

STATE OF ILLINOIS  
88TH GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

118th Legislative Day

May 12, 1994

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The regular Session of the 88th General Assembly will please come to order. Will the Members please be at their desks, and will our guests in the gallery please rise. Our prayer today will be given by Rabbi Barry Marks, Temple Israel, Springfield, Illinois. Rabbi Marks.

RABBI MARKS:

(Prayer by Rabbi Barry Marks)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you, Rabbi. The reading of the Journal.

SECRETARY HARRY:

Senate Journal of Tuesday, May 10, 1994.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Butler.

SENATOR BUTLER:

Mr. <sic> President, I move that the Journal just read by the Secretary be approved, unless some Senator has additions or corrections to offer.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SENATOR BUTLER:

Mr. <sic> President, I move that reading and approval of the Journal of Wednesday, May 11th, in the year 1994, be postponed, pending arrival of the printed Journal.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Butler moves to postpone the reading and approval of the Journal, pending arrival of the printed transcripts. There being no objection, it is so ordered. Messages from the House, Mr. Secretary.

SECRETARY HARRY:

Message from the House by Mr. Rossi, Clerk.

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Mr. President - I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Bill 2736, 2836, 2884, 3332, 3459, 4106, 4137, 4207 and 4213.

All passed the House, May 11th, 1994.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Before I call the Secretary for House Bills 3rd Reading, I note in the audience that we have our retired colleague, Senator Virginia Macdonald, and Mr. Macdonald, in -- sitting in the front row. Let's welcome Senator Virginia Macdonald and Mr. Macdonald back to the Floor. House Bills 1st Reading.

SECRETARY HARRY:

House Bill 2487, offered by Senator DeLeo.

(Secretary reads title of bill)

House Bill 2792 is offered by Senator O'Daniel.

(Secretary reads title of bill)

House Bill 3610, by Senator Donahue.

(Secretary reads title of bill)

And Senator Fawell offers House Bill 2736.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Resolutions.

SECRETARY HARRY:

Senate Resolution 1431, offered by Senator Ralph Dunn, as is Senate Resolution 1432.

Senator DeAngelis offers Senate Resolution 1433.

Senate Resolution 1434, by Senator Bowles.

Senate Resolution 1435, by Senator Jones.

Senate Resolution 1436 is offered by Senators Dudycz and

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Butler.

Senator Watson offers Senate Resolution 1437.

Senate Resolutions 1438 through 1441, by Senator Stern.

And Senate Resolution 1442, by Senators Mahar and DeAngelis.

They're all congratulatory, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Consent Calendar. We intend to proceed to the Order of 2nd Reading. It would be very much appreciated if you'd all come and grace us with your presence. House Bills 2nd Reading, on the bottom of page 4 of your Calendars, starting with House Bill 44. Mr. Secretary, will you read the bill.

SECRETARY HARRY:

House Bill 44...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Mahar?

SECRETARY HARRY:

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Environment and Energy adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 99. Senator Berman. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 99.

(Secretary reads title of bill)

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

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Berman, for what purpose do you rise?

SENATOR BERMAN:

Thank you, Madam President. Just to advise, we'll move this to 3rd, but there is another amendment that I've agreed to with DOT that we will file and recall it. But I'd ask that it be moved to 3rd, with that understanding.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you. 3rd Reading. House Bill 298, Mahar, requires a fiscal note. House Bill 343, DeAngelis, requires a fiscal note. House Bill 356. Senator Dudycz. Senator Dudycz? Go on. House Bill 381. Senator Cronin? House Bill 410 requires a fiscal note, Senator Klemm. Requires a fiscal note, 410. House Bill 457. Senator Fawell. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 457.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Transportation adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 504. Senator Watson. House Bill 610. Senator Shaw. House Bill 742. Senator Shadid. Senator

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Shadid, House -- House Bill 742? Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 742.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health and Welfare adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 902. Senator Cullerton. Senator Cullerton? House Bill 1066. Senator Madigan. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 1066.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Insurance, Pensions and Licensed Activities adopted two amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Are there any Floor amendments that have been approved?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senate <sic> Bill 1129. Senator Raica. I'm sorry. Senator Topinka. Senator Topinka? Senate Bill 1293 -- I mean, House Bill 1293. Senator Burzynski. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 1293.

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Insurance, Pensions and Licensed Activities adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 1352. Senator Karpiel. Senate -- House Bill 1391. Senator Demuzio. Senator Demuzio, House Bill 1391? You ready for that? House Bill 1391. Senator Demuzio. No. Senate Bill -- or rather, House Bill 1569. Senator Maitland. Senator Maitland. House Bill 1705. Senator Rauschenberger? Senate -- House Bill 1705. Senator Rauschenberger. House Bill 1774. Senator Topinka. Senator Topinka. House Bill 1786. Senator Molaro. Senator Molaro? House Bill 1809. Senator Madigan. House Bill 1809. Senator -- Senator Madigan. Please read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1809.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Insurance, Pensions and Licensed Activities adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 1853. Senator Topinka? House Bill 1882. Senator Weaver? Senator -- Mr. Secretary, will you please read the bill.

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SECRETARY HARRY:

House Bill 1882.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 1883. Mr. Secretary, will you read the bill. Senator Weaver.

SECRETARY HARRY:

House Bill 1883.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2010. Senator DeAngelis. House Bill 2107. Senator Watson. House Bill 2108. Senator Cullerton. House Bill 2150. Senator Weaver. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2150.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Executive adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2221. Senator Jacobs. Senator Jacobs? House Bill 2234. Senator Madigan. Mr. Secretary, will you please read the bill.

SECRETARY HARRY:

House Bill 2234.

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Insurance, Pensions and Licensed Activities adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SECRETARY HARRY:

No -- no further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2349 has a fiscal note. House Bill 2423. Senator Jones. House Bill 2424. Senator Cronin. Where? House Bill 2423. Senator Jones. Would you please read the bill.

SECRETARY HARRY:

House Bill 2423.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2424. Senator Cronin. House Bill 2627. Senator DeAngelis. Fiscal note. House Bill 2631. Senator Ralph Dunn. House Bill 2634. Senator DeAngelis. 2634. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2634.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2638. Senator Watson. House Bill 2638. Senator Watson. House Bill 2641. Senator DeAngelis. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2641.

(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 GEO-KARIS)

Any Floor amendments for consideration, Mr. Secretary?

SECRETARY HARRY:

The Committee on Education adopted Amendments 1 and 2, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

On House Bill 2641, committee adopted 1 and 2. Is there any Floor amendment?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. WCIS-TV <sic> requests permission to tape today's Session. Is there any objection? Hearing none, permission is granted. House Bill 2642. Senator Watson. Senator Watson, House Bill 2642? If I may have leave to have Senator Dudycz handle my bill, 2645. House Bill 2645. Mr. Secretary, will you read the bill.

SECRETARY HARRY:

House Bill 2645.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2655. Senator Demuzio. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2655.

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(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2696. Senator Petka. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2696.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2794. Senator Karpziel. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2794.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Agriculture and Conservation adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2799. Senator Woodyard. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2799.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Agriculture and Conservation adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Are there any Floor amendments?

SECRETARY HARRY:

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No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2809. Senator Jones. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2809.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted two amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Are there any Floor amendments for the consideration of the Senate?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2931. Senator Demuzio. House Bill 2937. Senator O'Malley. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2937.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 3057. Senator Hawkinson. Senator Hawkinson, 3057? House Bill 3079. Senator Barkhausen. House Bill 3090. Senator Mahar. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 3090.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senator Hawkinson? Senator Hawkinson? Did you wish to go back to 3057? Mr. Secretary, read the bill. 3057,

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House Bill.

SECRETARY HARRY:

House Bill 3057.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senator Raica, 3094? I'm sorry. Senator Mahar, 3090. We've already passed that. It was 3rd Reading already. 3244. Senator DeAngelis. House Bill 3278. Senator Donahue. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 3278.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health and Welfare adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senator Madigan, 3322? Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 3322.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senator Woodyard. House Bill 3328. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 3328.

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Agriculture and Conservation adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 3329. Senator Sieben? House Bill 3407. Senator Woodyard? Read the bill, please.

SECRETARY HARRY:

House Bill 3407.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 3457. Senator Fawell. Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Madam President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point, sir.

SENATOR DeANGELIS:

Seated -- leaving the balcony at this particular time is the students from Infant Jesus of Prague in Flossmoor, led by the marvelous Gerry Delaney. Would they please just stand and be recognized.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Welcome to the Senate. Let's recognize the school. House Bill 3478. Senator Fawell. House Bill 3487. Senator Weaver. Would you please read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3487.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 3498. Senator Philip. 3498. Senator Philip. Are you ready for that bill, Senator Philip? Mr. Secretary, read the bill. 3498.

SECRETARY HARRY:

House Bill 3498.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 3518. Senator Ralph Dunn. Senator Ralph Dunn? No. House Bill 3522. Senator Cronin. Senator Cronin. House Bill 3522? Okay. House Bill 3551. Senator Fawell. Senator Fawell? House Bill 3551. No. House Bill 3582. Senator Butler. There's a -- next bill, because there's a note on that. 3587. Senator Dudycz. Senator Dudycz. 3587. Senator Sieben. 3611. Senator Sieben? 3611? Mr. Secretary, read the bill, please.

SECRETARY HARRY:

House Bill 3611.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senator Rauschenberger. House Bill 3779. Please read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3779.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Are there any Floor amendments considered for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 3784. Senator Barkhausen? Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 3784.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 3804. Mr. -- Senator DeAngelis. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 3804.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill -- no. House Bill 3975. Senator Topinka. House Bill 3997. Senator Peterson? Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 3997.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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3rd Reading. House Bill 4031. Senator Topinka. Mr. Secretary, please read the bill.

SECRETARY HARRY:

House Bill 4031.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 4033. Senator Dillard. House Bill 4096. Senator Weaver. Please read the -- the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 4096.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 4109 <sic>. Senator Klemm. Mr. Secretary, read the bill. 4101.

SECRETARY HARRY:

House Bill 4101.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 4176. Senator Dudycz. 4176. Senator Dudycz. Senator Sieben, are you ready for 3329? Back to 2nd Reading, we're -- House Bill 3329. Senator Sieben. Mr. Secretary, will you read the bill.

SECRETARY HARRY:

House Bill 3329.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Are there any other bills on 2nd Reading that some of the Members who were late would like to call? House Bill



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3518. Senator Dunn. Mr. Secretary, will you read the bill.

SECRETARY HARRY:

House Bill 3518.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Executive adopted one amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. The intent of the Chair is to proceed to the House Bills 3rd Reading. Please turn to page 3 of your Calendar. 3rd Reading, on page 3 of your Calendars. House Bill 61. Senator Madigan. House Bill 232. Senator O'Malley. House Bill 232. Senator O'Malley. House Bill 539. Senator Fitzgerald. Senator Fitzgerald, 3rd Readings. House Bill 539? House Bill 696. Senator Petka. 3rd Reading. On the Order of 3rd Reading, House Bill 696. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 696.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Ladies and Gentlemen of the Senate, we are on 3rd Reading on page 4, and would you kindly confine your conversations so we can hear you and see you without you being heard? And Senator Petka, to explain the bill. 696.

SENATOR PETKA:

Thank you, Madam President. Can I take this bill out of the record?

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka. He wants it out of the record. House Bill 767. Senator Barkhausen. 3rd Reading. House Bill 1124. Senator Woodyard. House Bill 1513. Senator Hawkinson. House Bill 1594. Senator Karpiel. House Bill 1635. Senator Butler. House Bill 2028. Senator Madigan. Madam Secretary, will you please read the bill.

ACTING SECRETARY HAWKER:

House Bill 2028.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Madigan, will you explain your bill.

SENATOR MADIGAN:

Thank you, Madam President. Committee Amendment No. 1 to House Bill 2028 becomes the bill, and it is an amendment to the CHIP Act. And it authorizes the CHIP Board to enter into intergovernmental cooperation agreements for the sharing of the cost of providing health care services for children who are plan participants and eligible for financial assistance from the Division of Specialized Care for Children of the -- of the University of Illinois. I know of no opposition to House Bill 2028, as amended. Would be glad to answer any questions, and would ask for favorable consideration of House Bill 2028, as amended.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Any discussion? Hearing none, the question is, shall House Bill 2028 pass. Those in favor, will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. The record stands as 59 Yeas, none voting No, none voting Present. And this bill is passed, with a

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constitutional majority. House Bill 2330. Senator Madigan.  
Madam Secretary, will you read the bill.

ACTING SECRETARY HAWKER:

House Bill 2330.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Madigan, to explain the bill.

SENATOR MADIGAN:

Thank you, Madam President. Committee Amendment No. 1 to House Bill 2330 becomes the bill. As the Department of Insurance Administration bill, it amends the Illinois Insurance Code to provide that certain amounts receivable must be collateralized in order to be allowed as an admitted asset. Provides for the distribution of the proceeds of that action. Authorizes the Director to suspend, deny or revoke licenses of persons found to be representing unauthorized insurers. Provides that surplus line insurance may be procured from an unauthorized insurer. Provides that surplus lines insurance may be procured from an unauthorized company that has a policyholder's surplus of fifteen million dollars, rather than five million dollars. Repeals the Product Liability Insurance Act. Amends the Religious and Charitable Risk Pooling Trust Act to authorize the Director to conduct financial examinations. I know of no opposition to House Bill 2330, as amended, and would ask for its favorable consideration.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Any further discussion? Hearing none, the question is, shall House Bill -- 2330, rather, be passed. Those in favor, vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? On that question -- take the record, Madam Secretary. There are 59 voting

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Aye, none voting No, none voting Present. And this bill, having received the required constitutional majority, is hereby declared passed. House Bill 2849. Senator Farley. Madam Secretary, will you please read the bill.

ACTING SECRETARY HAWKER:

House Bill 2849.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Farley.

SENATOR FARLEY:

Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 2849 creates the Motor Vehicle Theft Reporting Act. What this bill would require would be that an operator of a motor vehicle repair place of business would be obligated to notify the police if a vehicle was stolen, and after that notification, notify the owner or the customer of that theft of the vehicle. I -- I submit this bill to you in that there are those cases where -- where a car might be stolen from a -- a business and the owner not notified. The car might be recovered, and instead of having the ordinary expenses that the car would be in for originally, it's incurred a lot more -- more expenses, plus just the aggravation of knowing -- or not knowing, I should say, that your car has been stolen. The business offense fine is five hundred and one dollars to a thousand dollars. This is a standard previously set. And I would appreciate, Madam President and Ladies and Gentlemen of the Senate, a favorable roll call on House Bill 2849.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Is there any discussion? Senator Klemm.

SENATOR KLEMM:

Yes. Thank you, Madam President and Ladies and Gentlemen of

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the Senate. I stand in opposition to House Bill 2849. I certainly know what the distinguished Senator wishes to accomplish to try to accommodate a -- a constituent who had his car stolen and -- and apparently didn't get notified as quickly as he wanted to, but it seems like we're overreacting to a situation that certainly isn't a statewide problem, by mandating to small businesses, which amount to thousands in Illinois, who do repair work from anywhere from repairing or replacing a windshield wiper to major body repair -- to have to have them put in the position of actually codifying that they, in fact, may be breaking the law by not reporting it as quickly as perhaps the person whose car is stolen's lawyer thinks would be appropriate. So now we have a small business person in Illinois who's trying to defend themselves against a vehicle stolen, and then probably ending up having to say, "Well, comparative fault here. You could have had a -- a young man or a young woman working at the lot during Sunday when the car was stolen; you could have hired that person. So you're responsible, Mr. Car Repairman for that car stolen, and we expect you to kind of compensate our -- our loss." I can certainly see what this will open up in the -- in the legal field, and I just think we're going too far. I understand what the problem is. I don't think this is the answer, and I stand in opposition to this bill against small businesses.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Jacobs.

SENATOR JACOBS:

Well, thank you, Mr. President, just -- Madam President. Just real quick, Ladies and Gentlemen of the Senate. This bill basically flew out of committee with all of the testimony, and I think it's a good bill. And all we're really doing in this, as the sponsor has indicated, is to say that if a car is stolen, that it's the duty of the -- the owner of -- of the establishment to --

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to notify the police officer. If he doesn't, I think he's -- he or she would be remiss anyway. And I think it's a good bill, and we ought to give it an Aye vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Madam President. I rise in support of House Bill 2849. We heard it in the Transportation Committee, and while I appreciate the concerns of a prior speaker, I think they're misplaced. This is not the creation of a private cause of action; it is a business offense for failure to report a car stolen. I mean, it says you've got to call the police and you've got to let the person whose car it is know that it's been stolen. It's not that complicated a bill. It has nothing to do with private lawsuits. It has nothing to do with reimbursing anybody for the loss of a car. And in particular, there was some discussion in committee about the scenario suggested about whether it would -- this is a negligence standard. Well, it is not. If someone is too late reporting a vehicle stolen because they -- they -- they didn't know, and perhaps they should have, this bill does not apply. It only applies when they know that the vehicle is stolen. So, it doesn't have anything to do with negligence or who you should have hired. It only applies when the -- the repair shop knows that the vehicle has been stolen, and then fails to report it. So, I think it's a -- it's a good bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Lauzen.

SENATOR LAUZEN:

Thank you, Madam President. I certainly respect the good intention of the bill, but you have to ask yourself, "Who becomes the criminal if the car is not recovered?" The -- the person loses the -- the car is stolen; the criminal gets away with the

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act, but now the small business owner faces a five-hundred- to a thousand-dollar fine if he or she doesn't report the theft in a quick enough period of time to satisfy either a court or some enforcement agency. In serving the small businesses that many of us do, we know how many -- how excessive the burdens are at this point already. I would ask that we vote No on this bill so that we don't add one more burden to these folks. Thank...(microphone cutoff)...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Butler.

SENATOR BUTLER:

Thank you, Madam President. I join those who are in opposition to this bill. Senator Klemm used the word "overreacting". I think we're overregulating. I can't imagine the circumstance when a business owner would not report a -- a stolen vehicle. It's just incomprehensible to me. Maybe once in a million times it happens, but do we need a law on this? Secondly, I'm a little confused about the word "immediately". As Senator Klemm said, if the -- if the theft occurred on Friday night, and the owner walked in -- or the business owner walked in on Monday morning, would he be accused of -- of not doing his duty if -- if he didn't discover it until Monday morning? I really do think this is overregulating, and -- and we ought to turn our backs on laws like this.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much, Ms. -- Ms. Chairman. We did have this discussion during the time that we were looking at this bill in the Transportation Committee, and if you will note on your books, as Chairman of the Transportation Committee, I did vote for this bill. I think that there are enough safeguards in this bill that

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a lot of these things that we seem to be concerned about are not true questions. It is true: perhaps it is only once in a million times that somebody would not take the time to report such a theft. Bottom line is, if it were our constituent who was complaining because his car was stolen seventy-two hours before, the owner knew it, and very frankly, didn't bother to tell the owner of the vehicle, I think we too would be upset. This is a good bill. I think we ought to all vote for it. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Madam President. I -- I don't know whether I was discussing something else with somebody when the sponsor was explaining the bill, but I -- if you would allow me to ask a question of you, Senator.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates he will yield.

SENATOR DUDYCZ:

Would -- what caused you to introduce this bill? I mean, was there a specific incident that -- I mean, I -- in my experience on the police department, I don't know of any business entity that would not call the police department and report the theft.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Farley.

SENATOR FARLEY:

Yes, Senator, there was a specific instance, and when I did put my name on the bill as the sponsor, I did get some -- some response from some people in my district about it. But this was in response to a certain incident, and that's the purpose of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dudycz, any further discussion? Any further



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discussion? Any further discussion? Hearing none, the sponsor wishes to close?

SENATOR FARLEY:

Well, thank you, Madam President, Ladies and Gentlemen of the House. The bill speaks -- speaks very clearly to -- to, as Senator Hawkinson stated so eloquently, that it is with full knowledge that the -- the vehicle is gone. We're not talking about penalizing anybody that is -- is an owner or operator and their employee took the car out for several hours or took it home overnight, for -- for instance. We're not talking about those -- those kinds of cases. We're talking about some -- some cases where the car was -- was actually removed and stolen. The question of recovery and liability is not in play here. It's a small business offense, and I don't think any responsible operator would object to having something like this on the books. I think it keeps everybody on an equal playing field, in that it would be a credible -- credible thing to say, "We operate under these rules that say that we owe our customers the -- the -- the commitment that we would report their vehicle stolen to the proper law enforcement authority and then to them." So with that, Madam President and Ladies and Gentlemen, I would hope that you would give House Bill 2849 a favorable vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The question is, shall House Bill 2849 pass. Those in favor, vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wish? Madam Secretary, take the record. On that question, there are 45 Yeas, 14 Nays, none voting Present. And this bill, having received the required constitutional majority, is hereby declared passed. House Bill 2924. Senator Dillard. Madam Secretary, will you please read the bill.

ACTING SECRETARY HAWKER:

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House Bill 2924.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dillard.

SENATOR DILLARD:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This bill comes to the Legislature as a recommendation of Auditor General Bill Holland, and it is to make a small change in the Court of Claims Reporting Act to conform to what is policy today, and that's that once a year -- once a year, they report to us in the General Assembly a list of all the claimants in the decisions. The law requires it to be every two years. It's a needless waste of paperwork. It's an Auditor General's recommendation. And for those of you who serve on the Appropriations Committee, you know that you have immediate access to these claimants' reports all the time anyway. And it's just something that saves money and is a recommendation of the Auditor General. And I'd appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any -- any further discussion? Any further discussion? Any further discussion? Hearing none, the question is, shall House Bill 2924 pass. Those in favor will vote Aye. Those in favor <sic> will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record, Madam Secretary. On that question, there are 58 Yeas, none voting No, none voting Present. And this bill, having received the required constitutional majority, is hereby declared passed. House Bill 3081. Senator LaPaille. Would you please read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 3081.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator LaPaille.

SENATOR LaPAILLE:

Thank you, Madam Speaker -- Madam President. House Bill 3081 came out of the Senate Judiciary Committee unanimously. It's very straightforward in its approach. What it says is that upon request, a victim of a crime can ask the Prisoner Review Board to notify them upon the death of a prisoner who committed a crime against them, if the prisoner died while on parole or mandatory supervised release. Right now, upon request, the Prisoner Review Board does let individuals know -- victims of crime know when the person is put on probation or supervised release or electronic detention, et cetera, but there are many times, according to the State's Attorney Association - the Sangamon County State's Attorney testified at our committee hearing - that victims of crime perhaps spend the rest of their life in fear that this person is still out on parole, where, in fact, perhaps the -- the criminal died a normal course of death or died in an accident, et cetera, and they would like to know that to have a little peace of mind to live a family life without fear of retribution by the -- the criminal. So I would ask for its passage.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Is there any further discussion? Any further discussion? Any further discussion? Hearing none, House Bill -- let's see, 3081 -- House Bill -- the question is, shall House Bill 3081 pass. Those in favor, vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Madam Secretary, take the roll. The -- the vote is 59 Yeas, none voting No, none voting Present. And this bill, having received the required

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constitutional majority, is hereby declared passed. House Bill 3485. Chair yields to Senator Donahue.

SENATOR DONAHUE:

If I could have the Membership's attention for just a minute, I'd like to make an introduction. With us today we have some students from around the State of Illinois. Cindy Bidlick, who is the project director, will talk to you a little bit about what these young people are going to say. Will you give Cindy Bidlick and the young people your warm welcome. Thank you. And Senator DeAngelis seeks leave to have videotape made of this. Is leave granted? Leave is granted.

CINDY BIDLICK:

(Remarks by Cindy Bidlick, Project Coordinator  
of the Illinois Rivers Project)

STUDENTS OF THE ILLINOIS RIVERS PROJECT READ PROPOSALS

CINDY BIDLICK:

(Closing Remarks by Cindy Bidlick)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you very much, Senator Donahue, and these wonderful young people. 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 the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to wit:

Senate Bill 1776, together with House Amendment No.

2.

Passed the House, as amended, May 12th, 1994.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Resolutions.

SECRETARY HARRY:

Senate Resolution 1443, offered by Senators Jones and Philip

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and all Members.

And Senate Resolution 1444, offered by Senator Cullerton. One's a death resolution; the other is congratulatory, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Consent Calendar. We're going to stand at ease for a few minutes while the Rules Committee is meeting. Senator Watson, for what purpose do you arise, sir?

SENATOR WATSON:

Yes, for an announcement, please.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Watson has an announcement.

SENATOR WATSON:

Yes. Thank you, Madam President. While we're in a lull here, I just would like to...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Hold on just a minute, Senator Watson. Can we please have your attention? This is a very important announcement. Senator Watson.

SENATOR WATSON:

Right. This is the announcement of their softball practice tonight at 5 o'clock, and each of you should have a map to the Black Hawk School. That's where we'll be practicing. It's at 5 o'clock. So we'd like to have a good attendance there, and of course, as you know, the game is next Tuesday night. And we've done well the last couple years, and we want to continue to do well, and we only can do that by practicing. So we'll see you tonight at practice. 5 o'clock.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

What is the address of the place? Senator Watson?

SENATOR WATSON:

Well, I've got a map here, anybody who's interested on how to

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get there. It's just south of the Capitol. It's 3430 South First Street.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you. Senator Demuzio, for what purpose do you rise, sir?

SENATOR DEMUZIO:

Thank you, Madam President. I just had an inquiry of Senator Watson, if I might. For those of us who have been working out very diligently and running a number of miles each day, is the game still scheduled for next Tuesday night, on the 17th?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Watson.

SENATOR WATSON:

Yes. I'm glad you made that -- that statement, and I'm glad to know that you're working out. I wish some -- I wish it'd show a little bit. But, yes, it is the 17th, and it's next -- next Tuesday night. And the Regional Commerce and Growth Association out of St. Louis is the sponsor, and they're going to be promoting the Olympic Festival which will be going on in the St. Louis area, including Illinois - several events - and we're -- during the second week of July. So you're all welcome for that, and we'll see you Tuesday night. Thank you, Senator Demuzio.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Demuzio, if you keep running, you might qualify. Senator Philip, for what purpose do you...

SENATOR DEMUZIO:

Whoa, whoa. Whoa, wait a minute, wait a minute, wait a minute...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Demuzio.

SENATOR DEMUZIO:

I -- I want to thank Senator Watson for that advice and

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counsel. I'm sure it's the same advice and counsel that his -- his wife gives him each day, as he leaves the -- for the office. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Philip, for what purpose do you rise, sir?

SENATOR PHILIP:

Thank you, Madam President and Ladies and Gentlemen of the Senate. As long as we're in this very important announcements, it's Phil Weber's fiftieth birthday. As you know, he's our senior lawyer on our side. He has a wonderful cake up front, down here, and if anybody wants a piece of cake on Phil Weber, you're certainly more than welcome. It'll probably be the only thing you'll ever get out -- get out of him. And also, we have another announcement. We have Senator Virginia Macdonald and her lovely husband, Alan, here. As you know, she didn't run for reelection. It's always nice to see them. They're the -- two of the nicest people you ever want to know. Nice to see you, Virginia, Alan.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

We certainly wish Phil Weber a happy fiftieth, and he really doesn't look it. And we certainly welcome Virginia Macdonald and Alan. She was one of our greatest legislators. We'll stand at ease for a few minutes while the Rules Committee is meeting, or has it met? We'll be at ease for a few minutes while Rules is meeting.

(SENATE STANDS AT EASE)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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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 Committee on Appropriations - the motion to concur with House Amendment 2 to Senate Bill 1776; to the Committee on Education - Senate Amendment 2 to House Bill 3244; to the Committee on Environment and Energy - Senate Amendment 2 to House Bill 1352; to the Committee on Financial Institutions - Senate Amendment 1 to House Bill 902; to the Committee on Insurance, Pensions and Licensed Activities - Senate Amendment 4 to House Bill 1066, Senate Amendment 1 to House Bill 3485; and Be Approved for Consideration - Senate Amendment 1 to House Bill 1635.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Is there any further business to come before the Senate? If not, the -- Senator Klemm moves that the Senate stand adjourned until noon - 12 noon - Friday, May 13.



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