

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

148th Legislative Day

June 21, 1994

Speaker Currie: "The hour of twelve having arrived, the House will be in Session. Members, please take your seats. The Chaplain for today is the Reverend Dennis Higgins of the Lincoln Avenue Baptist Church in Jacksonville, Illinois. Reverend Higgins is the guest of Representative Ryder and the guests in the gallery are welcome to rise and join us for the invocation. Reverend Higgins."

Reverend Higgins: "Father, Creator of the universe, we approach Your Throne today with respect and with honor, asking that You grant our government leaders not only human knowledge, but Godly wisdom. To be the servants of our people that You desire. Our prayer is that America will continue to be a positive example to the rest of the world, demonstrating the importance of being 'one nation under God, with liberty and justice for all'. Therefore may each of us approach our civic duties with a desire for the common good of the people of our state and our nation. And may we exhibit the same wisdom and leadership as Abraham Lincoln when he stated, 'With malice toward none, with charity for all, with firmness in the right, as God gives us to see the right'. Let us strive on to finish the work we're in and to bind up our nation's wounds. In Jesus' name we pray. Amen."

Speaker Currie: "We'll be led in the Pledge by Representative Biggins."

Biggins - 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 Currie: "Roll Call for Attendance. Representative Kubik."

Kubik: "Thank you, Madam Speaker. Let the record reflect that

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all Republicans are present today."

Speaker Currie: "Representative Turner."

Turner: "Thank you, Madam Speaker. There are no excused absences on the Democratic side."

Speaker Currie: "One hundred eighteen Members answering the Roll Call, a quorum is present. Clerk, take the record. Committee Reports."

Clerk McLennand: "Committee Reports. Committee on Rules has met and pursuant to Rule 14(a)(4) - Conference Committee House Members Appointed and Rule 14(a)(5) - House Bills amended in the Senate, Committee on Rules recommends consideration. The Bills be placed on the Order of Concurrence, House Bills 979, House Bill 1066 and House Bill 2641 and place on the Order of Conference Committee House Bill 1915. Offered on June 21st by the Chairman of Rules, Frank Giglio."

Speaker Currie: "Agreed Resolutions."

Clerk McLennand: "House Resolution 2984, offered by Representative Novak; House Resolution 2985, offered by Representative Prussing; House Resolution 2987, offered by Representative Brady; House Resolution 2988, offered by Representative Brady; House Resolution 2989 and 2990, offered by Representative Hanrahan; House Resolution 2991, offered by Representative Saviano; House Resolution 2992, offered by Representative Hanrahan; House Resolution 2993, offered by Representative Ryder; House Resolution 2996, offered by Representative Granberg; House Resolution 2997, offered by Representative Steczo; House Resolution 2998, offered by Representative Dart; House Resolution 2999, offered by Representative Dart; House Resolution 3000, offered by Representative Hicks; House Resolution 3001, offered by Representative Moffitt; House Joint Resolution 169, offered by Representative Ryder; House Joint

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Resolution 170, offered by Representative Ryder; Senate Joint Resolution 174, offered by Representative Tom Johnson."

Speaker Currie: "Representative McPike moves adoption of the Agreed Resolutions. All in favor signify by saying 'aye'; opposed, 'no'. The 'ayes' have it; the Resolutions are adopted. The Chair has just been informed that Representative Dan Burke is excused today because of illness. So if we can just change the record on the quorum call, Clerk, please, and Representative Turner in the Chair."

Speaker Turner: "Death Resolutions."

Clerk McLennand: "House Resolution...Senate Joint Resolution 176, offered by Representative Tom Johnson, with respect to the memory of George R. Murphy."

Speaker Turner: "Representative McPike moves for the adoption of the Death Resolutions. All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. The Death Resolutions are adopted. General Resolutions, Mr. Clerk."

Clerk McLennand: "House Resolution 2994, offered by Representative Balanoff."

Speaker Turner: "Committee on Assignment. Supplemental Calendar #1 is now being distributed. Conference Committee Report. House Bill 1915, Representative Ryder. Read the Bill, Mr. Clerk. Representative Ryder."

Ryder: "Thank you, Mr. Speaker. I had previously moved in error to nonconcur and ask...or to reject Conference Committee 1 of House Bill 1915. I did that before the Bill was appropriately on the Calendar. As a result, now that the Bill is on the Calendar and it is appropriate to do so, I would move to reject Conference Committee #1 and ask that a

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Second Conference Committee be appointed. We have previously done that; I would hope that you would support me now that it is procedurally correct to proceed. I am moving to refuse the First Conference Committee Report and ask that a second be appointed. Be glad to answer any questions."

Speaker Turner: "The question is, 'Shall the House refuse to adopt First Conference Committee Report on House Bill 1915?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and the House does refuse to adopt the First Conference Committee Report on House Bill 1915 and a Second Conference Committee Report will be assigned. Under the Order of State Operations, Third Reading, Senate Bills, we have Senate Bill 1311. Representative Kotlarz. Out of the record. Senate Bill 1381, Representative Steczo. Out of the record. Senate Bill 1447, Representative Kotlarz. Out of the record. Under the Order of Criminal Law, Nonconcurrency, we have Senate Bill 1146. Representative Hughes."

Hughes: "Thank you, Mr. Speaker. I would like to move to not recede...refuse to recede and have a Conference Committee appointed for Senate Bill 1146."

Speaker Turner: "The question is, 'Shall the House recede from House Amendment...refuse to recede from House Amendment 4 to Senate Bill 1146?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and this Bill...and the House refuses to recede and the House requests a Conference Committee be appointed. On the Order of Criminal Law, we have Senate Bill 1232, Representative Homer. Out of the record. On the Order of Criminal Law, we have Senate Bill 1477,

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Representative Hoffman. Representative Hoffman, Senate Bill 1477."

Hoffman: "I would like to refuse to recede from Senate Bill 1477 and ask that a Conference Committee be reported...be appointed."

Speaker Turner: "The Gentleman requests that the House refuse to recede on House Amendments 1, 3, 4, 5 and 7. All those in favor should say 'aye'; all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it and the House refuses to recede and a House...House requests that a Conference Committee be appointed. On the Order of Education, Nonconcurrency, we have Senate Bill 1766, Representative Black."

Black: "Thank you very much, Mr. Speaker. I would ask the House refuse to recede on House Amendment #1 and a Conference Committee be adopted...or appointed."

Speaker Turner: "The question is, 'Shall the House refuse to recede from House Amendments 1, 2 and 3 to Senate Bill 1766?' All those in favor should say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and the House refuses to recede and the House requests a Conference Committee be appointed. On the Order of Environment and Natural Resources, we have Senate Bill 1724, Representative Novak."

Novak: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, I now move to refuse to recede on House Amendments 1, 2, 3, 4, 5, 6, 7, 8, 10 and 11 and request a Conference Committee Report."

Speaker Turner: "The question is, 'Shall the House refuse to recede from House Amendments 1, 2, 3, 4, 5, 6, 7, 8, 10 and 11?' All those in favor should say 'aye'; all those opposed say 'nay'. In the opinion of the Chair, the 'ayes'

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have it and the House refuses to recede and the House requests a Conference Committee be appointed. On the Order of Revenue, Nonconcurrency, we have Senate Bill 1191, Representative Hughes."

Hughes: "Thank you, Mr. Speaker. I move to refuse to recede from Amendment #1 to Senate Bill 1191 and ask that a Conference Committee be assigned."

Speaker Turner: "The question is, 'Shall the House refuse to recede from House Amendment #1 to Senate Bill 1191?' All those in favor should say 'aye'; all those opposed say 'nay'. In the opinion of the Chair the 'ayes' have it and the House refuses to recede to Senate Bill...to 1191 and the House requests a Conference Committee be appointed. We have Senate Bill 1365, Representative Kubik."

Kubik: "Thank you, Mr. Speaker. I would move that the House refuse to recede from House Amendments 1 and 2 and request a Conference Committee."

Speaker Turner: "The question is, 'Shall the House refuse to recede from House Amendments 1 and 2 to Senate Bill 1365?' All those in favor should say 'aye'; all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it and the House does refuse to recede and the House requests a Conference Committee be appointed. Next Bill is Senate Bill 1366, Representative Kubik."

Kubik: "Thank you, Mr. Speaker. Again I would move that the House refuse to recede from House Amendment 1 and that a Conference Committee be appointed."

Speaker Turner: "The question is, 'Shall the House refuse to recede from House Amendment #1 to Senate Bill 1366?' All those in favor say 'aye'; all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it and the House refuses to recede and the House requests a Conference

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Committee be appointed to Senate Bill 1366. Senate Bill 1726, Representative Walsh. The Gentleman from Cook, Representative Walsh."

Walsh: "Thank you, Mr. Speaker, I move that the House refuse to recede from House Amendments 1, 2 and 9...and a Conference Committee be required."

Speaker Turner: "The question is, 'Shall the House refuse to recede from House Amendments 1, 2 and 3 to Senate Bill 1726?' All those in favor should say 'aye'; all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it and the House does refuse to recede and the House requests that a Conference Committee be appointed. On the Order of Agriculture, Nonconcurrency, we have Senate Bill 1267, Representative Woolard."

Woolard: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I'd like to nonconcur on Senate Bill 1267, refuse to recede."

Speaker Turner: "The question is, 'Shall the House refuse to recede from House Amendment #1 to Senate Bill 1267?' All those in favor should say 'aye'; all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it and the House does refuse to recede from 1270...1267 and a Conference Committee be appointed. On the Order of Labor, Senate Bills, Third Reading, appears Senate Bill 481, Representative McPike. The Gentleman requests that Senate Bill 481 be brought back to Second Reading for purposes of an Amendment. All those in favor say 'aye'; all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it and the Bill's brought back to Second Reading. Mr. Clerk, are there any Amendments or Motions?"

Clerk McLennand: "No Motions filed. Floor Amendment #2, offered by Representative Parke."

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Speaker Turner: "The Gentleman from Cook, Representative Parke, for what reason do you rise?"

Parke: "Yes, Mr. Speaker. Would you withdraw Amendment #2, please?"

Speaker Turner: "The Gentleman from Cook requests that Amendment #2 be withdrawn. All those in favor say 'aye'; all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. Amendment #2 is withdrawn."

Clerk McLennand: "Floor Amendment #3, offered by Representative Parke."

Speaker Turner: "Representative Parke."

Parke: "Mr. Speaker, would you remove Amendment...withdraw Amendment #3."

Speaker Turner: "Withdraw Amendment #3. Further Amendments?"

Clerk McLennand: "Floor Amendment #4, offered by Representative Parke."

Speaker Turner: "The Gentleman from Cook, Representative Parke."

Parke: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House, Amendment #4 becomes the Bill. It contains language that has been agreed to by the state business and labor communities regarding the administration of Illinois' unemployment insurance system. The six parts of the Amendment separately would: 1) prevent further legal action against the agency regarding one of its administrative rules; 2) confirm state unemployment law to federal law; 3) suspend the legal service program for one year in the direction of the advisory board of the Department of Employment Security; 4) address the statutory inconsistency point out in a recent court case; 5) clarifies the employment status of certain educational employees; and 6) and the final part, allows the department to use contractual services to serve bank



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levies. I would ask that the Body accept Amendment #4 to Senate Bill 481. I'll be happy to answer any questions."

Speaker Turner: "The question is, 'Shall the House adopt Amendment #4?' All those in favor say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it; Amendment #4 is adopted. Further Amendments, Mr. Clerk?"

Clerk McLennand: "No further Amendments."

Speaker Turner: "Third Reading. On the Order of State and Local Government, Third Readings, we have Senate Bill 1149, Representative Curran. The Gentleman from Sangamon, Representative Curran."

Curran: "We need to move it back to amend this. We'll need to move this Bill back to Second Reading."

Speaker Turner: "The Gentleman moves to bring...The Gentleman from Cook, Representative Parke, for what reason do you rise?"

Parke: "Yes, Mr. Speaker. We object. We have not seen the Amendment and before anything moves on the Pension Code, we'd like to at least have the courtesy. Has it been printed and distributed, Mr. Clerk?"

Speaker Turner: "There is no Amendment. Hold on, the Gentleman from Clinton, Representative Granberg, for what reason do you rise?"

Granberg: "Thank you, Mr. Speaker. Representative, this Bill we thought we might use this Bill in case there is an agreement on the pensions. However, we have a Senate Bill that we are going to use. This Bill is no longer necessary, so at the request...at my request during the committee, we made this a shell Bill in case it could be used as a vehicle for funding the pensions. However, Senator Madigan already has a Bill in Conference and is his

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intent to use that Bill. So this Bill is no longer necessary. Right now as a shell Bill, I indicated to Representative Curran that we no longer needed it. If he wanted he could put it back in the...and put the original language in the Bill, if he so desired, because he was kind enough to let us use it as a possible vehicle. There is no Amendment for it right now, but as I indicated, Representative Curran might want to put the Bill back into its original form, which there was a complete agreement with."

Speaker Turner: "The Gentleman from Cook, Representative Parke."

Parke: "Well, I can appreciate the accommodation, especially in the pension arena; however, we still object to it, because I have not been...as a Minority Spokesperson, Ann Hughes, Ann has not been talked to about it either. And so courtesy would prevail that if you're going to do this, you ought to come and talk to us so that we understand. So until we're talked to, we'd like to object. You can do whatever you want to, but I would like to suggest that as we have in the past at least a courtesy be given to our side of the aisle on action that's being taken, especially in the pension arena, so we're part of the process. And until we are, we will object."

Speaker Turner: "The Gentleman from Sangamon, Representative Curran."

Curran: "I will be glad to confer with both Representative Parke and Representative Hughes. I think he makes a good point and we're sorry for the misunderstanding."

Speaker Turner: "Take the Bill out of the record, Mr. Clerk. Senate Bill 1384, Representative Prussing. Out of the record. Senate Bill 1421, Representative Granberg. Out of the record. Senate Bill 1728, Representative Granberg."

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Out of the record. Could I have your attention? The Chair would like to announce that based on the work schedule today, that we'll probably be adjourning tomorrow, that we will not be in Session on Thursday, so that we will be adjourning on Wednesday afternoon. Representative Giglio, for purposes of an announcement."

Giglio: "Mr. Speaker, I would like to announce that the Democrats will hold caucus immediately in Room 114 and upon that...that the House stand adjourned until tomorrow at the hour of twelve o'clock."

Speaker Turner: "Representative Black, for purpose of an announcement."

Black: "Yes, thank you very much, Mr. Speaker. The Republicans will have a caucus as well immediately upon adjournment today."

Speaker Turner: "Representative Giglio moves that the House stand adjourned until the hour of twelve o'clock tomorrow, Wednesday. All those in favor, say 'aye'; all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and the House does stand adjourned till the hour of twelve o'clock. Remember, Members, that we will adjourn on Wednesday. There will be no Session on Thursday. You may check out of your hotels tomorrow."

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