

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

95th Legislative Day

February 16, 2000

Speaker Hartke: "The House shall come to order. Members will please be in their chairs. We shall be led in prayer today by Lee Crawford, who is the Assistant Pastor with the Victory Temple Church in Springfield, Illinois. Our guests in the gallery may wish to rise and join us for the invocation and for the Pledge of Allegiance. Reverend Crawford."

Reverend Crawford: "May we bow our hearts and elevate our minds before God's most holy throne. O God of might, wisdom, and mercy, through whom all of our blessings flow. Dear God, I ask You to assist us today with Your spirit of great counsel, with Your spirit of guidance. I ask that You impress upon us the importance of grace and mercy, the importance of love and honor. I ask that You teach us how to wait patiently on Thee. For I am reminded of Your word that says, 'They that wait upon the Lord shall renew their strength. They shall mount up with wings as eagles. They shall run and not be weary. They shall walk and they shall not faint.' We ask this humbly. Amen."

Speaker Hartke: "We shall be led in the pledge today by Representative Persico."

Persico - 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 Hartke: "Roll Call for Attendance. Representative Currie, a report on the Democrat side of absences."

Currie: "Thank you, Speaker. Please let the record show that Representative Morrow is excused."

Speaker Hartke: "Representative Poe, on the Republican side."

Poe: "Mr. Speaker, let the record show that all Republicans are here and ready to do the state's business."

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Speaker Hartke: "Mr. Clerk,... Mr. Clerk, take the record. One hundred and fifteen Members answering the roll call, we're ready to do business. Committee Reports."

Clerk Rossi: "Representative Feigenholtz, Chairperson from the Committee on Human Services, to which the following measures were referred, action taken on February 16, 2000, reported the same back with the following recommendations: 'do pass as amended Short Debate' House Bill 2965, House Bill 4160, and House Bill 4269; 'do pass Short Debate' House Bill 4070, House Bill 4369, and House Bill 4693. Representative Larry Woolard, Chairperson from the Committee on Elementary and Secondary Education, to which the following measures were referred, action taken on February 16, 2000, reported the same back with the following recommendations: 'do pass as amended Short Debate' House Bill 2961 and House Bill 2985; 'do pass Short Debate' House Bill 2902, House Bill 2954, House Bill 3254, House Bill 3319, House Bill 3435, House Bill 3858, House Bill 4029, House Bill 4030 and House Bill 4181; 'do pass Standard Debate' House Joint Resolution Constitutional Amendment #19. Representative Burke, Chairperson from the Committee on Executive, to which the following measures were referred, action taken on February 16, 2000, reported the same back with the following recommendation: 'do pass Short Debate' Agreed Bill List and House Bill 3490; 'do pass Standard Debate' House Bill 3868, House Bill 3928; 'do pass as amended Short Debate' House Bill 3052, House Bill 4165, House Bill 4260, and House Bill 4261; 'do pass as amended Standard Debate' House Bill 2884."

Speaker Hartke: "Representative Saviano, for what reason do you seek recognition?"

Saviano: "Thank you, Mr. Speaker. I just want to announce that

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the House Registration and Regulation Committee will be delayed for 15 minutes to 1:15. Thank you."

Speaker Hartke: "For what reason does Representative Brunsvold seek recognition?"

Brunsvold: "Thank you, Mr. Speaker. I'd like to table a Bill of mine. I am the chief Sponsor of House Bill 2971, and I would like to table that Bill."

Speaker Hartke: "Gentleman moves to table House Bill 2971. All those in favor signify by saying 'aye'; opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Bill is tabled. Mr. Clerk, what is the status of Senate Bill 618? Representative Hannig."

Hannig: "Thank you, Mr. Speaker and Members of the House. This is a technical correction appropriation for a number of projects that were part of the Budget Bill that we passed last year. This Bill does not spend any new money. It does not go beyond the budget agreements that were entered into by the four caucuses in the last fiscal year. It simply corrects the language. It simply perfects the language and it allows us to move forward with those projects that have, in some cases, been held up because of those technical errors. So, that's what the Conference Committee does. It's been signed onto by all four caucuses and I'd be happy to answer any questions. And I'd ask for your 'yes' vote."

Speaker Hartke: "The Gentleman has moved the acceptance of Conference Report on Senate Bill 618. Is there any discussion? The Chair recognizes the Gentleman from Jersey, Representative Ryder."

Ryder: "Thank you, Mr. Speaker. I wish to confirm what my friend, Representative Hannig, has already indicated. The Conference Committee was signed by all appointees. The

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language is merely cleanup. There are a number of initiatives that were hastily added and as a result they needed some language clarification, that is what is contained therein. I would urge your support of this Conference Committee Report."

Speaker Hartke: "Further discussion? The Chair recognizes the Gentleman from Vermilion, Representative Black."

Black: "Yeah, thank you very much, Mr. Speaker. Would Representative Ryder be able to yield for a question?"

Speaker Hartke: "He indicates he will."

Black: "Representative, I think you said something that's very important and I hope all the Members were listening. In fact, as I understand it, this Conference Committee clears up some problems that many of us have had with projects in our district that were approved and passed into law and we've not been able to get the money released because of some minor technicalities in the way the Bill was drafted. So, a vote for this may, in fact, clear up and speed up the release of badly needed dollars for projects in every Member's district. Would that be a fair statement?"

Ryder: "In every part of the district except Danville, I believe that to be the case."

Black: "Well then, I may have to reconsider. But I still think it's a good idea. Thank you."

Speaker Hartke: "Further discussion? Seeing that no one is seeking recognition, Representative Hannig, would you like to close?"

Hannig: "I would just ask for a 'yes' vote."

Speaker Hartke: "The Gentleman asks for an affirmative vote on Conference Committee Report #1 on Senate Bill 618. This is final action. All those in favor will signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have

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all voted who wish? Mr. Clerk, take the record. On this question, there are 115 Members voting 'yes', 0 voting 'no', 0 voting 'present'. And the House does accept the First Conference Committee Report on Senate Bill 618. And this Bill, having received a Constitutional Majority, is hereby declared passed. Mr. Clerk, for an announcement."

Clerk Rossi: "The Rules Committee will meet immediately in the Speaker's Conference Room. The Rules Committee will meet immediately in the Speaker's Conference Room."

Speaker Hartke: "On page 2 of the Calendar, appears House Bills-Second Reading. House Bill 298, Representative Feigenholtz. Out of the record. House Bill 665, Representative Brunsvold. Out of the record. House Bill 1544, Representative Silva. Out of the record. House Bill 1776, Representative Hamos. Out of the record. House Bill 2374, Representative Boland. Out of the record. House Bill 2880, Representative Mitchell. Out of the record. House Bill 2882, Representative Mitchell. Jerry Mitchell. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2882, a Bill for an Act amending the Illinois Vehicle Code. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Hartke: "Third Reading. House Bill 2924, Representative Fritchey. Out of the record. House Bill 2932, Representative Woolard. Out of the record. House Bill 2947, Representative Crotty. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2947, a Bill for an Act amending the Children and Family Services Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

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Speaker Hartke: "Third Reading. House Bill 2949, Representative Curry. Julie Curry. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2949, a Bill for an Act amending the School Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. Mr. Clerk, for a report."

Clerk Rossi: "Committee Report. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules, to which the following measure was referred, action taken on February 16, 2000, reported the same back with the following recommendation: 'to the floor for consideration' House Resolution 594."

Speaker Hartke: "Supplemental Calendar announcement."

Clerk Rossi: "Supplemental Calendar #1 is being distributed."

Speaker Hartke: "Representative Cross in the chamber? House Bill 2980, Representative Mautino. Representative Frank Mautino. Out of the record. House Bill 3005, Representative Myers. Rich Myers. Out of the record. House Bill 3009, Representative Novak. Representative Phil Novak. Out of the record. House Bill 3027, Representative Novak. Representative Granberg, would you like to present that for Representative Novak? Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3027, a Bill for an Act amending the Public Utilities Act. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. Floor Amendment #2, offered by Representative Novak, has been approved for consideration."

Speaker Hartke: "Representative Granberg."

Granberg: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. With the help of Representative Persico, Floor Amendment #2 is at the request of Representative Novak who

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will be here shortly. It makes technical changes to the Bill and provides that the commission may not issue a final order regarding the offering of delivery services on unbundling before January 1st, 2003. That is the extent of the Amendment. I would ask for its adoption."

Speaker Hartke: "Is there any discussion? The Chair recognizes the Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker. The Gentleman is absolutely correct. This is a technical Amendment. It corrects a drafting error in the previous Amendment. Our side of the aisle has been consulted, we have no problems with it."

Speaker Hartke: "Further discussion? The Chair recognizes the Gentleman from Kankakee, Representative Novak."

Novak: "Yes, Mr. Speaker. Has anyone seen Representative Granberg? Oh, thank you, Kurt. Thank you so much."

Speaker Hartke: "Further discussion? No further Amendments? Representative Novak moves for the adoption of Amendment #... Floor Amendment #2 to House Bill 3027. All those in favor signify by saying 'aye'; opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Further Amendments?"

Clerk Rossi: "No further Amendments."

Speaker Hartke: "Third Reading. Mr. Clerk, what is the status of House Bill 3831?"

Clerk Rossi: "House Bill 3831 is on the Order of House Bills-Third Reading."

Speaker Hartke: "Place that Bill on the Order of Second Reading at the request of the Sponsor for the purpose of an Amendment. House Bill 3610. Representative Erwin."

Erwin: "Thank you, Speaker. I'd like to make a Motion to suspend the rules so that 3610 can be posted and heard in

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committee."

Speaker Hartke: "You've heard the Lady's Motion. Is there any discussion? Is there leave? Leave is granted. Representative Erwin. House Resolution 594. Representative Currie. Representative Barb Currie."

Currie: "Thank you, Speaker and Members of the House. As you know, we've created a special House Committee to look at telecommunications issue. This Resolution would expand the membership of that committee. So that instead of seven Members from each party, it would be nine Members from each party in the House for a total of 18. I would be happy to answer your questions and would appreciate your support for adoption of this Resolution."

Speaker Hartke: "You've heard the Lady's Motion. Is there any discussion? The Chair recognizes the Gentleman from Cook, Mr. Osterman. He declines comment. The Chair recognizes the Lady from Cook, Representative Davis. Monique Davis."

Davis, M.: "Thank you, Mr. Speaker. First I'd like to thank the Speaker for getting my computer back to me on my desk alive and working. Thank you very much. But more importantly, Mr. Speaker, I'd like to announce that the Human Service Appropriations Committee will meet at 8:45 as opposed to 8 a.m. We will meet at 8:45. I hope Representative Mulligan hears that. Human Service Appropriation will meet at 8:45. Thank you very much."

Speaker Hartke: "Further discussion? The Chair recognizes the Gentleman from Jackson, Representative Bost."

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

Speaker Hartke: "She indicates she will."

Bost: "Representative, this doesn't change the fact that there's a cochair, all it does is add new Members. Is that correct?"

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Currie: "You are correct. The committee will retain its bipartisan character. There will be cochairs, one from the House Democratic side, one from the House Republican side. This merely adds two additional Members from each side of the aisle."

Bost: "Thank you very much."

Speaker Hartke: "Further discussion? Seeing that no one is seeking recognition, Representative Currie to close."

Currie: "Appreciate your support for adoption of the Resolution."

Speaker Hartke: "You've heard the Lady's Motion. All those in favor by... signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On House Resolution 594, there are 114 Members voting 'yes', 0 voting 'no', and 1 Member voting 'present'. And this Resolution, having received a Constitutional Majority, is hereby declared passed. On page 3 of the Calendar, appears House Bill 3049. Representative O'Brien. Representative O'Brien. Out of the record. House Bill 3053, Representative Kosel. Out of the record. On page 3 of the Calendar, appears House Bill 3106. Representative Giglio. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3106, a Bill for an Act amending the Illinois Insurance Code. Second Reading of this House Bill. Amendments 1 and 3 were adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration. Various fiscal notes have been requested on the Bill, and those notes have not been filed."

Speaker Hartke: "The Bill will remain on Second Reading. The Chair recognizes the Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker. I have an inquiry of

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the Chair, if I could."

Speaker Hartke: "State your inquiry."

Black: "On the Calendar, page 3, the last Bill that we brought up, House Bill 3106. The Calendar doesn't reflect that notes had been requested. Is that because they were requested too late to be on the Calendar? Okay."

Speaker Hartke: "The Clerk indicates they were... "

Black: "All right. Thank you very much."

Speaker Hartke: "... requested after the Calendar was printed. The Chair recognizes the Gentleman from Cook, Mr. Osterman."

Osterman: "Thank you, Mr. Speaker. I'd like to make... wish to recommit the Bill #4277 to the Rules Committee."

Speaker Hartke: "Are you the main Sponsor of that Bill?"

Osterman: "Yes, I am."

Speaker Hartke: "You've heard the Gentleman's request to recommit House Bill 4277 to... back to Rules. You've heard the Gentleman's Motion to recommit House Bill 4277 back to Rules. Is there any discussion? Representative Black."

Black: "Yes, thank you very much, Mr. Speaker. Inquiry of the Chair. Is House Bill 4227 on the Calendar?"

Speaker Hartke: "That's 4277."

Black: "I'm sorry?"

Speaker Hartke: "4277."

Black: "4277? Is that Bill on the Calendar?"

Speaker Hartke: "We'll check on that."

Black: "I don't see it."

Clerk Rossi: "The Bill is not on the Calendar. It's in committee."

Black: "The Bill is what?"

Speaker Hartke: "The Clerk is indicating... "

Black: "I have an inquiry of the Chair. I have an inquiry of the

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Chair."

Speaker Hartke: "Representative Black, the Clerk has indicated to me that this Bill still is in committee."

Black: "All right. Then my inquiry to the Chair, that I think his Motion to recommit to Rules on the floor is out of order. Why doesn't he do it in committee?"

Speaker Hartke: "I'll let my parliamentarian answer that question for you, Representative Black."

Parliamentarian Uhe: "Representative Black, on behalf of the Speaker in response to your inquiry, House Rule 68 deals with Motions to Recommit and that Rule applies to Motions made on the floor. The Motion that can be made in committee is to table a Bill, that a principal Sponsor may table a Bill in committee, but may not recommit a Bill while it's in committee."

Black: "You're right. Then a further question of the Chair. Would it be in order to ask the Speaker... to ask the Sponsor the intent of this Motion? I mean, I'd like to know why it's going back to Rules and what the intent is. I assume that the intent is to add an Amendment and I just would like to know if we've been made aware of the Amendment and of the general purpose of taking this back to Rules."

Speaker Hartke: "Yes, Mr. Black. It is correct... "

Black: "Thank you."

Speaker Hartke: "... it is a debatable issue."

Black: "All right. Would... could the Sponsor indicate what his intent is?"

Speaker: "Yes, he... "

Black: "Have we been made aware of the possible Amendment?"

Osterman: "There is no Amendment and I would like to... "

Speaker Hartke: "Representative Osterman."

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Osterman: "... not bring this Bill up for consideration in the spring."

Black: "Mr. Speaker."

Speaker Hartke: "Yes."

Black: "Is this the Gentleman's first Motion on the floor? I haven't heard from him, he's new. And here he is with a very complicated Motion. And he says he has nothing in store for the Bill, then I don't understand this. And I may stand in opposition to the Motion, if the Gentleman can't tell my why he wants to take it back to the Rules Committee."

Speaker Hartke: "Mr. Black, I don't think it's very complicated. I think you're making it very complicated for him. But if... "

Black: "That's... that's my role, Mr. Speaker."

Speaker Hartke: "And you do it quite well."

Black: "Well I... for all I know the Gentleman's been given bad advice by his staffer. He may not get the Bill out of Rules again, it may be too late."

Speaker Hartke: "The Gentleman is within his right."

Black: "What about my rights?"

Speaker Hartke: "You have any other objection?"

Black: "In other words, Mr. Speaker, and I've had this discussion with you many times before, I sense the rubber gloves are coming out and so that I've lost this argument. Is that what you're trying to tell me?"

Speaker Hartke: "That's true."

Black: "Well, thank you very much."

Speaker Hartke: "You've heard the Gentleman's Motion. All those in favor will signify by voting 'yes'; those opposed vote 'no'. The voting is open. Excuse me. All those in favor of the Motion signify by saying 'aye'; those opposed 'no'."

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In the opinion of the Chair, the 'ayes' have it. And the Gentleman's Motion carries. On page 7 of the Calendar, appears House Bill 3406. This is the Third Reading Bill. Representative Hassert."

Hassert: "Thank you, Mr. Speaker. This is a simple Bill that lifts a... basically a sunset provision... "

Speaker Hartke: "Excuse me. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3406, a Bill for an Act amending the School Code. Third Reading of this House Bill."

Speaker Hartke: "Representative Hassert."

Hassert: "Thank you, Mr. Speaker. This Bill simply lifts a sunset clause and the School Code dealing with the Tax Equivalent Grant. I'll be happy to answer any questions."

Speaker Hartke: "Is there any discussion? Seeing none, the question is, 'Shall the House pass House Bill 3406?' All those in favor will signify by voting 'yes'; 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? Have all voted who wish? Mr. Clerk, take the record. On House Bill 3406, there were 113 Members voting 'yes', 0 voting 'no', and 1 Member voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. On Third Reading, on page 7 of the Calendar, appears House Bill 3457. Representative Hassert. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3457, a Bill for an Act amending the Environmental Protection Act. Third Reading of this House Bill."

Speaker Hartke: "Representative Hassert."

Hassert: "Thank you, Mr. Speaker. This Bill basically makes a change in the definition of 'clean construction demolition debris'. It provides that material from certain

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construction or demolition sites used on the same site as above-grade mound lower than 20 feet is not waste. And basically it's... this Bill just came about for some people that want to use this stuff within site, that they were not permitted under the existing law. This will change that. I'll be happy to answer any questions."

Speaker Hartke: "You heard the Gentleman present his Bill. Is there any discussion? Seeing that no one is seeking recognition, the question is, 'Shall the House pass House Bill 3457?' All those in favor will signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Please record yourselves. Have all voted who wish? Mr. Clerk, take the record. On House Bill 3457, there are 114 Members voting 'yes', 0 voting 'no', and 0 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. On page 6 of the Calendar, appears House Bill 3059. Representative Hassert. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3059, a Bill for an Act amending the Sex Offender Registration Act. Third Reading of this House Bill."

Speaker Hartke: "Representative Hassert."

Hassert: "Thank you, Mr. Speaker. House Bill 3059 basically does one thing. It basically requires a person that is a sex offender to... requires the law enforcement agency to register a sex offender and issue a registration card to identify the sex offender. And provides that the sex offender that comes into contact with any minor or any organization dealing with minors will have to present this card for them and if he doesn't, he's possibly could be charged with a Class III felony. I'll be happy to answer

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any questions."

Speaker Hartke: "You've heard the Gentleman's Motion. He's asked for the passage of House Bill 3059. Is there any discussion? The Chair recognizes the Gentleman from Vermilion, Representative Black."

Black: "Yes, thank you very much, Mr. Speaker. Inquiry of the Clerk. The computer indicates that no analysis is available at this time. Is that... is that just on our side of the aisle or is the computer behind?"

Speaker Hartke: "Representative Black, it's been suggested that you talk to your staff."

Black: "They've already talked to me. So, I withdraw my inquiry."

Speaker Hartke: "Further discussion? Seeing that no one is seeking recognition, the question is, 'Shall the House pass House Bill 3059?' All those in favor will signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On House Bill 3059, there are 114 Members voting 'yes', 0 voting 'no', and 0 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Is Representative Lopez in the chamber? Representative Lopez? On page 4 of the Calendar, appears House Bill 3261. Representative Hannig. On the Order of Second Reading. Representative Hannig. Out of the record. On page 4 of the Calendar, on Second Reading, appears House Bill 3262. Representative Crotty. Representative Maggie Crotty. Out of the record. House Bill 3287, Representative Scott. Doug Scott. Out of the record. House Bill 3288, Representative Cowlshaw. Second Reading. Would you like to move that Bill? Out of the record.

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House Bill 3315, Representative Delgado. Out of the... you would like to move it to Third Reading? Out of the record. House Bill 3420, Representative McCarthy. Representative McCarthy, would you like to move House Bill 3420? Out of the record. House Bill 3482, Representative Hamos. Out of the record. House Bill 3485, Representative Scott. Out of the record. House Bill 3538, Representative Righter. Out of the record. House Bill 3838, Representative Bugielski. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3838, a Bill for an Act concerning customer financial accounts. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Hartke: "Third Reading. Representative Black, for what reason do you seek recognition?"

Black: "Yeah, Mr. Speaker, before I do my inquiry can I talk to the Sponsor of the Bill? Just a second... I think we can clear this up."

Speaker Hartke: "Mr. Clerk, what is the status of House Bill 3838?"

Clerk Rossi: "House Bill 3838 is on the Order of House Bills-Third Reading."

Speaker Hartke: "Please place that Bill on the Order of Second Reading for purposes of an agreement. House Bill 3840, Representative Currie. Out of the record. House Bill 3841, Representative Durkin. Jim Durkin. Out of the record. House Bill 3859, Representative Hoffman. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3859, a Bill for an Act amending the Illinois Vehicle Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions

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filed."

Speaker Hartke: "Third Reading. House Bill 3861, Representative Brunsvold. Out of the record. House Bill 3901, Representative Fowler. Representative Fowler. Out of the record. House Bill 3936, Representative Smith. Smith, Michael Smith. Out of the record. House Bill 3951, Representative Capparelli. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3951, a Bill for an Act amending the Highway Advertising Control Act of 1971. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Hartke: "Third Reading. House Bill 4021, Representative Coulson. Beth Coulson. Out of the record. House Bill 4022, Representative Bassi. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 4022, a Bill for an Act amending the Civil Administrative Code of Illinois. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 4089, Representative Lang. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 4089, a Bill for an Act creating the Internet Voting Commission. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Hartke: "Third Reading. House Bill 4118, Representative Brady. Representative Brady. Out of the record. House Bill 4119, Representative Brady. Out of the record. Representative Cross, would you come to the podium? House Bill 4176, Representative Hultgren. Out of the record. House Bill 4336, Representative Howard. Connie Howard.

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Out of the record. House Bill 4352, Representative Black.

Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 4352, a Bill for an Act amending the Illinois Vehicle Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 4396, Representative Bellock. Patti Bellock. Representative Bellock, would you like to move that Bill to Third Reading? Out of the record. House Bill 2970, Representative Cross. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2970, a Bill for an Act amending the Surface-Mined Land Conservation and Reclamation Act. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Hartke: "Third Reading. House Bill 4404, Representative Smith. Michael Smith. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 4404, a Bill for an Act amending the Illinois Farm Development Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 4433, Representative Sommer. Representative Sommer. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 4433, a Bill for an Act amending the Comprehensive Health Insurance Plan Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 4480, Representative Bugielski. Bob Bugielski. Out of the record. House Bill 4632, Representative Boland. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 4632, a Bill for an Act amending the

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Election Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed. A fiscal note and a state mandates note have been requested on the Bill and they have not been filed."

Speaker Hartke: "That Bill will remain on Second Reading. Representative... the Chair recognizes the Gentleman from Will, Representative McGuire. Jack McGuire. For what reason do you seek recognition?"

McGuire: "Thank... thank you, Mr. Speaker. I'd like to rise on a matter of personal privilege."

Speaker Hartke: "State your point."

McGuire: "Just to take a second from our business here. I have the State's Attorney from Will County, Jim Glasgow, on the House Floor today. He's down here on some official business with his trusty aide, Latrina Blair (sic-Blair-Birden). I'd like to introduce James Glasgow, State's Attorney from Will County. Thank you, Mr. Speaker."

Speaker Hartke: "Welcome to the General Assembly. The Chair recognizes the Gentleman from Cook, Representative Dart."

Dart: "Thank you, Mr. Speaker, just for purpose of announcement. The Judiciary I-Civil Law Committee will be meeting tomorrow at 11 o'clock to take up one Bill which was not heard today. That'll be in Room 118 at 11 o'clock."

Speaker Hartke: "The Chair recognizes the Gentleman from Cook, Representative Capparelli. For what reason do you seek recognition?"

Capparelli: "Executive Committee... Executive Committee will reconvene at 11:30 a.m. in Room 118 tomorrow."

Speaker Hartke: "On page 6 of the Calendar, on Second Reading, appears House Bill 4650. Representative Stephens. Ron Stephens. Mr. Clerk, read the Bill."

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Clerk Rossi: "House Bill 4650, a Bill for an Act concerning campaign contributions. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. On page 7 of the Calendar, on House Bills-Third Reading, appears House Bill 3990. Representative Moore, Andrea Moore. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3990, a Bill for an Act concerning roadways. Third Reading of this House Bill. No... "

Speaker Hartke: "Representative Moore."

Moore, A.: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 3990 is an initiative that came from Lake County that will address all road maintenance related problems in the state as it refers to townships that were platted before January 1, 1959 and counties that are under township organization. Basically, there is an unincorporated area in Lake County, as many of you might have similar problems, where there are private roads, the roads are not going to conform to township standards. There are no ways to be able to improve these roads currently. This Bill provides for a special service area to be created in a relationship that will occur between the county and townships to go ahead and improve the roads. I'd be happy to answer any questions."

Speaker Hartke: "You've heard the Lady's Motion. Is there any discussion? The Chair recognizes the Gentleman from McHenry, Mr. Skinner."

Skinner: "I wonder if the Sponsor could tell us... does this allow township government to do special service area districts for unincorporated subdivision roads?"

Moore, A.: "It allows the county to do it in a relationship with

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the township. It's in the township area. There's no provision under Township Code, currently, and so the... they will create a special service area. Basically, a petition comes to the county, 51% of the voters, they create the plan for the improvement. They review the plan and 51% of the voters don't want it, they don't go forward. If they do, they do."

Skinner: "Well, county government is allowed to do this right now. So, what's the difference... what's the change at all?"

Moore, A.: "Not for roads they're not."

Skinner: "I'm sorry?"

Moore, A.: "Not for roads they're not. Not for private roads."

Skinner: "They've done it in my county."

Moore, A.: "I don't believe so. I thought that, too, Cal. I was shocked. I really was, I did think that, too. We... there's no known opposition to this Bill, Representative."

Skinner: "There's certainly a need to get the unincorporated roads that were platted before 1959 upgraded. So if you think this will do it, I trust your judgement."

Moore, A.: "Thank you."

Speaker Hartke: "Further discussion? The Chair recognizes the Gentleman from Vermilion, Representative Black."

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

Speaker Hartke: "Sponsor indicates he (sic-she) will yield. Ladies and Gentlemen, could we have a little order here in the House, please? Thank you. Representative Black."

Black: "Thank you very much, Mr. Speaker. And I do appreciate your trying to get some order in the chamber. This is a Third Reading Bill and I think there's a lot of misunderstanding about the Bill. Having spent ten years on

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a county board, and a tenure as the county board chairman,
I would like to ask the Lady to yield for some questions."

Speaker Hartke: "The Lady indicates she will yield."

Black: "Representative, there is an item on the analysis that
always gets people shook up. And that is that there is a
back-door tax referendum in the underlying Bill. And while
that may be an accurate portrayal in some respects, there
is nothing in this Bill that would obligate all of the
taxpayers of Lake County to improve a road in a subdivision
that wasn't platted. Isn't that correct?"

Moore, A.: "That's correct, Representative."

Black: "In fact, the only people that would pay the tax would be
located in a specific area, it could be an acre of ground,
it could be a subdivision by name. And more than 50% of
the people who reside in that special service area would
have to agree to be taxed. Isn't that correct?"

Moore, A.: "Yes, that's correct. They really want this."

Black: "So, in my experience on the county board and you often
had this with water districts, these are people who in an
area not served or whatever the reason the developer didn't
plat the subdivision, the initial road has gone to,
literally, decay and ruin. The people in the area are not
asking the county taxpayers to come in and fix their road.
They know it's a private road. You can't do that. What
they are asking is for the authority to allow themselves to
pay a tax so that then the road commissioner or the county
highway superintendent can come in and fix the road at
their expense, correct?"

Moore, A.: "That's absolutely right."

Black: "So, there's no expense if I don't live in the
subdivision. I'm not going to pay any increase in property
taxes so that the subdivision in question can upgrade a

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road that wasn't platted properly."

Moore, A.: "That's right."

Black: "And is there any provision in the Bill for a default? Let's say I do the work, the county bids out the work, the road is done, they're happy with the road, but then suddenly six or seven homeowners say, 'Well, we don't want the special district to be here forever. So, now we no longer support this special district.' There's nothing to prevent those people from abolishing the special district, correct?"

Moore, A.: "That's correct. There are provisions to abolish it once the work is completed."

Black: "And the road in question then does not revert to county ownership, correct?"

Moore, A.: "That's correct."

Black: "So if they want it repaired again, then the only recourse is to go back and reformulate their special service district. In other words, these are neighbors banding together for an improvement that they are paying for, not the general taxpayers of the county. Correct?"

Moore, A.: "Yes, Representative."

Black: "All right. Thank you. I... that was a very forthright answer. Mr. Speaker and Ladies and Gentlemen of the House, to the Bill."

Speaker Hartke: "To the Bill."

Black: "This is a way that people, and I wish county and local governments didn't get into this, but they do. And I say get into this because they have no subdivision ordinance or they don't enforce it and so a subdivision is built, maybe there are 100 homes, the road is never accepted by any governmental entity because it wasn't built to the standards of the time. There is no way under existing law

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that any governmental body can go in and fix the road. The governmental body is... has no maintenance responsibility for the road. It was never platted properly so it is not a public road. So all they're doing, and this is not an unusual situation there are many areas of the state that have special taxing areas where the property owners within that area agree to have a tax levied on them to either do a water distribution system or in this case a road. It puts no burden on the other taxpayers in the county or the affected area. It is a reasonable way I think to address some problems that you have that otherwise no one is responsible for. And if you're willing to tax yourselves in a contiguous, relatively small area for the improvement, good heavens, you should certainly have the right to do that, especially when it doesn't impact me or anyone who doesn't live in the special taxing district. I think it's a creative way to address some problems. And I don't think it should be portrayed as some kind of a sneaky way to get a road tax increase for the entire township or the entire county. It does not do that. I stand in support of the Representative's Bill."

Speaker Hartke: "Further discussion? The Chair recognizes the Gentleman from Peoria, Representative Leitch."

Leitch: "Thank you, Mr. Speaker. I, too, would like to offer my support for this Bill. I think it's a very practical, realistic way for local communities, local neighborhoods to solve their own problems and would encourage a 'yes' vote."

Speaker Hartke: "Further discussion? Seeing that no one is seeking recognition, Representative Moore to close."

Moore, A.: "I think Representative Black did a very fine job of explaining my Bill and I wish I had that kind of support on every Bill I bring to the House Floor. I would just again

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ask for an 'aye' vote."

Speaker Hartke: "The Lady has asked for the passage of House Bill 3990. This is Third Reading. All those in favor will signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Please record yourselves. Mr. Clerk, take the record. On House Bill 3990, there were 99 Members voting 'yes', 15 Members voting 'no', 0 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Our final Bill for the day is House Bill 4144. Representative Lopez."

Clerk Bolin: "House Bill 4144, a Bill for an Act in relation to condominiums. Third Reading of this House Bill."

Speaker Hartke: "Representative Lopez."

Lopez: "Thank you, Mr. Speaker. House Bill 4144 permits recreational campgrounds in Illinois' smallest counties to sell individual plots to long-time campground users in order to permit customers to use the same campground spot on each visit. I know of no opposition on this Bill and I urge an 'aye' vote."

Speaker Hartke: "Is there any discussion? Seeing none, the question is, 'Shall the House pass House Bill 4144?' This is final action. All those in favor signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On House Bill 4144, there are 114 Members voting 'yes', 0 voting 'no', and 0 voting 'present'. And this Bill, having received a Constitutional Majority, is hereby declared passed. Would the staff please retire to the rear of the chamber. Would Members please be in their chair. Mr. Clerk, House

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Resolution 524."

Clerk Bolin: "House Resolution 524. WHEREAS, The Members of the Illinois House of Representatives offer our sincere congratulations to the 1999 York Community High School Boy's Cross Country Team and Coach Joe Newton on winning a State championship title in Peoria on November 6, 1999, with a modern-day State record of 24 points, the second lowest score in State history; and WHEREAS, The team was led by Donald Sage, the individual champion, who won with the sixth fastest time in State history and the fastest time ever by a York runner; and WHEREAS, All seven York runners finished with their fastest times ever; the first five runners set a State record with a time that was a whole minute faster than the previous record; and six of the seven runners earned all-State honors, a school record, by finishing in the top 25; and WHEREAS, The Dukes have also been named national champions by Harrier Magazine; and WHEREAS, The Dukes have enjoyed an outstanding championship season, winning the Palatine Invitational, the Peoria Invitational, and clinching their 22nd West Suburban Conference Championship; and WHEREAS, Team members Donald Sage, Pete Cioni, Adam Palumbo, Adam Roche, Peter Stasiulis, and John Janulis, and Jay McGrane, and Joe Fisher have demonstrated extraordinary determination and commitment in their quest to recapture the State title for York; and WHEREAS, These outstanding young athletes, who have served as role models to their fellow students and who have worked hard together as a "team" all season, encouraging and helping one another reach their goal; and WHEREAS, We recognize the efforts of team members and legendary Coach Joe Newton to continue the winning tradition at York in cross country and track and field;

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therefore, be it RESOLVED, By the House of Representatives of the Ninety-First General Assembly of the State of Illinois, that we do hereby offer our congratulations to Coach Joe Newton and the Duke Team on their 20th State Championship Title; and be it further RESOLVED, That a suitable copy of this Resolution be presented to Coach Joe Newton and the Duke Team."

Speaker Hartke: "The Chair recognizes the Gentleman from DuPage, Representative Daniels."

Daniels: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This, of course, is one of the great privileges and honors that I have in my role as the Republican Leader of the House to recognize some outstanding young men, perhaps some of the best of the best, not only in this state, but recognized by Harrier Magazine as the #1 cross country team in the country. These young men established themselves in Peoria on November 6th by winning the Illinois State Championship and what I believe to be standing before you, right now, the best cross country team in the history of the State of Illinois. I was there, I watched them. I watched Don Sage, our championship runner, come up the hill leading the pack, #1, finishing as a State Champion. Followed by the York Dukes in a pack, established themselves... 'What is it Coach, six... ' Six all-Staters, the first time in the history of Illinois to have six all-Staters in one team. We're a proud community, we're a very happy community today. Our Superintendent of Schools, Joe Morris, is here, Joe. Our principal of York Community High School is here, Linda Yonki. And we have with us, this is also Representative Biggins' and Representative Durkin's district, representing Elmhurst. We have with us our coach, Coach Charlie Curns, who is the assistant coach

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to the legendary Joe Newton, who unfortunately, had an operation on Monday and could not come down, it was unexpected. And I said, you know, Monday? I thought this guy knew how to work through pain. And I said to the Co... I said to the boys, I said, 'You gotta go back there and tell this guy how to work himself through a little pain.' And then I said, 'All right. The coach isn't here, we wanted to honor him, too. He's a legendary coach, former Olympic Coach, and known throughout the country today in the cross country area and in track. And it's unfortunate he's (sic-not) here, he just has to win again next year so we can do this again.' Ladies and Gentlemen, if you'll give me just a short moment, this is such a special opportunity. We're joined by the parents of these young men, are up in the gallery, if you'll say hello to them please and recognize the parents. Mr. Speaker, it is a little unusual, but I'd like to ask with your permission, Sir, for the assistant coach to introduce these young men to you. And then, of course, we want to make sure you recognize some of the managers of the team and other team members in the back because some of these people are going to carry us to our next State Championship, which will be our 21st. So coach, can you just take a moment and let me just let you know this is highly unusual, but since this is an unusual team, we'll ask if you will introduce the boys to the House."

Speaker Hartke: "The Chair will grant you that privilege."

Coach Curns: "Thank you very much, Representative Daniels. We are very grateful to be here this past year. I don't know how many people really like to run. It seems to be a love or hate type of thing. And as I look around I see some smiles, so maybe there's some people out here who cannot

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stand running. These fellows, this past year, running in rain, and in the cold, in the morning before school, all those things to help them be successful this year. And it paid off. And the success starts with our first athlete, but it doesn't stop there. Our first athlete is Don Sage, he finished 1st in the State Championship this year. Don Sage is right here. In the National Championships for high school athletes, Donald finished 2nd, there was only one athlete in the whole country this year better than he. So he had an outstanding season. Our next athlete finished 5th in the State Championship, his name is Adam Palumbo. Finishing right behind him in 6th place is Peter Cioni. And we have great athletes on this team, but we also have great students. Donald is going to be attending Stanford in the fall and this next athlete, Peter Cioni, who finished 6th, he will be either at Yale or Princeton. Peter. Finishing in 8th place, helping us to be even more excited about next year and perhaps coming back again with Mr. Newton, is a Junior and his name is Adam Roche. Finishing just a little bit behind him in 12th place is another Junior, of which as I said earlier makes us very excited for next year, his name is Peter Stasiulis. Finishing 24th and a Senior, his name is John Janulis, and his performance helped us to be the greatest team ever in the State of Illinois with having six athletes earn all-State honors. John Janulis. Our next fellow was, his name is Jay McGrane, he is a Junior will come back next year. And in this race of the State Championships there are 20... or 224 athletes competing and he finished 73rd. And in comparison to his teammates, whoa, what happened. But that's still an outstanding performance and he'll be back next year to try to be all-State. Jay McGrane. I

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know that you are busy and I won't take up too much more of your time, but we have eight athletes and three managers standing in the back right here. And these are the fellows who, especially the managers, they do the things behind the scenes, just as you have people doing things behind the scenes helping you be more successful at your job. We have the same thing. And the three managers in the back do that very thing. We also take eight athletes every year, as alternates, to experience what it's like to go through a State Championship, so that when their turn comes, as Juniors and Seniors, they are able to handle the pressure and perform as outstandingly as these guys did right here. I would like to thank you very much on behalf of Mr. Newton and all of Elmhurst, Illinois. Thank you."

Daniels: "Let me present, if I can, to our Athletic Director, Steve Lawrence, and we have a proclamation declaring November 6th, along with the York Cross Country Team Day, also Joe Newton Day in Illinois. And that's a proclamation signed by the Governor and a Certificate of Recognition from the House. And for each one of the young men we have a copy of the Resolution, has today been adopted, which they may take with them, assuming you all adopt this. I don't want to jump the gun a little bit. But adopt it for each one of the young men. Ladies and Gentlemen, thanks for your time. This is one of the great moments that we are able to experience in the General Assembly. Their parents, these young men, the future of this country, give them a rounding sound of applause. Thank you very much."

Speaker Hartke: "Representative Daniels has asked for the passage of House Resolution 524. All those in favor signify by saying 'yes'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Resolution is adopted."

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Congratulations. Does anyone have any announcements? The Chair recognizes Representative Black."

Black: "Mr. Speaker, I have an inquiry of the Chair."

Speaker Hartke: "State your inquiry."

Black: "And I apologize it isn't... not timely and if you so rule, I will abide by the ruling. Earlier... earlier today you moved a... you discharged a Bill from Rules Committee, House Bill 3610. Was that the Motion that I heard?"

Speaker Hartke: "Mr. Black."

Black: "Thank you very much, Mr. Speaker. The Chief of Staff has explained the situation and I do appreciate his time and I appreciate being recognized. I think it's further evidence, Mr. Speaker, and you tried very hard today. I think it's further evidence that we need to watch our level of decorum in the chamber because things happen when you can't hear and that's what creates a lot of problems and a lot of inquiries of the Chair and a lot of disagreements that we don't have to have. In fact, what I thought I heard was not the Motion at hand, and I do appreciate the time and the opportunity to straighten it out. But I again, think that it's why it's so imperative and I thank you for your efforts today. We're trying to conduct business in this chamber on many, many days and many, many hours while we're here, when nobody can hear what the heck is going on and that's not good for either side. It's not good for what we're here to do. And I hope we all take that to heart in the days to come."

Speaker Hartke: "Thank you, Representative Black. Anything further? Seeing no one is seeking recognition, there being no further business to conduct, Representative Lang now moves that the House stand adjourned, allowing perfunctory time for the Clerk, 'til 1 p.m. tomorrow. All those in

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favor signify by saying 'aye'; opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the House stands adjourned."

Clerk Rossi: "Perfunctory Session will come to order. Introduction and First Reading of House Bills. House Bill 4705, offered by Representative Capparelli, a Bill for an Act to amend the Consumer Fraud and Deceptive Business Practices Act. First Reading of this House Bill. (sic-Committee Reports) Representative Giles, Chairperson from the Committee on Local Government, to which the following measures were referred, action taken on February 16, 2000, reported the same back with the following recommendations: 'do pass as amended Short Debate' House Bill 3225, House Bill 3229, and House Bill 4349; 'do pass Short Debate' House Bill 3906, House Bill 4092, House Bill 4138, and House Bill 4351. Representative Saviano, Chairperson from the Committee on Registration and Regulation, to which the following measures were referred, action taken on February 16, 2000, reported the same back with the following recommendations: 'do pass Short Debate' House Bill 3636, and House Bill 4280; 'do pass as amended Short Debate' House Bill 2896, House Bill 3324, House Bill 3455, House Bill 4043; 'do pass as amended Standard Debate' House Bill 3233. Representative Kenner, Chairperson from the Committee on State Government Administration, to which the following measures were referred, action taken on February 16, 2000, reported the same back with the following recommendations: 'do pass as amended Short Debate' House Bill 4324; 'do pass Short Debate' House Bill 3535, House Bill 3881, and House Bill 4320. Representative Tom Dart, Chairperson from the Committee on Judiciary I-Civil Law, to which the following measures were referred,

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action taken on February 16, 2000, reported the same back with the following recommendations: 'do pass Short Debate' House Bill 2991, House Bill 3112, House Bill 3239, House Bill 3557, and House Bill 4300; 'do pass Standard Debate' House Bill 4407; 'do pass as amended Standard Debate' House Bill 3469, and House Bill 3935; 'do pass as amended Short Debate' House Bill 2997, House Bill 3037, House Bill 4341, House Bill 4348, and House Bill 4483. House Perfunctory Session will come to order. Committee Reports. Representative Schoenberg, Chairperson from the Committee on Appropriations General Services and Government Oversight, to which the following measures were referred, action taken on February 16, 2000, reported the same back with the following recommendations: 'do pass Short Debate' House Bill 4525, House Bill 4447; 'do pass as amended Short Debate' House Bill 3423. Representative Erwin, Chairperson from the Committee on Higher Education, to which the following measures were referred, action taken on February 16, 2000, reported the same back with the following recommendations: 'do pass Short Debate' House Bill 3850, House Bill 3993, House Bill 4161, House Bill 4265; 'do pass as amended Short Debate' House Bill 4093, House Bill 4266, House Bill 3500, House Bill 3966, House Bill 3981, and House Bill 4182. Representative Novak, Chairperson from the Committee on Environment and Energy, to which the following measures were referred, action taken on February 16, 2000, reported the same back with the following recommendations: 'do pass Short Debate' House Bill 4466, House Bill 4481, and House Bill 4482; 'do pass as amended Short Debate' House Bill 3093, House Bill 3547, and House Bill 3852. Representative Joe Lyons, Chairperson from the Committee on Child Support Enforcement, to which the

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following measure was referred, action taken on February 16, 2000, reported the same back with the following recommendation: 'do pass Short Debate' House Bill 4611. Representative Larry McKeon, Chairperson from the Committee on Labor and Commerce, to which the following measure was referred, action taken on February 16, 2000, reported the same back with the following recommendation: 'do pass as amended Short Debate' House Bill 3157; 'do pass Short Debate' House Bill 4263; 'do pass Standard Debate' House Bill 3903. Being no further business, the House Perfunctory Session stands adjourned."