the Calendar there appears Senate Bill 2117. Mr. Matijevich. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 2117, a Bill for an Act to amend an Act in relation to environmental protection. This Bill has been read a second time previously. Amendments #1, 2, 3, 4 and 6 were adopted in Committee."

Speaker Madigan: "Mr. Clerk, are there any Motions? A question of the Republican staff - there's a Motion on file by Mr. Vinson relative to Amendment #7, but Amendment #7 has been withdrawn. Should the Motion be withdrawn? Mr. Hoffman."

Hoffman: "If the Amendment has been with... If the Amendment has been withdrawn, there's no need for the Motion."

Speaker Madigan: "So, the Motion shall be withdrawn. Are there any further Motions?"

Clerk O'Brien: "No further Motions."

Speaker Madigan: "Are there any Amendments?"

Clerk O'Brien: "Floor Amendment #8, offered by Representative Matijevich and Currie."

Speaker Madigan: "Mr. Matijevich."

Matijevich: "Mr. Speaker, Ladies and Gentlemen of the House, this Amendment was requested by the Pollution Control Board. It removes the Section of the Bill which makes it optional whether a municipality issued bonds to make up any

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shortfall in funds needed to comply with the Federal Clean Water Act. Municipalities would, therefore, be compelled to issue general obligation or revenue bonds to comply with the Federal Clean Water Act in event of a financial shortfall. This Amendment is included in the provisions of Senate... House Bill 3036, which has already passed this House."

Speaker Madigan: "The Gentleman moves for the adoption of the Amendment. The Chair recognizes Representative Koehler."

Koehler: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. As a point of clarification, Mr. Speaker, I would like to ask about Amendment #6. Amendment #6 was added in Committee, and I believe the statement was just made that it was withdrawn. Would you please clarify that please?"

Speaker Madigan: "The Chair stated that Amendment #7 was withdrawn. 7."

Koehler: "Hell, Mr. Vinson's Motion was with regard to Amendment #6 and that was..."

Speaker Madigan: "No."

Koehler: "Was it not?"

Speaker Madigan: "No, it was with regard to Amendment #7."

Koehler: "Alright."

Speaker Madigan: "Mr. Clerk, let me see the Motion. This looks like a 7 to me, Representative Koehler."

Koehler: "Oh, thank you. Thank you, Mr. Speaker."

Speaker Madigan: "Can you see it?"

Koehler: "No, I can't see it."

Speaker Madigan: "The Gentleman moves for the adoption of Amendment #8. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #9, offered by Representative Kulas."

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Speaker Madigan: "Mr. Kulas."

Kulas: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Amendment 09 deletes the provision of the Bill which prohibited the establishment of a pollution control facility within five miles of the Wisconsin - Illinois border, and I would move for its adoption."

Speaker Madigan: "Mr. Churchill."

Churchill: "Thank you, Mr. Speaker. I rise in opposition to this Amendment. This Amendment was previously placed on another Bill that was Representative Matijevich's Bill. We had debate on it at that time. It was the will of the body that the Amendment go on. What Representative Kulas is attempting to do is to take that Amendment off. The theory behind the original Amendment was to provide a five mile buffer zone on statelines so that if the State of Illinois and the State of Wisconsin could do this by reciprocity that the State of Illinois residents would not have to worry about pollution in their water streams coming out of landfills in the State of Wisconsin. I think it's a good theory. It's one that may want to expand statewide, but they were attempting to do this in one county in the beginning and I think it's something that should be on here. The appropriate vote here is to vote 'no'."

Speaker Madigan: "The Gentleman stands in opposition to the Amendment. Mr. Kulas, to close."

Kulas: "Thank you, Mr. Speaker. This is a special interest Amendment. It's very localized, and I would move for its adoption."

Speaker Madigan: "Those in favor of the adoption of the Amendment signify by voting 'aye', those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Please record yourself. Please record yourself. The Clerk shall



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take the record. On this question, there are 42 'ayes' and 56 'nos', and the Amendment fails. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #10, offered by Representative Matijevich."

Speaker Madigan: "Mr. Matijevich."

Matijevich: "Floor Amendment #10 deletes the provisions in the Bill which allows the EPA and PCB to adopt Federal Clean Air Act Regulations without formal proceedings. This reinstates the prior language of the EPA Act, which deals with paths through federal regulations. This Amendment also was asked for by the Pollution Control Board, and I move for its adoption."

Speaker Madigan: "The Gentleman moves for the adoption of the Amendment. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #11, offered by Representative Matijevich."

Speaker Madigan: "Mr. Matijevich."

Matijevich: "Floor Amendment #11 adds a provision to the administrative citation procedure and requires the board hearing and administrative citation violation to find that no violation occurred when the person demonstrates the violation resulted from uncontrollable circumstances. This provision is also included in House Bill 3036, already adopted by this House."

Speaker Madigan: "The Gentleman moves for the adoption of the Amendment. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #12, offered by Representative Churchill and Steczo."

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Speaker Madigan: "Mr. Churchill. Mr. Churchill."

Churchill: "Thank you, Mr. Speaker. Floor Amendment #12 is the second Bill in a package that was started last year with House Bill 2022, and which was voted for and passed out of this Body. Last year what we did was we established planning areas for municipalities and counties to join together by intergovernmental agreement to create a coalition of governmental units for the disposal of solid waste. Part of that was to enable those agreed units to go into the incineration process, if that's what they wished to do. In order to build an incinerator, it's necessary for these governmental units to be able to bond and to be able to raise the capital necessary to build the incinerator. What Floor Amendment #12 does is to provide that the energy that is resulting from the incineration process may be sold to electrical utility companies, and it provides in the Bill what the utility companies have to pay to purchase that electrical engineer... energy. The utility companies then have the right to deduct the difference in their cost from their avoided cost for any additional costs from the state gross receipts tax on utilities. That money will then be replaced from the incinerator unit as soon as the bonds have been paid back. I would ask for the adoption of Floor Amendment #12."

Speaker Madigan: "Mr. Levin."

Levin: "Thank you, Mr. Chairman (sic - Speaker), Ladies and Gentlemen of the House. I rise in opposition to Amendment #12. It's rather strange when Ellis Levin stands up and takes the same position, which I believe, that the public utilities of the state do on this measure which is to oppose it. But I think that for once the utilities are correct, although, you know, my reasoning is a little different than theirs. The issue raised by the Gentleman

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in the Amendment, the need to encourage the construction of these garbage facilities and the ability to use these facilities to generate electricity is a very legitimate issue and one we need to deal with, and in fact, when we rewrote the Public Utilities Act last year, there was a consensus on the Joint Committee on Public Utility Reform on how to deal with this issue. Unfortunately, the provision we came up with was taken out of the Bill at the last minute. What we need to do to deal with this very legitimate issue is to authorize wheeling by the utility... by the municipality from the point where they generate the electricity from garbage to other points where they can use electricity. What this Bill does though is very different. What this Amendment does is to provide for a subsidy. It's either a taxpayer's subsidy or it's a ratepayer's subsidy depending on how you look at it. We currently have a tremendous amount of excess capacity, which makes this economically, this Amendment not make very much sense. So, the Gentleman has a very legitimate concern that he's attempting to deal with, but the approach that he is taking, which is one which is opposed by the utilities and which I agree with him on, is the wrong approach, and what we need to do is come back next year and pass the proposal to allow wheeling from point A to point B by the municipalities so they can do this."

Speaker Madigan: "Mr. McPike."

McPike: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I, also, rise in opposition to this Amendment. There is no question that we have to deal with the issue of cogeneration and wheeling, and it was our intent to get into that issue next year. I think it requires considerable Committee testimony and studying of the facts. We have had no Committee Hearings on this, and my main

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objection to it is that it requires a 2,000,000 dollar subsidy from the State of Illinois for every plant that is built with some expectation or some hope from the company that is trying to sell these plants that the state will someday be paid back. Representative Levin is right. We have today a tremendous amount of excess capacity. Since we have more energy than what we currently need and since it's projected that we're going to have more than we're going to need for the next ten years, why is it that the State of Illinois should pay 2,000,000 dollars a year to Lake County or any other county that chooses to build one of these plants in the false hope that perhaps someday that facility will be able to pay the state back? So, I don't think the state can afford it. I think it's rather ill-advised, and I would hope that we would defeat the Amendment."

Speaker Madigan: "Mr. Hoffman."

Hoffman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. With all due respect to the Sponsor of this Amendment, I, too, rise in opposition. I would only emphasize a couple of points that have been made. Number one, that we currently have excess capacity and will probably have more excess capacity before we have less. Number two, that either the ratepayers or the taxpayers are going to subsidize this program. Now, this Amendment, of course, is mentioned in... opposed by... by many groups, but I think we, too, should oppose it for those reasons: 1) excess capacity; 2) subsidization by some taxpayers possibly to the benefit of others. And for that reason, I stand in opposition of Amendment #12."

Speaker Madigan: "Mr. Homer."

Homer: "Thank you, Mr. Speaker. Question for the Sponsor."

Speaker Madigan: "The Sponsor indicates he will yield."

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Homer: "Representative Churchill, as I understand and maybe you could clarify, this Bill would require electric utilities to purchase electric output from waste disposal sites, is that correct?"

Churchill: "That is correct, if they cannot enter into a contract. The provisions of the Bill are fairly specific that the local unit can contract with a public utility. It would be the hopes of all of us that that contract could be negotiated fairly and that both sides could come to some agreement. In the event that there was not agreement, then you are correct."

Homer: "If there's no agreement, then this Bill would impose an agreement or impose a requirement on the electric utility to purchase that electric output from the waste disposal site, and how would you establish the fee that would be paid?"

Churchill: "There are two situations. There is a situation before the bonds are paid off and a situation after the bonds are paid off."

Homer: "How about before?"

Churchill: "After the bonds are paid off, the cost..."

Homer: "Before the bonds are paid off?"

Churchill: "Yes, I'll explain both. But after the bonds are paid off, the cost would be the avoidance cost. In other words, the cost that the utility has to produce that energy so there would be no loss, it would be what their cost would be to get energy. But, before the bonds are paid off, then there would be a two cent factor on that and it would be the lesser of 80 percent of the average residential rate in effect within the utility service area or there is a schedule; 8.1 cents per kilowatt hour from January 1, 1987 through December 31, 1990, 9.1 percent... cents per kilowatt hour up to 1994, 10.4 cents per kilowatt hour then.

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up to 1998 and 11.6 cents per kilowatt hour up to the year 2002."

Homer: "Alright. What if that amount is then higher than the amount that the utility is purchasing from other... or its cost from producing the energy, or its cost of retailing the energy. What provision is made to hold harmless the utility in that case?"

Churchill: "Yes, the difference between the avoidance cost and any additional cost paid under the formula, which I just explained, would be deducted by the utility from the utilities gross receipts tax. So, in other words, the utility is really not out dollars. The main cost to the utility is the cost of the paperwork to process this, because they get to deduct the sums. They're out no dollars, except for their cost of maintenance of the program."

Homer: "But... but the amount would be made up then from a deduction from the gross receipts tax that goes to the State of Illinois, the utility tax, right?"

Churchill: "That's correct."

Homer: "Alright. So, the loss would come from the General Revenue Fund."

Churchill: "That's correct. And then, in the provision again, we're dealing before the bonds are paid off. Before the bonds are paid off, there would be no pay back. Subsequent to the time when the bonds are paid back, the incinerator or the local governmental unit would then pay that money back to the state. So, in the long run, the state is out no dollars, except for the cost of the money that has been put into the process during the time that the cogeneration plant has bonded."

Homer: "Alright. Thank you, and to the Bill, Mr. Speaker. This is a thoroughly far reaching Bill to deal with... with the

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situation of the cogeneration question when a waste disposal site generates electric power. When the utility agrees with that cogenerator, there's obviously no problem. This Bill addresses a situation where the utility company is not willing to enter into a contract to purchase that power. It's a far reaching matter that affects the contractual obligations of the utilities that may have impact on the rate payers, as well as the taxpayers of Illinois. And I think it deserves the benefit of a hearing so that those in opposition, those in concern, can come and present their testimony, enlighten the Membership. And I think it's probably not the kind of matter we ought to be addressing in an Amendment to a Bill at this late stage that has not had the benefit of Committee Hearing. So, I would encourage the Sponsor to work on this measure in future so that it would have the benefit of the scrutinization of the Committee structure, and the public, and the General Assembly. But I would oppose the Amendment being tacked on at this late stage in the proceedings."

Speaker Madigan: "Mr. Steczo."

Steczko: "Thank you, Mr. Speaker, Members of the House. I rise in support of Amendment #12 and perhaps this may be construed to be a far reaching Amendment, but I must tell the Members of this House that we are faced with a far reaching problem. Landfills in the northeastern six county area of Cook County are filling up rapidly. The cost of disposal... the cost of waste disposal in those areas in the very foreseeable future is going to go through the ceiling, and it's going to be almost unaffordable for people in those areas to be able to dispose of their waste. House Amendment #12 seeks to clarify that problem. The planning process must begin now. Any plant that's constructed under the provisions of Amendment #12 probably

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would not be on board within two years. Any kind of revenue that's... that would be in the form of state revenues would not be applicable to the state for a period of two years. So, therefore, there would be that two year planning time. In the meantime, we already have noticed that there will be a couple municipalities in suburban Cook County and in the collar counties that will be full by that time, therefore, something must be done quickly. The passage of Floor Amendment #12 will solve the problem of disposing of up to 40 percent of the garbage in the six county northeastern Illinois area. That I think is a compelling state interest and that is really worth... worth our interest, our time and our support. And I would urge the support of this House on Amendment #12."

Speaker Madigan: "Mr. Kubik."

Kubik: "Mr. Speaker, I move the previous question."

Speaker Madigan: "Mr. Kubik, there is no one else seeking recognition. So, Mr. Kubik's Motion shall be withdrawn. Mr. Clerk, who was the Sponsor of the Amendment? Mr. Churchill, to close."

Churchill: "Thank you, Mr. Speaker. I think all of the speakers on this Amendment have agreed. This needs to be done. It's something that has to be done. Under Senate Bill 172 of a few terms ago, we put into place requirements for siting landfills that make it almost impossible to get a landfill sited in this state. What are we going to do with all the garbage when we get to the point where the landfills are full? What are we going to think about? Are we going to think about it when the garbage is piled up? Or are we going to think about it today and try and do something so that in the future we don't have to face that problem? This Bill is an integral part of what we started last year to provide alternates to landfills. I'm sorry



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that it did not have Committee Hearings. I wish it could have had a Committee Hearing. I filed a Bill that had these provisions in it so that it could receive a Committee Hearing, and it did not make through the Rules Committee. I attempted to give the Body and the public the best opportunity to discuss this issue and to ask questions before we got to this point, but that's not the nature of this process. So, we are here at this point. Everybody has concerns, but let me say the real concern is one of timing. When do we get started? And I say we have to get started now. If this goes through, this will enable us eventually to put in perhaps up to ten or maybe more units of incinerators that will take care of up to 40 percent of the solid waste of this state. That is a significant amount of waste. This is a significant piece of legislation. It's something that's been worked on by the Municipal League. I think the Municipal League has been around to answer the questions of the Members. The proper vote on this Amendment is an 'aye'."

Speaker Madigan: "Mr. Churchill, having closed, the question is, 'Shall the Amendment be adopted?' Those in favor of the adoption of the Amendment signify by voting 'aye', those opposed by voting 'no'. Mr. Hastert, to explain his vote."

Hastert: "Thank you, Mr. Speaker. I'm sorry that I wasn't be able to be in here when we started on this debate. This issue was covered last year in a Joint Committee on Public Utility Reform. It was something that we decided not to deal in that issue that should be dealt with by itself at another time. I think the Members of the General Assembly certainly will have an opportunity to address it next year. The whole issue of wheeling deals with the issues of excess capacity, increase excess capacity, and who pays for it. So, I think it's a good idea at the wrong time, and I would

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encourage a 'no' vote."

Speaker Madigan: "Have all voted who wish? The Clerk shall take the record. On this question, there are 21 'ayes', 70... On this question, there are 20 'ayes'... Mr. Clerk, take the record. On this question, there are 21 'ayes', 80 'nos'. The Amendment fails. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #13, offered by Representative Terzich and Matijevich."

Speaker Madigan: "Mr. Terzich."

Terzich: "Yes, Mr. Speaker, because of a typo error on Amendment 13, I submit another Amendment #27. So, therefore, I would like to withdraw Amendment #13."

Speaker Madigan: "The Amendment is withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #14, offered by Representative Friedrich - Peterson - Steczo and McPike."

Speaker Madigan: "Mr. Friedrich. Mr. Friedrich."

Friedrich: "Mr. Speaker and Members of the House, this is an Amendment which would make uniform the regulation of underground storage tanks throughout the state. It does not apply to Chicago. The problem now is that every county and municipality has a different regulation. It's very difficult for companies that operate in various towns to do it. This would make uniformity. Give more regulating power to the Office of State Fire Marshall."

Speaker Madigan: "The Gentleman moves for the adoption of the Amendment. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #15, offered by Representative Kulas - Ronan and Berrios."

Speaker Madigan: "Mr. Kulas. Mr. Kulas."

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Kulas: "Withdraw Amendment 15."

Speaker Madigan: "The Amendment shall be withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #16, offered by Representative Kulas - Ronan."

Speaker Madigan: "Mr. Kulas."

Kulas: "Withdraw Amendment 16."

Speaker Madigan: "The Amendment shall be withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #17, offered by Representative Currie."

Speaker Madigan: "Representative Currie."

Currie: "Withdraw Amendment 17."

Speaker Madigan: "The Amendment shall be withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #18, offered by Representative Kulas - Ronan and Berrios."

Speaker Madigan: "Mr. Kulas."

Kulas: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Amendment #18 amends the Chemical Safety Act and requires that the Emergency Services and Disaster Agency establish procedures for notification of residents of an effective area where toxic wastes are concerned. Let me give you a little background on this Amendment, Mr. Speaker and Ladies and Gentlemen of the House. Last January, in the 1300 block of Northwestern Avenue in Chicago, there was a fire in a chemical factory. This is a chemical factory in a residential area. It wasn't until June, just a couple weeks back, that the Federal EPA came in to start cleanup on this building. Now, I can understand working with government bureaucracy that it would take time to do a cleanup because they always have excuses. We don't have funds for it. We don't know where

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to put these chemicals. We don't know what to do with them. That I can excuse, but it's inexcusable not to notify the residents who live within that area. They live right next door, right across the alley. These are poor people who did not know for a half a year, whose children were playing around there, that there were dangerous chemicals in that building. The U.S. EPA and the City of Chicago both knew about this problem, and nobody notified the residents. All we are asking here is that within seven days, the residents must be notified. And I would move for the adoption of Amendment #18."

Speaker Madigan: "Mr. Berrios."

Berrios: "Mr. Speaker, Ladies and Gentlemen of the Assembly, I stand in support of this Amendment because the particular incident that Representative Kulas is talking about just happened to be in my district. It could've happened in any one district of any Representative in this Assembly where you have people living right across the street, kids playing in an area that can be very dangerous to their health. We in this General Assembly cannot stand for those kind of things. The governmental bodies under this Amendment would be forced to inform people that there's a particular danger in their community and that they should keep their children away from that area. As a newspaper article stated last week, there were children playing within that plant that could've been seriously hurt. We have an opportunity here, not only to notify people, but to do something that would benefit the entire state. Not just my area. Not just Myron Kulas's area. Not just my... Representative Ronan's area. Not just one particular area. This can benefit all of us, where we notify our people when there is a particular danger that can harm all our children. And I stand in support of this Bill."

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Speaker Madigan: "Representative Currie."

Currie: "Thank you, Mr. Speaker. Will the Sponsor yield for a question?"

Speaker Madigan: "The Sponsor indicates he will yield. Mr. Kulas."

Currie: "The Bill... The Amendment, as I understand it, Representative Kulas, says that the Emergency Services and Disaster Agency will notify residents within a seven day period of potential environmental hazard. Does this mean that the Department could decide to notify people more quickly, could establish guidelines, under your Amendment that might mean, for example, a 48 hour response time, rather than the seven days? Seven days is maximum in your Amendment."

Kulas: "That is the maximum. They can do it within specified time limit, yes."

Currie: "So, they could do guidelines that would, in fact, require a quicker notice to the affected neighbors."

Kulas: "That is correct."

Currie: "To the Amendment. It sounds like a very good idea to me. I commend the Sponsor. I think this is a good idea."

Speaker Madigan: "Those in favor of the adoption of the Amendment say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #19, offered by Representative Hallock and McPike."

Speaker Madigan: "Mr. Hallock."

Hallock: "Thank you, Mr. Speaker and Members of the House. Amendment #19 is offered to correct a deficiency in House Bill 3548, which is our Solid Waste Bill. That Bill has not passed yet, but it's on concurrence, and I intend to concur when that Bill does come before the House. What

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this does is clarifies the Section regarding special waste and ensures that during the interim period appeals go to the Pollution Control Board, and I would ask for your support."

Speaker Madigan: "Those in favor of the Amendment say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #20, offered by Representative Breslin."

Speaker Madigan: "Representative Breslin. Breslin."

Breslin: "Thank you, Mr. Speaker, Ladies and Gentlemen. This Amendment requires an applicant to follow all current rules and regulations upon reapplication for a permit for a siting for a regional pollution control facility. I'd be happy to answer any questions."

Speaker Madigan: "Those in favor of the Amendment say 'aye', those opposed say 'no'. The Amendment is... The 'ayes' have it. For what purposes... Mr. Hallock seek recognition? He does not. The 'ayes' have it, and the Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #21, offered by Representative Currie."

Speaker Madigan: "Representative Currie."

Currie: "Thank you, Mr. Speaker and Members of the House. The contents of Amendment 21 to Senate Bill 2117 are identical to the contents of Senate Bill 1805, as recommended by the Energy and Environment Committee. The Amendment says that after our low level radioactive waste compact is in operation, we will be able to exclude hazardous low level radioactive wastes coming from other than our compact partner state, Kentucky. The Department of Nuclear Safety does not oppose the Bill, and I would appreciate your support for this Amendment."

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Speaker Madigan: "Those in favor of the adoption of the Amendment say 'aye', those opposed say 'no'. For what purpose does Representative Koehler seek recognition?"

Koehler: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. An inquiry of the Chair. I just filed a Motion with regard to this... to this Bill. When might that be heard?"

Speaker Madigan: "Representative, is this here Motion relative to Amendment #6?"

Koehler: "That is correct."

Speaker Madigan: "This was not filed at the time that we were at Amendment #8, and it is my judgement that we shall proceed through the Amendments numerically then come back to your Motion, Representative."

Koehler: "Thank you."

Speaker Madigan: "Thank you. Mr. Clerk, where are we? The question is, 'The Motion to adopt Amendment #21?' Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #22, offered by Representative Matijevich."

Speaker Madigan: "Mr. Matijevich."

Matijevich: "Speaker, Ladies and Gentlemen of the House, House Amendment #22 is an Amendment offered by Senator Emil Jones which we didn't concur with on Senate... on Amendment 30... Senate Amendment to House Bill 3036. It would require that any person attempting to sell, lease or transfer commercial property which is or has been used to store hazardous materials must first notify the EPA of this act. The Environmental Protection... The EPA opposes this Amendment based on cost, and I promised to offer it because Senator Jones was trying to work out language with the Illinois

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Association of Realtors, which would make it less onerous. It is less onerous than the previous Amendment, but I understand there still is opposition. That it would impact negatively on sales of property, but I do offer it at this time."

Speaker Madigan: "The Gentleman moves for the adoption of the Amendment. The Chair recognizes Mr. Kulas."

Kulas: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I agree with the intent of the Amendment on House... Amendment #22 on House Bill 2117 except there's a problem that the Amendment is a little vague, Representative Matijevich. So vague that... on there it says, 'sell, lease or transfer any commercial property which has any sort of hazardous material.' So, that could mean even on... if you have like 'Janitor in a Drum' or something which has certain chemicals in it, then you couldn't sell that property. So, I do have a problem with this Amendment, and I would ask the Members to look closer at this Amendment."

Speaker Madigan: "Mr. Hallock."

Hallock: "Thank you, Mr. Speaker. My objection is rather similar to the one previously enunciated by Mr. Kulas. It seems to me on line eight we talk about hazardous materials, and I see the dilemma being, Representative Matijevich, that we could, in fact, have paint being stored in the... in fact, stored... A person couldn't sell or transfer that property. I think the Amendment is probably over vague. The intent is good, but I would say you should probably withdraw this and try to revise it and come back with federal language. And I would urge a 'no' vote."

Speaker Madigan: "Those in favor of the adoption of the Amendment say 'aye', those opposed say 'no'. The 'nos' have it. The Amendment fails. Are there any further Amendments?"



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Clerk O'Brien: "Floor Amendment #23, offered by Representative Hyvetter Younge."

Speaker Madigan: "Representative Younge."

Younge: "Thank you, Mr. Speaker and Members of the House. Amendment #23 to House Bill 2117 is originally House Bill 1508, which establishes the Metro East Solid Waste Disposal and Energy Producing Service. This Service would be responsible for the development of a five year plan as how the waste disposal, the solid waste, would be disposed of in the Cities of East St. Louis, Centerville, Venice, Brooklyn and Allerton. Additionally, the Amendment changes the name of the East St. Louis Development Authority to the East St. Louis Area Development Authority. And I move for the adoption of the Amendment."

Speaker Madigan: "Mr. Hoffman."

Hoffman: "Thank you, Mr. Speaker. It's my understanding that there's a technical error in the drafting of this Amendment on page 17 line 24. There's a quotation missing and, therefore, the Amendment is out of order, and I would ask you to so rule."

Speaker Madigan: "Mr. Hoffman, would you be so kind as to repeat your question?"

Hoffman: "Yes, it's my understanding that there's a quotation mark missing on page 17 line 24 and, therefore, the Amendment is out of order due to this drafting error. And would ask you to so rule. Page 17 line 24."

Parliamentarian Pollak: "On behalf of the Speaker, the Amendment is in order. While the quotation mark is missing, it's merely ministerial."

Speaker Madigan: "Mr. Hallock."

Hallock: "Thank you, Mr. Speaker and Members of the House. On two points, first of all, on the procedural aspects and then to the merits of the issue. It seems to me, as I look

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at the page 17 line 24, that without those quotation marks it's unclear as to what the Sponsor is offering in terms of current language. What language is actually being proposed in this Amendment. So, I think that really is a major defect. And then secondly, to the merits of the issue itself, I'd like to pose a question if I could, please."

Speaker Madigan: "To the Sponsor?"

Hoffman: "Yes."

Speaker Madigan: "The Sponsor indicates she will yield."

Hoffman: "Representative, was this not included in another Bill which had passed the... the House and Senate at a previous time?"

Younge: "Yes, Representative Hallock, I opened my remarks by saying that the Amendment here originally was House Bill 1508, which cleared Committee and was presented on the House floor and it has... but it did not clear the Senate. And so, therefore, I... I am offering it as an amended here... Amendment here."

Hallock: "Why is it that you've chosen this as a vehicle when, in fact, there appear to be several others which directly affect East St. Louis area which may be more proper vehicles for a measure of this type?"

Younge: "I have chosen this vehicle because the Sponsor of the Bill, Representative Matijevich, has agreed that it would be okay to put this on his Bill, and for that reason, I've chosen this vehicle."

Hallock: "Well, Mr. Speaker, Members of the House, clearly without too much more debate, this Amendment is technically flawed and will be so ruled, I'm confident, at a later date. It's also a bad idea in its own right, and I would ask it be defeated."

Speaker Madigan: "Representative Koehler."

Koehler: "Thank you, Mr. Speaker and Ladies and Gentlemen of the

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House. I rise in opposition to this Amendment simply because it is duplicative. House Bill 2022 passed last year through the State Legislature and signed by the Governor, and Senate Bill 1930 passed this year will... to take care of the problem that Representative Younge has and will certainly provide all of the... all of the authority that she needs in order to do what she wants under legislation that is already passed and, therefore, I would suggest that this Amendment is not necessary. Thank you."

Speaker Madigan: "Mr. Johnson."

Johnson: "I move the previous question."

Speaker Madigan: "There is no need, Mr. Johnson. So, Mr. Johnson's Motion is withdrawn. Representative Younge, to close."

Younge: "Right. The Amendment is a carefully worked out Amendment by the five municipalities that wish to set up the Solid Waste Disposal Service, and there are a number of things. The board would be appointed by the Governor and the ability to withdraw a member from the board is left in the Governor. And I think that the Bill is well drawn. The municipalities need a way to come together to come up with a five year plan as to how they're going to dispose of their solid waste, and so, therefore, I ask your support in adopting this Amendment."

Speaker Madigan: "The Lady has moved for the adoption of the Amendment. Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Representative Younge, are you seeking to explain your vote? Because if you spoke in debate, I believe the rules would preclude you from explaining your vote. But the Parliamentarian tells me, as a Sponsor, you are permitted to explain your vote."

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Younge: "Yes, the... this is a Bill that is critically needed by the five municipalities that form my district. Last year, we passed Build Illinois. In Build Illinois, was 100,000 dollars in order for this Metro East Solid Waste Disposal Service to do a feasibility study as to what type of system these municipalities would use to dispose of their solid waste. We need this Bill in order to go ahead with the study and to stop the ever increasing trash and garbage that is accumulating due to the landfills that are filled in that area. The Bill itself is... is well written, and I think as a matter of legislative comity that you should consider giving the... enough votes to pass this Amendment so that these municipalities can go forward in their effort to set up this solid waste disposal and energy producing service so that this problem can be solved. I believe that it is on the forefront of how the other municipalities will handle their solid waste. This solid waste disposal district, this special district, will be cooperating with the Bistate Development Agency in reference to the study. And the Bistate Development Agency has been given the federal authority to do trash to energy projects and that is the kind of projects that will be here. And for those reasons, I ask for a sufficient number of votes to pass this Amendment."

Speaker Madigan: "Representative Koehler, to explain her vote."

Koehler: "Thank you, Mr. Speaker. I just wanted to say that if this receives the required number of votes, I would seek a verification."

Speaker Madigan: "Have all voted who wish? The Clerk shall take the record. On this question, there are 54 'aye', 55 'no'. Representative Younge, requests a Poll of the Absentees. Mr. Clerk, poll the absentees."

Clerk O'Brien: "Poll of those not voting. Breslin. Cullerton."

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Greiman. Homer. Levin. Satterthwaite. And White."

Speaker Madigan: "Record Mr. Greiman as 'aye'. Mr. Homer. Record Mr. Homer as 'aye'. Change Mr. Martinez from 'present' to 'aye'. Are there any further changes? Are there any further changes? So, on this question, there are 57 'aye', 55 'no'. Representative Koehler, has requested a verification of the affirmative vote. Mr. Clerk, read the affirmative vote. Will the Members please be in their chairs? Please be seated. Proceed, Mr. Clerk."

Clerk O'Brien: "Alexander."

Speaker Madigan: "For what purpose does Mr. Kulas seek recognition?"

Kulas: "Leave to be verified."

Speaker Madigan: "Leave is granted. Proceed, Mr. Clerk."

Clerk O'Brien: "Alexander. Barger. Berrios. Bowman. Braun. Brookins. Bullock. Capparelli. Curran. Currie. Daley. DeJaegher. DeLeo. Dunn. Farley. Flinn. Flowers. Giglio. Giorgi. Greiman. Hannig. Hartke. Homer. Huff. Keane. Krska. Kulas. Laurino. LeFlore. Leverenz. Martinez. Matijevich. Mautino. McGann. McNamara. McPike. Nash. O'Connell. Panayotovich. Phelps. Preston. Rea. Rice. Richmond. Ronan. Saltsman. Shaw. Steczo. Stern. Sutker. Terzich. Turner. Washington. Wolf. Anthony Young. Wyvetter Younge. And Mr. Speaker."

Speaker Madigan: "Change Mr. Pangle from 'no' to 'aye'. Mr. Christensen. Change Mr. Christensen from 'no' to 'aye'. Are there any other changes? Change Mr. Brunsvold from 'no' to 'aye'. Representative Koehler, do you have any questions?"

Koehler: "Representative Ronan."

Speaker Madigan: "Mr. Ronan is in the rear of the chamber."

Koehler: "Representative Bullock."

Speaker Madigan: "How is Mr. Bullock recorded?"

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Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Madigan: "Remove Mr. Bullock from the Roll Call."

Koehler: "Representative Farley."

Speaker Madigan: "Mr. Farley. Is Mr. Farley in the chamber?  
Remove Mr. Farley from the Roll Call."

Koehler: "Representative Huff."

Speaker Madigan: "Mr. Huff is at his chair."

Koehler: "Representative Panayotovitch."

Speaker Madigan: "Mr. Panayotovitch is in the rear of the  
chamber."

Koehler: "Representative Steczo."

Speaker Madigan: "Mr. Steczo is in his chair."

Koehler: "Representative Barger."

Speaker Madigan: "Mr. Barger. Is Mr. Barger in the chamber? How  
is the Gentleman recorded?"

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Madigan: "Remove Mr. Barger. Record Mr. Levin as 'aye'.  
Representative Braun."

Braun: "Leave to be verified please."

Speaker Madigan: "Leave is granted. Further questions?"

Koehler: "Representative Bowman."

Speaker Madigan: "Mr. Bowman. Is Mr. Bowman in the chamber? Mr.  
Bowman is in the chamber."

Koehler: "Representative Levin."

Speaker Madigan: "Mr. Levin is right here. Right in the front of  
the chamber."

Koehler: "Representative White."

Speaker Madigan: "Mr. White. Mr. White is not voting."

Koehler: "No further questions."

Speaker Madigan: "Thank you. On this question, there are 58  
'aye', 52 'no'. The Amendment is adopted. Are there any  
further Amendments?"

Clerk O'Brien: "Floor Amendment #24, offered by Representative

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Klemm."

Speaker Madigan: "Mr. Klemm."

Klemm: "Please withdraw Amendment 24."

Speaker Madigan: "The Amendment shall be withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #25, offered by Representative Klemm."

Speaker Madigan: "Mr. Klemm."

Klemm: "Yes, Mr. Speaker, thank you. Would you please withdraw Amendment 25?"

Speaker Madigan: "The Amendment shall be withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #26, offered by Representative Currie."

Speaker Madigan: "Representative Currie."

Currie: "Thank you, Mr. Speaker, Members of the House. Amendment 26 to Senate Bill 2117 is a request from the Department of Nuclear Safety with respect to Amendment 21 already on the Bill so as to clarify that Section added by Amendment 21 will not apply to any storage facilities that already are licensed by the Department before the effective date of the... of this amendatory Act. The Department assures me that they have no intentions of licensing any new storage facilities until the time that this Act becomes effective."

Speaker Madigan: "Those in favor of the Amendment say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #27, offered by Representative Terzich."

Speaker Madigan: "Mr. Terzich."

Terzich: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, Amendment 27 passed out of the Committee 9 to 0 but, however, was not called. What the Amendment 27 does, it's

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aimed to... at those individuals collect waste for a fee and later dump them in the sewerage systems which are 'late night dumpers', and this Amendment attempts to place such individuals of losing their trucks for the use of the offense. At the present time, they're guilty at the... as a Class A Misdemeanor and a second violation as a Class IV, and this would attempt to recover the vehicles that are used in illegal dumping, and I would urge your support."

Speaker Madigan: "Representative Koehler."

Koehler: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Would the Sponsor please yield for a question? Representative Terzich, could you tell us how this differs from Amendment #13, that I believe you withdrew?"

Terzich: "Yes, there's no change. There was a typo error in Amendment 13 which the word 'of' was left out. It says 'seizure of a vessel' and Amendment 27 simply correct that change."

Koehler: "Well, thank you, Representative. And I rise in support of this legislation. I think that it will go a long way toward preventing the midnight dumping problems that we have experienced in Illinois. Thank you."

Speaker Madigan: "The Gentleman moves for the adoption of the Amendment. Those in favor of the adoption of the Amendment signify by voting 'aye', those opposed by voting 'no'. Have all voted who wish? Mr.... Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 113 'aye', no one voting 'no'. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #28, offered by Representative Klemm."

Speaker Madigan: "Mr. Klemm."

Klemm: "Thank you, Mr. Speaker. Amendment 28 allows local



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governments to regulate the commercial nonagricultural application storage and other use of pesticides within their jurisdiction. As we all know, 102 municipalities already have this authority, and this is not a mandate in anyway. It strictly permits legislation for our local elected officials to handle the problem, if they think it's necessary. I move its adoption."

Speaker Madigan: "The Gentleman moves for the adoption of the Amendment. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #29, offered by Representative Currie."

Speaker Madigan: "Representative Currie. Mr. Clerk, has this Amendment been distributed?"

Currie: "I want to withdraw. Withdraw the Amendment, please."

Speaker Madigan: "Representative Currie."

Currie: "Withdraw the Amendment please."

Speaker Madigan: "The Amendment shall be withdrawn. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Madigan: "At this time, we will take the Motion by Representative Koehler to table Amendment #6. So, Representative Koehler has moved to table Amendment #6. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The Motion carries. The Amendment is tabled. The Bill shall remain on Second Reading. Mr. Matijevich."

Matijevich: "Speaker, I think I heard you say erroneously before that Motion, 'Third Reading', and it was the intent... I was trying to get your attention. I wanted to keep it on Second, because there's one Amendment that hadn't been distributed yet, and I'd like leave to keep it."

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Speaker Madigan: "So, for the record, I believe I've already said it, but, for the record, the Bill is on the Order of Second Reading."

Matijevich: "Thank you."

Speaker Madigan: "Special Call - Business Regulation on the Order of Concurrence page three of the Calendar, House Bill 1945. Mr. Churchill. Mr. Churchill."

Churchill: "Thank you, Mr. Speaker. At this point, I would move to nonconcur with Senate Amendments #1, 2 and 3. The original Bill is a Bill for the Department of Registration and Education. It was their cleanup Bill for this year. Some language was added on in the Senate which needs to be corrected and modified. And so, at this point, I move to nonconcur and send it back to the Senate."

Speaker Madigan: "You've all heard the Gentleman's Motion. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The Motion is adopted. House Bill 3267, Mr. Keane. Mr. Keane."

Keane: "Thank you, Mr. Speaker. I move to concur in Senate Amendment #1 to House Bill 3267. What Senate Amendment #1 does is it provides that CMS can self-insure our Blue Cross Blue Shield health... our hospitalization health plan. It's an Amendment that has been requested by CMS. We need it for... to continue our health protection for all state employees, and I would be happy to answer any questions and move for concurrence."

Speaker Madigan: "The Gentleman moves that the House concur in Senate Amendment #1. The Chair recognizes Mr. Levin."

Levin: "Would the Gentleman yield?"

Speaker Madigan: "The Sponsor indicates he will yield."

Levin: "Okay. I was a little confused. You talked about the authority to self-insure and you also mentioned Blue Cross. Would this be with Blue Cross administering the

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self-insurance?"

Keane: "Yes. Correct."

Levin: "Thank you."

Keane: "That's my understanding."

Levin: "Thank you."

Speaker Madigan: "The question is, 'Shall the House concur in Senate Amendment #1?' Those in favor of the Motion will signify by voting 'aye', those opposed by voting 'no'. On this... Have all voted who wish? The Clerk shall take the record. On this question, there are 113 'aye', no one voting 'no'. The House does concur in Senate Amendment #1. And this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 3346, Representative Currie."

Currie: "Thank you, Mr. Speaker and Members of the House. I move the House do concur in Senate Amendment 1 to House Bill 3346. The underlying Bill creates a Rheumatic Diseases Treatment Act with the five member rheumatic diseases treatment authority advising the Department of Public Aid on ways to deal with the problem of pediatric rheumatic diseases. The Amendment in the Senate merely specifies that operating funds for the counsel come out of the ordinary and contingent expenses in the Department of Public Aid's budget. I move concurrence. I'm happy to answer any questions."

Speaker Madigan: "The Lady moves that the House concur in Senate Amendment #1. Those in favor of the Motion will signify by voting 'aye', those opposed by voting 'no'. This is final action. Please record yourselves. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 111 'aye', no one voting 'no'. The House does concur in Senate Amendment #1. And this Bill, having received a Constitutional Majority,

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is hereby declared passed. The Chair is prepared to adjourn. Is there anyone who wishes to bring anything before the Body? The plan is to return at 6:00 p.m. tomorrow night. 6:00 p.m. tomorrow night. The Chair recognizes Mr. McPike for the Adjournment Motion."

McPike: "Thank you, Mr. Speaker. I move the House stand adjourned until tomorrow at the hour of 6:00 p.m."

Speaker Madigan: "Before we take the Motion, Mr. Brookins, are you seeking recognition?"

Brookins: "Yes, Mr. Speaker, I have a Motion before the House to... in pursuant... House Resolution 1497. Pursuant to Rule 43, to remove from the table."

Speaker Madigan: "Mr. Brookins, let me suggest that I already said that we were adjourning and some people who may have left did not have the benefit of listening to your Resolution and to your oratory. Mr. Saltsman."

Saltsman: "Thank you, Mr. Speaker. The Representatives who have students that are Russian exchange students, they are currently over at the State House Inn in the Illini Room. The ones who had missed them this morning that have their Resolutions for them, for the next half hour, if they'd like to stop over at the State House Inn, they can meet with their students before they take off to the Soviet Union. Illini Room at the State House Inn. They'll be there for a half an hour. Thank you."

Speaker Madigan: "Once again on the Adjournment Motion. Those in favor say 'aye', those opposed say 'no'. And the House does stand adjourned until 6:00 p.m. tomorrow evening. 6:00 p.m. tomorrow evening. Thank you."

08/26/86  
09:23

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