

STATE OF ILLINOIS
88TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

49th Legislative Day

May 11, 1993

PRESIDENT PHILIP:

The hour of twelve having arrived, the Senate will please come to order. Will the Members please rise, and our friends in the gallery please rise, for the prayer by Pastor Thompson, Midwest Christian Center, Tinley Park, Illinois.

PASTOR THOMPSON:

(Prayer by Pastor Thompson)

PRESIDENT PHILIP:

Reading and approval of the Journal.

SECRETARY HARRY:

Senate Journals of Friday, April 16, 1993; Monday, April 19; Tuesday, April 20th; Wednesday, April 21st; Thursday, April 22nd; Friday, April 23rd; Tuesday, April 27th; Wednesday, April 28th; Thursday, April 29th; Monday, May 3rd; Tuesday, May 4th; and Wednesday, May 5th, 1993.

PRESIDENT PHILIP:

Senator Butler.

SENATOR BUTLER:

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

PRESIDENT PHILIP:

Senator Butler moves to approve the Journals just read. There being no objection, so ordered. Senator Butler.

SENATOR BUTLER:

Mr. President, I move that reading and approval of the Journals of Thursday, May 6th, and Friday, May 7th, in the year 1993, be postponed, pending arrival of the printed Journal.

PRESIDENT PHILIP:

Senator Butler moves to postpone the reading and the approval of the Journal, pending the arrival of the printed transcript. There being no objections, so ordered. Resolutions.

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SECRETARY HARRY:

Senate Resolution 391, offered by Senator Woodyard.

Senate Resolution 392 is offered by Senator Garcia.

Senate Resolution 393, by Senators Geo-Karis, Peterson and others.

Senate Resolution 394, by Senator Cullerton.

And Senate Resolution 395, offered by Senator Mahar.

They're all congratulatory, Mr. President.

PRESIDENT PHILIP:

Consent Calendar.

SECRETARY HARRY:

Senate Joint Resolution 62, offered by Senator Woodyard.

It's substantive.

PRESIDENT PHILIP:

WAND-TV requests permission to videotape the Session, and also the Illinois Lawmakers, WTTW. Is leave granted? Leave is granted.

PRESIDING OFFICER: (SENATOR DeANGELIS)

For what reason does Senator McCracken seek recognition?

SENATOR McCracken:

On a point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

State your point.

SENATOR McCracken:

I'd like to acknowledge the presence today of some distinguished visitors in the President's Gallery: the mother and father of Senator Carl Hawkinson, Mr. and Mrs. Hawkinson, and Carl's sister, Judy Hedstrom, in the President's Gallery. Welcome to the Senate.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Stand proud. Stand proud. Senator Geo-Karis, for what reason do you seek recognition?

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SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, a point of personal privilege.

PRESIDING OFFICER: (SENATOR DeANGELIS)

State your point, Senator.

SENATOR GEO-KARIS:

I'm delighted, Mr. President and Ladies and Gentlemen of the Senate, to introduce one of my constituents as a member of our Waukegan Port Authority, Jerrold Nixon, who represents also the Marion Electric Company. And he's sitting in the President's Gallery. I would like you to greet him with me.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Will our guest please stand and be recognized? For -- for what reason does Senator Peterson seek recognition?

SENATOR PETERSON:

Thank you, Mr. President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR DeANGELIS)

State your point, Senator.

SENATOR PETERSON:

I'd like to introduce Mark Nemshick from my district, who is with the Electrical Contractors' Association of the City of Chicago. He's up in the President's Gallery.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Will our guest please rise and be recognized? Thank you. For what reason does Senator Watson seek recognition?

SENATOR WATSON:

Yes. Thank you, Mr. President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR DeANGELIS)

State your point, Senator.

SENATOR WATSON:

Maybe some of you are aware of this, and maybe not, but the

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House has decided not to be in Session next Monday, and that's the 17th, and that's the date of the softball game. So we had to postpone the softball game from the 17th till the 20th, which will be Thursday evening. We're trying to work that out with -- with -- with the President now and -- and the Speaker, and hopefully that's the night we'll have the -- the event. But unfortunately, the softball game's canceled. Now, on Wednesday night, the 19th, for those of you that may be new Members that aren't aware of it, we have an annual legislative tennis tournament. And anyone interested in playing in the -- legislative tennis tournament certainly can contact my office or -- or see me here on the Floor. Anyone -- staff's welcome, Senators are obviously welcome, and governmental affairs officials. Thank you.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Thank you, Senator Watson. Perhaps you could have them declare a forfeit for not showing up. May I have the attention of the Body? We are now moving to the Order of House Bills 2nd Reading, and I might advise you that if you don't have your bill moved forward, you ought to think about doing it, because time is growing short. Senator Hawkinson. House Bill 69. Take it out of the record, Mr. Secretary. Senator O'Malley? House Bill 121. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 121.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Have there been any Floor amendments that have been approved for consideration, Mr...

SECRETARY HARRY:

No further amendments reported, Mr. President.

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PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 132. Senator Watson? Read the bill,
Mr. Secretary.

SECRETARY HARRY:

House Bill 132.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments, Mr.
President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading, Mr. Secretary. House Bill 203. Senator Dudycz,
can you handle that for Senator Weaver? You're the... No? Take
it out of the record. House Bill 230, Senator Peterson? Read the
bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 230.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and
Elections adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Have there been any Floor amendments that have been approved
for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 258. Is Senator Fawell here?
Senator Fawell? Take it out of the record. Senate <sic> Bill
273. Senator Hawkinson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 273.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted
Amendment No. 1.

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PRESIDING OFFICER: (SENATOR DeANGELIS)

Have there been any Floor amendments to have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 323. Senator Petka. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 323.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 344. Senator Woodyard. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 344.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on Local Government and Elections adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Are there any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 391. Senator Dudycz? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 391.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted

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Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. Senator Barkhausen here? Senator Fawell? House Bill 444. Senator Topinka. Senator Topinka. House Bill... Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 444.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 468. Senator Topinka. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 468.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Are there any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 469. Senator Molaro? Take it out of the record. House Bill 494. Senator Raica. Senator Raica here? Take it out of the record. House Bill 508. Senator... Take it out of the record. House Bill -- do we have leave to return to

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Senator Raica's bill? Leave is granted. House Bill 494. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 494.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 543. Senator LaPaille? Senator LaPaille? House Bill -- take it out of the record, Mr. Secretary. House Bill 562. Senator Woodyard. Read the bill.

SECRETARY HARRY:

House Bill 562.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. Senator Hendon? House Bill 701. Senator Woodyard. No -- take it out of the record. House Bill 728. Senator Tom Dunn. Read the bill.

SECRETARY HARRY:

House Bill 728.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Are there any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 770. Senator Donahue? Take it out of the record. House Bill 797. Senator Farley. Senator Farley. Senator Farley? Take it out of the record. House Bill 800. Senator Dudycz? Read the bill, Mr. Secretary.

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SECRETARY HARRY:

House Bill 800.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 819. Senator Mahar? Read the bill.

SECRETARY HARRY:

House Bill 819.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. Senator Maitland? House Bill 898. Senator Maitland. Read the bill, Mr. Secretary. Take it out of the record. House Bill 1009. Senator Ralph Dunn? Senator Ralph Dunn? Take it out of the record. House Bill 1010. Senator Topinka. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1010.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

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PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1029. Senator LaPaille. Take it out of the record, Mr. Secretary. House Bill 1083. Senator Peterson? Senator Peterson? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1083.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. Senator LaPaille here? House Bill 1194. Senator Klemm. Take it out of the record. House Bill 1203. Senator Cullerton. Senator Cullerton. House Bill 1203. Take it out of the record. House Bill 1212. Senator Woodyard? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1212.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Revenue adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1218. Senator O'Malley? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1218.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted Amendment No. 1.

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PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1235. Take it out of the record. House Bill 1239. Senator McCracken? Take it out of the record. Okay, no. House Bill 1235 -- 1239. Senator McCracken. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1239.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1259. Senator Woodyard? Read the bill.

SECRETARY HARRY:

House Bill 1259.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. Senator Dunn? Senator Dunn -- Ralph Dunn on the Floor? Okay. House Bill 1300. Senator McCracken. Take it out of the record. Senator Donahue on the Floor? House Bill 1313. Senator McCracken. Take it out of the record. House Bill 1319. Senator Cullerton. Senator Cullerton. House Bill 1319. Senator Cullerton? Take it out of the record. House Bill 1331. Senator Cronin? Read the bill.

SECRETARY HARRY:

House Bill 1331.

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Judiciary adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1335. Senator Barkhausen. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1335.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1347. Senator Farley? Read the bill, Mr...

SECRETARY HARRY:

House Bill 1347.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. Senator Berman here? Senator Berman? House Bill 1356. Senator Berman. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1356.

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(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1427. Senator Woodyard. Take it out of the record, Mr. Secretary. House Bill 1498. Senator Berman. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1498.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health and Welfare adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration, Mr...

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1642. Senator Dudycz? Read the bill.

SECRETARY HARRY:

House Bill 1642.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1643. Senator Dudycz? Take it out of the record. House Bill 1686. Senator Geo-Karis. Read the

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bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1686.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. Senator Molaro? Senator Molaro here? Senator Collins. Senator Collins here? Okay. House Bill 1716. Senator Collins? Read the bill.

SECRETARY HARRY:

House Bill 1716.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Executive adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1718. Senator Geo-Karis. Senator Geo-Karis. 1718. Read the bill, Mr. Secretary. Take it out of the record. House Bill 1787. Senator Barkhausen? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1787.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted Amendment No. 2.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any Floor amendments that have been approved for consideration?

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SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

3rd Reading. House Bill 1792. Senator Watson. 1792. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1792.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on State Government Operations and Executive Appointments adopted Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1804. Senator Topinka. Senator Topinka. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1804.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1813. Senator Fawell. Senator Fawell. Senator Fawell. 1813. I don't -- I don't think -- read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1813.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1816. Senator DeAngelis. Read the

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bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1816.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Executive adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments that have been approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1854. Out of the record. House Bill 1900. Senator Raica. Out of the record. House Bill 1902. Senator McCracken. Senator McCracken. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1902.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments that have been approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1912. Senator Severns. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1912.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1935. Senator Smith. Senator Smith?
Senator Smith, on 1935. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1935.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted
Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments been approved for
consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1941. Senator Raica. Out of the
record. House Bill 2040. Senator Fitzgerald. Read the bill, Mr.
Secretary.

SECRETARY HARRY:

House Bill 2040.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2053. Senator Molaro. Senator
Molaro? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2053.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2062. Senator Raica? Out of the
record. House Bill 2077. Senator Karpziel? Senator Karpziel, on

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House Bill 2077? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2077.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on Education adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments been -- that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. It's difficult for Members to hear when their bill is called. We can move along much faster if you'll listen very carefully to your bill, and hold it down to a dull roar, if you would, please. House Bill 2097. Senator Tom Dunn. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2097.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on State Government Operations and Executive Appointments adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2105. Senator Berman. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2105.

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(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2117. Senator Topinka. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2117.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2128. Senator Hasara. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2128.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2130. Senator DeAngelis. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2130.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments that have been approved

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for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2132. Senator Ralph Dunn. Out of the record. House Bill 2139. Senator Woodyard. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2139.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2152. Senator Farley. Senator Farley. Senator Farley, on House Bill 2132. Out of the record. House Bill 2153. Senator Fitzgerald. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2153.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2154. Senator Fitzgerald. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2154.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2155, Senator Fitzgerald. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2155.

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(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2156. Senator Fitzgerald. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2156.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Top of page 33. House Bill 2158. Senator Fitzgerald. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2158.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any other Floor -- have there been any Floor -- amendments that have been approved for consideration?

SECRETARY HARRY:

No amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2163. Senator Berman. ...(microphone cutoff)...of the record, Mr. Secretary. House Bill 2186. Senator Barkhausen. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2186.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2242. Senator Topinka. Senator

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Topinka on the Floor? Out of the record. House Bill 2262. Senator McCracken. Senator McCracken on the Floor? Senator McCracken? Out of the record. House Bill 2272. Senator McCracken. Out of the record. House Bill 2280. Senator Raica. Out of the record. House Bill 2282. Senator Watson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2282.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2294. Senator Hawkinson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2294.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2307. Senator Madigan. Senator Madigan on the Floor? Out of the record. House Bill 2372. Senator Topinka. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2372.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 2375. Senator Raica. Out of the record. House Bill 2397. Senator Geo-Karis. Out of the record. House Bill 2408. Senator Barkhausen. Out of the record. With leave of the Body, we'll return to -- to House Bill -- 424 for Senator DeAngelis. He was presiding at the time. House Bill 424. Senator DeAngelis. Read the bill, Mr. Secretary.

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SECRETARY HARRY:

House Bill 424.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. All right. Let me -- let me have your attention, please. We're going to be going to the Order of -- of 3rd Reading, but let me indicate to you that at -- at this time, the -- the two Leaders are meeting together to discuss the possibility of an Agreed Bill List on -- on some of the simpler, easier, noncontroversial bills. So as we start through the Order of 3rd Reading, we will deal with only those bills that have been amended, because obviously they will not be, or more than likely would not be, on the Agreed Bill List. So as we go through, I'm only going to be calling bills that have already been amended. Senator O'Daniel, for what purpose do you arise, sir?

SENATOR O'DANIEL:

Thank you, Mr. President. For purpose of correction. On Friday, May the 7th, on a motion to discharge on House Bill 2182, I voted Yes, and I intended to vote No. And I'd like the record to so reflect.

PRESIDING OFFICER: (SENATOR MAITLAND)

The record will so reflect, Senator O'Daniel. All right. On the Order of 3rd Reading, bottom of page 3, House Bill 35. Senator Hawkinson. Mr. Secretary, read the bill, please.

SECRETARY HARRY:

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House Bill 35.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. House Bill 35, as amended, is in the same position as Senate Bill 902, which is the carjacking legislation we're proposing this Session in Illinois. Proposed by Secretary of State Ryan, this bill, as Senate Bill 902, creates the offense of carjacking. It provides that if an aggravating factor is present - in other words, if the person who is occupying the vehicle is -- is physically handicapped, over sixty years of age, or a passenger under eighteen <sic> (sixteen), or if the -- the defendant is armed with a dangerous weapon - that it's a Class X felony with a minimum seven-year term. And if, as was the case here in Springfield, there is no person that is armed or no special aggravating factor, but nevertheless a man or a woman is -- is yanked out of a car and the car taken in a carjacking situation, it'll be a Class 1 felony with a minimum four-year prison term. I think this is much-needed legislation as we see, really, the spread of this terrible crime across our -- our land and in Illinois. And I would urge the same unanimous vote that we gave to Senate Bill 902. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Any discussion? Any discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Cullerton.

SENATOR CULLERTON:

I think we -- I asked a question on the similar bill that was

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passed by the Senate. Do you, in any way, define entering or exiting the vehicle in your bill?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson.

SENATOR HAWKINSON:

No. The language is, I believe, in the presence of or from the presence of, which is similar, I believe, to the Robbery Statute, currently. It's -- "the immediate presence of". So, I think the example we used when we had the debate on Senate Bill 92 <sic> (902) was if someone is pumping gas or changing a tire, that would be from the immediate presence, but if they've left the car at the pump and they're in the -- the gas station or the 7-11, that that would not be from the immediate presence.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cullerton.

SENATOR CULLERTON:

And then, given that example, what is the difference in penalty between this bill, when they take it from the immediate presence when they're pumping the gas, and whatever the offense would be if they're inside paying for the gas?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson. Senator Hawkinson.

SENATOR HAWKINSON:

Theft of a motor vehicle would be a Class 3, I believe, currently, whereas this would be a Class 1, if the person was -- was yanked out of the car or was right at the car.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussion? Senator Hawkinson, to close.

SENATOR HAWKINSON:

Any one who has experienced or -- or read about this kind of offense knows how terrible an experience would be to have someone

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yank you out of a car, perhaps while your child is still in the -- the car seat. It's an offense that is of recent vintage. It's something we need to address. We passed the same bill 55 to nothing a couple of weeks ago, and I would urge your unanimous support.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 35 pass. Those -- those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 57 Ayes, no Nays, no Members voting Present. House Bill 35, having received the required constitutional majority, is declared passed. House Bill 73. Senator Syverson? House Bill 74. Senator Topinka? ...(machine cutoff)...the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 74.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President and Ladies and Gentlemen of the Senate, House Bill 74, following its amendment, now becomes exactly the same as Senate Bill 147. We had an adequate debate on that issue, both in the committee twice around now, and on the Floor. What this does is make sure that 55th Street in west suburban Cook County continues to remain open, thus ensuring the continuity of electromotive of -- of General Motors and other corporations, companies and -- and commercial interests in that area and a major east-west thoroughfare for that area of west suburban Cook County. I would ask for your favorable vote -- roll call.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Topinka, you wish to close?

SENATOR TOPINKA:

A favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 74 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 57 Ayes, no Nays, no Members voting Present. House Bill 57, having received the constitutional -- I'm sorry. House Bill 74, having received the constitutional majority, is declared passed. House Bill 118. Senator Mahar. House Bill 152. Senator Syverson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 152.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Syverson.

SENATOR SYVERSON:

Thank you. House Bill 152 simply extends medical benefits to persons who are eighteen and older - currently it's eighteen and younger - who are in specialized need for care at home, as opposed to in a nursing facility. There's been the amendment added on which removed any opposition. They're supported by the Department of Public Aid and by DORS. There's no cost to this, and I know of no opposition. We'd ask for a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Cullerton.

SENATOR CULLERTON

Sponsor yield?

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PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Cullerton.

SENATOR CULLERTON:

Could you describe, Senator, the -- the amendment that removed the Department's opposition, and tell me why it doesn't cost anything if it's extending a benefit?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Syverson.

SENATOR SYVERSON:

I think now that it requires -- as the bill was initially passed from the House, it mandated that these particular services be done by Public Aid. It's my understanding now that with the amendment, DORS can come in and bring in their physicians to review it, and it helped make the final decision, where before it was strictly a mandate which would have caused a -- I think a four- or five-hundred-thousand-dollar-a-year cost. This basically puts the control back into DORS' hands, which they would have otherwise.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cullerton.

SENATOR CULLERTON:

Well, the -- the bill extends the benefits to people eighteen years and older, and there's a provision in the amendment that talks about how they're going to determine whether or not these people require specialized care at home. I understand that; it sounds like a good idea. I just am curious how it's not going to cost any extra money if it's going to clearly be extending benefits to people who now do not have the service available to them. Do -- do you know? I mean, you make it permissive, but permissive within -- within the bounds of an appropriation or -- or what?

PRESIDING OFFICER: (SENATOR MAITLAND)

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Is that a question, Senator? Senator -- Senator Syverson.

SENATOR SYVERSON:

Thank you, Senator. I certainly -- it does get technical, and I -- and I -- there's always going to be a cost, because this individual is going to be an ongoing cost. It really comes down to a question as who is going to be absorbing the cost. Is it going to be DORS, is it going to be Public Aid, or what department? And it's my understanding, with the -- with this amendment, DORS and the Department of Public Aid have gotten together and worked it out so they don't anticipate there to be any additional cost more than there would have been if the circumstances had remained the same. So it's my understanding that there shouldn't be any additional cost in this case.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussion? Senator Syverson, to close.

SENATOR SYVERSON:

Just ask for a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 152 pass. Those in favor will -- vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 55 Ayes, no Nays, no Members voting Present. House Bill 152, having received the required constitutional majority, is declared passed. House Bill 186. Senator Dudycz. Out of the record. House Bill 208. Senator Cronin. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 208.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

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Senator Cronin.

SENATOR CRONIN:

Thank you very much, Mr. President -- President, Ladies and Gentlemen of the Senate. House Bill 208 seeks to amend the Commercial Real Estate Broker Lien Act, which was passed by the 87th General Assembly. This particular proposal seeks to define what an "interest in commercial real estate" is. It makes some technical changes, and it also spells out that the priority of liens makes it -- and it makes it very clear that prior recorded liens and mortgages have priority over a broker's lien. This passed out 105 to nothing in the House. I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Cronin, to close.

SENATOR CRONIN:

I just ask for your favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 208 pass. Those in -- favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, no Members voting Present. House Bill 208, having received the required constitutional majority, is declared passed. Middle of page 6. House Bill 293. Senator Berman. Senator Berman on the Floor? House Bill 299. Senator Mahar. Out of the record. House Bill 300. Senator Mahar. House Bill 317. Senator Karpel. Out of the record. Top of page 7 is House Bill 354. Senator Jacobs. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 354.

(Secretary reads title of bill)

3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 354 just states that the Department of -- of Aging shall conduct a study to determine the feasibility of implementing a senior companion program statewide commencing 7/1/94. Illinois Home Care Council supports the bill, and I ask for its support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Jacobs, to close.

SENATOR JACOBS:

Just ask for an Aye vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall Senate <sic> Bill 354 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 55 Ayes, no Nays, no Members voting Present. House Bill 354, having received the required constitutional majority, is declared passed. House Bill 436. Senator Mahar. House Bill 440. Senator Peterson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 440.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. House Bill 440, as amended, contains several House bills that were sponsored through the Illinois Municipal League and the Illinois Government Finance Officers' Association. It provides that a majority - now

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three-fifths <sic> - of the corporate authorities of a municipality may decide to authorize the sale of personal property they deem no longer necessary. It would also allow municipalities to invest its own public funds in interest-bearing bonds of any county, township, municipality, municipal corporation or school district. It modifies the definition of "owners of record" of land and annexation proceedings. Provides that when an election is held on a proposed annexation, only a majority of those voting - now of the electors voting <sic> - shall approve a question of annexation. Clarifies what "owner" means when a municipality issues a lien for cutting weeds, and adds authority that municipalities may sell surplus real estate by public auction. I ask for a favorable vote on House Bill 440.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Peterson, you wish to close?

SENATOR PETERSON:

The bill has been explained. I ask for an affirmative vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 440 pass. Those in favor will vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 54 Ayes, no Nays, 1 Member voting Present. House Bill 440, having received the required constitutional majority, is declared passed. House Bill 482. Senator Fawell. Out of the record. House Bill 518. Senator Woodyard. I'm sorry. I'm sorry. House Bill 514. Senator Klemm. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 514.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

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Senator Klemm.

SENATOR KLEMM:

Well, thank you, Mr. President. House Bill 514 would authorize the township board of trustees to make contracts relating to insurance for a duration not to exceed the board's term by more than one year. Currently the law says that they cannot make it beyond their term, and what happens is township government on some of the insurance contracts goes beyond their term. And rather than having to re-bid a contract that is favorable for the township, it allows them at least to go one year beyond. And also with new trustees being sworn in, they wouldn't have to start all over again. It also contains two other provisions. One is that it allows townships to create committees on literacy. It also provides that when a township is selling personal property valued at less than two hundred dollars, there's no need for voter approval. There's a second amendment that was added that townships could impose reasonable fees for recreation and instructional programs which are sponsored by the townships on programs they wish to do. So I do ask for your favorable support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Klemm, you wish to close? The question is, shall House Bill 514 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 55 Ayes, no Nays, no Members voting Present. House Bill 514, having received the required constitutional majority, is declared passed. House Bill 518. Senator Woodyard. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 518.

(Secretary reads title of bill)

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3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President, Members of the Senate. House Bill 518 is now in the same context as the Senate Bill 105 that passed out of here some time ago 56 to nothing. Actually what it does is to allow the disposable -- disposal of dead animals in landfills or -- or composting, and the amendment that was attached to the bill simply clarifies what an "animal waste hauler" is.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Discussion? Senator Woodyard, you wish to close? The question is, shall House Bill 518 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 51 Ayes, no Nays, no Members voting Present. House Bill 518, having received the required constitutional majority, is declared passed. House Bill 526. Senator Watson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 526.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Watson.

SENATOR WATSON:

Yes. Thank you, Mr. President. This legislation is coming to us from the Illinois Library Association, and it provides that a minimum school library grant to the district having at least a qualifying library, shall be one hundred dollars. It was amended in committee that -- that provided that the amendment should be a

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goal, rather than a -- core requirement. I know of no opposition. Be glad to answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? Senator Watson, to close. The question is, shall House Bill 526 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 53 Ayes, no Nays, no Members voting Present. House Bill 526, having received the -- required constitutional majority, is declared passed. House Bill 554. Senator Geo-Karis. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 554.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, House Bill 554 does three things. One is that it provides that in counties under a million population, the county board may name or change the name of any road in the county highway system or any trail under its jurisdiction, so it can be consistent throughout. Two, it authorizes the county board to establish an emergency disaster fund. And three, it allows the counties which are self-insured to provide surety bonds for their self-insurance program. And I ask for an -- for a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? Senator Geo-Karis, you wish to close?

SENATOR GEO-KARIS:

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I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 554 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 51 Ayes, no Nays, 1 Member voting Present. House Bill 554, having received the required constitutional majority, is declared passed. House Bill 602. Senator Madigan. Read the bill, Mr. <sic> Secretary.

ACTING SECRETARY HAWKER:

House Bill 602.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President. House Bill 602, as amended, reworks how the money in the Illinois Standardbred Breeders Fund is distributed. I would be glad to answer any questions on the bill, and would ask for its passage.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? Senator Madigan, you care to close? The question is, shall House Bill 602 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 54 Ayes, no Nays, no Members voting Present. House Bill 602, having received the required constitutional majority, is declared passed. House Bill 675. Senator Fawell. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

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House Bill 675.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This is a -- a bill that has had a number of committee amendments attached to it. The amendment came from the State Bar Association. It amends the opportunity for hearing; statutory summary alcohol or other drug-related suspension Section from the Vehicle Code, and the proponent, obviously, is the Bar Association. The original bill provides, in DUI cases, that alcohol evaluation shall be made without prejudice and for confidential use for the court. I'll be glad to answer any questions. It was a request by the Illinois Bar Association.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates she will yield, Senator Cullerton.

SENATOR CULLERTON:

Senator, I understand that the Bar Association originally proposed the bill and that there were a number of opponents initially: MADD and AIM and the American Insurance Association, the Alliance of American Insurers, the State's Attorney's Office. Could you tell me what the amendments did that corrected their -- the bill and removed their opposition?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

What the amendment does is it said that in the -- in February

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1993, the Illinois Supreme Court held a person seeking to rescind the summary -- suspension of their licenses and privilege upon their arrest for DUI had a right to a hearing thirty days from the date of the filing of the petition challenging the suspension. It also -- the court also held that it was the State's obligation to give them that hearing within this time, and that the failure to do so required the recession of the suspension. So consequently, thousands of suspensions would have been rescinded under this technicality. And so what this -- this amendment does, from the State Bar, is it gives the opportunity of hearing statutory summary alcohol or other drug relations... The amendment amends the original contents of the bill. It clarifies that the drug and alcohol evaluations are to be used by the court for censoring <sic> (sentencing) purposes, and it also adds a provision stating that the local prosecution authority would also have to provide information to disclose test information upon demand before the statutory summary suspension.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cullerton.

SENATOR CULLERTON:

So -- so I take it then that all those groups that were initially opposed are now neutral or in favor of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

Very frankly, I haven't heard one way or the other.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further...

SENATOR FAWELL:

But my assumption is that they would be not opposed to it with that. It was -- it was a -- an agreed amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

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Further discussion? Senator Fawell, to close.

SENATOR FAWELL:

Just ask for your favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 675 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 53 Ayes, 1 Nay, 1 Member voting Present. House Bill 675, having received the required constitutional majority, is declared passed. House Bill 749. Senator Watson. Senator Watson on the Floor? Out of the record. House Bill 765. Senator Cullerton. Out of the record. House Bill 775. Senator Ralph Dunn. Read the bill, Madam Secretary. Out of the record. House Bill 824. Senator Jacobs. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 824.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 824, as amended, makes mandatory the provision permitting the Secretary of State to provide information regarding anatomical gifts -- choices on driver's license, and then it makes permissive the provision that driver's license facility employees act as witnesses for the signing of anatomical gift releases. I know of no known opposition, and ask for its support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Jacobs, to close.

SENATOR JACOBS:

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Just an Aye vote, please.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 824 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the -- take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, no Members voting Present. House Bill 824, having received the required constitutional majority, is declared passed. House Bill 907. Senator Peterson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 907.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. House Bill 907, as amended, provides the annual town meetings and special town meetings may not begin before 6 p.m. Provides that cemetery trustees may levy a tax for the management of cemeteries, in addition to control and maintenance of such. Clarifies who may vote in any township caucus. Provides that a town clerk may appoint one deputy with specified duties. Clarifies that the supervisor may appoint a township attorney with consent of the trustees. Includes renovating and remodeling within provisions authorizing the issuance of bonds for community buildings. Deletes ability to have an independent public accountant audit records with certification of a CPA; now CPA will have to perform the audit. Prohibits the road district from levying a separate tax for salaries. Authorizes the township board to declare a vacancy in the office of supervisor or trustee if the person has five or more

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consecutive unexcused absences. Provides that a board may adopt rules providing for excused absences. Allows townships to purchase surety bonds from their risk management pool. I ask for your affirmative vote on House Bill 907, as amended.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you, Mr. President. As I understand this bill, a township board may declare a vacancy in the office of a township supervisor or trustee if the supervisor or trustee has five or more consecutive unexcused absences from regularly scheduled township board meetings. So a person who has been elected and hasn't received permission from someone can be removed; they can declare it a vacancy. Can you indicate to me, Senator, which -- who -- who decides whether or not there is unexcused absence or not?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

The township board of trustees.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Demuzio.

SENATOR DEMUZIO:

Well, I -- I'm not sure that provision is one that -- at the moment, that I can be voting for. I mean, it's a -- if we applied that to -- to everything, including Members of the Senate here, we may have individuals on the -- being -- being declared -- our offices being declared vacant. Everyone ought to know that this provision is in there and vote accordingly.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Hawkinson.

SENATOR HAWKINSON:

Senator, in my area, we -- I've received many complaints from township officials regarding the new audit requirements that we have placed on them over the past several years. Our analysis, and I believe your explanation, talked about deleting a provision here that would allow an independent public accountant to do the audit and would require a CPA. Is -- is this going to make it even more expensive for our townships if -- if they have less choice among who can do the audit?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

From what I understand, Senator, if your budget is over two hundred thousand dollars, you're required to have a CPA do it. This would be for those under two hundred thousand.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson.

SENATOR HAWKINSON:

Why -- why do we want to make it more expensive for our smaller townships to have these audits done? The township officials who have talked to me at some of the town meetings that I have had around my -- particularly in my new district, have complained that they don't have the funds to pay the auditing requirements - the new requirements - that we've put on them the last couple years. Why would we want to make it more restrictive and therefore more difficult, for them to comply?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

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SENATOR PETERSON:

Senator, this came from the township officials' organization, and the purpose of the -- the legislation was to make townships more accountable of these funds. I guess there have been many problems with funds not being audited correctly, and they felt the only way to properly have them audited was by a CPA.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson.

SENATOR HAWKINSON:

Am I correct that this will make it more expensive and there will be less -- fewer options for them?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

It depends who audits the books. I have received letters from CPAs from -- one from Fulton, Illinois, who said he could do it for seven hundred dollars or less. So I guess you can go out and shop for the CPA, and certainly that's a reasonable cost.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussion? Senator Peterson, you wish to close?

SENATOR PETERSON:

Thank you, Mr. President. I think it's been fully debated. I ask for an affirmative vote on House Bill 907, as amended.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 907 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 30 Ayes, 16 Nays, 7 Members voting Present. House Bill 907, having -- having received the required constitutional majority, is declared passed. House

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Bill 949. Senator del Valle. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 949.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. House Bill 949 requires the Department on Aging to cooperate with the Department of Public Health, the Department of Public Aid and the Department of Rehab Services in coordinating programs, services and information for minority senior citizens, and to annually report to the Governor and the General Assembly on the programs and services being offered. The bill was amended in committee - at the request of the committee - to include the content of House Bill 587, which allows for the development and distribution of a pamphlet with certain information concerning prescription drugs for seniors, to be done in Spanish. I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator del Valle, you wish to close?

SENATOR DEL VALLE:

I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 949 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, no Members voting Present. House Bill 949, having received the required constitutional majority, is declared passed. House Bill 967. Senator LaPaille? Out of the

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record. House Bill 979. Senator O'Malley. Out of the record.
House Bill 991. Senator Trotter? Senator Trotter? Read the
bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 991.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Trotter.

SENATOR TROTTER:

Yes. Thank you very much, Mr. President and Members of the
Senate. House Bill 991 requires that the public utilities that
serve at least fifty thousand customers, to furnish braille
billing statements when requested by a customer. Additionally, it
changes the references from "deaf" to "hearing or speech
disability" and it defines organizations serving the needs of
those persons with hearing or speech disabilities. And I ask for
a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? Senator Trotter,
you wish to close?

SENATOR TROTTER:

...(microphone cutoff)...for a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 991 pass. Those in favor
will vote Aye. Opposed, vote Nay. The voting is open. Have all
voted who wish? Have all voted who wish? Have all voted who
wish? Take the record, Madam Secretary. On that question, there
are 53 Ayes, 2 Nays, no Members voting Present. House Bill 991,
having received the required constitutional majority, is declared
passed. House Bill 1037. Senator Palmer? House Bill 1038.
Senator Philip. House Bill -- Senator Philip is not on the Floor.

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Out of the record. House Bill 1092. Senator Cullerton. House Bill 1102. House Bill 1145. Senator Dudycz? Out of the record. House Bill 1162. Senator Hawkinson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House -- House Bill 1162.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. House Bill 1162 is an initiative suggested by the Illinois Supreme Court in its 1991 annual report that we review the Contribution Statute as to the Statute of Limitations. Although the bill passed a hundred and eleven to nothing in the House, the Medical Society indicated some opposition to it as would apply to medical malpractice claims. So the Senate amendment in committee removed medical malpractice claims from this legislation, and the Medical Society withdrew its opposition. It provides basically that if -- if you are sued and another person or another entity is responsible for the action rather than -- than yourself, you can bring an action of contribution or indemnity. This gives you a two-year period from the time that you are sued to bring that action and bring that third party into the suit. I would ask for your favorable consideration and be happy to try and answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? Senator Hawkinson, you wish to close?

SENATOR HAWKINSON:

Just ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

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The question is, shall House Bill 1162 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 55 Ayes, 1 Nay, no Members voting Present. House Bill 1162, having received the required constitutional majority, is declared passed. We have a request by -- Brian Turnbo, DuPage Association of Realtors, requests to take still photos. Is leave granted? Leave is granted. House Bill 1166. Senator Woodyard. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1166.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Woodyard.

SENATOR WOODYARD:

...(microphone cutoff)...you -- thank you, Mr. President, Members of the Senate. House Bill 1166 is an attempt to alleviate a problem that seems to be unique to the printing industry. It seems that where a printer in the State of Illinois has inventory shipped in for catalogue printing or something like that from out of State, that there is some ambiguity in the law as to whether that inventory of paper constitutes a nexus. This bill would clarify that it does not constitute a nexus, and thus it would not be subject to -- to the tax. And also, there was -- an amendment adopted that clarifies that the presence of a technician in that printing plant would also not constitute a nexus. And that's what the bill does.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? Senator Woodyard, you wish to close? The question is, shall -- House Bill 1166

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pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 55 Ayes, no Nays, no Members voting Present. House Bill 1166, having received the required constitutional majority, is declared passed. House Bill 1206. Senator Burzynski? Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1206.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President. This bill was proposed by the Illinois State Dental Society, and the purpose is to bring under the jurisdiction of the Department of Insurance companies that currently arrange networks of health care providers. I'd be more than willing to try and answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Cullerton.

SENATOR CULLERTON:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Cullerton.

SENATOR CULLERTON:

Could you -- could you please explain what Amendment No. 1 did to this bill?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Burzynski.

SENATOR BURZYNSKI:

Yes. Senator, Amendment No. 1 did become the bill. Oh,

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excuse me. Excuse me. Amends the Insurance Code to provide that under a group life insurance policy, a spouse or dependent child may be covered in an amount of insurance equal to the amount of coverage for which the employer or member is insured.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cullerton.

SENATOR CULLERTON:

Yeah. I just wondered what -- what that meant.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you. Just says that a spouse or a child can have the same amount of coverage as that person that is currently covered.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussion? Senator Burzynski, you wish to close?

SENATOR BURZYNSKI:

Just wish -- just ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1206 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 55 Ayes, no Nays, no Members voting Present. House Bill 1206, having received the required constitutional majority, is declared passed. House Bill 1208. Senator Dudycz. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House...(machine cutoff)...

END OF TAPE

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TAPE 2

ACTING SECRETARY HAWKER:

...1208.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President. The -- House Bill 1208 amends the Barber, Cosmetology, Esthetics and Nail Technology Act to delete the requirement that no two members of the committee would be graduates of the same cosmetology school. This was requested by the -- Cosmetology Association. Current law prohibits any of the five cosmetologist members of the governing committee to be graduates of the same cosmetology school, and this bill deletes the -- prohibition. There was a committee amendment adopted - it was requested also by the Association - which would require that a nail technology teacher pass the exam before qualifying for a preexisting practitioner registration. I know of no opposition, and I seek your favorable support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Cullerton.

SENATOR CULLERTON:

-- Senator, that amendment that was put on in committee - was that done because of a -- for a particular person for some reason, or -- if you know?

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PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Dudycz.

SENATOR DUDYCYZ:

No, Senator. I understand that it just closes a loophole. It was not amended for any particular individual.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussion? Senator Dudycz, you wish to close?

SENATOR DUDYCYZ:

Seek your affirmative support.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1208 pass. Those in favor, vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, no Members voting Present. House Bill 1208, having received the required constitutional majority, is declared passed. House Bill 1249. Senator Geo-Karis? Out of the record. Top of page 16 is House Bill 1261. Senator Hasara. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1261.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hasara. I'm -- I'm sorry, Madam Secretary. Out of the record. House Bill 1281. Senator del Valle. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1281.

(Secretary reads title of bill)

3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. House Bill 1281 increases from nine to fifteen the number of Metropolitan Water Reclamation District trustees, and requires the election of the trustees from fifteen subdistricts, as apportioned by the General Assembly. This bill is identical to Senate Bill 200 that got 52 votes in the Senate. I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? Senator del Valle, you wish to close?

SENATOR DEL VALLE:

I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1281 pass. Those in favor, vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 55 Ayes, 1 Nay, no Members voting Present. House Bill 1281, having received the required constitutional majority, is declared passed. House Bill 1305. Senator Garcia? Out of the record. House Bill 1316. Senator Peterson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1316.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Out of the record, Madam Secretary. I'm sorry. House Bill 1341. Senator Karpel. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1341.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson. I'm -- Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. House Bill 1341 does several things, as amended. First of all, it states that... I guess we'll take it out of the record. Thank you.

PRESIDING OFFICER: (SENATOR MAITLAND)

Out of the record. Senate <sic> Bill 1354. Senator Mahar. Senator Mahar. Senate <sic> Bill 1374. Senator Welch. House Bill 1392. Senator Butler. Out of the record. House Bill 1410. Senator Sieben. Out of the record. House Bill 1440. Senator Madigan. Move -- read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1440.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President. -- House Bill 1440, as amended -- first of all, the committee amendment removed some language that was not agreed upon. So, House Bill 1440 as amended, represents an agreement between the beer distributors and the brewers. First of all, it clarifies the language regarding the sale and distribution of nonalcoholic beer. It requires the brewer to object to a proposed sale to a wholesaler within sixty days or is deemed to leave -- to be consented to that transaction. Makes some other agreed-to languages changes, and I would be glad to answer any questions in regards to House Bill 1440, as amended.

PRESIDING OFFICER: (SENATOR MAITLAND)

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Is there discussion? Senator Cullerton.

SENATOR CULLERTON:

Would the sponsor yield?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Cullerton.

SENATOR CULLERTON:

Senator, is this -- we had two bills in our committee that dealt with the liquor industry, and I think one of them -- both of them were amended and one became an agreed bill and another one was not an agreed bill. Which -- which one is this?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Madigan.

SENATOR MADIGAN:

Senator Cullerton, this is the agreed bill. This -- the other bill is -- still reposes on 2nd Reading.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussion? Senator Madigan, you wish to close?

SENATOR MADIGAN:

I would just ask for its passage, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1440 pass. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 54 Ayes, no Nays, 1 Member voting Present. House Bill 1440, having received the required constitutional majority, is declared passed. House Bill 1464. Senator Topinka. Out of the record. House Bill 1479. Senator Mahar. House Bill -- House Bill 1511. Senator Peterson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1511.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. House Bill 1511, as amended, requires that insurers pay nine percent interest rather than eight percent interest when a claim has not been paid within thirty days from receipt of the required documentation for loss of time coverage under an individual health policy. It also, as amended, provides a premium finance article to separate the personal and commercial lines for purposes of refund, and makes this language permissive. Ask for a favorable roll call on House Bill 1511, as amended.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there -- is there discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. I'm sorry. Could the sponsor yield?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Cullerton.

SENATOR CULLERTON:

Senator, was the -- again, I didn't -- I couldn't quite hear the amendment that you described. The bill initially only changed eight percent to nine percent. And then what did the amendment do?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. I've been told the amendment becomes the bill, and the premium finance article is amended to separate the personal and commercial lines for purposes of refund; however, this language makes the choice to separate permissive by

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the insurer, I believe.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cullerton.

SENATOR CULLERTON:

So the initial bill that passed the -- the House, that changed the -- the -- that increased from eight percent to nine percent the amount of interest an insurance company would pay to an insured for failure to timely pay the insured the amount due for loss of time coverage - that's no longer in the bill?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

That's correct, Senator.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussion? Senator Peterson, wish to close?

SENATOR PETERSON:

Ask for an affirmative roll call on House Bill 1511, as amended.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1511 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 55 Ayes, no Nays, no Members voting Present. House Bill 1511, having received the required constitutional majority, is declared passed. House Bill 1526. Senator O'Malley. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1526.

(Secretary reads title of bill)

3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President and Members of the Senate. House Bill 1526, as amended, prohibits persons from transporting or accepting grease trap sludge from off-site disposal, unless the sludge is accompanied by a shipping manifest containing specified information. The bill details what sort of information is required. The generator, transporter and management facility operator are required to retain the shipping paper for a minimum of two years and have it available to the Illinois EPA or any affected sewage agency. The bill provides a tracking mechanism to assist sewer treatment plants in identifying exactly when and how much grease trap sludge is being delivered to them before they agree to accept it. The provisions of House Bill 1527 were incorporated into 1526. That's the amendment. The amendment requires a license for the disposal of grease trap sludge and registration by the collector of grease trap sludge. Current law prohibits the -- the land application of untreated grease trap sludge. This bill does the -- a number of things, including prohibiting disposal of grease trap sludge into a treatment works unless the owner of the treatment work grants written permission; requires -- registrants to prepare an annual report which would be available for five years; deems that the Metropolitan Water Reclamation District of Greater Chicago is in compliance with the requirements of the bill. That's it.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Klemm.

SENATOR KLEMM:

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

PRESIDING OFFICER: (SENATOR MAITLAND)

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Indicates he will yield, Senator Klemm.

SENATOR KLEMM:

Senator O'Malley, in -- in my rural area, we have a number of people that have septic fields, and they also have a grease trap that short-circuits that grease before it goes into a septic field, in a tank. I was wondering if, in fact, this bill would prohibit persons who pump out your septic tank - usually they pump out this small grease trap - if now they have to have that sludge accompanied by shipping papers, manifests and everything else? That looks like the underlying bill had first said.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you. I -- I believe this applies to those people who would be engaged in the business of -- of taking that sludge out of these traps that you're referring to, Senator.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm.

SENATOR KLEMM:

Well, those people who pump septic tanks also pump out grease traps, and therefore, they would be taking it out of the trap in order to dispose of it, obviously. And -- that would seem like it would be covered under your legislation.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

If -- if what they're -- if what they're taking out is grease and they're transporting it to a treatment facility, this Act would apply to them, Senator.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Klemm.

SENATOR KLEMM:

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For all amounts of grease? Because some of it may only be a -- a pound or two of grease in a home system that is trying to separate it. And is it only then -- my second part of the question: Is it only going to a municipal, let's say, waste treatment site, and any other disposal they wouldn't have to have this manifest follow it?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

This -- this would apply to those situations where a hauler is -- regardless of the size of it, is taking it to a treatment facility. It otherwise doesn't apply, Senator.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Senator Welch.

SENATOR WELCH:

I had a question of the sponsor.

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Welch.

SENATOR WELCH:

The bill provides that a violator of the provision under your bill is subject to civil penalties, and if the action to enforce this Section is brought by the owner or operator, he or she is entitled to fifty percent of the penalty assessed. Who -- who do you expect to be turning in these grease-trap-sludge-hauler-industry types? Is this something ...(machine cutoff)...are going to be sitting around watching for, or what?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

I believe that the operators of -- of waste -- waste treatment facilities would be the likely persons to -- to bring it to

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someone's attention to enforce.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Welch.

SENATOR WELCH:

Senator O'Malley, is this a big industry in your district or -- or -- or what?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

I -- I think you'd have to bring that to the attention of Representative Giglio. It may be a big -- a big issue in his district.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussion? Senator Watson.

SENATOR WATSON:

Question of the sponsor, please.

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Watson.

SENATOR WATSON:

How does the Environmental Protection Agency feel about this bill, Senator?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

Senator Watson, I don't have any comment from them.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussions? Senator O'Malley, you wish to close?

SENATOR O'MALLEY:

I would ask the -- my fellow Senators for a favorable roll call. Thank you.

PRESIDING OFFICER: (SENATOR MAITLAND)

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The question is, shall House Bill 1526 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 52 Ayes, no <sic> (1) Nays, 1 Member voting Present. House Bill 1526, having received the required constitutional majority, is declared passed. House Bill 1532. Senator O'Malley. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1532.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

Again, thank you, Mr. President and Members of the Senate. House Bill 1532 creates the Industrial Hygiene Licensing Act. It establishes licensing qualifications, exemptions and fees; establishes the Industrial Hygiene Examining and Disciplinary Board; establishes grounds for discipline and penalties for violations of the Act; subjects all agency -- decisions to administrative review. If there are any questions, I'd be...

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Is there discussion? Senator del Valle. Not on that. Further discussion? Senator O'Malley, you wish to close?

SENATOR O'MALLEY:

Again, Mr. President and Members of the Senate, I request a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1532 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all

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voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 54 Ayes, no Nays, 1 Member voting Present. House Bill 1532, having received the required constitutional majority, is declared passed. Senator del Valle, for what purpose do you rise, sir?

SENATOR DEL VALLE:

A point of personal privilege.

PRESIDING OFFICER: (SENATOR MAITLAND)

State your point, sir.

SENATOR DEL VALLE:

I -- I want to introduce in the Senate, officers of the Illinois Association of Hispanic State Employees who are here for their annual legislative reception. I want to welcome them to the Illinois Senate.

PRESIDING OFFICER: (SENATOR MAITLAND)

Will our guests please rise and be recognized by the Senate? Welcome to Springfield. House Bill 1543. Senator Fawell? Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1543.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

Thank you very much, Mr. President. This is a accumulation of a number of bills that the committee agreed were not really controversial. The original bill was a technical bill that was requested by Motorola as a clean-up bill on a -- on the visual display devices that they are putting in cars. The first amendment was House Bill 149, which was Jacobs' and Woodyard's bill. It amends the Illinois Vehicle Code and the Litter Control

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Act, and exempts potentially infectious medical waste from debris required to be cleaned up by a tow truck operator or the persons removing a wrecked or damaged vehicle from the highway. The second bill was House Bill 698, which was Senator Palmer's, and it amends -- prohibits the manufacturers of motor vehicles from reselling nonconforming vehicles unless the nonconformity has been corrected and disclosed. House Bill 1198 was the next one, Senator Woodyard: Authorizes the Secretary of State to cancel the driving privileges of a person who fails to pay civil penalties due to the Illinois Commerce Commission, and changes the statutory organization titles from "field operator <sic> (operations) staff" to "police". Next one was McCracken's: Amends the Vehicle Act to authorize municipalities to administratively adjudicate vehicle compliance violations. 1513 was Woodyard's: Makes numerous changes in existing law in attempt to clarify and/or provide consistency with the State and federal laws. And then the last one was a request by the Secretary of State, and it was a technical bill, and it was mine. Be glad to -- oh, and there was one more by McCracken: Amends the Illinois Vehicle Code to provide that in counties with a population over three hundred thousand, instead of forwarding conviction reports to the Supreme Court, reports of convictions may be forwarded by the computer directly to the Secretary of State. I'll be glad to answer any questions, and I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Donahue, for what purpose do you arise?

SENATOR DONAHUE:

Thank you, Mr. President. I rise on a personal privilege.

PRESIDING OFFICER: (SENATOR MAITLAND)

State your point.

SENATOR DONAHUE:

On behalf of our Presiding Officer, I'd like to introduce to

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the audience today, or the Senate, members of the McLean County Board of Realtors, and they're in the Press Gallery today. And I'd like them to be recognized by the Senate.

PRESIDING OFFICER: (SENATOR MAITLAND)

Thank you. Welcome to Springfield. Welcome to Springfield. Discussion? Discussion? Senator Jacobs.

SENATOR JACOBS:

I -- I just want to thank the Chairman, 'cause she did do an excellent job in here. There was a -- a technical amendment, which I understand is going to be resolved in the House. So, that being the case, I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Senator Fawell, you wish to close?

SENATOR FAWELL:

Just ask for a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1543 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, no Members voting Present. House Bill 1543, having received the required constitutional majority, is declared passed. House Bill 1552. Senator Welch. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1552.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. What this bill does is to require

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that hunting permits for out-of-state residents who own land in Illinois pay the same fees that Illinoisans pay to hunt. The change in the law will raise seventy-seven thousand five hundred dollars. We have no known opposition to this change. There was an amendment added by Senator Woodyard which clarified the intent of permitting a taxidermist to possess hides for taxidermy purposes only. I'd be glad to answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Welch, you wish to close? The question is, shall House Bill 1552 pass. Those in favor, vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, no Members voting Present. House Bill 1552, having received the required constitutional majority, is declared passed. House Bill 1553. Senator O'Daniel. Out of the record. House Bill 1576. Senator Karpiel? Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1576.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Karpiel.

SENATOR KARPIEL:

Thank you, Mr. President. House Bill 1576 is in response to a Federal Act just passed in 1992, and it requires that the Liquor Control Commission submit to the Governor and the General Assembly by January of 1994 a report based on a study of such things as the number, type and location of retail tobacco distributors in the State; the number of reported citations and successful convictions for violations of the State -- the sale to <sic> tobacco to minors; access and availability of tobacco products to individuals

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under the age of eighteen, et cetera. And in conducting the study, the Commission shall also conduct random, unannounced inspections of retail distributors, and consult with DPH, DASA, ISP and other agencies, et cetera. It also increases the fine for offenses of sales to -- to minors. Half of the fines go to the local enforcement agency and half to the State. And if we do not enforce this federal legislation, we could lose ten percent of the money that goes to DASA from the Federal Government, and that would be, this year, four million -- almost five million dollars.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? Senator Karpziel, you wish to close?

SENATOR KARPIEL:

No. Just ask for an affirmative vote, please.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1576 pass. Those in favor, vote Aye. Opposed, vote Nay. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 <sic> (57) Ayes, no Nays, no Member voting Present. House Bill 1576, having received the required constitutional majority, is declared passed. House Bill 1587. Senator Fawell. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1587.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. The amendment, first of all, just adds McHenry Counties, and that was at the request of Senator Klemm.

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What this does, this amends the road improvement impact fee Section, and it provides that the unit of local government imposing an impact fee may amend the comprehensive road improvement plan no more than once a year, provided that the comprehensive road improvement plan -- the cumulative amendments do not exceed ten percent of the total plan in terms of estimated project costs. There's a number of our counties - including mine, and also Cook and -- and Lake, and now it would be McHenry - that do impose these impact fees. What they have is a planning commission that decides where these various subdivisions and -- and retail operations are going to go, and then they plan the -- the roads accordingly and will impose impact fees. Unfortunately, what happens is every once in a while a developer comes in and says, "I want something different". And that's what we're really talking about. I'd be glad to answer any questions, and I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Would the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates she will yield, Senator Jacobs.

SENATOR JACOBS:

There was a question raised, Senator, in committee, about whether this affected -- I think Senator Hawkinson asked the -- the question as to whether this affected home rule units in downstate Illinois, as well as other home rule units.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

What this does is it allows those home rule communities that

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impose these fees to -- to, in effect, change the plan if that -- if that happens. I don't know how many home rule communities impose these fees.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussion? Senator Fawell, you wish to close?

SENATOR FAWELL:

I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1587 pass. Those in favor, vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 52 Ayes, no Nays, 2 Members voting Present. House Bill 1587, having received the required constitutional majority, is declared passed. House Bill 1613. Senator Woodyard. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1613.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. This is a Department of Conservation administration bill. Provides that the Department may exchange advertising rights in its publications, and it -- it also provides that the income would be put in the State Boating Fund from the boating and snowmobile program literature. It also was amended in committee to change the name of the Illinois Non-Game Wildlife Fund to the Illinois Wildlife Preservation Fund.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? Senator Woodyard, you wish to close? The question is, shall House Bill 1613 pass. Those in favor, vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, no Members voting Present. House Bill 1613, having received the required constitutional majority, is declared passed. House Bill 1637. Senator Dudycz. Out of the record. House Bill 1687. Senator Hawkinson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1687.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. House Bill 1687 as amended is an initiative of the Attorney General. This would create the Prize Promotion and Sweepstakes Consumer Protection Act. Without going into -- to all the details, this is essentially aimed at those promotions that you receive unsolicited, many of which erroneously claim, or lead one to believe, that you are a prizewinner, when, in fact, in order to qualify, you would have to make a purchase, or if you read the fine print, you'll find out that you are not, in fact, a prizewinner. I think we're all familiar with this kind of approach. Unfortunately, many times it is misleading, and forces people to make purchases that they should not be making. This Act is an attempt to put some controls, to provide what kind of disclosure would have to be made. I would urge your favorable consideration of this bill, and would be happy to answer any

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questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Discussion? Senator Hawkinson, you wish to close?

SENATOR HAWKINSON:

Just ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1687 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 55 Ayes, no Nays, no Members voting Present. House Bill 1687, having received the required constitutional majority, is declared passed. House Bill 1761. Senator Woodyard. Senator Woodyard, on 1761? Out of the record. Top of page 22 is House Bill 1797. Senator Sieben. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1797.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The amendment simply was a technical amendment, correcting drafting errors in the original bill, and now the bill amends the Savings Bank Holding Company Act relating to holding company reorganizations. The intent of the legislation is to provide more flexibility in the formation of holding companies. It's requested by the League of Savings Institutions. I know of no opposition.

PRESIDING OFFICER: (SENATOR MAITLAND)

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Discussion? Discussion? Senator Sieben, to close. The question is, shall House Bill 1797 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 52 Ayes, no Nays, 1 Member voting Present. House Bill 1797, having received the required constitutional majority, is declared passed. House Bill 1803. Senator Geo-Karis. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1803.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, House Bill 1303 <sic> (1803) changes references to developmentally -- disabled and mentally ill persons in various Acts to persons with a developmental disability and with mental illness. This -- this bill has been requested by the -- Guardianship Advocates. They feel it's -- it's a nicer term for the folks that do have some problems, and I ask for its favorable consideration.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Geo-Karis, you wish to close?

SENATOR GEO-KARIS:

I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 1803 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who

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wish? Take the record, Madam Secretary. On that question, there are 54 Ayes, no Nays, no Members voting Present. House Bill 1803, having received the required constitutional majority, is declared passed. House Bill 1886. Senator Topinka. Senator Topinka, on House Bill 1886. Senator Topinka. Out of the record. House Bill 1927. Senator del Valle. Out of the record. House Bill 1933. Senator Peterson. Out of the record. House Bill 1957. Senator Madigan. Out of the record. House Bill 1974. Senator Burzynski. Out of the record. House Bill 2013. Senator Cronin. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2013.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cronin.

SENATOR CRONIN:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 2013 amends the Criminal Code offense of violating an order of protection to include a new category: namely, entering the school or place of employment of a Domestic Violence petitioner, or entering the petitioner's residence in an intoxicated or drugged condition so as to constitute a threat. This is based on a suggestion from the State's Attorney's Office in Cook County. We met no opposition. I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Cronin, you wish to close?

SENATOR CRONIN:

I simply ask for your Yes vote. Thank you.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 2013 pass. Those in favor

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will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 55 -- 55 Ayes, no Nays, no Members voting Present. House Bill 2013, having received the required constitutional majority, is declared passed. House Bill 2036. Senator DeAngelis. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2036.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. House Bill -- 2036, as amended, now is a bill that all the parties agree upon. Previously the Department of Labor, when it found a certain penalty and assessed it against an employer for violating the Minimum Wage Law, or a wage law, had to seek relief in court. This bill provides that the process include an administrative hearing, bypassing the court system. As a trade-off to the business community, a penalty can only be assessed where there is a willful violation of the Wage Law. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator DeAngelis, you wish to close? The question is, shall House Bill 2036 pass. Those in favor, vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, no Members voting Present. House Bill 56, having -- House Bill 2036, having received the required constitutional majority, is declared passed. House Bill 2043.

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Senator Smith. House Bill 2043. Senator Smith. Out of the record. House Bill 2080. Senator Farley. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2080.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Farley.

SENATOR FARLEY:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate -- or House Bill 2080 is a bill that would amend the Truth in Taxation Act. What this bill would do, after two committee amendments offered by Senator DeAngelis and Senator O'Malley, would provide that each year dates certain for taxing districts, in Cook County only, to have hearings on their tax levies. It's thought by the presentation of this bill that it would give the people in Cook County an opportunity to come in at a time when we're talking about the levy proposal, and to see exactly what those taxing districts would -- would be offering in the way of a levy increase. And I would submit, Mr. President, Ladies and Gentlemen, that House Bill 2080 would receive a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? Senator Farley, you wish to close?

SENATOR FARLEY:

Just a favorable roll call, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 2080 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take

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the record, Madam Secretary. On that question, there are 54 Ayes, no Nays, no Members voting Present. House Bill 2080, having received the required constitutional majority, is declared passed. House Bill 2133 -- 2123. Senator Philip. Out of the record. House Bill 2023 <sic> (2223). Senator Garcia. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2223 -- House Bill 2223.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Garcia.

SENATOR GARCIA:

Thank you, Mr. President. Senate -- House Bill 2223 is identical to Senate Bill 291, which passed out of the Senate. It essentially enables the Director of the Department of Public Health to assess civil penalties for violations of safety and health standards by operators of migrant labor camps.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Garcia, you wish to close, sir?

SENATOR GARCIA:

Thank you, Mr. President. I'd just like to ask for a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 2223 pass. Those in favor, vote Aye. Those opposed, vote Nay. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 54 Ayes, no Nays, no Members voting Present. House Bill 2223, having received the required constitutional majority, is declared passed. House Bill 2231. Senator Hasara. Out of the record. I'm

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sorry. Senator Garcia, for what purpose do you rise, sir?

SENATOR GARCIA:

Mr. President, I swear I voted in the affirmative on that last vote. I don't know if one of my colleagues did anything, but my -- I'd like to be recorded as having voted for it. Thank you.

PRESIDING OFFICER: (SENATOR MAITLAND)

The record will so indicate, Senator Garcia. Senator Cullerton, for what purpose do you rise?

SENATOR CULLERTON:

Mr. President, I believe that it's possible that you may not have declared the last bill passed. I think you may have been cut off right before you declared it passed.

PRESIDING OFFICER: (SENATOR MAITLAND)

House Bill 2223, having received the required constitutional majority, is declared passed. Thank you, Senator Cullerton. House Bill 2400. Senator del Valle. 2400, sir? House Bill 2417. Senator Hendon. Senator Hendon? Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2417.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hendon.

SENATOR HENDON:

Thank you, Mr. President. This particular bill will just make it easier for students who are in school to get a little -- little extra help and not charge -- them against their public aid or unemployment -- for funds they receive for books and other matters. And I ask for a favorable roll call on my first bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Discussion? Discussion? Senator Hendon, you wish to close?

SENATOR HENDON:

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I just -- I just ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cullerton.

SENATOR CULLERTON:

Yes. I -- I have a question, if he... Senator, are you saying that you -- that you did not pass any Senate bills?

SENATOR HENDON:

Not yet.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hendon.

SENATOR HENDON:

Not yet.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Cullerton.

SENATOR CULLERTON:

In other words, you introduced a number of Senate bills. None of them either got out of committee or didn't pass with a majority vote on the Senate Floor, and then you had to wait until a House bill came over. You picked up the -- sponsored the House bill, went to a committee, told the committee you hadn't passed any bills yet, and they let this one out of committee. Is that what happened?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hendon.

SENATOR HENDON:

Something like that. I didn't...

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Senator Fawell. Senator Fawell, your light is on.

SENATOR FAWELL:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR MAITLAND)

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Indicates he will yield, Senator Fawell.

SENATOR FAWELL:

Senator Hendon, I -- I realize this is your first bill, but do you have any idea what the cost is going to be on this thing?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hendon.

SENATOR HENDON:

The Department said that there would be no -- no cost associated with this measure at all.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

So the Department is neutral. Is -- the Department of Public Aid is now neutral?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hendon.

SENATOR HENDON:

Yes. The Department of Public Aid was there and they -- they're now neutral or leaning towards support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Senator Topinka.

SENATOR TOPINKA:

Just to clarify: The Department is now neutral because by an amendment, you have cleaned it up. For all intents and purposes, your bill is quite harmless now. So being defanged, de-toothed and all that other good stuff, if it passes, it will have virtually no effect on anything, and therefore we should probably let it out so Senator Hendon can have something to take home.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Jacobs.

SENATOR JACOBS:

Well, thank you, Mr. President, Ladies and Gentlemen of the

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Senate. I just have a question of the sponsor, if he'd yield.

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator.

SENATOR JACOBS:

Senator, I know -- does this include Springfield, as well as Chicago? And the reason I ask that is, when you brought your comedy club down, you had to hire stagehands here. Does this include those stagehands that you would have had to hire for your comedy club?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hendon.

SENATOR HENDON:

I guess I've earned this. No, it doesn't. Favorable roll call, please.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Senator Dudycz.

SENATOR DUDYCYZ:

Well, thank you, Mr. President. A question or two for the sponsor.

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Dudycz.

SENATOR DUDYCYZ:

Well, Senator Hendon, I noticed that Senator Topinka mentioned that you're passing harmless legislation. I don't know if that's harmless, as well as useless. And the reason I'm asking my question is because my mother is a constituent of yours. And I'd -- I'd just like to know if after you pass -- hopefully pass your first bill in this late day in the Session, do I -- am I to go to a phone booth and tell my mother that her State Senator finally passed his first bill, and it was a useless piece of legislation?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hendon.

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SENATOR HENDON:

Well, Senator, your dear, sweet mother voted for me, so I would -- I would -- I would -- I would encourage you to -- to let her know that I am down here fighting every day for...

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Dudycz.

SENATOR DUDYCZ:

Well -- well then, Senator, how come you're not raising your voice like you always do, for my mother? You're raising your voice for everybody else in your district, but my mother - my dear, sweet mother - deserves the same consideration that every one of your constituents do, and I think that you should pass your first bill with as much enthusiasm and emphasis for my dear -- sweet mother that you do for everyone else. And then in closing, I would hope that you do so.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I'm beginning to get concerned about Senator Dudycz's mother. Maybe -- she might be very upset that you're -- the way you're raving and ranting about her here today. And I -- poor Senator Hendon; he's got a mother too, and I'm sure he cares about his mother. So let's help Senator Hendon pass his bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Senator Butler.

SENATOR BUTLER:

Thank you. Senator, just a -- a comment: Generally, as Senator Dudycz said, we have a -- a raising of the decibels. Are we now hearing the real Senator Hendon?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hendon.

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SENATOR HENDON:

I think President Philip has taught me a good lesson and calmed me down a great deal here. So, I'm -- I'm trying to be just a little more conservative here in my approach. That's all.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Senator Hendon, would you like to close?

SENATOR HENDON:

I -- I urge a favorable roll call vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

The question is, shall House Bill 2417 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, no Members voting Present. House Bill 2417, having received the required constitutional majority, is declared passed. Congratulations, Senator. Senator Jacobs, for what purpose do you arise, sir?

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Having voted on the prevailing side, according to Rule 7-15, on House Bill 354, I ask for a reconsideration of House Bill 354.

PRESIDING OFFICER: (SENATOR MAITLAND)

Having voted on the prevailing side, Senator Jacobs moves to reconsider the vote by which House Bill 354 passed. Those in favor, say Aye. Opposed, sign. Motion is carried. The bill is returned to the Order of 3rd Reading and the Calendar shall so reflect. Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President. Now I ask leave to return House Bill 354 to -- to 2nd Reading for the purpose of amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Jacobs, for what purpose do you arise, sir?

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SENATOR JACOBS:

Just ask the last motion be disregarded, please.

PRESIDING OFFICER: (SENATOR MAITLAND)

So ordered, sir. Senator Dunn, for what purpose do you rise, sir?

SENATOR T. DUNN:

A point of personal privilege, if I may, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

State your point, Senator.

SENATOR T. DUNN:

I -- have a little order, please? I'd like to remind everybody -- I'd like to remind you that tonight, between 5 and 6 at Brown's, which is one block from the Capitol, we'll be hosting a party for Senator Luft, whose last full day is today - Senator Dick Luft. So remind everybody, you're all welcome to come in for a drink of your -- of your choice, on me.

PRESIDING OFFICER: (SENATOR MAITLAND)

Thank you -- thank you, Senator. Senator Philip, for what purpose do you rise, sir?

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Purpose of an announcement.

PRESIDING OFFICER: (SENATOR MAITLAND)

State your point, sir.

SENATOR PHILIP:

Okay. There will be a Republican Caucus -- immediately after we stand at ease. We're going to stand at ease until probably after 5 o'clock, allowing the Rules Committee to file their paperwork. There'll be no -- anything important taking place at that time. So if anybody wanted to leave, it'll be fine. Just going to read the Rules Committee in and move the paperwork, and then adjourn after the Rules Committee meets. So without further

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ado, I would suggest we have our Republican Caucus.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator? Senator Philip? Senator Philip? Senator Philip?
Senator Philip, we're going to go -- we're going to recess until
the hour of what? You -- you have a time certain, or not?

SENATOR PHILIP:

Five-thirty.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. The Senate will stand in recess -- I'm sorry.
Senator Hall.

SENATOR HALL:

Thank -- thank you, Mr. President. I'd just like to get it
straight now. After this recess, what time do we return tomorrow
for Session?

PRESIDING OFFICER: (SENATOR MAITLAND)

The hour of noon, sir.

SENATOR HALL:

Hour of noon. And our Appropriation is 9 a.m. in the morning.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senate Appropriation Committee will meet at 9 a.m. Yes.

SENATOR HALL:

All right. Thank you.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Anyone else? No more announcements? The
Senate will stand in recess until the hour of 5:30.

(SENATE STANDS IN RECESS)

(SENATE RECONVENES)

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PRESIDENT PHILIP:

The Senate will please come to order. Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports that the following Legislative Measures have been assigned to committees: to the Agriculture and Conservation Committee - Senate Amendment 2 to House Bill 1553, and Amendment 1 to House Bill 2375; to Environment and Energy - Amendment 2 to House Bill -- Senate Amendment 2 to House Bill 118, and Senate Amendment 2 to House Bill 300; to the Executive Committee - Senate Amendment 1 to House Bill 1230; to the Insurance, Pensions and Licensed Activities Committee - Senate Amendment 1 to House Bill 494, Senate Amendments 1 and 2 to House Bill 837, Senate Amendments 1, 2, 3, 4 and 5 to House Bill 1424, Senate Amendment 2 to House Bill 1761, Senate Amendment 1 to House Bill 1910, and Senate Amendment 1 to Senate <sic> Bill 1915 -- Senate Amendment 1 to House Bill 1915; to the Judiciary Committee - Senate Amendment 2 to House Bill 508 and Senate Amendment 1 to House Bill 671; to Local Government and Elections - Senate Amendment 2 to House Bill 979; to the Public Health and Welfare Committee - Senate Amendment 2 to House Bill 354; to the Revenue Committee - Senate Amendment 1 to House Bill 113, Senate Amendment 2 to House Bill 317, Senate Amendment 1 to House Bill 611, Senate Amendment 2 to House Bill 1212, Senate Amendment 1 to House Bill 1377, Senate Amendment 2 to House Bill 1729, and Senate Amendment 1 to House Bill 1739; and to the Transportation Committee - Senate Amendment No. 1 to House Bill 418, and Senate Amendment 1 to House Bill 596.

PRESIDENT PHILIP:

Messages from the House.

SECRETARY HARRY:

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

Mr. President - I am directed to inform the Senate that

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the House of Representatives has passed a House joint resolution constitutional amendment of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Joint Resolution Constitutional Amendment 14.

Passed the House, May 11, 1993.

PRESIDENT PHILIP:

Resolutions.

SECRETARY HARRY:

Senate Resolution 396, offered by Senator Stern.

Senate Resolution 397, by Senator Topinka and all Members.

Senate Resolution 398, by Senator Topinka, as is Senate Resolution 399.

Senate Resolution 400, by Senator Demuzio.

Senate Resolution 401, by Senator Demuzio, as is Senate Resolution 402.

Senate Resolution 403, by Senator Woodyard.

Senate Resolution 404, Senator DeAngelis.

Senate Resolution 405, by Senator Topinka.

And Senate Resolution 406, by Senator O'Malley.

They're all congratulatory and death resolutions, Mr. President.

PRESIDENT PHILIP:

Consent Calendar.

SECRETARY HARRY:

Senate Resolution 407, offered by Senator del Valle.

It's substantive.

PRESIDENT PHILIP:

House Bills 1st.

SECRETARY HARRY:

House Bill 1st Reading.

House Bill 1443, offered by Senator Trotter.

(Secretary reads title of bill)

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1st Reading of the bill.

PRESIDENT PHILIP:

Any further business to come before the Senate? If not, we'll stand adjourned till tomorrow, May 12th, at noon.

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