

STATE OF ILLINOIS  
89TH GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

92nd Legislative Day

February 7, 1996

Speaker Johnson, Tim: "The hour of 12 having arrived, and briefly passed, the House will be in order and the members will be in their Chairs. Representative Johnson in the Chair. The Chaplin for the day is the Reverend Mike Williams of the First Christian Church of Murphysboro. Reverend Williams is the guest of Representative Mike Bost. Our guests in the gallery may wish to rise for the invocation. Reverend Williams."

Reverend Williams: "Would you bow and pray with me please? Dear heavenly Father we come before You to seek your insight, Your wisdom and truth, and to plead for Your forgiveness, mercy and grace. As always Lord in midst of judgement, we ask that You would remember mercy. Father, what do You require of us, but to do justice and love kindness and to walk reverently, with You? Father, Your word clearly says: 'Woe to those who call evil...evil good.' We have done that at times and we pray for Your forgiveness. Father, give us compassion, give us wisdom, give us a renewed concern for truth. Search our hearts God, this day. Test us specially those in this chamber that claim to be of Biblical faith. See if there be any wicked way in us. Cleanse us from every sin, and set us free. Father, You are our only hope. Guide these men and these women in this Chamber, who have been sent here by the people of Illinois, by Your sovereign will and choice, to govern this great state. Grant them Your wisdom to govern, and may their decisions during this session direct and to rule under the umbrella of Your loving will. We pray these things, confessing our own sinfulness and our desperate need in the name of Your Son, the Living Savior, Jesus Christ, our Lord. Amen."

Speaker Johnson, Tim: "Thank you Reverend Williams. We'll be led

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in the Pledge of Allegiance today by Representative Klingler. Representative Klingler."

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

Speaker Johnson, Tim: "Roll call for attendance. Representative Currie, you're recognized to report any excused absences on the Democratic side of the aisle. Representative Currie."

Currie: "Thank you Speaker. Please let the record show Representative Giles is excused today."

Speaker Johnson, Tim: "The record will so reflect. Representative Cross, your recognized and Representative Wennlund in his stead for the same purpose. Representative Wennlund."

Wennlund: "Thank you Mr. Speaker. All Republicans are here today."

Speaker Johnson, Tim: "The record will so reflect. Have all reported themselves who wish? Have all reported themselves who wish? Have all reported themselves who wish? Mr. Clerk, take the record. There are 117 Members being present, 1 being absent, and a quorum is present. Have a brief recess for photography here. The first one will be 769. The House will come to order. Proceed to the order of Senate Bills, second read...Mr. Clerk Committee Reports."

Clerk McLennand: "Committee Reports. Committee Report from Representative Cross, Chairman of Committee and Judiciary for Civil Law to which following Bills were referred, action taken on February 7th, 1996. Reported the same back with the following recommendations: Do pass as amended House Bill 2649. Committee Report from Representative

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Cowlishaw, Chairman for the Committee on Elementary and Secondary Education, to which the following Bill was referred, action taken on February 7th, 1996, reported the same back with the following recommendations: 'Do pass as amended Short Debate' House Bill 995. Committee Report from Representative Krause, Chairman of the Committee on Health Care and Human Services, to which the following Bills and Resolutions were referred, action taken on February 7th, 1996, reported the same back with the following recommendations: They 'do re-refer' to the Rules Committee Senate Bill 869.

Speaker Johnson, Tim: "Some order in the chamber. We will now proceed to the reading of Senate Bill, second reading, Senate Bill 769. Mr. Clerk, please read the Bill."

Clerk McLennand: "Senate Bill 769, a Bill for an act that amends the Minimum Wage Law. Second Reading of this Senate Bill. No Committee Amendments. No Floor Amendments. Fiscal Note has been filed on the Bill."

Speaker Johnson, Tim: "Third Reading. Senate Bill 1143. Mr. Clerk read the Bill."

Clerk McLennand: "Senate Bill 1143, a Bill for an act concerning Boiler and Pressure Vessels. Second Reading of this Senate Bill. Amendment #1 was adopted in Committee. No Floor Amendments. A Fiscal Note has requested on the Bill as amended and it has been filed."

Speaker Johnson, Tim: "Third Reading. Now we'll proceed to the Order of House Bill, Second Reading. Mr. Clerk, read House Bill 2516."

Clerk McLennand: "House Bill 2516, a Bill for an act that amends the Illinois Municipal Code. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No note request."

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Speaker Johnson, Tim: "Third Reading. Mr. Clerk, read House Bill 2626."

Clerk McLennand: "House Bill 2666 (sic-2626), a Bill for an Act that amends the Private Detective, Private Alarm, Private Security, and Lock Smith Act of 1993. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. A Fiscal Note has been requested on the Bill as amended, and has been filed."

Speaker Johnson, Tim: "Third Reading. Mr. Clerk, read House Bill 2665."

Clerk McLennand: "House Bill 2665, a Bill for an Act concerning Milk and Milk Products. Second Reading of this House Bill. No Amendments. A Fiscal Note, Correctional Budget Impact Note have been requested on both and both have been filed."

Speaker Johnson, Tim: "Third Reading. Speaker Daniels in the Chair."

Speaker Daniels: "Order of Conference Committee Reports. Page 4 of the Calender. House Bill 1470. Representative Granberg."

Granberg: "Thank you, Mr. Speaker. The Democrats would request an immediate caucus."

Speaker Daniels: "How long do you need? How long do you need?"

Granberg: "I anticipate Mr. Speaker, it will as approximately an hour an hour and a half. Well, we want to be thorough as always and I know that certainly conforms to your agenda."

Speaker Daniels: "We'll reconvene at the hour of 1:30. Be prompt though, please. Okay, 1:30. The Democrats will caucus in room 118, and the Republicans will study the Bills and work on Legislation and be ready for the Democrats when they return. Thank you. The House will stand in recess until 1:30."

Speaker Daniels: "Introduction, First Reading of House Bills.

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House Bill 3009, offered by Representative Kubik, a Bill for an Act relating to cemeteries, amending named Acts. House Bill 3010, offered by Representative Kubik, a Bill for an Act concerning audits and examinations of funeral and cemetery businesses, amending named Acts. House Bill 3011, offered by Representative Kubik, a Bill for an Act in relation to funeral and cemetery procedures, amending named Acts. House Bill 3012, offered by Representative Kubik, a Bill for an Act in relation to certain violations concerning burial and funeral procedures, amending certain Acts. House Bill 3013, offered by Representative Kubik, a Bill for an Act to amend the Freedom of Information Act. House Bill 3014, offered by Representative Kubik, a Bill for an Act to amend the Public Utilities Act. House Bill 3015, offered by Representative Mitchell, a Bill for an Act in relation to the registration of hypnotherapist. House Bill 3016, offered by Representative Persico, a Bill for an Act to amend the Employee Commute Options Act. House Bill 3017, offered by Representative Howard, a Bill for an Act concerning denials of credit, amending named Acts. House Bill 3018, offered by Representative Howard, a Bill for an Act concerning mortgage escrow accounts, amending named Acts. House Bill 3019, offered by Representative Roskam, a Bill for an Act concerning the use of State grants for political advocacy. House Bill 3020, offered by Representative Black, a Bill for an Act to amend the Illinois Pension Code. House Bill 3021, offered by Representative John Turner, a Bill for an Act in relation to cannabis and controlled substances, amending named Acts. House Bill 3022, offered by Representative John Turner, a Bill for an Act to amend the Code of Criminal Procedure of 1963. House Bill 3023, offered by Representative John

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Turner, a Bill for an Act to amend the Illinois Controlled Substances Act. House Bill 3024, offered by Representative Saviano, a Bill for an Act to create the Electrician Licensing Act. House Bill 3025, offered by Representative Hassert, a Bill for an Act to amend the Illinois Human Rights Act. House Bill 3026, offered by Representative Hassert, a Bill for an Act to amend the Environmental Protection Act. House Bill 3027, offered by Representative Pankau, a Bill for an Act to create the Interior Design Practice and Residential Interior Design Title Act and repeal the Interior Design Profession Act. House Bill 3028, offered by Representative Persico, a Bill for an Act amending the Civil Administrative Code of Illinois. House Bill 3029, offered by Representative Persico, a Bill for an Act to amend the Environmental Protection Act. Introduction - First Reading of these House Bills. House Bill 3030, offered by Representative Brady, a Bill for an Act in relation to public employee pensions, amending named Acts. House Bill 3031, offered by Representative Hoffman, a Bill for an Act to create the Illinois Procurement Code and to amend and repeal certain named Acts. House Bill 3032, offered by Representative Ryder, a Bill for an Act to amend the Illinois Housing Development Act. House Bill 3033, offered by Representative Ryder, a Bill for an Act to amend the Illinois Housing Development Act. House Bill 3034, offered by Representative Lang, a Bill for an Act in relation to a regulation of insurance rates. House Bill 3035, offered by Representative Fantin, a Bill for an Act amend the State Mandates Act. House Bill 3036, offered by Representative Fantin, a Bill for an Act and to amend the State Mandates Act. House Bill 3037, offered by Representative Barbara Currie, a Bill for an Act to amend

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the Illinois Vehicle Code. House Bill 3038, offered by Representative Hoeft, a Bill for an Act relating to the compensation of regional superintendents of schools, amending named Acts. House Bill 3039, offered by Representative Tenhouse, a Bill for an Act to amend the Illinois Public Aid Code. House Bill 3040, offered by Representative Skinner, a Bill for an Act to amend the Illinois Vehicle Code. House Bill 3041, offered by Representative Churchill, a Bill for an Act to amend the Park District Code. House Bill 3042, offered by Representative Bugielski, a Bill for an Act to amend the State Finance Act. House Bill 3043, offered by Representative Phelps, a Bill for an Act to amend the Board of Higher Education Act. House Bill 3044, offered by Representative Fantin, a Bill for an Act concerning home care workers, amending named Acts. House Bill 3045, offered by Representative Morrow, a Bill for an Act amend the State Mandates Act. House Bill 3046, offered by Representative Boland, a Bill for an Act in relation to dental hygiene of school children, amending named Acts. House Bill 3047, offered by Representative Leach, a Bill for an Act in relation to the transfer of an interest in real property. House Bill 3048, offered by Representative John Turner, a Bill for an Act in relation to criminal law, amending named Acts. First Reading of these House Bills." Introduction - First Reading of Bills. House Bill 3049, offered by Representative Zickus, a Bill for an Act to amend the Metropolitan Water Reclamation District Act. House Bill 3050, offered by Representative Mautino, a Bill for an Act to amend the Code. House Bill 3051, offered by Representative Speaker Daniels, A Bill for an Act to amend the School Code. House Bill 3052, offered by Representative

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Cowlshaw, a Bill for an Act to amend the School Code. House Bill 3053, offered by Representative Cowlshaw, a Bill for an Act to amend the School Code. House Bill 3054, offered by Representative Cowlshaw, a Bill for an Act to amend the School Code. House Bill 3055, offered by Representative Noland, A Bill for an Act to amend the Unified Code. House Bill 3056, offered by Representative Ryder, a Bill for an Act to amend the School Code. First Reading of these House Bills." Introduction - First Reading of Bills. House Bill 3057, offered by Representative Balthis, a Bill for an Act to amend the Park District Code. House Bill 3058, offered by Representative Hoffman, a Bill for an Act to amend the Illinois Educational Labor Relations Act. House Bill 3059, offered by Representative Balthis, a Bill for an Act to amend the Metropolitan Water Reclamation District Act. House Bill 3060, offered by Representative Balthis, a Bill for an Act to amend the Metropolitan Water Reclamation District Act. House Bill 3061, offered by Representative Balthis, A Bill for an Act amending the Property Tax Code. House Bill 3062, offered by Representative Balthis, a Bill for an Act to amend the Metropolitan Water Reclamation District Act. House Bill 3063, offered by Representative Balthis, a Bill for an Act to amend the Metropolitan Water Reclamation District Act. House Bill 3064, offered by Representative Balthis, a Bill for an Act to amend the Public Funds Statement Publication Act. House Bill 3065, offered by Representative Balthis, a Bill for an Act to amend the Metropolitan Water Reclamation District Act. House Bill 3066, offered by Representative Rutherford, a Bill for an Act to amend the State Employee Indemnification Act. House Bill 3067, offered by Representative Cowlshaw, a Bill for an Act to amend the



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School Code. House Bill 3068, offered by Representative Rutherford, a Bill for an Act to amend the Service Use Tax Act. House Bill 3069, offered by Representative Rutherford, a Bill for an Act to amend the Use Tax Act. House Bill 3070, offered by Representative Rutherford, a Bill for an Act amend the Retailers' Occupation Tax Act. House Bill 3071, offered by Representative Steve Davis, a Bill for an Act to amend the Illinois Purchasing Act. House Bill 3072, offered by Representative Phelps, a Bill for an Act to amend the General Obligation Bond Act. House Bill 3073, offered by Representative Monique Davis, a Bill for an Act to amend the Capital Development Board Act. First Reading of these House Bills. Introduction - First Reading of Bills. House Bill 3074, offered by Representative Hannig, a Bill for an Act to create the Illinois Procurement Code. House Bill 3075, offered by Representative Boland, a Bill for an Act to amend the Illinois Dental Practice Act. House Bill 3076, offered by Representative John Jones, a Bill for an Act to amend the Environmental Protection Act. House Bill 3077, offered by Representative Monique Davis, a Bill for an Act concerning taxes, amending named Acts. House Bill 3078, offered by Representative Lang, a Bill for an Act to amend the Toll Highway Act. House Bill 3079, offered by Representative Boland, a Bill for an Act to amend the Illinois Income Tax Act. House Bill 3080, offered by Representative Howard, a Bill for an Act in relation to taxes, amending named Acts. House Bill 3081, offered by Representative Pugh, a Bill for an Act to amend the Consumer Fraud and Deceptive Business Practices Act. House Bill 3083 (sic 3082), offered by Representative Balthis, a Bill for an Act concerning investment policies of local governments. House Bill 3083, offered by Representative

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Kenner, a Bill for an Act to amend the Illinois Controlled Substances Act. First Reading of these House Bills." Introduction - First Reading of Bills. House Bill 3084, offered by Representative Poe, a Bill for an Act concerning a tax exemption for locked containers used to store firearms or ammunition. House Bill 3085, offered by Representative Saviano, a Bill for an Act to amend the Illinois Pension Code. House Bill 3086, offered by Representative Saviano, a Bill for an Act to amend the Illinois Pension Code. House Bill 3087, offered by Representative Saviano, a Bill for an Act to amend the Illinois Vehicle Code. House Bill 3088, offered by Representative Saviano, a Bill for an Act to amend the Illinois Plumbing License Law by changing Sections 2, 3, 8, 14, 18, and 37 and by adding Section 31. House Bill 3089, offered by Representative Saviano, a Bill for an Act to amend the Illinois Vehicle Code. House Bill 3090, offered by Representative Saviano, a Bill for an Act to amend the Illinois Purchasing Act. House Bill 3091, offered by Representative Saviano, a Bill for an Act to amend the School Code. First Reading of these House Bills. Introduction - First Reading of Bills. House Bill 3092, offered by Representative Schakowsky, a Bill for an Act to amend the Consumer Fraud and Deceptive Business Practices Act. House Bill 3093, offered by Representative Julie Currie, a Bill for an Act to amend the Public Utilities Act. House Bill 3094, offered by Representative Feigenholtz, a Bill for an Act to amend the Bottled Water Act. House Bill 3095, offered by Representative Pugh, a Bill for an Act in relation to environmental protection, amending named Acts. House Bill 3096, offered by Representative Burke, a Bill for an Act concerning diesel

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smoke emissions by motor vehicles, amending named Acts. House Bill 3097, offered by Representative Stroger, a Bill for an Act to amend the Radon Mitigation Act. House Bill 3098, offered by Representative Morrow, a Bill for an Act in relation to certain containers. House Bill 3099, offered by Representative Lang, a Bill for an Act to amend the Environmental Protection Act. House Bill 3100, offered by Representative Dart, a Bill for an Act to amend the Environmental Protection Act. House Bill 3101, offered by Representative Pugh, a Bill for an Act to amend the Children and Family Services Act. House Bill 3102, offered by Representative Pugh, a Bill for an Act to amend the Children and Family Services Act. House Bill 3103, offered by Representative Monique Davis, a Bill for an Act to amend the Environmental Protection Act. House Bill 3104, offered by Representative Phelps, a Bill for an Act to amend the Public Utilities Act. House Bill 3105, offered by Representative Clayton, a Bill for an Act to amend the Illinois Public Aid Code. House Bill 3106, offered by Representative Boland, a Bill for an Act to provide for election of the members of the Illinois Commerce Commission, amending named Acts. House Bill 3107, offered by Representative Black, a Bill for an Act to amend the Illinois Public Aid Code. House Bill 3108, offered by Representative Wennlund, a Bill for an Act to amend the Illinois Public Aid Code. House Bill 3109, offered by Representative McAuliffe, a Bill for an Act amend the State Mandates Act. First Reading of these House Bills. Introduction Resolution. House Joint...House Resolution #71 offered by Representative Feigenholtz. Rules Committee. Introduction First Reading of House Bills. Introduction - First Reading of Bills. House Bill 3110,

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offered by Representative McAuliffe, a Bill for an Act and to amend the State Mandates Act. House Bill 3111, offered by Representative McAuliffe, a Bill for an Act to amend the Illinois Public Labor Relations Act. House Bill 3112, offered by Representative McAuliffe, a Bill for an Act to amend the Illinois Pension Code. House Bill 3113, offered by Representative McAuliffe, a Bill for an Act to amend the Illinois Public Labor Relations Act. House Bill 3114, offered by Representative McAuliffe, a Bill for an Act amend the State Mandates Act. House Bill 3115, offered by Representative McAuliffe, a Bill for an Act 7-132 and to amend the State Mandates Act. House Bill 3116, offered by Representative McAuliffe, a Bill for an Act amend the State Mandates Act. House Bill 3117, offered by Representative Maureen Murphy, a Bill for an Act to amend the Illinois Income Tax Act. House Bill 3118, offered by Representative Maureen Murphy, a Bill for an Act to amend the Property Tax Code. First Reading of these House Bills." Introduction - First Reading of Bills. House Bill 3119, offered by Representative Maureen Murphy, a Bill for an Act to amend the Service Use Tax Act. House Bill 3120, offered by Representative Maureen Murphy, a Bill for an Act to amend the Illinois Income Tax Act. House Bill 3121, offered by Representative Maureen Murphy, a Bill for an Act to amend the Property Tax Code. House Bill 3122, offered by Representative Maureen Murphy, a Bill for an Act to amend the Illinois Income Tax Act. House Bill 3123, offered by Representative Maureen Murphy, a Bill for an Act to amend the Property Tax Code. House Bill 3124, offered by Representative Stephens, a Bill for an Act to amend the Illinois Public Aid Code. House Bill 3125, offered by Representative Wojcik, a Bill for an Act concerning managed

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care dental benefit plans. First Reading of these House Bills." Introduction - First Reading of Bills. House Bill 3126, offered by Representative Noland, a Bill for an Act to amend the Illinois Pension Code. House Bill 3127, offered by Representative Biggins, a Bill for an Act concerning the liability of public accountants, amending named Acts. House Bill 3128, offered by Representative Brady, a Bill for an Act concerning the protection of collateral pledged to ensure payment or performance under a credit agreement. House Bill 3129, offered by Representative Stephens, a Bill for an Act to amend the Illinois Municipal Code. First Reading of these House Bills."

Speaker Daniels: "The House will come to order. Members will please be in their Chairs. Those not entitled to the Floor will please retire to the gallery. Representative Winkle, you have an announcement to make?"

Winkle: "I'd like to recognize Jerry Weller, former member of the House here visiting with us today. The 11th Congressional District, Jerry Weller."

Speaker Daniels: "Page four of the Calender under Conference Committee Reports appears House Bill 1470. The Gentleman from Cook, Representative Parke is recognized."

Parke: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. The Bill that I'm presenting today is an Unemployment Insurance Tax Relief Bill, that the proposal before the Legislature seeks to slow down the rates that employers..."

Speaker Daniels: "Excuse me, could we have some order in the House? In the center aisle, the conference going on there, can you break that up to the rear of the chamber? Thank you. Representative Parke."

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Parke: "Thank you Mr. Speaker. I believe most Members have been briefed by their supporters in one way or the other about this Bill. So let's just talk about why we're here. The simple reason is that there is a \$1.6 billion or close to that number, sitting in a trust fund in Washington D.C. That \$1.6 billion is higher than the 1982 discussion that was held between business and labor, talking about an arbitrary figure that they would like to shoot for, for that particular time in the cyclical program of unemployment insurance. They were talking about back in '82...in '92 excuse me, that \$900 million is a fund area that at this point in time would be comfortable. But in fact, we have ended up at a billion six. Again, I will remind everybody that one billion six is sitting in a trust fund in Washington D.C., doing the Illinois economy, the Illinois business community, and the Illinois working men and women no good. It's so much money, that it is something that says to us, 'Let's bring relief to Illinois business. And the reason we want to do that, is that it is a message that we're going to send to the people of the United States, that Illinois is a good place to do business. It is a place that passed meaningful Tort Reform last Spring, that had passed a meaningful repeal of an antiquated Scaffolding Act Bill. We've already seen that the recommendation of Workers Comp. Premiums in Illinois recommendation, that at least 13% reduction either up or down, ought to be considered by the working Compensation Insurance Companies that do business in Illinois. We've got to continue to send the message to people that Illinois is a good place to do business. We have seen recently in the Governor's State of the State, about Motorola expanding in large amounts in Illinois. They could have easily gone in

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surrounding states, that other companies in this state have decided to stay and other companies have decided to come in. That just doesn't happen by itself. We have passed meaningful legislation, to show the Illinois businesses that if you stay or you expand, or that if you come in, that you'll find a conducive working environment where you can make a profit. What does that profit mean? Profit means that you can. It doesn't mean that every business is going to do it. But they can have more money in terms of retraining their employees. They could use that money to hire new employees. They could use that money to expand their businesses which will create more jobs for men and women to work in, in this state. Now the proposal has the major feature before the Legislature seeks to slow the rate that employers deposit into the trust fund. The reduces the minimum tax rate by 16%. From .06% to .05% for only 1996. Only for this one year. It also effectively eliminates the impact of the adjusted state experience factor, which is simply a multiplier that's put on all businesses that pay into the unemployment fund, trust fund. That one multiplier within the tax formula will stay stagnate for 1996, 1997, and 1998. After 1998 by the way, in 1998 we will hit in that trust fund, the same amount of money than if we had done nothing. We just...moved it along quicker in terms of providing the tax savings to the Illinois businesses. It will also after '98, the range of the multiply may increase or decrease, will be limited to 10%. This will allow for a more experienced oriented tax system. It will better reflect the increases and decreases in state wide unemployment rates. Now I'm also including in this legislation, that I'm sure the other side will want clarification on, is language that directs the department

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to make to make available to federal officials only, federal officials, the names and addresses of individuals with entities that are located within the jurisdiction from which the official was elected where the information will be used in connection with the official duties of the office. And let me explain why we've done that. One of our Congressmen wanted a list from the Illinois Department of Employment Security because the Illinois Department of Employment Security was used by IDOT, (the Illinois Department of Transportation), to advise employers of 100 or more companies that the ECO was going into effect. The Congressmen wanted the same mailing list in his district to advise his constituent, that Congress was repealing that Act. And why? Because those companies are going to be affected by this law, that was passed by Congress, we're going have to expend a large amount of money. When it was repealed and...and the Legislature in Congress realized this repeal was coming down, he wanted to make a mailing to the same people that were mailed to by the Illinois Department of Employment Security, so that he could tell them to hold in place, don't spend this extra money because this probably will be repealed. When it was repealed, he went to them and said, 'I would like to have this list, to mail to the same people, and just say we've repealed it, don't spend this extra money because it's no longer necessary'. He could not do that because of current law. We've included in this legislation that ability for this federal official or any federal official to do that. Now, some people say, well what if we want to use this for other purposes other than just that? Well, we put in place in this Bill a Class B Misdemeanor, which means that anybody who breaks the law with this can go to jail. That's why we



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want to protect the integrity of these names. But currently, Congressmen do not have the ability or United States Senators do not have the ability. That's why we've added this into it. Also, the U.S. Congress enacted a Federal Mandate in 1994 requiring State Employment Security Agencies to allow claimants the option of withholding Federal Income Taxes from the benefit checks. Currently, no withholding is taken and the claimant is responsible of payment and income tax at the time that he or she files an annual return. Obviously, we want to make people who have to pay taxes the easiest possible way, so that if they receive the benefit, that withholding can be taken out of their check at that time, so it isn't a big whack at the time they file a check. That's their option. They can take advantage of it. We've included that in there also, because that's common sense and I think it helps the working man and woman. The changes will become effective January 1, 1997. Now, let me also point out that there are safeguards built into this Bill. There are safeguards that are built into Employment Security that were not there in 1981, when the system in Illinois went bankrupt. I know that we've heard and all Members of both sides have heard people say that, 'Well, we went bankrupt in '81, there's no way we want to go bankrupt again'. Because when we went bankrupt Illinois businesses had to come in with a big chunk of money to booster that fund. Also, Illinois employees had to take a reduction in benefits. There's nobody here that wants that to happen again. So we've built in an addition. There our federal guidelines and checks in the system that were not here before. One other point that I think is important for all of us to understand, the Illinois Department of Employment Security

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has established a committee to review the Illinois Employment Security functions and to review the integrity of the fund. They meet quarterly. I may point out to you, that on this committee, which certainly, if they ever saw any trends that would indicate that our fund was in danger, would certainly flag members of this side of the aisle as well as Members of that side of the aisle and as well as there are three business members, there are three union members, and three members of the general public. And included in that, are Mike Stout, business representative of Teamster Local 916, and Don Johnson, president of the Illinois AF of L-CIO. There is a vacant union position to be filled, but if nothing more, those two gentlemen certainly reflect the views of labor and would point out very strongly to all of us, to the press, and to the people of Illinois, if there was any sense that the unemployment fund was in jeopardy. We would have a period of time to make adjustments. And if it was necessary to require Illinois businesses to put more money into the fund, we'd do it. Because that's the logical, right thing to do. All we're talking about in essence, is taking \$128 million and putting it back in the Illinois economy, so it can be used for whatever purpose Illinois business wants to. We think that's healthy. We add, that on top of the reforms that we've made in the repeal of the Scaffolding Act, reforms in the laws that we've passed for a Tort Reform, and we think we've got a package that is going to send a strong message throughout this country that Illinois is a good place to do business. Mr. Speaker, I stand ready to answer any questions."

Speaker Daniels: "Any discussion? The Gentleman from Clinton, Representative Granberg."

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Granberg: "Thank you Mr. Speaker. Will the Gentleman yield? Representative Parke, you indicated you wanted to pass this to send a clear message to the nation, that Illinois is a good place to do business. Does that apply to our bond rating, too?"

Speaker Daniels: "Representative Parke."

Parke: "Representative, I am discussing the Unemployment Insurance Bill that's before us. If you wish to discuss bonding, maybe you can put some votes on your side to pass legislation that will allow us, instead of holding up all of those projects that are downstate, that are in your district in every district, downstate and allow those projects to go forward. And if you did that, we'd have more money working in the state economy. We'd have a better state, Sir."

Speaker Daniels: "Representative Granberg."

Granberg: "Well, I won't talk about the recent Wall Street Journal's articles about how we've done a great job with our bond rating. But let me ask you about one provision in the Bill that strikes me as curious. In past and existing law it used to be prohibited to divulge these names of businesses in these districts. It was confidential. So you did not have people bothering our employers throughout the state. Now, you've indicated we're going to change this. Was it the reason behind the existing law to allow that confidentiality for our businesses? Do you really think that these people are going to be protected from fund raising by elected officials when they make this public?"

Speaker Daniels: "Representative Parke."

Parke: "Representative, you certainly bring a good point to all of us, and I would suggest to you Sir, that if you find this out or any Member of this General Assembly finds

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someone abusing that list, that you take it to the State's Attorney or the Attorney General of this state, and you ask them to prosecute that elected official. There is in the statutes, by this Bill a Class B Misdemeanor, which can be jail time. And I would think that anybody who had this list would think twice for their political careers to use it inappropriately. That does not guarantee they won't, but we have put in teeth into this Bill that allows you to make sure that they're prosecuted to the fullest extent of the law."

Speaker Daniels: "Representative Granberg."

Granberg: "Thank you. I wanted to direct your attention Representative to that language, specifically on page 21, lines 23-28. Now, it says that, that public official cannot request that information for public...fund raising purposes. Now you request, or he or she requests that information for a valid business purpose and keeps that list and six months later he decides to use that list to do fund raising. Would this section apply to this person?"

Speaker Daniels: "Representative Parke."

Parke: "Representative, I do not believe that as I read this and perhaps you've read it also, that the law does not apply to them at that time also. It does. So I think that the Class B Misdemeanor, which is up to six months in jail, up to 500 dollar fine; will apply to that individual, whether they're in office or out of office or they misused that information, Sir."

Speaker Daniels: "Representative Granberg."

Granberg: "Representative, look at the language and it says, 'if I request that information, I cannot use it for fund raising'. Correct? So if I filed that application initially, I could be charged with a Class B Misdemeanor,

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if I don't disclose what I'm using it for. Now what happens if I use that information? I had a valid business purpose initially. I wanted to inform these people about some business law. Six months later I took that same list and used it for fund raising. Does this apply to that situation? I'm still in office. I did not seek that list initially for fund raising purposes. So I am not guilty of a Class B Misdemeanor. But, six months later I decide I might as well use it for fund raising. Would I be guilty of a Class B Misdemeanor?"

Speaker Daniels: "Representative Parke."

Parke: "Representative, you could come up with all different kinds of scenarios on this. So why don't we solve that right now, by you and I doing that? Through legislative intent, so that no one, whether they're in office or not whether they secure the information for one purpose or the other. Not that everybody will understand, because every one of us has the same concern that you have. This is certainly something that ought to be brought up. But, we think this makes good public policy and so in fact, Representative to answer your question, the penalties that would apply to anybody who has this list, whether elected official or not, whether they secured it at first with the purpose of being able to communicate with their constituency and later using it for the unintended purpose of a mailing list for finances would also be guilty of the same crime. And now we have it into the record that this the intent of the law."

Speaker Daniels: "Representative Granberg."

Granberg: "Thank you Mr. Speaker. Representative, I...why don't we actually just change language, Representative? Why don't we make it clear that, that would not be the case?"

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'Cause I think that we don't want to pass fraud legislation out of this Body. You talked about legislative intent, but I am very much concerned about that 'cause I find this legislation intrusive on our private employers. And it concerns me a great deal. But Mr. Speaker and Ladies and Gentlemen, to the Bill, I'm going to vote against this Bill, for that reason and one other. We have always tried to work here in the past, on a cooperative basis, but we have seen a policy from this House and this Government, a division, a dissension pitting one part of the State against another part of the State, pitting labor against business, pitting the suburbs against downstate education dollars. And that has been the Republican agenda of this House and it is clearly wrong. That it's not in the long term best interest of the people of this state no matter where we live. And that policy needs to be changed and I intend to vote 'no'."

Speaker Daniels: "Representative Clayton. Representative Schakowsky."

Schakowsky: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. This legislation does indeed, send a very clear message all right. It's a message that says that this Body just doesn't care about the millions of working people in Illinois. In order to give a giveaway to big business, and I'll explain why I say that, we're willing to raid the Unemployment Insurance Trust Fund. I want to say that as minority spokesperson on the committee yesterday, when this Bill was represented to us, this Conference Committee Report, I had never seen it. Nor had any Democrat seen it. Nor had any our staff seen it, and in fact the only copy of this Bill that we ever got was one that was given to our staff after the hearing by some representative of the

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Chamber of Commerce. But when we looked at this what we found was this legislation gives a grand total of \$31.50 per employee relief to business in this state. If your a small business as most businesses are, let's say you have five employees, your going to get a little over \$150 a year in benefits from reduced taxes. So what this Bill is really doing is giving some relief to the biggest business in Illinois, while putting in jeopardy millions of workers. Now we're probably going to hear on this debate how Illinois has the fifth highest amount of money in the trust fund. That is a meaningless figure. What we heard yesterday from the Department of Employment Security is that if you look at the amount of money in the trust fund compared to wages that are paid which is a legitimate way to look at it. Illinois compared to other states rates 42nd in the amount of balance that we have in our trust fund. If we filed federal guidelines, guidelines that were excepted by the Reagan administration and the Bush administration, it says that Illinois should, in fact, have about \$4 billion in the trust fund, instead of one point six or seven. This is really a rainy day fund, in case we see a downturn in the economy, so Illinois does not have an excessive amount in the fund. It is giving a pittance to business. It is jeopardizing millions of workers. It is disrespecting labor in this state, by not inviting them to the table as has been the tradition to negotiate on this, and it has been disrespectful to everyone on this side of the aisle in not even showing us a copy of the Conference Report as is was being voted on in Committee. This is a bad Bill. It jeopardizes the privacy of employers. There is nothing worth voting for in this legislation, and I urge a 'no' vote."

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Speaker Daniels: "Further discussion, the Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker. Will the Sponsor yield?"

Speaker Daniels: "He indicates he will."

Black: "Representative, can you tell me is there anything in this legislation that in the immediate future, and I mean the immediate future without any act of this Body, is there anything in this legislation that changes the benefits schedule or the level of benefits to any working man or woman in the State of Illinois, who might be unfortunate enough to have to draw unemployment insurance?"

Speaker Daniels: "Representative Parke."

Parke: "There is nothing in this Bill that will lower benefits to working men and women in this state."

Speaker Daniels: "Representative Black."

Black: "Is there anything in this Bill that changes the eligibility requirements for drawing unemployment insurance other than what currently exist in law?"

Speaker Daniels: "Representative Parke."

Parke: "There is nothing in this Bill that does that."

Speaker Daniels: "Representative Black."

Black: "Thank you, Representative and my last question. Is there anything in this Bill that changes the number of weeks that an eligible person can draw UI benefits?"

Speaker Daniels: "Representative Parke."

Parke: "There is nothing in this Bill that affects the number of weeks."

Speaker Daniels: "Representative Black."

Black: "Thank you very much. Mr. Speaker and Ladies and Gentleman of the House, to the Bill. There may be legitimate differences of opinions on the process, and I



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understand that and I accept that. And I have some empathy for those who feel strongly about that. However, I think it adds nothing to the process by someone getting up and trying to demagogue an issue and if you want to review the transcripts back in 1975, I'd be more than happy to review that for you. But when you get up and someone on the other side of the aisle says that somebody, whoever supports this doesn't care about working men and working people in Illinois, that's hogwash. That dog won't hunt. That dog won't hunt. Because if your going to say that then I have to go home and look my brother in the eye, who works 40-60 hours a week. He's a working man and has been all his life. To my cousins, to the people I went to high school with, to some of the people I went to college with, to some of my friends and associates, this Bill does not jeopardize any of there UI benefits and if it did, I wouldn't be standing here supporting it. So let's for once, just once in the process, for those of you who don't like the way the process worked this time say so, but let's not demagogue the issue and strike fear in the hearts of working men and women, who include members of my family as well as members of your family, but somehow their benefits are in jeopardy. Were they in jeopardy when during your administration the fund went \$5 billion in the hole? Those benefits were paid, and Republicans and Democrats saw to it that we borrowed the money under a Democrat president. We let interest rates go to 24% and it decimated, decimated the job market in this and many other states. We in this side of the aisle stood with you. We borrowed the necessary money to make sure those benefits will be paid. And God forbid we'd ever have to be in that situation again, but if we are we'll stand with you again to make sure those

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benefits are paid. Nothing in this Bill changes benefits levels, eligibility standards, or the number of weeks that a person can draw. And don't tell me if 'A' happens 'B' will happen, because 'B' will have to come back to this Chamber before it can happen. I stand in support of the Bill and intend to vote 'aye'."

Speaker Daniels: "Representative Hartke."

Hartke: "Thank you very much, Mr. Speaker. Will the Sponsor yield?"

Speaker Daniels: "He indicates he will."

Hartke: "Representative Parke, could you give me a little history on what happened in 1984 to the overall fund and where we were in 1984?"

Speaker Daniels: "Representative Parke."

Parke: "Well Representative, certainly anything that I would have to relate to you would have to be from staff or the written documents, and I was not here, I don't believe you were either. But the fact of the matter is in essence the fund went bankrupt. Illinois business was asked, well is required by the federal government to pay additional money to the Unemployment Fund because we had it turned to the federal government and borrow money. Matter of fact, my understanding recollection that it was \$25,000 a day in interest payments, that we had to pay to the federal government. In addition, labor was asked to carry some of the brunt in reduced benefits at that time. That's something that's unacceptable to us. I know it's unacceptable to you, and we want to make sure the integrity of this system stays healthy and that no working man or woman ever loses a benefits or has to reduce it, because the fund is not solvent. We have built in road bumps for the future to require labor and business to sit down at the

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end of this year or this Spring Session, whenever the powers of you decide to this, to make sure that we talk about protecting the integrity of the system, and continue to talk about fine tuning the system. So, does that answer your question, Sir?"

Speaker Daniels: "Representative Hartke."

Hartke: "Well, partially. Representative Parke, it's my understanding we were a considerable amount of money in debt. And the federal government required the State of Illinois to start paying back this debt, and it forced management and labor together to the table to try and solve this problem. At that time the employers increased the rate of contribution to the unemployment fund and labor took a cut from the benefits that they were receiving, basically 50% of their salary or some other limit to down to 48%, and it was agreed in 19', I want to say 1987, that would be reviewed to the great Bill process. At that time things were looking much better in the fund, and the employment benefits for employees were increased from 48 to 48 1/2%, as I recall. And then the interest or the rate that employers were paying was also reduced somewhat. In 1992, that was also the case. Unemployment benefits for workers was increased to 49 1/2% and the rate was again reduced for employees, for the employers who are contributing to the fund. And were at right now at a mean of 116%. In the agreement in 1992, and I was here at that time and we talked about it, there was a speed bump put in, which would required management of labor to get together in 1996 to renegotiate this. Now a speed bump was like a penalty on both sides, where the employee had an increase regardless of where the fund was. And the employers were to take a reduction, no matter where the fund was. This

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was like saying we're going to double the rate for the employer. It isn't that great, but we're going to double the amount for the employer. And we were going to cut the benefits by 10% or 20% to the employees, the benefit receive, which would force management and labor together to sit and negotiate this year. Has labor been at the table this year to negotiate this process with you?"

Speaker Daniels: "Representative Parke."

Parke: "Representative, I just want to remind you of what we're doing here. We're talking about a reduction in the rates in the fund. We are not talking about what you're alluding to. That will have to be done this Spring Session or in the Fall Veto Session, in agreement or otherwise as you're alluding to. Illinois business will have to kick in approximately another \$100 million dollar cut in benefits. That is something that we will discuss, you and I, and lots of other people, and it is our intention that when we get to that point in time that the Speaker will talk with the labor leaders and they will negotiate along with the business community, some kind of relate to the speed lump bump cause it does no..."

Speaker Daniels: "Representative Parke."

Parke: "It does no good to any of us not to deal with that issue, and so it's my understanding that we will deal with that issue after the leaders come up with their perspective on it. But right now, that's not the issue. Right now this Bill is talking about reduction and the rates to Illinois businesses."

Speaker Daniels: "Representative Hartke, your time has expired. Can you bring your comments to a close?"

Hartke: "I'm hearing you say, Representative Parke, that you are willing to commit to your party, the management side, which

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your representing today, to labor, to sit down at the table and negotiate these issues again before we leave here in the Illinois House and adjourn this year."

Speaker Daniels: "Representative Parke."

Parke: "In all due respects, Sir, I don't run with the big dogs. I've learned this kind of stuff since I've been hanging around with Bill Black. But that is their decision to make. I cannot speak on behalf of my party or my..."

Speaker Daniels: "Representative Parke, are you done, Sir? Representative Deering."

Deering: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Daniels: "He indicates he will."

Deering: "Representative, my good friend and colleague and confidant from Vermilion County asked a series of questions earlier, and I think Representative Hartke alluded to some questions, but with the passage of the...if this Bill passes and unemployment taxes are cut to the business community if this Bill passes, they'll see an immediate reduction in unemployment taxes. Is that not correct?"

Speaker Daniels: "Representative Parke."

Parke: "For this year we are expecting if we are to implement this legislation that Illinois business could realize the savings of \$128 million approximately."

Speaker Daniels: "Representative Deering."

Deering: "One hundred and twenty eight million they would would a realize in savings, okay. So the speed bump should happen to kick in next year on the employers, as you alluded to earlier, their taxes would increase \$100 million, so basically they're still \$25 million to the head. Is that not correct?"

Speaker Daniels: "Representative Parke."

Parke: "Representative, if you're trying to allude that it's okay

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for Illinois business to take a 100 million hit and not be willing to negotiate, that's farfetched. I know on the face of it, that sounds like a logical question, but in reality, nobody wants to take a \$100 million hit. I don't want to take a \$100 dollar hit and I'd be willing to for myself, \$100 still means a lot of money. So, I don't think that's the issue, Sir. We're dealing with the reduction in this Bill. We can talk about other legislation in the future, but that's not replied here."

Speaker Daniels: "Representative Deering."

Deering: "Representative, that's not what I'm alluding too, and I think we need to have a strong business community to keep the employees out there. You kind of jumped to little conclusion here. My question would then be, we're getting some information from some of the colleagues on the other side of the aisle that the speed bump technically is not addressed for the business community with this Bill. The speed bump is still in place. Now, I contend that if this Bill passes, that would take care of the speed bump as far as increased tax issue on business. While it still leaves the speed bump out there for employees who are scheduled under current law today, unless we change it, to receive a benefit reduction next year. Is that not correct? I guess what I'm saying is, if this Bill passes the 'speed bump for business' is a wash. Correct?"

Speaker Daniels: "Representative Parke."

Parke: "Your analogy is not correct. I mean you can draw any conclusion that you want, but the fact of the matter is, this Bill deals with and I don't want to be redundant, but it deals with \$128 million savings to Illinois business today. Yes, the 'speed bump' legislation, that was agreed upon by labor and business, back in '92, will still be in

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place. Now, it just makes sense that we find a way for those two groups. You and I, and every Member of the General Assembly, to try and get those two sides to get together, 'Cause we're talking real money here, and we're talking about hard earned benefits that Illinois laborers, working men and women have earned. I don't see my intent ever to cut back on those hard earned benefits. And I certainly would encourage advanced and future dialogue to make sure that there's adjustments on those 'speed bumps'; however that may be negotiated between labor and business."

Speaker Daniels: "Representative Deering."

Deering: "I do agree with your closing remarks there. We should make every good faith in attempt to do that before we adjourn this Spring. Thank you."

Speaker Daniels: "Further discussion? The lady from Lake, Representative Clayton."

Clayton: "Thank you, Mr. Speaker. I wish to speak in favor of this Bill. I view it as investment in Illinois jobs. This gives...lowers taxes for businesses in order that they may provide more money to invest in job creation and training programs. And the tax cuts will allow some businesses to avoid potential layoffs. I think it's particularly important to small businesses. Where a 10 employee business, they will be able to save up to a \$1000 annually. Of course, it is the small businesses who are more...who are more vulnerable a to excessive taxes, and of course, we all know that small business provides almost 90% of the job growth in Illinois. The Bill will also pump \$128 million into the Illinois economy...which is...will be most helpful. Keeping millions of dollars in Illinois will spur economic growth. I urge my colleagues to support this Bill."

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Speaker Daniels: "Representative Davis."

Davis, M: "Thank you, Mr. Speaker, Will the Sponsor yield?"

Speaker Daniels: "He indicates he will."

Davis, M: "Representative, what will happen if this legislation fails? What will be the effect on the contributions from the business community to this fund?"

Speaker Daniels: "Representative Parke."

Parke: "Well, if we're going to try to save a \$128 million by passing this legislation, it would mean that \$128 or \$124 million, whatever that number ultimately becomes, will sit in a trust fund in Washington D.C., earning interest. That in itself sounds attractive that it earns interest. But let me tell you, why should money earned by Illinois business, sit in a trust fund in Washington D.C., that does no good to the Illinois economy, which is the crux of the whole legislation? I'm glad you asked that because that is the crux of this Bill. Why should it sit in the Federal Fund helping to balance the Federal budget, that is...that is...near with a \$5 trillion deficit, sit there? We think it should stay here in Illinois and work for the Illinois economy."

Speaker Daniels: "Representative Davis."

Davis, M: "So, I have to take that to mean that you, Representative Parke, have no interest in having a balanced budget in the federal government but we'll let that pass. My next question is: if there is a downturn in our economy and if a recession does occur, which has happened in the past, it happened in 1983, and it could happen again, exactly who will take a cut? Will the worker who goes to work everyday, have to take a cut in unemployment benefits, if there is a recession, if we reduce this fund to a level that perhaps will not sustain a high rate of unemployment



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in the State of Illinois?"

Speaker Daniels: "Representative Parke."

Parke: "Yeah, Representative, that's a valid question also. In the last, when I introduced the legislation a little while ago, I had mentioned a committee that is...that was implemented by the Illinois Department of Employment Security, of which nine men and women sit on to look at the future of the trust fund. They bring economists in, they bring in the best prevailing minds that they can find to talk about the integrity of that fund. If they saw a trend, of which would indicate that we're going into a recession, the fund would have to adjust to that because that would be a responsible thing to do. That's what we would recommend. In addition, as you may be aware, the Illinois Department of Employment Security runs a number of formulas. Matter of fact, I think they've done 50 or 60 different kinds of formulas, trying to take in consideration what if, what if something happens, what if we went into a recession, and based on that, we have plotted in a recession through their numbers. And they feel, as we do, that there is enough money in that fund to weather a recession. And we have looked at that and that is part of the proposal that is in front of you today."

Speaker Daniels: "Representative Davis."

Davis, M: "Your proposal of this group that would come together and make these recommendations is not a part of this legislation however, is it?"

Speaker Daniels: "Representative Parke."

Parke: "Representative, again that's a reasonable question, and in fact, it is in place already. It functions, it meets quarterly. So, yes, it's there and it's already law. And it is not part of this legislation cause it's obviously not

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necessary."

Speaker Daniels: "Representative Davis."

Davis: "My final comment, because my time is running out, is, I just don't think we should risk the only funds that will be available to people who are unemployed. Perhaps through no fault of their own, you'll find people whose jobs have laid them off, whose companies might move out of the state, whose company might move out of the country. And for these individuals to not be able to collect their unemployment compensation at a rate that would afford them an opportunity to pay their bills, in my opinion, is just the highest sense of unjust behavior for adults who are deemed and responsible for protecting the public good. I believe that those workers in the State of Illinois, who are trusting that this unemployment insurance will be."

Speaker Daniels: "Representative Davis, your time's expired. Okay, thank you. Representative Davis, just for a second."

Davis, M: "I just wanted to say, I would urge a 'no' vote."

Speaker Daniels: "Further discussion? Representative Pankau. Representative Pankau."

Pankau: "Thank you, Mr. Speaker. I move the previous question."

Speaker Daniels: "The question is, 'Shall the main question be put?' All in favor say 'aye', opposed 'no'. The 'ayes' have it. And the main question is put. Representative Parke to close."

Parke: "Thank you, Ladies and Gentlemen of the House. The basis of this legislation is pretty simple. What it...you can look at it all the concerns that have been expressed by Members of both sides of the aisle. They're legitimate concerns. We all have the same concerns. But there are protections built into this plan, that were not there in 1981. Even if we go into a recession, the projections in

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this plan was after all the payouts are made in the recession year, that we still will end the year with a surplus of reserve of a half a billion dollars. This is not bad legislation. This is a good legislation and it's logical. Most people would realize that if we have a \$128 million working in the Illinois economy, it's got to be better than \$128 million, sitting in a trust fund in Washington D.C. It's logical. I'm not surprised if many of you vote for it, on both sides of the aisle, cause obviously a number of Senators on the Democratic side felt that this was legitimate and they voted for it also."

Speaker Daniels: "The question is..."

Parke: "I would ask the Body to vote for it."

Speaker Daniels: "The question is, 'Shall the House adopt Conference Committee Report #1 to House Bill 1470?' All those in favor signify by voting 'aye', opposed by voting 'no'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question there are 71 'ayes', 46 'no', 0 voting 'present'. And the House does adopt Conference Committee Report #1 to House Bill 1470. And this Bill, having received the required Constitutional Majority, is hereby declared passed."

Speaker Daniels: "House Bills Third Reading. Mr. Clerk, read House Bill 2667."

Clerk McLennand: "House Bill 2667, a Bill for an Act to make appropriations. Third Reading of this House Bill."

Speaker Daniels: "Representative Brady."

Brady: "Thank you, Mr. Speaker, Ladies and Gentlemen. This...Bill is the...result of a Governor's Task Force to explore the...situation we are in with Amtrak funding. The

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Federal Government has reduced the amount of its, ability to pay for the systems which lie within the State of Illinois, and that system which goes to Wisconsin. The Task Force met numerous times over the last couple of months. Yesterday, we resolved ourselves. We believe this is an appropriate measure to supplement the appropriation to this year. There's two and one half million dollars in our Supplemental Appropriation for this year. And along with that we resolved ourselves in a bipartisan task force last evening, that we are implying in that, that we are going to move to a supplemental for...not supplemental, but an appropriation for next year, which will provide for a series of a, of enhancements and...providing a better system throughout the State of Illinois, which will call for around a six and one half million dollar appropriation next year. Additionally...there was a \$200 thousand line item for the lease of what...of a helicopter, for the purposes of law enforcement in the Northern area of the State. I ask for your favorable vote."

Speaker Daniels: "Representative Granberg."

Granberg: "Thank you Mr. Speaker. Will the Gentleman yield?"

Speaker Daniels: "He indicates he will."

Granberg: "Representative Brady, let me just ask you about that portion of the Bill again with the helicopter service. You indicated that there is \$200 thousand in there to fulfill the State's lease, for the helicopter. A...did we not want to include any money for cadet classes? Or overtime? Or DNA analysis? Or anything else with the State Police?"

Speaker Daniels: "Representative Brady."

Brady: "It's my understanding Representative, that we just provide this money to provide for the remainder of the lease for the rest of this year. Just the lease of the

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helicopter."

Speaker Daniels: "Representative Granberg."

Granberg: "So there's no money for the replacement of body armor, in your Bill?"

Speaker Daniels: "Representative Brady."

Brady: "Representative, if you look at the Bill, I think you'll find it just has a line item of \$200 thousand."

Speaker Daniels: "Representative Granberg."

Granberg: "Representative, I just want to make sure, because I have a list, so it does not contain a replacement of analytical equipment in forensic science laboratories, it does not contain a replacement of computer equipment in field services and field offices, it does not contain money for the cadet class, replacement officers, it does not contain any DNA analysis expansion, it does not contain any overtime for sworn officers, it does not contain any construction of laboratories facilities, it does not contain any additional expenditures for operational needs? And the reason I bring this up Representative, Representative Brady, is that...I have a sworn affidavit from the State Police, a sworn affidavit from the fiscal officer, saying that if they don't not have a Supplemental Appropriation, all of these services will be curtailed immediately. So I don't know why we're restricting ourselves to the helicopter. The helicopter is also on this list. This is a sworn affidavit from the State Police that was submitted in courts, over the illegal use of road funds. They said, 'they could not provide any of these services if there is not a Supplemental Appropriation.' Now, I ask you, why your not including all of them? I sponsored legislation with Representative Mautino, to have the \$16 million that is necessary to come out of the

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General Revenue Fund where it should come from. The State Police say they have to have this money, otherwise all these services will be discontinued. So, why do we just have the helicopter leasing provision in you're Bill?"

Speaker Daniels: "Representative Brady."

Brady: "Representative, I can't speak to your amendment. I don't believe it made it out of Rules Committee. This Bill is put forward in front of the General Assembly, because of the importance of this helicopter for the northern area of our State. We had numerous individuals testify about the importance of this. I don't know what affidavit you're speaking to. I only know that this appropriation will provide much need of law enforcement services for the northern part of this state to keep criminals off the street, to put criminals behind bars. And I would encourage you to support this line item for the \$200 thousand."

Speaker Daniels: "Representative Granberg."

Granberg: "Representative Brady, I have every intention of doing that. I'm trying to protect the State Police. They have a sworn affidavit saying, 'all these other things are necessary, to protect their class, their cadet class, to protect their laboratories, to provide body armor for the troopers, all these things including the helicopter'. I'll give you a copy of the affidavit from the State Police, they list the helicopter with this. They say all these things need to be addressed. Why don't we address them? Why are we short changing the Department of State Police? Why are we not addressing all their needs and taking care of all these things? I assume the fiscal officer, when he filed this affidavit in court two weeks ago, was not lying. I assume the fiscal officer of the department is telling

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the truth. This is in his affidavit. So, why don't we include all those provisions in your Bill?"

Speaker Daniels: "Representative Brady."

Brady: "Representative, as I said earlier we're dealing with the \$200 thousand. I...a we're doing a lot of problems, because of your...if you don't mind me saying so, your frivolous and useless lawsuit, that we'll have to deal with later. But...Representative I think what we deal with the \$200 thousand, we're dealing as the best we can. This measure does have some urgency as you well know for the Amtrak service. At the end of this month if we don't move on this, I would suggest you...continue...your good fight, maybe drop your lawsuit, we wouldn't have have the problems you're discussing. But I would ask that you support this measure."

Speaker Daniels: "Representative Granberg."

Granberg: "Representative, obviously you have no answer. You have not even seen this information. You don't even know what you are talking about. You approved an illegal road fund Appropriation last year at \$16 million. You voted to break the law on that transfer. The judge granted an injunction. They agreed. They agreed. We want to fund these other projects. We think it's important for State Police. You've picked out one item, because you think it's good public relations. So, once again we're doing public relations in ...over a public policy. You're wrong on this. Why don't we include all the provisions, unless you think the department has lied to you? If that is the case, that is a problem you need to address. I think we should include all of them."

Speaker Daniels: "Representative Skinner. Representative Skinner."

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Skinner: "Thank you. A...would the Gentleman yield for a couple of questions?"

Speaker Daniels: "He indicates he will."

Skinner: "I understand the Governor is only thinking about approving this if there is some agreement that is made with downstate interest to kick in money. A...Does that agreement go so far as to equal what we in the collar counties can pay for the Regional Transportation Authority? Are you contemplating levying a one quarter, of one percent sales tax in every county where Amtrak stops?"

Speaker Daniels: "Representative Brady."

Brady: "No."

Speaker Daniels: "Representative Skinner."

Skinner: "Then why should we support this subsidy, which is only an entering wedge? The 'camel's nose under the tent', so to speak."

Speaker Daniels: "Representative Brady."

Brady: "Representative, one of the things we are asking for in this legislation, is for immediately...six and one half million dollar program for next year's supplemental, calls for \$400 thousand in local support for the stations. We hope to quickly increase that to 800 thousand and up to potentially to two million. We are asking the local governments to provide that. It's just not being done through a sales tax. And I might remind you though, that there are, there are general revenue sources that go to support the systems that you're speaking of in the northern part of the state, at a very dramatic level, an excess of \$20 million."

Speaker Daniels: "Representative Skinner."

Skinner: "For those who were not here for the RTA debate of 1974, that general fund money is going to subsidize senior



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citizens and to subsidize school children, who use the Chicago Transit Authority. A...I'm sure that...we would be willing, we in the six county area will be willing to trade the \$20 million subsidy, that our school children get on the Chicago Transit Authority...if you would be willing to give up all subsidies for school bussing in downstate Illinois. Somehow, I get the feeling that you would not consider that an even trade. May I ask how much the maximum subsidy is estimated to be for Amtrak, and what the local match will be?"

Speaker Daniels: "Representative Brady."

Brady: "Representative, we're projecting an appropriation next year of six and a half million dollars. The local match next year would probably be somewhere between somewhere 400 thousand and 800 thousand. I don't know if I'd call it a local match, but the local support for which that appropriation calls for will be somewhere between 400 and 800 thousand. It is...it is our hope that we could bring that subsidy down by further...improvements and enhancements in the system, and...but that's where we project it at this point in time."

Speaker Daniels: "Representative Skinner."

Skinner: "Representative, I do not consider a 10-1 match a fair...fair contribution. That is a 10% match. A fair contribution. It's less than 10%, you want to pay less than 10% of the Bill. You want the rest of the State to foot the rest of the money. Now, I understand there is a deadline coming up, and I'm willing to vote, a for this temporary subsidy, but let me tell you, if you guys can't come up with \$400 to \$800 thousand, that's not your fair share, and you shouldn't get this subsidy in the next fiscal year."

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Speaker Daniels: "Further discussion? Gentleman from Macoupin, Representative Hannig."

Hannig: "Yes, thank you Mr. Speaker. Will the Sponsor yield?"

Speaker Daniels: "He indicates he will."

Hannig: "Representative, it's my understanding of the...of the underlying law, that some years ago that Governor Thompson, when he came in and asked for a gas tax increase, as part of that arrangement, to ensure that the money that was raised from that gas tax was used for construction, and not administration. But there was a cap put on the amount of money that the State Police and that the Secretary of State could draw out of the road fund, is that not correct?"

Speaker Daniels: "Representative Brady."

Brady: "Representative, I'm not at a position to respond to that. I think you know as well as I do that there's a law suit, and there's gentleman's agreement that we will try and work that law suit out. So, I'm not at a position to respond to your question."

Speaker Daniels: "Representative Hannig."

Hannig: "Well, I...I, I'm sorry Mr. Speaker. I didn't understand the...or could not here the Gentleman's answer. Could I ask him respectful, if he could repeat it?"

Speaker Daniels: "Ladies and Gentlemen of the House. Representative Brady, could you repeat your answer?"

Brady: "Representative, I don't know that you or I, or anyone is in the position to answer that question. I think that matter is in the hands of the courts. I think there's been an agreement amongst the parties that we will let the courts resolve that. That really isn't dealing with this issue. What we're talking about is passenger rail service throughout the State of Illinois, that affects everyone. Those people at universities throughout the State of

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Illinois, business people throughout the State of Illinois, the elderly through out the State of Illinois, people who not only reside in the direct area of our stations, but people who reside in areas around, and who heavily depend in Amtrak for their transportation. That is what this issue is dealing with, and I...I think that the question that you asked will be dealt with in...in time to come."

Speaker Daniels: "Representative Hannig."

Hannig: "Well, Mr. Speaker, I know that there was an arrangement made, in fact, it was put into law. And that's what this cap is about. And it limited the amount of money that the Secretary of State and the State Police could use for administration. Because those Legislators who made a commitment to raise the gas tax wanted to see that money used for construction, but not administration. Now, there was, there was a line item in last year's budget that tried to circumvent that cap, tried to spend \$15 million of road fund money, in a non-road construction way, and in excess of the cap. Some patriots went to court and filed a lawsuit on behalf of the citizens of the State of Illinois. And I think that's what this whole question is about. Now, it's my understanding that your amendment is, I guess a recognition, that there is a problem with this a appropriation and that you're trying to address some of that...problem by providing additional monies for the air, helicopter, as well as a few other issues. A...why, is that correct Representative? Is that why we're here?"

Speaker Daniels: "Representative Brady."

Brady: "We are Representative. We're here to take care of Amtrak. The situation, in which the Federal Government left us in by reducing the amount of their support, for those trains which operate in our state. You are correct.

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There is a \$200 thousand appropriation for a helicopter lease. We think that's a vital part of...safety of those citizens in the northern part of the state. It not only helps put criminals behind bars. It not only helps keep criminals off the street. It helps in the search for our children, and it's an important element of this Bill and predominately we're here to discuss whether or not we want to continue Amtrak throughout the State of Illinois, for those in need of it, continuing is a vital part of our State's transportation system. I think the task force is unanimous on their support of that. The governor's supported that, and I would encourage you to do so."

Speaker Daniels: "Representative Hannig."

Hannig: "Yeah. Well, Representative, I do support your Bill. But I think that we're here basically today, at least in part, because we made a mistake last year and appropriated money, over and above that cap. But let me ask you about the helicopter specifically. Now, it's my understanding that the Senate is appropriating about \$00 thousand in there version of this Bill. The Governor in his press release has talked about 250, and it's my understanding that you have 200 in this Bill. Could you explain and reconcile those differences for us please?"

Speaker Daniels: "Representative Brady."

Brady: "Representative, our \$200 thousand is arrived at by taking \$15 thousand per month, plus...it's 75 thousand, plus \$185 per flight hour, for 676 hours. We have obtained this...information from the lease company. And we believe this to be accurate. We don't see any..."

Speaker Daniels: "Further discussion? Representative Cross."

Cross: "Thank you Mr. Speaker. A...I move the previous question."

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Speaker Daniels: "The question is, 'Shall the main question be put?' All those in favor signify by saying 'aye', opposed 'no'. The 'ayes' have it, and Representative Brady to close."

Brady: "Thank you, Ladies and Gentlemen. I appreciate your...support of this measure and I appreciate the work of the task force...unanimous support. So thank you."

Speaker Daniels: "The question is, Shall the House pass House Bill 2667?' All those in favor vote 'aye' all those opposed vote 'no'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 109 'aye', 8 voting 'no', none voting 'present'. This issue having passed a Constitutional Majority, and is hereby declared passed. Mr. Clerk, for announcements."

Clerk McLennand: "Committee Announcements. Consumer Protection Committee will meet immediately upon adjournment. Consumer Protection, immediately upon adjournment, and a reminder, Environment and Energy Committee has been canceled for this afternoon. Consumer Protection immediately upon adjournment and Environment and Energy has been canceled."

Speaker Daniels: "Senate Bill. Second Reading. Mr. Clerk, read Senate Bill 1154."

Clerk McLennand: "Senate Bill 1154. The Bill has been read a second time previously. Fiscal Notes, States Mandates Note have been requested on the Bill, has been filed."

Speaker Daniels: "Any further motions? Any amendments?"

Clerk McLennand: "No Amendments."

Speaker Daniels: "Third Reading. Mr. Ryder for announcements."

Ryder: "Thank you, Mr. Speaker. The House Republican Task Force

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on Education Funding will be meeting immediately after session. Immediately after Session."

Speaker Daniels: "Representative Churchill now moves that the House stand adjourned until Thursday, February 8th at the hour of 10:30 a.m. All those in favor signify by saying 'aye', opposed by saying 'nay'. In the opinion of the Chairs the 'ayes' have it. And allowing for perfunctory time for the Clerk, the House now stands adjourned Thursday, February 8th at the hour of 10:30a.m."

Clerk Rossi: "Introduction and First Reading of Bills. House Bill 3130, offered by Representative Pankau, a Bill for an Act to amend the Election Code. House Bill 3131, offered by Representative Wennlund, a Bill for an Act to amend the Mechanics Lien Act. House Bill 3132, offered by Representative Wennlund, a Bill for an Act to amend the Criminal Code. House Bill 3133, offered by Representative Ciarlo, a Bill for an Act to amend the Property Tax Code. House Bill 3134, offered by Representative Ciarlo, a Bill for an Act to amend the Property Tax Code. House Bill 3135, offered by Representative Constance Howard, a Bill for an Act to amend the Illinois Pension Code. House Bill 3136, offered by Representative John Turner, a Bill for an Act to amend the Unified Code. House Bill 3137, offered by Representative Lindner, a Bill for an Act to amend the Civil Administrative Code. House Bill 3138, offered by Representative Lang, a Bill for an Act to amend the Illinois Public Aid Code. House Bill 3139, offered by Representative Lang, a Bill for an Act concerning State collection of debts, amending named Acts. First Reading of these House Bills. Introduction - First Reading of Bills. House Bill 3140, offered by Representative Saviano, a Bill for an Act to amend the Illinois Act. House Bill 3141,

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offered by Representative Cowlshaw, a Bill for an Act concerning units of local government. House Bill 3142, offered by Representative Stephens, a Bill for an Act to amend the Clerks of the Courts Act. House Bill 3143, offered by Representative Stephens, a Bill for an Act to amend the Election Code. House Bill 3144, offered by Representative Stephens, a Bill for an Act to amend the Election Code. House Bill 3145, offered by Representative Leitch, a Bill for an Act to amend the Nursing Home Care Act. House Bill 3146, offered by Representative Leitch, a Bill for an Act to amend the Illinois Public Aid Code. House Bill 3147, offered by Representative Cowlshaw, a Bill for an Act to amend the School Code. House Bill 3148, offered by Representative McAuliffe, a Bill for an Act making an appropriation to the Secretary of State. House Bill 3149, offered by Representative McAuliffe, a Bill for an Act amend the State Mandates Act. First Reading of these House Bills. Introduction - First Reading of Bills. House Bill 3150, offered by Representative Ronen, a Bill for an Act in relation to mental health employment. House Bill 3151, offered by Representative Meyer, a Bill for an Act to amend the Watershed Improvement Act. House Bill 3152, offered by Representative Kubik, a Bill for an Act to amend the Cook County Forest Preserve District Act. House Bill 3153, offered by Representative Curry, a Bill for an Act to amend the Charitable Games Act. House Bill 3154, offered by Representative Mulligan, a Bill for an Act to amend the Children and Family Services Act. House Bill 3155, offered by Representative Mulligan, a Bill for an Act to amend the School Code. House Bill 3156, offered by Representative Mulligan, a Bill for an Act to amend the Illinois Public Aid Code. House Bill 3157, offered by

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Representative Rutherford, a Bill for an Act to repeal the Constitutional Convention Lobbyist Registration Act. House Bill 3158, offered by Representative Rutherford, a Bill for an Act concerning obsolete and dated laws. House Bill 3159, offered by Representative Saviano, a Bill for an Act to amend the Criminal Code. First Reading of these House Bills. Introduction - First Reading of Bills. House Bill 3160, offered by Representative Saviano, a Bill for an Act to amend the Interest Act. House Bill 3161, offered by Representative Hughes, a Bill for an Act to amend the Environmental Protection Act. House Bill 3162, offered by Representative Lang, a Bill for an Act to amend the Business Corporation Act. House Bill 3163, offered by Representative Persico, a Bill for an Act to amend certain Acts in relation to environmental protection. House Bill 3164, offered by Representative Lang, a Bill for an Act amending a named Act. House Bill 3165, offered by Representative Hassert, a Bill for an Act to amend the Radiation Protection Act. House Bill 3166, offered by Representatives Biggins and Deuchler, a Bill for an Act to amend the Uniform Disposition of Unclaimed Property Act. House Bill 3167, offered by Representative Persico, a Bill for an Act to amend the Illinois Low-Level Radioactive Waste Management Act. House Bill 3168, offered by Representative Zickus, a Bill for an Act concerning benefits for certain health treatments. House Bill 3169, offered by Representative Saviano, a Bill for an Act to amend the Consumer Fraud and Deceptive Business Practices Act. House Bill 3170, offered by Representative Saviano, a Bill for an Act to amend the Retail Installment Sales Act. House Bill 3171, offered by Representative Steve Davis, a Bill for an Act to create the State Government Paper work



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Reduction for Business Act. House Bill 3172, offered by Representative Tenhouse, a Bill for an Act 7-158, 7-164, 7-172, 7-205, and 7-206 and to amend the State Mandates Act. House Bill 3173, offered by Representative Gash, a Bill for an Act to amend the Illinois Vehicle Code. House Bill 3174, offered by Representative Gash, a Bill for an Act to amend the Juvenile Court Act. House Bill 3175, offered by Representative Maureen Murphy, a Bill for an Act concerning Human Immunodeficiency Virus. House Bill 3176, offered by Representative Maureen Murphy, A Bill for an Act to amend the Property Tax Code. House Bill 3177, offered by Representative Winters, a Bill for an Act to amend the Public Aid Code. House Bill 3178, offered by Representative Deuchler, a Bill for an Act to amend the Savings Bank Act. House Bill 3179, offered by Representative Younge, a Bill for an Act concerning research and development. House Bill 3180, offered by Representative Younge, a Bill for an Act concerning family resource development. First Reading of these House Bills."

Clerk McLennand: "Introduction - First Reading of Bills. House Bill 3181, offered by Representative Black, a Bill for an Act to amend the Illinois Pension Code. House Bill 3182, offered by Representative Dart, a Bill for an Act in relation to taxation. House Bill 3183, offered by Representative Kotlarz, a Bill for an Act in relation to taxation. First Reading of these House Bills. Introduction - First Reading of Bills. House Bill 3184, offered by Representative Andrea Moore, a Bill for an Act to amend the Illinois Public Labor Relations Act. House Bill 3185, offered by Representative Brady, a Bill for an Act to amend the Illinois Pension Code. House Bill 3186, offered by Representative Winters, a Bill for an Act to amend the

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Comprehensive Health Insurance Plan Act. House Bill 3187, offered by Representative Younge, a Bill for an Act regarding Enterprise Zones, amending named Acts. House Bill 3188, offered by Representative Younge, a Bill for an Act in relation to taxation and investment in inner cities. House Bill 3189, offered by Representative Younge, a Bill for an Act in relation to employment opportunities. First Reading of these House Bills. Introduction - First Reading of Bills. House Bill 3190, offered by Representative Flowers, a Bill for an Act to amend the Illinois Income Tax Act. House Bill 3191, offered by Representative Monique Davis, a Bill for an Act to amend the Children and Family Services Act. House Bill 3192, offered by Representative Dart, a Bill for an Act to amend the Children and Family Services Act. First Reading of these House Bills. Introduction - First Reading of Bills. House Bill 3193, offered by Representative Parke, a Bill for an Act to amend the Toxic Substances Disclosure to Employees Act. First Reading of these House Bills. Introduction - First Reading of Bills. House Bill 3194, offered by Representative Erwin, a Bill for an Act to change the date of the 1998 general primary election, amending named Acts. House Bill 3195, offered by Representative Erwin, a Bill for an Act to amend the Election Code. House Bill 3196, offered by Representative Saviano, a Bill for an Act to amend the Illinois Vehicle Code. House Bill 3197, offered by Representative Saviano, a Bill for an Act to amend the Illinois Vehicle Code. First Reading of these House Bills."

Clerk McLennand: "No further business. The House Perfunctory Session stands adjourned. The House will reconvene in full Session on Thursday, February 8th at the hour of 10:30

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