

STATE OF ILLINOIS
88TH GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

116th Legislative Day

April 14, 1994

Speaker McPike: "House will come to order. The House will come to order. The Chaplain for today is Rabbi Michael Datz of the Temple B'rith Shalom in Springfield, Illinois. Rabbi Datz is the guest of Representative Curran. The guests in the balcony may wish to rise and join us for the invocation."

Rabbi Datz: "Lord, where can we find You? Your glory fills the world. Behold we find You where the plowman breaks the hard soil, where the quarrier explodes stone out of the hillside, where the miner digs metals out of the reluctant earth, where men and women earn their bread by the sweat of their brow, among the lonely and poor, the lowly and lost, in blazing heat and shattering storm, You are with us. Behold, we find You in the mind, free to sail by its own star, in words that spring from the depth of truth; where endeavor reaches undespairing for perfection; where the scientist toils to unravel the secrets of Your world; where the poet makes beauty out of words; wherever people struggle for freedom; wherever noble deeds are done. Behold we find children merry at their play. In the mothers lullabye as she rocks her baby in the cradle and the sleep falling on infant eyelids, and in the smile that dances on sleeping lips. Behold, we find You when dawn comes up bearing golden gifts and in the fall of evening peace and rest from the western sea. In the current of life flowing day and night through all things, throbbing in our sinews and in the dust of the earth, in every leaf and flower, behold, we find You in the wealth of joys that quickly fade, in the life that from eternity dances in our blood, in birth which renews the generations continually, and in death knocking on the doors of life. Oh God, give us strength never to disown the poor, never before insolent

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might to bow the head, give us strength to raise our spirits high above daily trifles, lightly to bear joys and sorrows and in love to surrender our strength to Your will. For great are Your gifts to us, the sky, the light, the flesh, life in the soul, treasures beyond Christ, treasures of life and of love, and together let us say, Amen."

Speaker McPike: "We'll be led in the Pledge of Allegiance by Representative Hoeft."

Hoeft - 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 McPike: "Roll Call Attendance. Representative Kubik."

Kubik: "Thank you, Mr. Speaker. Let the record reflect that all Republican Members are present."

Speaker McPike: "Thank you. Mr. Granberg."

Granberg: "Let the record reflect Representatives Phelan and Hart (sic-Dart) have excused absences today."

Speaker McPike: "Phelan and Dart. Thank you. Take the record, Mr. Clerk. One hundred and sixteen Members answering roll call, a quorum is present. Committee Reports."

Clerk Rossi: "Committee Reports. Representative Martinez, Chairman from the Committee on Veterans Affairs, to which the following Bills and Resolutions were referred, action taken on April 14, 1994, reported the same back with the following recommendations: 'do pass as amended' House Bill 2754; 'do adopt' House Joint Resolution 105; 'do adopt as amended' House Joint Resolution 86. Representative Brunsvold, Chairman from the Committee on Elementary and Secondary Education, to which the following Bills were referred, action taken on April 11, 1994, reported the same back with the following recommendations: 'do pass' House

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Bill 3840; 'do pass as amended' House Bills 4028, 3344 and 3191; 'do pass Short Debate' House Bills 2518 and 3891; 'do pass as amended Short Debate' House Bills 3553 and 3488; 'do pass Consent Calendar' House Bill 4040. Representative Burke, Chairman from the Committee on Consumer Protection, to which the following Bills were referred, action taken on April 13, 1994, reported the same back with the following recommendations: 'do pass Short Debate' House Bills 3947; 'do pass as amended Short Debate' House Bills 3437. Representative Lang, Chairman from the Committee on Judiciary I, to which the following Bills were referred, action taken on April 13, 1994, reported the same back with the following recommendations: 'do pass' House Bills 3181, 3966, 3789, 3793, 3795, 3341, 3897, 3898, 3981 and 3061; 'do pass as amended' House Bill 3543; 'do pass Short Debate' House Bill 3800, 3834, 3960, 3278, 2467, 3752, 3753, 4034, 4033, 3631, 3674, 3675, 3935, 3936, 3942, 3999, 4001 and 3257; 'do pass as amended Short Debate' House Bill 2872 and 3167; 'do pass Consent Calendar' House Bill 3937; 'do pass as amended Consent Calendar' House Bill 3997 and 3079. Representative Curran, Chairman from the Committee on Elections and State Government, to which the following Bills were referred, action taken on April 13, 1994, reported the same back with the following recommendations: 'do pass' House Bills 2774, 3754 and 3899; 'do pass as amended' House Bill 2727; 'do pass Short Debate' House Bills 3470 and 3424 and 3878; 'do pass Consent Calendar' House Bill 3205; 'do adopt as amended' House Resolution 3883 and 3779. Representative Younge, Chairman from the Committee on Higher Education, to which the following Bills and Resolutions were referred, action taken on April 13, 1994, reported the same back with the following

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recommendations: 'do pass' House Bill 2641. 'do pass Short Debate' House Bill 3887. Representative Morrow, Chairman from the Committee on Housing Economic and Urban Development, to which the following Bills were referred, action taken on April 13, 1994, reported the same back with the following recommendations: 'do pass' House Bills 3815, 3894 and 3747; 'do pass as amended' House Bill 2451 and 2450. 'do pass Short Debate' House Bills 3871; 'do pass as amended Short Debate' House Bills 3650 and 2142; Representative Phelps, Chairman from the Committee on Health Care and Human Services, to which the following Bills were referred, action taken on April 13, 1994, reported the same back with the following recommendations: 'do pass' House Bills 259, 2798, 2135, 3084, 3491, 3738, 3772, 3790 and 4013; 'do pass as amended' House Bill 4041; 'do pass Short Debate' House Bills 3032, 3420, 3626, 3718, 3728, 3841, 3879, 3959 and 3877; 'do pass as amended Short Debate' House Bills 2654, 3303, 3393, 3417 and 3975.; Representative Santiago, Chairman from the Committee on Counties and Townships, to which the following Bills were referred, action taken on April 13, 1994, reported the same back with the following recommendations: 'do pass' House Bills 3743, 3925 and 3714; 'do pass Short Debate' House Bill 3712. 'do pass as amended Short Debate' House Bills 3732 and 3713. Representative Novak, Chairman from the Committee on Environment and Energy, to which the following Bills and Resolutions were referred, action taken on April 13, 1994, reported the same back with the following recommendations: 'do pass' House Bills 3741; 'do pass as amended' House Bill 3133; 'do pass as amended Short Debate' House Bill 2830, 3247, 3640, 3644, 3447; and 'do adopt' House Resolution 2083. Representative DeJaegher, Chairman

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from the Committee on Aging, to which the following Bills were referred, action taken on April 14, 1994, reported the same back with the following recommendations: 'do pass' House Bill 3029 and 3031; 'do pass as amended' House Bill 3036.

Speaker McPike: "Agreed Resolutions."

Clerk Rossi: "House Resolution 2300, offered by Representative Ryder; House Resolution 2301, offered by Representative Ryder; House Resolution 2302, offered by Representative Krause; House Resolution 2303, offered by Representative Weller; House Resolution 2304, offered by Representative Weller; House Resolution 2305, offered by Representative Cross; House Resolution 2306, offered by Representative Cross; House Resolution 2307, offered by Representative Black; House Resolution 2308, offered by Representative Parke; House Resolution 2309, offered by Representative Roskam; House Resolution 2310, offered by Representative Dart; House Resolution 2311, offered by Representative Dart; House Resolution 2312, offered by Representative Lawfer; House Resolution 2313, offered by Representative Lawfer; House Resolution 2314, offered by Representative Lawfer; House Resolution 2315, offered by Representative Lawfer; House Resolution 2316, offered by Representative Maureen Murphy; House Resolution 2317, offered by Representative Parke; House Resolution 2318, offered by Representative Parke; House Resolution 2319, offered by Representative Parke; House Resolution 2320, offered by Representative Parke; House Resolution 2321, offered by Representative Parke; House Joint Resolution 138, offered by Representative Phelps; House Resolution 2322, offered by Representative Saviano."

Speaker McPike: "Representative Granberg moves for the adoption

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of the Agreed Resolutions. All in favor say 'aye'; opposed, 'no'. The 'ayes' have it. Agreed Resolutions are adopted. Mr. Kubik."

Kubik: "Thank you, Mr. Speaker. I just wanted to make an announcement that we have been informed, so that the Clerk knows, we have been informed that Representative Pedersen is absent this afternoon. His button was inadvertently punched in. We will fill out the paperwork, but I wanted to publicly acknowledge that he was absent and has been excused."

Speaker McPike: "Adjournment Resolution."

Clerk Rossi: "House Joint Resolution 140, offered by Representative McPike, Resolved by the HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY IN THE State OF Illinois, the Senate concurring herein, that when the House of Representatives adjourns on Thursday, April 14, 1994, it stands adjourned, until Tuesday, April 19, 1994, at 12:00 noon, and when the Senate adjourns on Friday, March (sic-April) 15, 1994, it stands adjourned until Tuesday, April 19, 1994, at 12:00 noon."

Speaker McPike: "Representative Granberg moves the adoption of the Adjournment Resolution. All in favor say 'aye'; opposed, 'no'. The 'ayes' have it. Adjournment Resolution is adopted. House Bills, Third Reading, State Operations, appears House Bill 2631. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2631, a Bill for an Act to create the Southern Illinois Business Development Act. Third Reading of the Bill."

Speaker McPike: "Representative Phelps. Mr. Phelps. Mr. Electrician, please turn on Mr. David Phelps."

Phelps: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I appreciate the privilege to present this

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legislation today. If I could have your attention, I'll be very brief, I know we all want to get on the road, last day, but even though this is a matter that many Third Reading Status Bills probably would be addressed a little later. The timetable is very critical to see if we have a chance for something in my home county, the Southern Illinois District, to attract millions of dollars in investment and over 1,200 jobs for a particular plant, a chicken processing plant. And, what I propose in this legislation merely will get us on even playing field with a program in a neighboring State of Kentucky that offers the Rural Economic Development Proposal. It grants companies tax credits in the amount of their annual debt service on capital borrow for approved project for up to 25 years. This is quite an incentive that we are just not geared up or even able to compete with. Beyond that, it also allows for the personal income tax that is checked off by the company on behalf of the employees to be forgiven up to 25 years. A matter of public policy many of us would question, this is why we are losing jobs to Missouri, Indiana, Kentucky. We don't have a chance for this plant unless we pass this, that's the bottom line. I need your help. I'll be happy to answer any questions."

Speaker McPike: "On a 'do pass' Motion. Representative Black."

Black: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I simply rise to join the Gentleman's call for a good bipartisan effort to pass this Bill. This is a unique opportunity that the Sponsor has in the southern part of the state to attract some badly needed jobs and I would hope that if any of us would come to this chamber with an opportunity to attract say, 1,000 jobs that we would get bipartisan support for our districts as well.

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It's for that reason that I join the Gentleman and urge an 'aye' vote on the Bill."

Speaker McPike: "Representative Skinner."

Skinner: "Would the Gentleman answer a couple of questions?"

Speaker McPike: "Yes."

Skinner: "Would you define a qualifying enterprise?"

Speaker McPike: "Mr. Phelps."

Skinner: "How narrow is the definition?"

Phelps: "We have purposely limited this program, which really, in reality, I guess you'd say, is in cities that attract this plant. Unless, another county in the state has doubled the unemployment rate that was the states 1993 unemployment rate that will attract 1,200 jobs, that will have a \$40 to \$50 million payroll and bill \$65 million of construction of facilities, that's what's focused in this legislation. So, if any other area in the state has those particular qualities or standards to meet, they will join us in this legislation for the reciprocal."

Skinner: "So, what you're is, if the unemployment rate is not really huge we're not be giving away all the income taxes that the employees would be paying to the State of Illinois."

Phelps: "That's exactly correct, and what I really firmly believe, that if this state can take \$60 million to an area such as my district did, also prosper from the super-max prison, give the taxpayers money away of \$60 million in the name of good government, tough on crime, create 300 jobs, why can't we forgive what we don't have, to attract 1,200 jobs, that's the reasoning here."

Skinner: "It's a real interesting approach, I'm certainly going to vote for it."

Speaker McPike: "The question is, 'Shall the House Bill 2631

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pass?' All those in favor vote 'aye'; opposed vote 'no'.
Have all voted? Have all voted who wish? Have all voted
who wish? Have all voted who wish? The Clerk will take
the record. On this Motion, there are 107 'ayes' and no
'nays'. House Bill 2631, having received the
Constitutional Majority, is hereby declared passed. Any
announcements? The Chair is prepared to adjourn. Are
there any announcements? Representative Granberg now
moves...allowing the Clerk perfunctory time, Representative
Granberg now moves that the House stands adjourned until
next Tuesday at the hour of 12:00 noon. All in favor of
the Motion say 'aye'; opposed, 'no'. The 'ayes' have it.
The House stands adjourned. The Rules Committee will meet
at 2:30. The Rules Committee will meet at 2:30 today."

Clerk McLennand: "House Perfunctory Session will be in order.
Committee Reports. Committee Report offered by
Representative Granberg, Chairman from the Committee on
Personnel and Pensions, to which the following Bills were
referred, action taken on April 14, 1994, reported the same
back with the following recommendations: 'do pass' House
Bills 3993 and 3494. Committee Report offered by
Representative DeJaegher, Chairman from the Committee on
Aging, to which the following Bills were referred, action
taken on April 14, 1994, reported the same back with the
following recommendations: 'do pass' House Bills 3029 and
3031; 'do pass as amended' House Bill 3036. Committee
Report offered by Representative Martinez, Chairman from
the Committee on Veterans Affairs, to which the following
Bills were referred, action taken on April 14, 1994,
reported the same back with the following recommendations:
'do pass as amended' House Bill 2754; 'do adopt' House
Joint Resolution 105; 'do adopt as amended' House Joint

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Resolution 86."

Clerk McLennand: "First Reading of House Bills. House Bill 4233, offered by Representative Wojcik, a Bill for an Act to amend the Illinois Pension Code. First Reading of this Bill."

Clerk McLennand: "House Bill 4234, offered by Representative Ostenburg, a Bill for an Act in relation to environmental protection. House Bill 4235, offered by Representative Flinn, a Bill for an Act to amend the County Economic Development Project Area Property Tax Allocation Act. First Reading of these House Bills."

Clerk McLennand: "Introduction - First Reading of Senate Bills. Senate Bill 630, offered by Representative Tom Johnson, a Bill for an Act in relation to appropriations for environmental purposes. House (sic-Senate) Bill 1138, offered by Representative Novak, a Bill for an Act to amend the Environmental Protection Act. House (sic-Senate) Bill 1159, offered by Representative Daniels, a Bill for an Act to amend the Illinois Vehicle Code. Senate Bill 1221, offered by Representative Daniels, a Bill for an Act to amend the Crime Victims Compensation Act. Senate Bill 1230, offered by Representative Daniels, a Bill for an Act to amend the Illinois Swine Disease Control and Eradication Act. Senate Bill 1233...Senate Bill 1261, offered by Representative Daniels, a Bill for an Act to amend the Illinois Public Aid Code. Senate Bill 1267, offered by Representative Daniels, a Bill for an Act concerning livestock market development. Senate Bill 1313, offered by Representative Daniels, a Bill for an Act concerning medical practice. Senate Bill 1326, offered by Representative Daniels, a Bill for an Act to amend the Public Utilities Act. Senate Bill 1330, offered by

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Representative Daniels, a Bill for an Act to amend the Township Code. Senate Bill 1332, offered by Representative Daniels, a Bill for an Act to amend the Medical Practice Act of 1987. Senate Bill 1367, offered by Representative Daniels, a Bill for an Act to amend the Illinois Municipal Code. Senate Bill 1369, offered by Representative Daniels, a Bill for an Act in relation to criminal law. Senate Bill 1376, offered by Representative Daniels, a Bill for an Act to amend the Illinois Emergency Management Agency Act. Senate Bill 1386, offered by Representative Daniels, a Bill for an Act to amend the Citizens Utility Board Act. Senate Bill 1397, offered by Representative Daniels, a Bill for an Act to amend the Illinois Vehicle Code. Senate Bill 1480, offered by Representative Daniels, a Bill for an Act to amend the Civil Administrative Code. Senate Bill 1515, offered by Representative Daniels, a Bill for an Act concerning violent juvenile offenders. Senate Bill 1517, offered by Representative Daniels, a Bill for an Act to amend the Rights of Crime Victims and Witnesses Act by changing Section 5. Senate Bill 1595, offered by Representative Daniels, a Bill for an Act to amend the School Code by changing Section 14-11.3. Senate Bill 1657, offered by Representative Daniels, a Bill for an Act concerning interest on judgments. First Reading of these Senate Bills."

Clerk McLennand: "A Message from the Senate by Mr. Harry, Secretary. 'Mr. Speaker, I am directed to inform the House of Representatives that the Senate has passed Bills of the following titles, in the passage of which I am instructed to ask concurrence of the House of Representatives: Senate Bill 630. Senate Bill 1138. Senate Bill 1159. Senate Bill 1221. Senate Bill 1230. Senate Bill 1232. Senate

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Bill 1233. Senate Bill 1261. Senate Bill 1267. Senate Bill 1285. Senate Bill 1313. Senate Bill 1326. Senate Bill 1330. Senate Bill 1332 and 1346. Senate Bill 1367 and 1369. Senate Bill 1376 and 1386. Senate Bill 1397. Senate Bill 1437, 1454. Senate Bill 1455 and 1457. Senate Bill 1480. Senate Bill 1502. Senate Bill 1515. Senate Bill 1517. Senate Bill 1545. Senate Bill 1558. Senate Bill 1570. Senate Bill 1595. Senate Bill 1610 and Senate Bill 1657. Passed by the Senate, April 14, 1994, from Jim Harry, Secretary of the Senate'."

Clerk McLennand: "There being no further business, the House Perfunctory Session will be adjourned and the House will reconvene on Tuesday, April 19, at the hour of 12:00 noon."

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