

83RD GENERAL ASSEMBLY

REGULAR SESSION

JUNE 15, 1983

PRESIDING OFFICER: (SENATOR BRUCE)

The hour of ten having arrived, the Senate will come to order. Prayer today by Reverend Phillip Icenogle from the First United Methodist Church of Springfield, Illinois, and will our guests in the galleries please rise.

REVEREND ICENOGLLE:

(Prayer given by Reverend Icenogle)

PRESIDING OFFICER: (SENATOR BRUCE)

Reading of the Journal.

SECRETARY:

Tuesday, May the 31st, 1983 and Wednesday, June the 1st, 1983.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Johns.

SENATOR JOHNS:

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

PRESIDING OFFICER: (SENATOR BRUCE)

Are there additions or corrections? Hearing none, the motion is that we adopt the Journals just read. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. The motion prevails. Senator Johns.

SENATOR JOHNS:

Thank you, again, Mr. President. I move that the Journals of Thursday, June the 2nd; Monday, June the 6th; Tuesday, June the 7th; Wednesday, June the 8th; Thursday, June the 9th; and Tuesday, June the 14th, in the year 1983, be postponed pending arrival of the printed Journal.

PRESIDING OFFICER: (SENATOR BRUCE)

You've heard the motion. Those in favor say Aye. Opposed Nay. The Ayes have it and the motion prevails. Message from the House.

SECRETARY:

Message from the House by Mr. O'Brien, Clerk.

Mr. President - I am directed to inform the Senate the House of Representatives has concurred with the Senate in the passage of a bill with the following title:

Senate Bill 83, together with House Amendment 1. And a like Message on Senate Bill 419 with House Amendment No. 1, and on Senate Bill 807 with House Amendment No. 1, and on Senate Bill 949 with House Amendment No. 1.

Message from the House from Mr. O'Brien, Clerk.

Mr. President - I am directed to inform the Senate the House of Representatives has adopted the following joint resolutions, in the adoption of which I am instructed to ask concurrence of the Senate, to-wit:

House Joint Resolution 57 which is commendatory and House Joint Resolution 58 which is congratulatory.

PRESIDING OFFICER: (SENATOR BRUCE)

Resolutions Consent Calendar. Resolutions.

SECRETARY:

Senate Joint Resolution 54 offered by Senator Bruce.

PRESIDENT:

Executive. All right, we'll begin on the Order of House Bills 2nd Reading where we left off yesterday, which is the middle of page 56. If the members will turn to 56 on the Calendar. On the Order of House Bills 2nd Reading, House Bill 1501. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1501.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 1503, Senator Buzbee. 1504, Senator Egan. 1505, Senator Friedland. 1507, Senator Kelly. On the Order of House Bills 2nd Reading, House Bill 1507. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1507.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. 1509, Senator Netsch. 1520, Senator Darrow. House Bill 1521, Senator Nedza. House Bill 1525, Senator Vadalabene. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1525.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1526, Senator Jeremiah Joyce. Senate Bill 1527. Is there leave to have Senator Vadalabene to handle that? Leave is granted. 1527.

SECRETARY:

House Bill 1527.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

HB 1521
2nd Reading

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senator Nedza just came onto the Floor on 1521. Read the bill, Mr. Secretary. 1521.

SECRETARY:

House Bill 1521.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Labor and Commerce offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nedza to explain Amendment No. 1.

SECRETARY:

The Department of Labor shall determine the contractors or subcontractors found to have discarded their obligations to the employees under this Act, and so forth.

SENATOR NEDZA:

That's just a disclaimer. Yes, Mr. President, this is an amendment to allow the notice to the contractor and to the employee. I move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further Committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1530, hold. House Bill 1549, Senator Chew. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1549.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1550, Senator Buzbee. House Bill 1557, Senator Geo-Karis. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1557.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1561, Senator Kelly. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1561.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

There amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Kelly.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Kelly is recognized on Amendment No. 1.

SENATOR KELLY:

Thank you, Mr. President and members of the Senate. This

7/15/83
2nd Reading

amendment only makes the effective date January 1, 1984, and that's all, and I move for the adoption...Amendment No. 1 to...Senate Bill 1561...House bill.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. The motion is to adopt Amendment No. 1. On that motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1562, Senator Degnan. House Bill 1564. House Bill 1566, Senator Kelly. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1566.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1567, Senator Holmberg. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1567.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1577, Senator Grotberg. Read

the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1577.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1579, Senator Kelly. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1579.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1584, Senator Geo-Karis. House Bill 1590, Senator Watson. House Bill 1593, Senator...oh, I'm sorry, Senator Watson. Read the bill, Mr. Secretary, please. 1590.

SECRETARY:

House Bill 1590.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1593, Senator Nedza. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1593.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Nedza.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nedza on Amendment No. 1. May we have some order please.

SENATOR NEDZA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This amendment removes the requirement that all forms for local government be uniform. Since smaller units of local government make out...have a different type of form, a simpler form, and the larger units of local government have a...a more complex form, what it was was a meeting of minds and made this simpler for all parties concerned and moves the...the mandatory...requirement for one form. I move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1595, Senator Etheredge. Public notice of municipal and appropriation. Read the bill, Mr. Secretary, please.

SECRETARY:

HB 1597
2nd Reading

House Bill 1595.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1597, Senator Macdonald. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1597.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1598, Senator Vadalabene. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1598.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1599, Senator Macdonald. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1599.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Is there leave for Senator Demuzio to handle 1602 and 3? Leave is granted. 1602. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1602.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Local Government offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Demuzio moves the adoption of Committee Amendment No. 1. Discussion of the motion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1603, Mr. Secretary.

SECRETARY:

House Bill 1603.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Local Government offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Demuzio moves the adoption of Committee Amendment No. 1. Is there discussion of the motion? Those in favor say Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1607, Senator Marovitz. Senator Marovitz on the Floor? Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1607.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1610, Senator Coffey. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1610.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Local Government offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Coffey on Amendment No. 1.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. Amendment No. 1 clarifies that airports to be obtained must

currently exist under the legislation. I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Committee Amendment No. 1. On the motion, those in favor say Aye. Oppose Nay. The Ayes have it and Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Sangmeister.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sangmeister on Amendment No. 2.

SENATOR SANGMEISTER:

Thank you, Mr. President and members of the Senate. As you understand the basic legislation here is to allow townships to establish, own and operate airports and this amendment merely states that there should be a referendum of the voters who reside in the township before they are allowed to do that, and I move for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 2. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further Floor amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1611, Senator Rupp. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1611.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1614, Senator Maitland. Read the bill, Mr. Secretary, please.

SECRETARY:

House...House Bill 1614.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1649, Senator D'Arco. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1649.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1650, Senator Lechowicz. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1650.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1651, Senator Lechowicz. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill...1651.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1652, Senator Lenke. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1652.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1653, Senator Welch. House Bill 1661, Senator Dawson. House Bill 1665, Senator Coffey. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1665.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Transportation

offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Coffey on Committee Amendment No. 1.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. This amendment corrects an error of locations within the bill of the heading reduced fees for one-half year registrations for motorcycles be consistent with the new annual registration date, and I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

On the motion, is there discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1666, Senator Grothberg. Senator Grothberg on the Floor? 1667, Senator Degnan. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1667.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1669, Senator Vadalabene. Read the bill, Mr. Secretary, please.

SECRETARY:s

House Bill 1669.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1670, Senator Holmberg. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1670.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1673, Senator Lemke. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1673.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1674, Senator Lenke. Read the bill, Mr. Secretary, please.

SECRETARY:

HB 1703
3rd Reading

House Bill 1674.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1683, Senator Lemke. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1683.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Is there leave for Senator D'Arco to handle 1696? Leave is granted. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1696.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1703, Senator Holmberg. Read the bill, Mr. Secretary, please.

SECRETARY:

AB 1709
2nd Reading

House Bill 1703.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1704, Senator Davidson.

SECRETARY:

House Bill 1704.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1707, Senator Schuneman. Insurance Code changes on businesses Class 2 and 3. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1707.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1709, Senator Geo-Karis. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1709.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1723, Senator Vadalabene. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1723.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Vadalabene.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene on Amendment No. 1.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. This amendment prevents blind hunters from hunting for free it...since it's not safe for...for themselves and others, and I would move for the adoption of Amendment...Floor Amendment No. 1 to House Bill 1723.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senator Geo-Karis, for what purpose do you arise?

HB 1753
2nd reading
HB 1725
2nd Reading

SENATOR GEO-KARIS:

I nodded, Mr. President, to go ahead and read 1709, and...

PRESIDING OFFICER: (SENATOR BRUCE)

No, Senator, it was read. It is on the Order of 3rd Reading.

SENATOR GEO-KARIS:

It is? Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Yes. House Bill 1725, Senator Fawell. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1725.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1738, Senator Jones. House Bill 1750, Senator Dawson. House Bill 1751, Senator Darrow. House Bill 1753, Senator Egan. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1753.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Lenke.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lenke on Amendment No. 1.

SENATOR LEMKE:

In reviewing this bill, I...we found some problems with it and we want...we want to technically make it better, and Amendment No. 1, what it does is deletes the words, "an oral or" and...and inserting thereof on page 2, line 3, "a." The...the...this reason being the Statute of Frauds developed and...refined over the centuries have defined when an agreement must be in writing and it suggested that the applicant for a franchise should not legislatively be placed in an exclusionary class. I think it's a good amendment. I ask for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is adopt Amendment No.1. On the motion to adopt, is there discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. Senator Egan.

SENATOR EGAN:

I've never seen the amendment. I was not given an advanced warning of it. I don't know what it do...does...I don't know what it does and I'm opposed to it.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Lemke, did you...perhaps if you explained the amendment, we might get over a small burdle. Senator Lemke.

SENATOR LEMKE:

If people would have listened, what I'm doing is just taking out the words, "an oral or" and inserting thereof the word "a" on page 2, line 23. This being that the Statue of...Frauds developed and...refined over the centuries have defined an agreement must be in writing. It is suggested that the applicant for franchise should not legislatively be placed in an exclusionary class. Under the present bill, it...it puts an applicant for a franchise in an exclusionary...class out of the Statute of Frauds. I think they should be in the Statute of Frauds just like anybody

else in the State of Illinois, and this cleans up the bill and makes it technically correct.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

Well, I...I, frankly, don't understand that, Mr. President. I have not had a opportunity to seek its authorship. I don't understand the amendment. I'm opposed to it.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Lemke, do you wish to withdraw it until you and Senator Egan can confer?

SENATOR LEMKE:

Just a technical...legal amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, you persist. The motion is to adopt Amendment No. 1. On the motion to adopt. Those in favor say...Senator Marovitz.

SENATOR MARCVITZ:

I don't know if you plan on taking a roll call vote on this, but I bet there's a vast majority of people on the Floor that have no idea what the difference is between Senator Lemke and Senator Egan's position, and perhaps Senator Lemke could restate one more time what this does and perhaps Senator Egan one more time why he doesn't think...because we are going to vote on this amendment and there obviously are two points of view.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

Very frankly, it's a very complicated amendment. I...and before I have ten or fifteen minutes...I'm opposed to the amendment as it is. If Senator Lemke wants to bring the amendment to my attention before the time I call the bill, I would appreciate it; otherwise, we're going to have to take a

roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, Senator Welch.

SENATOR WELCH:

I'd like...question of the sponsor.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Welch.

SENATOR WELCH:

Senator Lemke, are you amending the Statute of Frauds itself?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

No, we're not amending the Statute of Frauds. This bill makes an exclusionary exemption to the Statute of Frauds. What I'm doing here is just putting franchise applicants in the same category as anybody else under the Statute of Frauds.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Welch.

SENATOR WELCH:

Well, if you don't amend the Statute of Frauds, what we have is a conflict between these two laws, is that correct?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

If this bill passes, that is correct. This makes an exclusionary class and the only one in the State of Illinois from the Statute of Frauds. What my amendment does is puts this...this Act under the Statute of Frauds just like everybody else in the State of Illinois, and every agreement must be in writing.

PRESIDING OFFICER: (SENATOR BRUCE)

May...may we some order please. Can we clear the aisles. If we can clear the center aisle and all the aisles, and we

can get the traffic moving here a little better. Senator Welch.

SENATOR WELCH:

Mr...Mr. Chairman, I...the Statute of Frauds is not that every agreement has to be in writing. I believe it's every agreement that affects real estate or has a life of more than one year...that cannot be performed in one year has to be in writing, that's what the Statute of Fraud says. Now, does this Act refer to franchises that may not exist for more than one year?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator...Senator Lemke.

SENATOR LEMKE:

...longer than one year.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Welch.

SENATOR WELCH:

Are there some franchises that may not exist for more than one year and is that what the law refers to?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

This law refers to longer than one year.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Welch.

SENATOR WELCH:

Well, it would...it would seem to me unless there's a specific exclusion in the...in 1753 to take it out of the Statute of Frauds, it is within the Statute of Frauds and we...and there might not be a need for this amendment. This is...this is very technical. The Statute of Frauds is a very complicated one and it's caused a lot of people to fail the bar examination, and I think that...that this thing should be looked at a little bit by several people before we vote on

it, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator...I have Senator Grotberg and Davidson. Senator Grotberg.

SENATOR GROTERBERG:

Thank you, Mr. President and fellow Senators. I, as a layman type Legislator, feel the same way. I would ask the sponsor if he would just get a copy of that amendment, let us analyze it and cast an intelligent vote one way or the other, because I gather that it's going to change 1753 considerably in its net effect to those two sides to this issue, the manufacturers and the franchise owners; and there have a lot of debate in...in Senator Egan's committee, but if it's that violent and vulnerable, let's at least understand it first before the amendment, even though you're anxious to get the bill in the position of Mr. Egan's satisfaction. I...I would ask you to get us the amendment, let us analyze it and then next time around try it.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Davidson.

SENATOR DAVIDSON:

Two questions. One is, I don't have a copy of the amendment but it sounds very similar to a bill that we had...you're trying to put an amendment on this bill to a bill that went to subcommittee for study for an intervening time that had to do with the right...is this your amendment would say that the dealer would have the right to reject or approve if the...excuse me, the manufacturer would have the right to reject or approve whether the dealer is going to sell his agency to some individual?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke, on the amendment. On the amendment.

SENATOR LEMKE:

...this amendment has nothing to do...all this amendment

does is say that franchise agreements must be in writing and not oral which is...which is in all cases of agreements that are under the Statue as far as a year or more. In other words, there cannot be oral agreements. It has to be in writing just like everybody else. It doesn't give them an exclusionary class which we don't...no one else in Illinois has.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Well, I've had some reaction to some different things on franchise on car dealership between the agency and the manufacturer. Without having the amendment and having an opportunity to look at it, I would respectfully ask that you hold this amendment until we have a chance to see what it actually does and we have an opportunity to...to really know that we're not getting a second machine gun bill here.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Lemke may close.

SENATOR LEMKE;

I think...I think this is a good amendment. This is not a second...a machine gun approach but it is in the case of car dealers if we give them an exclusionary class and we all know what happens with oral agreements, the...they'll...they'll always end up in litigation. I think this amendment just simply conforms the law to what it should be like everybody else in the State that any agreement that's over one year should be in writing and not be an oral agreement. I think it's a good bill and...my understanding this amendment was cleared with the...Senator Philip and the Republican staff.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Well, Senator Schuneman, Senator Lemke was closing and Senator Davidson, you...well, all right, hold on now. Let's just...this is the first amendment we've had some

controversy on. Senator Schuneman, with the realization Senator Lemke may have a second closing, but we'll get back...Senator Schuneman.

SENATOR SCHUNEMAN:

Well, thank you, Mr. President. As spokesman of Executive Committee where this bill was heard, this amendment was not checked with our side of the aisle. As far as I know there's no agreement on it. This is a bill of considerable controversy and I may not be opposed to the amendment but I think we ought to at least have an opportunity to review the amendment before we vote on it. I think the sponsor ought to take it out of the record so we'd have that opportunity.

PRESIDING OFFICER: (SENATOR ERUCE)

All right. Further...Senator Davidson.

SENATOR DAVIDSON:

Well, Senator Lemke said it just strikes out oral and you've got to have written. It does a little more than that. It does...deletes a lot of lines, and one of the things it deletes says this section does not apply to the relocation of...existing dealership or franchise in the county of a population of less than three hundred thousand persons when the new location is within the dealers current...relevant market area provided the new...location is more than twelve miles from the nearest dealer of the same make. What you're doing is saying that any county that has more than three hundred thousand people then this does apply and there's going to be restrictions on whether that dealer can move or not move within so many miles of another dealer which then happens to be seven miles in the line above that he didn't...delete, and the bill which came out of the Senate Exec. Committee has a ten and fifteen mile which was what the dealers agreed with. This bill does a little more than just puts the word...strikes the word "oral" and puts "written." I urge the defeat of the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. All right. Senator Lemke indicates that there's another amendment after this, Senator...two more, so...all right, the motion is on the adoption of Amendment No. 1 to Senate Bill...1753. Senator Egan is joined by...has asked for a roll call vote and is joined by Senator Welch. The motion is to adopt. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 7, the Nays are 39, 3 voting Present. Amendment No. 1 is lost. Further amendments?

SECRETARY:

Amendment No. 2, by Senator Lemke.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke is recognized. For what purpose does Senator DeAngelis arise?

SENATOR DeANGELIS:

Well, my light says yes, it says green, but it doesn't record on the board.

PRESIDING OFFICER: (SENATOR BRUCE)

Your light must be out because it's recorded here and...and I...

SENATOR DeANGELIS:

Oh, okay.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, Senator DeAngelis, you're recorded on the roll call and we'll fix the board. Further amendments, Mr. Secretary?

SECRETARY:

Amendment No. 2 offered by Senator Lemke.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke is recognized.

SENATOR LEMKE:

What Amendment No. 2 does is simply...legitimizes the

practice of some manufacturers to conduct recall campaigns which...may not be required by law, relatively the sales potential in the dealers marketing area on page 5 in line 2. All dealers feel that they are denied a reasonable quantity of hot selling vehicles. This amendment allows the franchiser an opportunity to distribute such hot selling products among its dealers based on the sales potential in each of their market areas without violating the law. I think it's a good amendment and I ask for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt. Discussion? Senator Egan.

SENATOR EGAN:

Thank you, Mr. President and members of the Senate. Well, again, I have not had an opportunity to see the amendment. I have not seen it. I don't have a copy of it. It's a very technical amendment obviously, and if the sponsor persists in his attitude to amend the bill that is mine, I would rather keep it in the shape in which it is until I have an opportunity to see the amendment, and I oppose the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Our side of the aisle has neither had an opportunity to look at the amendment. I...I don't think we ought to have legislation here designed by one Senator without the rest of the Body knowing what's happening, and I would oppose the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator...Lemke may close.

SENATOR LEMKE:

Just a moment, these amendments are there. They should have been passed out by the President of this Senate, and they're not passed out. I wonder why they're not passed out?

PRESIDING OFFICER: (SENATOR BRUCE)

Well, Senator Lemke, are you indicating that you left amendments with the Secretary for...

SENATOR LEMKE:

Amendments were here, they should have been...passed out before we started.

PRESIDING OFFICER: (SENATOR BRUCE)

Well, Senator Lemke, under the rules of the Senate it is not the Secretary's responsibility to distribute amendments. If you've had them prepared and not distributed, we will check.

SENATOR LEMKE:

The amendments were filed. They were...they were asked to be distributed and they were given to both sides.

PRESIDING OFFICER: (SENATOR BRUCE)

Well, just...we...so that the...the...if I might have the attention of the Body, we may get into this question again. Under the Senate rules, you are required to leave ten copies with your amendment with the Secretary of the Senate. He does not distribute your amendments. If you feel your amendment is controversial and there may be a request, then you should probably distribute the amendment. That is up to the individual members. If, during debate, five members request that the amendment be distributed, it will, in fact, pursuant to Senate rule be distributed. On most of the amendments, as you realize, there is not much controversy. It's up to the individual member to decide whether or not you have a controversial amendment that would necessarily be distributed, but the Secretary of the Senate is not responsible for distribution of amendments, neither is the President of the Senate. All right, on the...on the motion to adopt...is there a request for a roll call? And Senator Egan is joined by another member. On adoption of Amendment No. 2, those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish?

Take the record. On that question, the Ayes are 8, the Nays are 37, 2 voting Present. Amendment No. 2 is lost. Further amendments?

SECRETARY:

Amendment No. 3 offered by Senator Lemke.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

What Amendment No. 3 does is deletes lines 28 to 35 on page 3, and delete line 1 on page 4; two amendments because of page overlapping. What this does is a ten mile radius equivalent to the three hundred and fourteen square miles of protected area. A fifteen mile radius is equivalent to over seven hundred square miles of protected area. No other industry had been so successful in legislating a protective shield around their business to keep competition out. These amendments would reduce the territory to just over seventy-five miles. Currently, a more realistic...monopolistic territory. I think this is a good amendment, and I think you should worry about these amendments because what you're doing is creating a monopoly amongst dealers in this State and if that's what you want to do, then you will see the consumers in this State suffer because of this bill not being amended with this amendment. I think it's a good amendment. I ask for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt. Discussion? Senator Egan.

SENATOR EGAN:

Yes, again, Mr. President and members of the Senate, I have not had a opportunity to look at the amendment. I don't know where it comes from. I...I don't think I'm in agreement with it anyway. If the...if the author of the amendment...the sponsor of the amendment persists, I'm going ask that you vote in my favor and leave the bill in the condition

in which I introduced it and passed it out of the committee.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator DeAngelis. May we have some order, please. If the members would take their conferences off the Floor, if we can have a small amount of order. Senator DeAngelis.

SENATOR DeANGELIS:

Well, I...I'd like to comment on Senator Egan's last comment. I...and I...this might be illusionary on my part, but I thought you were, in fact, going to do some amending of that bill on the Floor, Senator Egan.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

From nothing that I said to you, I never represented that I was going to amend the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator DeAngelis.

SENATOR DeANGELIS:

Like I said, it might have been illusionary but I thought there were some things in this bill that...that were going to be done...cleaned up on the Floor.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion of the amendment? Senator Lemke, did you wish to close?

SENATOR LEMKE:

Move for the adoption. Want a roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt. There's a request for a roll call. Two Senators do request a roll call. Question is on the adoption of Amendment No. 3. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 18,

the Nays are 29, 3 voting Present. Senate...Amendment No. 3 is lost. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1760, Senator Watson. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1760.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1772, Senator Luft. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1772.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Egan.

PRESIDING OFFICER: (SENATOR BRUCE)

Income Tax Act refund, Senator Egan. Senator Egan.

SENATOR EGAN:

Yes, the amendment was discussed in committee, Mr. President. What it does is it's an amendment for the Department of Revenue to prevent a carry forward of the...the negative deduction from the prior year. I know of no opposition, and I move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Discussion? All right. Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President, I'm...I'm confused by...by the amendment. I wonder if we're working with the right amendment?

PRESIDING OFFICER: (SENATOR BRUCE)

(Machine cutoff)...Egan.

SENATOR EGAN:

I beg your pardon, I...I am confused. You are right, Senator Etheredge. This was a request in the committee of Senator Luft to amend his bill to...to include the words "deemed approved" and it was simply that, and I think Senator Luft agreed and we agreed that we'd do it on the Floor. I had my bills mixed up.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it and Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No...no further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1777, Senator Watson. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1777.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1778, Senator Schaffer. House

Bill 1780, Senator Nedza. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1780.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. WCIA-TV requests permission to tape the proceedings. Is there leave? Leave is granted. House Bill 1788, Senator Vadalabene. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1788.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No...Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Is there leave for Senator Savickas to handle 1789? Leave is granted. 1789, Mr. Secretary.

SECRETARY:

House Bill 1789.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. 1796, Senator Bloom. House...House Bill 1802, Senator Philip. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1802.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. 1796, Senator Bloom. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1796.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1805, Senator Degnan. House Bill 1812, Senator Degnan. Senate Bill 1813. Is there leave to return to that in a moment? Leave...leave is granted. 1814, Senator Holmberg. Senate Bill...House Bill 1825, Senator Nedza. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1825.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

HB 1813
2nd reading

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1829, Senator Demuzio. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1829.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No...no Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1831. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1831.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. All right, leave was...been...was...leave was granted to go back and pick up House Bill 1813. On the bottom of page 62, on the Order of 2nd Reading, House Bill 1813, Senator Bruce. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1813.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

HB 1838
2nd reading

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1834, Senator Sommer. Senator Sommer on the Floor? House Bill 1835, Senator Sommer. House Bill 1838, Senator Egan. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1838.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1842, Senator Etheredge. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1842.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Local Government offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Etheredge.

SENATOR ETHEREDGE:

This is the amendment which was discussed in the meeting on...of the Committee on Local Government, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge moves the adoption of Committee Amendment No. 1 to House Bill 1842. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it.

HB 1847
2nd Reading

The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1844, Senator Chew. Senator Chew on the Floor? House Bill 1847, Senator Lemke. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1847.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1857, Senator Luft. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1857.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1864, Senator Savickas. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1864.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1870, Senator Weaver. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1870.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1873, Senator Geo-Karis. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1873.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments?

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1877, Senator Kustra. Senator...read the bill, Mr. Secretary.

Page 41 - JUNE 15, 1983

END OF REEL

REEL #2

SECRETARY:

House Bill 1877.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1879, Senator Maitland. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1879.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments:

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis, for what...3rd reading...Senator Geo-Karis, for...for what purpose do you arise?

SENATOR GEO-KARIS:

Point of personal privilege, Mr...

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

SENATOR GEO-KARIS:

...Mr. President and Ladies and Gentlemen of the Senate, in the President's gallery to my right, directly ahead, are Mrs. JoAnn Osmond, O S M O N D, and her daughter Coleen from Antioch Township and her mother Mrs. Dorothy DeRue from Lake

Villa Township. Mrs. Osmond is the staff aide for Representative Churchill. I'd like you to help me welcome them here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

If our guests in the gallery would please rise, welcome to Springfield. House Bill 1880, Senator Keats. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1880.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats, this has an amendment on it. Alright, House bill...on the Order of 2nd Reading, middle of Page 64, House Bill 1880.

SECRETARY:

House Bill 1880.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats on Amendment No. 1.

SENATOR KEATS:

This amendment is an agreed committee amendment. I have no trouble with it. It is a great amendment, please put it on...it isn't my amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats moves the adoption of Committee Amendment No. 1 to House Bill 1880. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

HB 1882
2nd Reading

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1881, Senator Fawell. House Bill 1882, Senator Grothberg. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1882.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1883, Senator Etheredge. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1883.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1885, Senator Watson. House Bill 1886, Senator Schaffer. House Bill 1887, Senator Barkhausen. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1887.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1888, Senator Fawell. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1888.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1889, Senator Hudson. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1889.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House bill...House Bill 1890, Senator Mahar. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1890.

(Secretary reads title of bill)

2nd reading of the bill. Committee on...the bill was rereferred to local...Committee on Local Government offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and members of the Senate. Committee Amendment No. 1 applies only to counties with a population of five hundred thousand or more. I ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar moves the adoption of Committee Amendment No. 1 to House Bill 1890. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1898, Senator Mahar. House bill. Okay, we moved that one. House Bill 1914. Alright, Senator Mahar on 1898. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1898.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1914, Senator Coffey. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1914.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1921, Senator Watson. House Bill 1922, Senator DeAngelis. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1922.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1924, Senator Barkhausen. Read the bill, Mr. Secretary...whoop. Okay, there is an additional amendment on House Bill 1922. We moved it to 3rd reading. Is there leave to return that bill to the Order of 2nd Reading for the purpose of an amendment? Leave is granted. On the Order of 2nd Reading, bottom of Page 65, House Bill 1922.

SECRETARY:

Amendment No. 1 offered by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President and members of the Senate. House Bill 1922 was on the Agreed Bill List in committee. This amendment should have gone on in committee. What it

basically does, it has four parts. The first part puts us into compliance with Federal law which qualifies us for seven million dollars in funds. Secondly, it permits the agencies to follow the...file the neglect provisions, a request made by the State's Attorney. Third, it resolves an issue that occurs between DCFS regarding status offenders; and fourth, is nothing more than a technical cleanup on some words. I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright, Senator DeAngelis has moved the adoption of Committee Amendment No. 1...no, Floor Amendment 1 to House Bill 1924. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1925, Senator Kent. House Bill 1927, Senator Coffey. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1927.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Agriculture, Conservation and Energy offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. Amendment No. 1 deletes the language in the bill...which requires identity of the consignor for cattle less than eight hundred pounds. I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Coffey has moved the adoption of Committee Amendment No. 1 to House Bill 1927. Is there any

discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Coffey.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President. This amendment deals with the Franchise Act, just the section regarding the Unfair Competition Practices Act, and I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Alright. Senator Coffey has moved the adoption of Amendment No. 2 to House Bill 1927. Is there any discussion? Senator Bruce.

SENATOR BRUCE:

Well, this seems to be the day to talk about franchises, and since we're talking about anhydrous ammonia, and...and those of us in the agricultural areas are deep into that, I'd like to have a full explanation of what we're going to do with franchises of the guys who are selling nitrogen and anhydrous ammonia.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Senator Coffey.

SENATOR COFFEY:

The amendment...this amendment is a...a bill that...that we're amending in here. It was Senate Bill 1331 that we put in a working subcommittee. This amendment actually does not deal with anything to have to do with agriculture, but it has to do with manufacturers. And...and what we're doing, this

bill was put into a subcommittee to study, along with which House Bill 1753 was supposed to go.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bruce.

SENATOR BRUCE:

Well, here is the problem I find ourselves in...that this bill...I...I am only a recent player in this whole question between the automobile dealers and the manufacturers. Senator Egan's bill got out. I understand the dealer's bill did not get out, and now everyone wants to have their bill out on the Floor to be discussed. It was left in subcommittee in Agriculture...or in Transportation and probably should remain there. This is a very lengthy amendment, it runs nine pages of all new language. And, Senator Coffey, I...I certainly don't want to speak in opposition to your amendment because, frankly, I don't know who's right, the dealers or the automobile manufacturers. But it certainly is a...is a...the wrong time to be putting these amendments on on the Floor without any kind of discussion.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Coffey.

SENATOR COFFEY:

If I could, Senator Bruce, explain exactly what happened here. As...I don't want to get into the fight between the Manufacturer's and the Dealer's Association also. We had an agreement, and I...we...Senator Chew is here, but other members on the Transportation Committee...press is here. We had an agreement that we was going to put both of these bills into a subcommittee and let them work out their problems between the Dealer's Association and manufacturers, and then we found out the next thing we know, they bypassed our committee which....the...the Senate...House Bill 1753 should have went. And they bypassed ours to get theirs out on the Floor. We had a commitment that we were going to work on

those bills. We only give...want to give them a fair shake to put their bill on the Floor and let everybody vote how they want to or put both of them back into committee. And the chairman of the committee, Senator Chew, is...is here now and he could also tell you what our agreement was on that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Any further discussion? Any further discussion? Senator Coffey has moved the adoption of Amendment No. 2 to House Bill 1927. All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1928...whoop. Let's take that out of the record a minute. Is there leave to return to 1924? We were on that bill when we inadvertently had to go back to Senator DeAngelis' bill. House Bill...leave is granted. House Bill 1924, Senator Barkhausen. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1924.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1928, Senator Coffey. Read...Senator Coffey, 1928. Senator Coffey, 1928. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1928.

*HB 1941
2nd Reading*

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1934, Senator Davidson. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1934.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1941, Senator Schuneman. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1941.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Executive offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman on Amendment No. 1.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Amendment No. 1 simply provides that we shall continue with the present practice of paying seven dollars per month for dependents coverage to those companies other than the Blue Cross group insurance carrier.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Schuneman has moved the adoption of Amendment No...Committee Amendment No. 1 to 1941. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1943, Senator Grothberg. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1943.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1944, Senator Schuneman. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1944.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman, Amendment No. 1.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Amendment No. 1 is the new

investment article approved by the industry and the Department of Insurance.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman has moved the adoption of Committee Amendment No. 1 to House Bill 1944. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1950, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1950.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1952, Senator Becker. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1952.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1953, Senator Becker. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1953.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1955, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1955.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Kustra on Committee Amendment No. 1.

SENATOR KUSTRA:

Thank you, Mr. President and members of the Senate. Committee Amendment No. 1 is an amendment which will regulate a new class of vehicles in air aviation called ultralights. The Department of Transportation has held off issuing any regulations or procedures regarding ultralights until the FAA has done so. This particular amendment would put Illinois in line with the Federal regulations on ultralight vehicles, and I would ask for its consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Kustra has moved the adoption of

Committee Amendment No. 1 to House Bill 1955. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1958, Senator Mahar. House Bill 1960, Senator Schaffer. House Bill 1963, Senator Macdonald. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1963.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1972, Senator Grotberg. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1972.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Grotberg.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Grotberg, Amendment No. 1.

SENATOR GROTBERG:

Thank you, Mr. President and fellow members. This is the DOT conveyance bill, and with the agreement of everybody that may have further stuff, I'd like to go ahead and put these amendments on and move it to 3rd, but I'll bring it back to 2nd over the next couple of weeks for further action. Now, Mr. Secretary, if you please, I don't know which amendments are first. But it would be important that they are in order so that those amendments that follow may be drafted properly.

SECRETARY:

Small...the small one is lettered "A" and the larger one is lettered "B."

SENATOR GROTBERG:

Mr. Secretary, I have before me LRB8302149...

SECRETARY:

I'm...I'm sorry, these don't have LRB numbers on them.

SENATOR GROTBERG:

Okay. Let's just adopt it. Are...are they in the proper order? I move the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Grotberg has moved the...Senator Grotberg has moved the adoption of Amendment No. 1 to House Bill 1972. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Amendment is adopted. Any further amendments?

SECRETARY:

Amendment No. 2 offered by Senator Grotberg.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Grotberg moves the adoption of Amendment No. 2 to House Bill 1972. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1978, Senator Coffey...on the Order of 2nd Reading, the top of Page 67, House Bill 1978, Senator Coffey. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1978.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1983, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1983.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1984, Senator Kustra. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1984.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1988, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1988.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1989, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1989.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1990, Senator Kustra. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1990.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1991, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1991.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1992, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1992.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Kustra.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Kustra on Amendment No. 1.

SENATOR KUSTRA:

Thank you, Mr. President and members of the Senate. Amendment No. 1 to Senate...House Bill 1992 is a technical amendment. It adds some language requested by the Chicago Board of Election commissioners, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Kustra has moved the adoption of Amendment No. 1 to House Bill 1992. Is there any discussion? All those in favor will signify by...saying Aye. Those opposed

HB 1994
2nd reading

Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1994, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1994.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1995, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1995.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1996, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1996.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

HP 2000
2nd Reading

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senator Bruce, for what purpose do you arise?

SENATOR BRUCE:

I just wonder if Senator Kustra, on the last bill, Senator, there's been a discussion about the Class IV Felony. Will you bring that back for an amendment? I take it the whole series is subject to being amended. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

House...on the Order of 2nd Reading, the top of Page 68, House Bill 1997, Senator Kustra. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1997.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2000, Senator Hall. House Bill 2000, Senator Hall. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2000.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Local Government offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This amendment adds a new section which holds that in any action to recover any municipal taxes, license fees or permit fees or franchise fees that are illegal or unconstitutionally collected, the prevailing party shall only be entitled to a refund in an amount not exceeding the taxes or fee paid for a period of one year prior to the date upon which the complaint was filed. No other recovery shall be allowed. Now, this was asked by the...the townships...the cities, and was necessary and, therefore, we acceded and put this amendment on.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 1 to House Bill 2000. Is there any discussion? Senator Weaver.

SENATOR WEAVER:

Thank you. A question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Weaver.

SENATOR WEAVER:

Senator Hall, does this forgive any illegal taxation that's happened in the past and makes them liable regardless of constitutionality?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Senator, the amendment appears to include any tax levied by a municipality. It also includes license fees, permit fees and franchise fees. It forgives that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to House Bill 2000. Any further discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee

amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2003, Senator D'Arco. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2003.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator D'Arco on Amendment No. 1.

SENATOR D'ARCO:

Thank you, Mr. President. This amends the Chicago Police Article of the Pension Code. The amendment is an amendment that is in all the State systems, and the amendment simply provides that the board may lend securities owned by the fund to a borrower with collateral equal to the market value of the security. We did have some discussion about this in committee, but the fact is that most pension systems do have this provision, and I move to adopt Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco moves the adoption of Committee Amendment No. 1 to House Bill 2003. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Schuneman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman, Amendment No. 2.

SENATOR SCHUNEMAN:

Thank you, Mr. President. This is simply the State mandates disclaimer amendment which, in effect, says that if there is a cost to the State, the State will be exempt from this mandate.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman has moved the adoption of Amendment No. 2 to House Bill 2003. Is there any discussion? All those...Senator Bloom. Senator Bloom.

SENATOR BLOOM:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Bloom.

SENATOR BLOOM:

Okay, this...have you gotten a mandate impact on this? I mean, what's this going to cost?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

This is not my bill, Senator. This is...maybe this is directed to Senator D'Arco.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

Okay, I...we're...we're rolling along, I don't want to slow things down; but, in other words, when you say the State Mandates Act disclaimer you're saying that if it does cost local government some money that the State Mandates Act

doesn't apply?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Correct. This is a bill that would affect the Chicago pension systems. There's some question as to whether or not it would have an impact on the State of Illinois, and this amendment merely clears that up. If there is any impact, it'll have to be paid by the Chicago system.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

So, in other words, it originates in the Chicago system, they want it but it might cost some money, so, therefore, it is an exemption to the State Mandates Act which says the State picks up the tab if new programs or increases in programs are imposed on municipalities. Your amendment says we don't pick up the tab and it's exempted from the State Mandates Act, but that the bill originates from the municipality that is affected, is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Ladies and Gentlemen, if we could have some order, please. If we could have some order, please. Senator Schuneman.

SENATOR SCHUNEMAN:

Yes, that is correct, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Any further discussion? Senator Schuneman has moved the adoption of Amendment No. 2 to House Bill 2003. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2008, Senator Luft. House Bill 2012, Senator Netsch. House Bill 2013, Senator Lechowicz. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2013.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Elections and Reapportionment offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and members of the Senate. I move to Table Committee Amendment No. 1 and offer Amendment No. 2 which is filed with the clerk.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz moves to Table Committee Amendment No. 1 to House Bill 2013. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The motion...the amendment is Tabled. Senator Lechowicz on amendment...any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Lechowicz.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and members of the Senate. Amendment No. 2 is the exact same amendment that was adopted in committee which provides that the rotation of the chairmanship among all board members of the same political party

affiliation as far as the State Board of Elections, but it also provides for an...an immediate effective date on the bill, and I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz moves the adoption of Amendment No. 2 to House Bill 2013. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 2014, Senator Rock. 2015, Senator Vadalabene. Senator Vadalabene on the Floor? Read the bill, Mr. Secretary. Stand up.

SECRETARY:

House Bill 2015.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2019, Senator Marovitz. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2019.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

HB 2023
2nd Reading

3rd reading. House Bill 2023, Senator Sangmeister. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2023.

(Secretary reads title of bill)

2nd reading of the bill. No committee...amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Sangmeister.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sangmeister.

SENATOR SANGMEISTER:

Thank you, Mr. President and members of the Senate. Amendment No. 1, this is the living will concept, is being introduced for the purpose of taking and allaying some of the fears of the medical profession, and I think it can be better discussed on 3rd reading, but this is to take away their objections to the bill, and I move that the amendment be adopted.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sangmeister moves the adoption of Amendment No. 1 to House Bill 2023. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2029, Senator Marovitz. House Bill 2031, Senator Dawson. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2031.

(Secretary reads title of bill)

*H.B. 2055
2nd reading*

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill...2035, Senator Marovitz. House Bill 2046, Senator Fawell. House Bill...Senator Fawell. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2046.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 2055, Senator Grotberg. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2055.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senator Rock, for what purpose do you arise?

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. If I can have the attention of the membership,

there's been a slight change in the schedule and I'd like to alert the members.

PRESIDING OFFICER: (SENATOR DEMUZIO)

That's the most quiet we've had all morning.

SENATOR ROCK:

The Calendar indicates that Appropriations I was to meet at noon in Room 212. I've discussed the matter with the members of the Appropriations Committee and its chairman. It is our intent to work straight through until about two o'clock, at which point the Committee on Appropriations I will meet. Also, I have discussed with Senator Philip the necessity or nonnecessity, as it turns out, of our being here on Friday. We will...tomorrow the Appropriations II Committee will conclude its business, I am told. They will meet at 9 a.m. We will come into Session at noon and work until approximately four o'clock, at which point we will adjourn for the week. I've asked the Sergeant-at-arms to ask the Pages to pass out the schedule for the final days of the Session. It will call for us to return to Springfield, once having left on the 16th, on Thursday, we'll return to Springfield on the 20th at the hour of noon and we will be in all week plus the weekend. I have been...my office has been informed that there is a convention scheduled to come to Springfield, more than one, the weekend of the 25th and 26th, so I would urge the members to secure confirmation of their hotel reservations, because it will be necessary it appears for us to remain in Springfield over the weekend, from the 20th until the 30th, straight through. But we will go today until about two o'clock, at which point we will break for Appropriations and we will commence tomorrow at noon.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. On the Order of 2nd Reading, Page 69, top of the page, House Bill 2055, Senator Grotberg. Alright, we moved that one. Alright. House Bill 2058, Senator Schaefer.

House Bill 2060, Senator Hudson. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill...2060.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2065, Senator Barkhausen. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2065.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2070, Senator...Kent. House Bill 2071, Senator Rigney. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2071.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2072, Senator Schuneman. Read

the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2072.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Transportation offers four amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator...Schuneman on Amendment No. 1.

SENATOR SCHUNEMAN:

Thank you, Mr. President. These are four agreed amendments that were adopted in committee. The first one would permit more rapid raising and lowering of fare rates with the appropriate notification and procedures before the commission. Move the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman moves the adoption of Committee Amendment No. 1 to House Bill 2072. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Committee Amendment No. 2 simply provides for a prior to...to discontinuation service notice and procedures. I move adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman moves the adoption of Committee Amendment No. 2 to House Bill 2072. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Committee Amendment No. 3 stipulates...or it relates to the easy entry into the marketplace, and it contains a provision that easy entry shall not apply to a transportation route where an airport is to be served on said route. This answers some of the objections that some of the O'Hare area legislators had.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman moves the adoption of Committee Amendment No. 3 to House Bill 2072. Any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3...Committee Amendment No. 3 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Committee Amendment No. 4 provides authority to the Illinois Commerce Commission to deal with the subject of abandoned railroad tracks from the roads, streets and other thoroughfares in this State.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman moves the adoption of Committee Amendment No. 4 to House Bill 2072. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4...Committee Amendment No. 4 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2072, Senator Barkhausen. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2073.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2074, Senator Kent. House Bill 2078, Senator Rigney. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2078.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Agriculture, Conservation and Energy offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendment No. 1, Senator Rigney.

SENATOR RIGNEY:

Mr. President, what we're doing under Amendment No. 1 is to clarify the Department of Agriculture's statutory authority in regard to rule making in the section dealing with bovine tuberculosis and swine brucellosis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rigney moves the adoption of Committee Amendment No...Committee Amendment No. 1 to House Bill 2078. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted.

HB 2081
2nd Reading

Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Top of Page 70, 2079, Senator Watson. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2079.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2080, ... Senator Rigney. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2080.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2081, Senator Maitland. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2081.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Maitland on Amendment No. 1.

SENATOR MAITLAND:

Thank you, very much, Mr. President. Amendment No. 1 to House Bill 2081 clarifies structural pest control to mean on-site identification of pests; further clarifies the prohibition of uncertified individuals to apply general use on restricted...pesticides, and further authorizes uncertified technicians to work directly under the supervision of the certified technician. This is an amendment offered...or suggested by the Department of Public Health. I'd move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland moves the adoption of Amendment No. 1 to House bill 2081. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2085, Senator Davidson. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2085.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

HB 2092
2nd Reading

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2092, Senator Etheredge. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2092.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 2093, Senator Zito. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2093.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2094, Senator Etheredge. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2094.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2102, Senator Etheredge. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2102.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2103, Senator Etheredge. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2103.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2105, Senator Watson. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2105.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2109, Senator Schuneman. Senator Schuneman, 2109. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2109.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Schuneman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Because of the discussion in committee, we agreed to delete the impact of this bill as it applies or would apply to barge traffic and water traffic. So, this simply complies with what we agreed to do in committee. I move the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Schuneman has moved the adoption of Amendment No. 1 to House Bill 2109. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2110, Senator Joyce. Senator Jerome Joyce. Bottom of Page 70, 2110. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2110.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2111, Senator Jeremiah Joyce...no, Senator...Jerome Joyce. 2111. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2111.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2115, Senator Bloom. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2115.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2116, Senator Schuneman. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2116.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2135, Senator Davidson. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2135.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2147, Senator Hudson. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2147.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Is there leave to return to 2171 in a few minutes? Leave is granted. House Bill 2176, Senator Nedza. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2176.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Nedza.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment...No. 1 deals with an increment increase for the widows or the survivors of the pension. I move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Nedza moves the adoption of Amendment No. 1 to House Bill 2176. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2182, Senator Holmberg. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2182.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2201, Senator Berman. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2201.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2202, Senator Savickas. House Bill 2203, Senator Welch. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2203.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2212, Senator Marovitz. House Bill 2218, Senator Zito. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2218.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2219, Senator Nedza. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2219.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. I've spoken to many of you about this amendment. What it does...everyone realizes the bill basically deals with the Museum and Aquarium Fund of the Chicago Park District. As you may remember, there's been quite a fight about Chicago Park District taking the interest from this fund and using it for other purposes. What this amendment says, it deletes in the last page two lines, and what it says is, the money from the Aquarium and Museum Bond Fund will be used for the Aquarium and Museum Bond Fund. The interest may not be taken elsewhere, it will be left in the fund. Remember, this is a nonreferendum fund that came into existence for only one reason, that was to fund the aquariums and museums in Chicago. Therefore, to take the interest and use it for other things is basically misuse of the funds, and this says the reason the money exists is what it will be used for. And since it's a nonreferendum fund it is only reasonable that the people who contribute the money should be allowed to use it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Any further discussion? Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in opposition to this amendment. This bill

actually came before this Body because of the fact that it was a consent decree by the courts. The bill is...is basically worded to comply with the court, and the provisions of this bill are that the district is to pay the interest to the district's general fund and it was to transfer interest to the Aquarium-Museum Funds as agreed between the parties. And also, the Park District is mandated to annually deposit 7.5340 percent of the district's personal property tax replacement funds into the Aquarium-Museum Fund. This amendment destroys the consent decree that was...was brought down to us. I can understand that my colleague probably doesn't like the judiciary coming in and making a consent decree and having negotiating between parties. But may I just point out to my colleague that these...this entire bill, 2219, is a result of that litigation. Those parties entered into good faith before the judiciary. It is the result of this bill. This bill is worded specifically for that consent decree so that this agreement will concur with the consent decree, and I would not like to have any amendments adopted to it. So, therefore, I strongly oppose this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Any further discussion? Senator Keats may close.

SENATOR KEATS:

Okay, in asking for your favorable roll call, what I want to stress is I do appreciate the emphasis of the court decision, but I think we all understand when a Chicago body goes in front of the Chicago courts, it's not exactly a normal court decree. The people of the museums were saying, wait a minute, wait a minute, we would like our money. They had absolutely no option. And I would have to say to you that to call this a consent decree is a rather interesting way to consider it. Also, we have to remember, under House Bill 1780 for the Park District, we are raising their bond...I

mean, their...their working cash fund from thirty-seven million to seventy-seven million. We're giving them unlimited bonding authority, et cetera, so they're getting quite a bit of new money. All we're saying is this is a basically truth in bond usage funding saying, for a couple million bucks leave it where the law says it should be. The reason this bond fund came into existence, it is a nonreferendum bond fund given to them for one reason. Now, the Park District wants to, without any referendum, without any public hearing, change the usage. So, we're saying they're getting millions more dollars under House Bill 1780 already, let's at least use these couple million bucks for the Aquarium and Museum Bond Fund which is why it was originally passed. And I would appreciate a roll call vote.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Alright. Senator Nedza, he was closing. The question is on the adoption of Amendment No. 1 to House Bill 2219. All those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 34, the Nays are 19, 2 voting Present. Amendment No. 1 to House Bill 2219 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

3rd reading. House Bill 2220, Senator Jones. Read the bill, Mr. Secretary, please.

REEL #3

SECRETARY:

House Bill 2220.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Is there leave for Senator Bruce to handle 2221? Leave is granted. House Bill 2221.

SECRETARY:

House Bill 2221.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2228, Senator Kustra. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2228.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2230, Senator Vadalabene. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2230.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right.

SECRETARY:

Committee...the Committee on Transportation offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Committee Amendment No. 1, Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. Committee...Amendment No. 1 to House Bill 2230 includes motor vehicles of the second division weighing no more than eight thousand pounds and provisions on application for special registration plates for physically handicapped persons, and I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Vadalabene moves the adoption of Committee Amendment No. 1 to House Bill 2230. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it and the amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2242, Senator Savickas. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2242.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2244, Senator Lemke. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2244.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Sangmeister.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sangmeister.

SENATOR SANGMEISTER:

Thank you, Mr. President and members of the Senate. Simply, what this amendment does is if the Joliet Port Authority wants to operate, own or build an airport in Joliet that they ought to submit that to a referendum of the voters and that's what this amendment requires, and I move for its adoption.

HB 2244
2nd Reading

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right...Senator Sangmeister has moved the adoption of Amendment No. 1 to House Bill 2244. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2251, Senator Netsch. 2251. House Bill 2277, Senator Rock. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2277.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2282, Senator Darrow. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2282.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2283, Senator Davidson. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2283.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2284, Senator Chew. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2284.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments. The Committee on Transportation offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. On the Order of 2nd Reading, House Bill 2284, Committee Amendment No. 1, Senator Chew.

SENATOR CHEW:

Mr. President and Gentlemen and Ladies, this amendment merely exempts the manufacturer's representative from the portion of the bill which prevents the arrest if he's...representing the manufacturer, and I'd move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Chew has moved the adoption of Committee Amendment No. 1 to House Bill 2284. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further commit-

tee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2287, Senator Chew. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2287.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Transportation offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Chew.

SENATOR CHEW:

Makes technical changes as listed in the correct section and the spelling. It also deletes the provision that no person drawing blood or urine from a subject at the request of a police officer shall be liable for such action and theory of lack of consent of the subject. I'd move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Chew has moved the adoption of Committee Amendment No. 1 to House Bill 2287. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

*NR 1
2nd reading*

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2290, Senator Rock. Read...all right. We will begin on the Order of 2nd Reading House Bills, page 33. We will begin at the beginning. On page 33, we will begin with House Bill 1. Oh, while...while there's a lull, Senator Nedza, what purpose do you arise?

SENATOR NEDZA:

Thank you, Mr. President. For purposes of requesting that Senate Bill 1219 which appears on the Calendar on 2nd reading be referred back to the Committee on Local Government.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Nedza moves to recommit Senate Bill 1219 back to the Committee on...Local Government. You've heard the request. Is leave granted? Leave is granted. The bill is recommitted. It was on the Order of...it was on the Order of 2nd Reading. The bill is recommitted. Okay, on page 33, on the Order of 2nd Reading House Bills, House Bill 1, Senator Berman. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House bill 6, Senator Jerome Joyce. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 6.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 8, Senator Watson. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 8.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 9, Senator Rigney. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 9.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 12, Senator Lemke. Well, Senator Netsch, for what purpose do you rise?

SENATOR NETSCH:

Thank you, Mr. President. Just to make a comment on something that Senator Rigney and I had discussed with

respect to House Bill 9. We have not thought of any reasonable way of restricting the bill at the moment. I would just ask you that if we do, to avoid it ever being an embarrassment to us later on, if you would be willing later to bring it back. We may not think of any reasonable way to do it so it may just go as it is. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rigney. Senator Rigney.

SENATOR RIGNEY:

The answer is yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Okay. On the Order of House Bills 2nd Reading, House Bill 12, Senator Lemke. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 12.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Agriculture, Conservation and Energy offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lemke.

SENATOR LEMKE:

What this bill does is makes it...retroactive to the passing of 172 that we passed last year. I ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lemke moves the adoption of Committee Amendment No. 1 to House Bill 12. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have. The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 18, Senator Egan. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 18.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1, by Senator Egan.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Egan, Amendment No. 1. Senator Egan.

SENATOR EGAN:

Thank you, Mr. President and member of the Senate. The...the amendment removes the indexing provision which was one of the four amendments that was placed on the bill in the House requiring that in future years the increase would be indexed to the cost of living. That has been taken out so the bill is now from twenty-five to thirty thousand dollars in improvement. I move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Egan moves the adoption of Amendment No. 1 to House Bill 18. Is there any discussion? All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 22, Senator Marovitz. House Bill 26, Senator Egan. House Bill 26, Senator Egan. Bottom

of page 33...House Bill 36, Senator D'Arco. Oh, I'm, sorry. House Bill 33, Senator D'Arco, the top of page 34. House Bill 43, Senator Netsch. House Bill 46, Senator D'Arco. House Bill 58, Senator Schuneman. Read the bill, Mr. Secretary, please. House Bill 58.

SECRETARY:

House Bill 58.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 60, Senator Vadalabene. Read the...no. House Bill 62, Senator Maitland. Thirty...page...read the bill, Mr. Secretary, please. All right, is there...is there...is there leave to...to return to House Bill 60? Leave is granted. House Bill 60, top of page 34, Order of 2nd Reading, Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President. And I apologize, but the amendment just arrived and I thought I'd like to get it in there. And...amendment to House Bill 60, Amendment No. 1 does, that the prize of two thousand two hundred and fifty dollars, except that in adjoining counties having two hundred thousand to two hundred and seventy-five thousand inhabitants each, two additional...bingo games may be conducted after. And I move for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

House Bill 60.

SECRETARY:

House Bill 60.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

And Senator Vadalabene explained Amendment No. 1. Is there...

SECRETARY:

That...that was not a committee amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Floor Amendment No. 1. On the amendment, further discussion? Senator Netsch.

SENATOR NETSCH:

I'm sorry, Senator Vadalabene, I did not hear the explanation. I was in the back of the Chamber. Would you mind explaining once more what it does.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene, if you'll hold on just a moment, there's been a request to take photographs on the Floor of the Senate for a graduate student doing a program. Is there leave? Leave is granted. Senator Vadalabene, thought he might take a picture of you, Senator.

SENATOR VADALABENE:

Where are they? It takes Peoria and Winnebago out of the bill and now the only two counties that are in the bill with this amendment is Madison and St. Clair County.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? On the motion to adopt, those in favor...Senator...those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

Amendment No. 2 offered by Senator Netsch.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch on Amendment No. 2.

SENATOR NETSCH:

Yes, thank you, Mr. President. Amendment No 2 would

remove from the bill the opportunity to...in fact the requirement really, to compensate those who do business in the bingo games. I think we were really not careful enough when the bill came through the committee in noticing that provision. It's...the prohibition on any remuneration to those involved in conducting bingo is something that the administering agency, the Department of Revenue, has felt very strongly about for a long time. I believe it was something that was called attention to by the Investigating Commission report and it is thought to be an extremely bad idea to start to allow the so-called professionalization of those who conduct bingo. That is exactly the opposite of what bingo was intended for. That just kind of got by us when the bill came out of committee and the amendment would restore the language to the way it previously was in the law, an absolute prohibition on remuneration to those who conduct the game. I would move the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt...is there discussion? Senator Vadalabene.

SENATOR VADALABENE:

Yes, and I would like to have some order because I'm going to oppose this amendment and I want all the members to hear this.

PRESIDING OFFICER: (SENATOR BRUCE)

May we have some order, please.

SENATOR VADALABENE:

This amendment that Senator Netsch is offering...what we are attempting to do is legalize the fifteen dollars a day that these people are getting from working in the bingo's halls. They're doing it now illegally, in my opinion, and this bill will legalize the compensation of those people who work in these bingo stands. And I would urge you to vote against Senator Dawn's Amendment No. 2 to House Bill 60.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Lewke.

SENATOR LEMKE:

I think this is a good amendment. This...this amendment makes it clear that people that work for bingo are strictly volunteers and are not paid. In talking to the people concerned with this, the archdiocese and all the people that do volunteer bingo, they do not want this. This is just going to help the bingo palaces in the City of Chicago and all over the State operate without people that are volunteers. I think this is a bad idea to start paying people in voluntary organizations because we're going to professionalize professional gambling. And I think we should...we should pass this amendment and adopt it and keep concurrence with our Legislative Investigating Commission.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Netsch may close.

SENATOR NETSCH:

Thank you. I think we have made as much of a concession as we possibly can in good conscience to those in Madison and St. Clair who feel that they must have this increase in the dollar limit. I'm not comfortable about it, but we've kind of gotten down the road to that on their representation that they have a special problem. In no way though should we change the prohibition on remuneration of those engaged in the game. It is not a professional thing, it was not intended to be such and we should not open that door even one crack. I would strongly urge the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Etheredge, were you seeking recognition on this amendment? Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President, I...I did seek...recognition in order that I could speak in favor of this...this amendment. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. The motion is on the adoption of Amendment No. 2. Those in favor will say Aye. Those opposed Nay. The Ayes have it...yeah, the Ayes have it, Senator. Is...is there a request for a roll call? All right. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open and the motion is on Senator Netsch's amendment, Amendment No. 2. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 30, the Nays are 14, 2 voting Present. Amendment No. 2 to House Bill 60 is adopted. Further amendments?

SECRETARY:

No...no further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 62, Senator Maitland. For what purpose does Senator DeAngelis seek recognition?

SENATOR DeANGELIS:

On a point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

State your point. May we have some order, please.

SENATOR DeANGELIS:

Because...because of the rescheduling of the Senate and us not being in Friday, I do want to announce that A Taste of Italy is being cancelled for Thursday night; it is now rescheduled for next Tuesday night, same time, same place, same menu. The food will be a little stale, that's all.

PRESIDING OFFICER: (SENATOR BRUCE)

Senate...House Bill 62, Senator Maitland. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 62.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

AB67
2nd reading

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 64, Senator Marovitz. House Bill 67, Senator Maitland. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 67.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 74, Senator Darrow. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 74.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 76, Senator Maitland. Senator Maitland. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 76.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Transportation offers...

PRESIDING OFFICER: (SENATOR BRUCE)

Leave to take it out of the record? Take it out of the record. House Bill 77, Senator Holmberg. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 77.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 79, Senator Davidson. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 79.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 80, Senator Holmberg. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 80.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 93, Senator Maitland. Senator Maitland. 93...read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 93.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 104, Senator Zito. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 104.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 171, Senator Geo-Karis. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 171.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Judiciary I offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis on Committee Amendment No. 1.

SENATOR GEO-KARIS:

Would you give...would you let me know what the amendment

MS 178
2nd reading

is, I don't have a copy.

SECRETARY:

By deleting "no" inserting in lieu thereof "except where explicitly authorized by the code," okay, "and by the rules of the Supreme Court of Illinois."

SENATOR GEO-KARIS:

Is that 171? Yes, that's right.

SECRETARY:

171.

SENATOR GEO-KARIS:

That's right. I move the passage of the...the amendment.

That's right.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Those opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the floor?

SECRETARY:

No floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 178, Senator Vadalabene. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 178.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the floor?

SECRETARY:

No floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

*HB 186
2nd reading*

3rd reading. House Bill 186, Senator Hall. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 186.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the floor?

SECRETARY:

No floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill...200, Senator Grothberg. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 200.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Elections and Reapportionment offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grothberg on Committee Amendment No. 1.

SENATOR GROTHBERG:

Thank you, Mr. President and fellow Senators. This is the amendment that allows attorneys by their own volition to exempt themselves from jury duty. I move the adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Committee Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the floor?

SECRETARY:

No floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 203, Senator Rigney. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 203.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 207, Senator Smith. House Bill 208, Senator Bloom. House Bill 223, Senator Lechowicz. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 223.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 227, Senator Netsch. Senator Netsch on the Floor? 227, the Appellate Defender Act. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 227.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

AB 252
2nd reading
HB 247
2nd Reading

Amendment No. 1 offered by Senator Netsch.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch on Amendment No. 1.

SENATOR NETSCH:

Thank you. Amendment No. 1 is an immediate effective date amendment requested by the House sponsor of the bill. I move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1. Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 235, Senator Welch. House Bill 247, Senator Netsch. Real estate transfers. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 247.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 252, Senator Jerome Joyce. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 252.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Agriculture, Conservation and Energy offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator...Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. This amendment basically makes this CUB bill the same as the one that we passed out before. The difference is that there is a eleven-member interim board, the other one was a five-member board; three are appointed by the Governor, two each by the Senate President and the House Speaker and two each by the Senate and House...Minority Leadership. That is the basic difference. Also, the...the Attorney General's Advocacy Council is in here.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1. Is there discussion on the motion? Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. The CUB concept is one that's been with us all spring. There's no question in my mind but what the people around this State have a great deal of interest. Obviously, by the passage of a number of those referendums last fall, the concern is there and their support for the CUB concept. Many of us have agonized over this particular situation for...for some time. I'd felt in the past that clearly my constituency was well represented, and yet I understand the concern of those who feel that our constituency is not well represented for the Commerce Commission. This particular piece of legislation when it came over from the other side of the Rotunda, it had a lot of input...

PRESIDING OFFICER: (SENATOR BRUCE)

May we have some order please.

SENATOR MAITLAND:

...it had a lot of input from a number of people, the Public Action Council, interested individuals, interested legislators, the utilities, to name but a few. And I was

confident that the bill that came over clearly represented the attitude and the feelings of most of us on the CUB issue and I was willing and ready to support the concept. But I am concerned about the amendment that was placed on the bill last week in the Agricultural Committee. And, if I might, Mr. President, I would like to ask the sponsor of the amendment a couple of questions in the areas that concern me. Question.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Jerome Joyce...Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President. It's my understanding that the legislation that we had originally introduced was very closely patterned...after the Wisconsin concept, and I guess it troubles me that now with the amendment we are asking the utilities to collect the funds. Clearly this is...there was some justification, it seems to me, for keeping this separate and apart from the utilities. We...I guess tend to view the utilities as the...as the other side and it bothers me why now, we are asking the utilities to now collect the funds that will be collected for CUB.

PRESIDING OFFICER: (SENATOR BRUCE)

Was that your question, Senator?

SENATOR MAITLAND:

Yes, sir.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. That has been in the version that we have talked about in the Senate from the beginning. Yeah, I don't see that it poses any great hardship for the utility to collect this tax. They collect taxes from municipalities; Northern Illinois Gas even has a checkoff on their bill that you can send them money for...they call it their

needy program or something, so they're already doing this. Every utility is...is doing this municipal tax...they're collecting it, they have a...a...

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce, had you concluded?

SENATOR JEROME JOYCE:

...it's just put in their system of accounts.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

Well, yeah, I understand that, but I would...I would submit to you that it...it appears to me on...on the surface, Senator Joyce, that this is more of a problem. Let me present to you what I consider to be a problem for...for the utilities. Many of us pay utility bills to two or three different utility companies, and what happens to the record keeping, that mechanism that determines how much a particular CUB member has paid in dues? You'll have...you'll have the power company, the telephone company and maybe a couple of other ones and how do we keep this record keeping straight? They may well, in fact, be underpaid or overpaid.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Well, he would just simply pay to one utility company. If...you can be paying bills to the telephone company and the electric company and what have you just...just belong in one of them.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

All right. I...I submit to you, once again, that that appears to me at least on the surface to be an oversimplification of what I consider to be a very serious

bookkeeping problem. Another question, Senator Joyce, it's my understanding that the bill clearly indicates that any overpayment of a particular utility bill automatically goes to CUB. For example, if someone who resides in Florida during the winter and elects to pay their telephone bill for the months while they're gone, is there some provision for this in the bill or would this overpayment automatically go to CUB?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Well, I...I don't know...here's the language. "All contributions to the CUB received by the public utility and all other monies due the CUB under the control of the public utilities shall be deposited in such accounts immediately upon receipt of such contributions."

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

Well, I...I would submit to you that our language says that...that excessive payments would be...would...would go to CUB and...and if we are dealing with two different languages then, "I...maybe so, but that's what...that's the way we read it. I would submit to you that that's...that is another...another problem.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Where do you see that in the bill, Senator?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

I'm reading from page 10, section 17, paragraph...section 12, I'm sorry, line 28.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Yes, if you read the...the paragraph above it, I think that would clear it up.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

Well, it...it doesn't in our mind; but let me, Mr. President, move on. This...this particular bill, also as Senator Joyce has suggested, creates a division of utility consumer counsel and I assume this is within the Attorney General's Office. Now, the Attorney General has in the past intervened on...on behalf of consumers across the State. Indeed, there is a...a division within the Governor's Office that also does this. And I'm wondering...of course I think it's clearly indicated here that this will be paid for out of the...public utilities tax, a fund that is nearly and will be completely gone most people indicate by...by this summer. Now, we now...or the utilities now assess eight cents, it's my understanding, that goes into this fund. Who's going to fund this? Where is this money going to come from if indeed the utility tax fund is...is depleted?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Yes, well...it's told to me that they will need about three hundred thousand dollars and...the...at 7-1-84 balance, the balance is going to be 2.45 million. So that...estimated.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

I think that's the entire year's gross...gross revenue,

is that not correct?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

It's the estimated balance from the Bureau of the Budget's books.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

Okay, another perhaps disagreement in...in figures, but I...I suggest to you that...that proposes a...a problem. Another change in the bill that was not mentioned in...in your explanation is the fact that we have deleted the...the for enclosure part of the bill as it came over and now there is no limitation on...on the enclosures. It would seem to me that this again creates an additional expense for the utilities which is going to have to be passed on...on to someone. There is also no provision if, for example, the CUB under their leadership want to blast the utilities on a particular issue. That, in fact, could be done on...on those enclosures and I...I...I...I question what the reason was for taking the limit off on the number of enclosures in a given year.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Well, basically it was in the original bill and that...you know, sure this is going to cost the utilities some money; no one is questioning that, but I think the referendums around the State and the amount of people that want something done in this area, I think this is...this is asking very little of the utilities. I...I submit to you that they'd love to have this rather than an elected Commerce Commission. So...so we're going to be a little bit tough on them, not very much, but just a little bit.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland, if you'd bring your questions to a close.

SENATOR MAITLAND:

Okay. I...I guess that, Senator Joyce, is the very point that I was trying to make. I...I wanted to support this concept, I was...was willing to do it, I think many people in this Body were willing to do that, but it seems to me now that we are comingling responsibilities; we are asking the utilities to do the work that CUB, clearly, truly, should be doing. If it's to be an autonomous group out here, totally inseparate from the utilities, totally standing in for the consumer, then, in fact, they should be separate. But now to cut down on some of the responsibility, to allow more of the money to go for, I guess, intervening in different areas, we're going to ask the utility companies to bear the cost, and I would submit to you that given the way the bill is written, there could actually be a two year delay before CUB picks up any of the cost that the utilities generate from this concept. You have the interim board and then after a year you have...you have the permanent board and it could, in fact, be two years before the utilities...realize any money back. I submit to you that the original bill was a good concept. I think this has cheapened what I consider to be a good bill, acceptable to everyone, and I would therefore urge its defeat.

PRESIDING OFFICER: (SENATOR BRUCE)

All right...I have...the following Senators have sought recognition: Senators Weaver, Schuneman, Rigney, D'Arco. Senator Weaver.

SENATOR WEAVER:

A couple of questions, Mr. President. Senator Joyce, are you excluding Commonwealth Edison from participation because they used post card billing?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

No, they can print a statement on the front of the post card.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Weaver.

SENATOR WEAVER:

They may print on the front of the post card and still be collectors for CUB then?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Yes, and the CUB can supply an envelope if they chose...so chose.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Weaver.

SENATOR WEAVER:

How about municipally operated utilities, will they be collecting for CUB also?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Yes, Senator.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Weaver.

SENATOR WEAVER:

Well, I...I think that the House bills that came over was in pretty good shape, but with...with this amendment I...I think we're getting into many areas that we have a lot of disagreement in; not disagreement with the CUB itself, but I would hope that we'd resist this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. A question of the sponsor. Senator, as the bill came over from the House, was the participation by the consumer voluntary?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Yes...yes it was and it still is.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schuneman.

SENATOR SCHUNEMAN:

Okay, that was my question. Under your amendment then, participation by any consumer as far as paying into a CUB is still voluntary. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rigney.

SENATOR RIGNEY:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Rigney.

SENATOR RIGNEY:

I want...I want to clarify the difference now between a utility that bills with an envelope compared to those that bill with a card, because I think it's rather interesting some of the possibilities here. Now if the utility goes to a card system, does that relieve them of any obligation then to mail out all the various material that the CUB would like to put out?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

No, it does not.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rigney.

SENATOR RIGNEY:

How are they going to get the material out then if they bill with a post...post card?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

If the CUB chooses, the CUB can supply an envelope and an insert at their own expense.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rigney.

SENATOR RIGNEY:

So then, in other words, the...the utility that bills with a card will be exempt of any requirement unless CUB comes along and says, here's our envelope, here's our material to stuff it with and then, what about the postage factor? There's a...there's a difference of course in cost between postage for an envelope, first class mail, as compared to a post card.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Yes, that has not been changed, that's the same as in the...in the House bill. Anything...they shall...it shall not exceed .5 ounces. If the weight of the enclosure exceeds .35 ounces the CUB shall reimburse the utility for its portion.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rigney.

SENATOR RIGNEY:

So what is the cost then for this .35, is that the same as a post card?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

I don't know what the cost is, but the CUB would be the one that would have to pay for it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rigney.

SENATOR RIGNEY:

So that means the utility then that has a post card system, are they the ones that are then going to have to assemble all this mail...two or three different pieces within the CUB envelope and be responsible for all of that?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Yes, that is correct.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rigney.

SENATOR RIGNEY:

Well, I guess one final comment, I think it's somewhat akin to you or I mailing out our campaign literature at election time and having to... (Machine malfunction)...you know, any say over, we'd...we'd have to stuff his material and...and put it in our envelope and he can say anything that he wants to about it...about us. I think that's rather strange to think that the amendment will do away with all the checks and balances that were in the original bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator D'Arco.

SENATOR D'ARCO:

Well, really the...yeah, hello. The amendment really has nothing to do with CUB. (Machine malfunction)...amendment address itself to the Attorney General's Office, is that right?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

That's just one...that's just one part of the amendment. The other...the other part does change the CUB to basically the way we passed it in...in the Senate.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator D'Arco.

SENATOR D'ARCO:

The...language in the amendment that deals with intervenors...Jerry, who is going to represent the people of the State of Illinois before the ICC in rate filing cases? Is CUB going to represent the people or is the Attorney General going to represent the people?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Yes, well, there are no restrictions on who can represent the people. You know, the Attorney General can, CUB can, the Governor has got a...a consumer counsel that does, there...it does not place any restrictions. I think the...the main reason we're...we're concerned about getting the Attorney General's Advocacy in here is that it will be a year and a half or longer before the CUB would ever take effect. You know, if we could pass it and the Governor sign it now, it just the...the time...the interim time before they could start doing anything is...is well over a year.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator D'Arco, further questions? Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. I know what's going on here and so do all of you. This bill came over from the House; it was an agreement with the House leaders to call in the utilities, suggest to them what they could live with and this is what they can live with. And now what happens if this Senate amendment doesn't go on, that was put on in the committee,

then utilities and the House are going to have it the way that they want it when it came over here. If there's no amendments on it, this bill is passed, it goes straight down to the Governor. I suggest that this Senate should put this amendment on and allow it to go to a Conference Committee because the House won't accept it and see if we can work out our differences between now and June the 30th. This is not the place to knock off this committee amendment, I know what's going on on this Floor and so do you. And I say that we ought to put this Senate amendment on and let the House...send it back to the House and then go to conference with our differences; not to debate it on the...on the Floor of the Senate.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President and fellow Senators. In due deference to the previous speaker, a lot of us don't know what's going on. Evidently enough people know what's going on to put this amendment together, the original bill that went out of the Senate to the House. One of the things that continues to amaze me is that you finally had the cooperation on this side of the aisle, we may not have the votes, Senators, but we had the cooperation that the CUB bill that came over from the House was something that made reason, sense, to an awful lot of people. Now you are hanging us all out to dry again on a concept that is so complicated, you've heard all of the questions, I don't want to go into that debate. But for heavens sake, if there's anything going on, let's kill this amendment and get the bill going downstairs, if that's what it is, because it's the best of the two options after lots of dialogue on both sides of this aisle for about three years. I recommend that we kill the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom. Further discussion? Senator Jerome Joyce may close.

SENATOR JEROME JOYCE:

Thank you, Mr...

PRESIDING OFFICER: (SENATOR BRUCE)

For what purpose does Senator Demuzio rise?

SENATOR DEMUZIO:

I apologize for speaking a second time, but perhaps Senator Joyce in his closing remarks can tell us about the future fate of House Bill 252 if this amendment does not go on.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Bloom.

SENATOR BLOOM:

Thank you, very much, Mr. President and fellow Senators. I'm...I'm intrigued though with the idea of George Traverse licking several million stamps. This amendment is not unattractive.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. Well, I think we...most of us, at least, know what will happen if this amendment does not go on, this bill will go to the Governor and that will be the end of the...any reform that we can hope for and that the citizens of this State can hope for and this is so little to ask. It just...the utility companies I think are laughing and clicking their heels over this bill or any other CUB bill where they don't have to deal with an elected Commerce Commission. So, the little bit we're asking the utility companies to do to try and...and provide some form of relief, of rate relief, for the people of the State of Illinois is...is minimal. And, Senator Rigney, you mentioned that it's like putting your opponents campaign material in with your literature. The only problem is, the utility companies

don't have an opponent, they are the monopoly. There's nobody there to offer any competition for them. So all we're doing is asking for a little public input into the rate making process and for them to make sure that people will get the opportunity to belong to this. They collect taxes for municipalities, they collect a lot of things for people. So, I don't think it's asking too much. The cost of the utilities is going to be minimal, but it gives the people of the State of Illinois a little bit of say. So I would appreciate a favorable vote on this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

I'm sorry, Mr. President and Ladies and Gentlemen, I was off the Floor talking about another subject matter...parliamentary inquiry, what is the motion?

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1 to House Bill 252.

SENATOR ROCK:

And this is our Senate committee amendment?

PRESIDING OFFICER: (SENATOR BRUCE)

That's...yes, it is.

SENATOR ROCK:

All right. I would ask everyone on this side of the aisle to please vote Aye. This is very important, I think we ought to negotiate with the House. They have, for the past week, frankly, been treating our...some of our bills with some disdain and I think it's time we again reasserted ourselves. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is on the adoption of Amendment No. 1 to...and there's been a request for a roll call. Those in favor of adoption of Amendment No. 1 will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted

who wish? Have all voted who wish? Take the record. On that question, the Ayes are 38, the Nays are 17, 2 voting Present. Amendment No. 1 to House Bill 252 is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 257, Senator Berman. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 257.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 261, Senator Lemke. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 261.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd...3rd reading. House Bill 265, Senator Zito. Read

the bill, Mr. Secretary, please.

SECRETARY:

House Bill 265.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Revenue offers two amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Zito to explain Committee Amendment No. 1.

SENATOR ZITO:

Thank you, Mr. President and members. Committee Amendment No. 1 puts House Bill 265 in the same posture that the Senate bill left. It...the amendment removes the proposed reduction in the Motor Fuel Tax on gasohol and restores the full State gasohol sales tax exemption. I would ask for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1. Discussion of the motion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Amendment No. 2, Senator Zito.

SENATOR ZITO:

Thank you, Mr. President. Amendment No. 2 as proposed will insert a 1992 termination date on the sales tax exemption for gasohol, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 2. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 270, Senator Etheredge. Read
the bill, Mr. Secretary, please.

END OF REEL

REEL #4

SECRETARY:

House Bill 270.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 273, Senator Geo-Karis. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 273.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Geo-Karis.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, Amendment No. 1 is a Sunset provision which applies up to January 1, 1988, and I move the passage of that amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Committee Amendment No. 1. Is there discussion of the motion? Those in favor say Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments? That was a Floor amendment. Further Floor amendments?

HB 291
2nd Reading

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. On House Bill 270, the preceding bill, there was a committee amendment which we failed to adopt. Is there leave to return the bill to the Order of 2nd Reading for the purpose of adopting that amendment? Leave is granted. House Bill 270, there is a committee amendment. Senator Etheredge, do you wish to explain it?

SENATOR ETHEREDGE:

It is the committee amendment and it should have been adopted.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Committee Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 291, Senator Bloom. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 291.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are the amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 302, Senator Rock. House Bill 308, Senator Jones. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 308.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 312, Senator Smith. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 312.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 321, Senator Etheredge. Fines for narcotics. Read...Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President, what I would like to do is not to call this...this bill today, pass over it, but I would also like to switch the sponsorship, if I could, and show Senator Netsch as the lead sponsor and myself as hyphenated cosponsor.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave? Leave is granted. House Bill 333, Senator Jerome Joyce. Flora and fauna. Senator Joyce, House

Bill 344, Senator Marovitz. House Bill 345, Senator Luft.
Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 345.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Local Government
offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Who will handle the amendment?...Senator Luft. All
right.

SENATOR LUFT:

Committee Amendment 1 removes language which mandates
that such public official shall abstain and divert himself
from such official action and disclose the fact to his
respective legislative or regulatory body when a conflict
arises.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the motion is to adopt Amendment No. 1. On
the motion, those in favor say Aye. Opposed Nay. The Ayes
have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. We agreed in committee to rein-
state some language, and that's what this bill...it reinserts
the word...two words, "or directly." This was talked about in
committee and I would move for the adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

AB 349
2nd Reading

Motion is to adopt Amendment No. 2. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 349, Senator Sangmeister. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 349.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Judiciary I offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator...Senator Sangmeister on Amendment No. 1.

SENATOR SANGMEISTER:

Thank you, Mr. President and members of the Senate. Committee Amendment No. 1 was to clarify and make absolutely clear that the person from the corporation that could represent that corporation in small claims court had to either an officer, director, manager, department manager or supervisor, and I believe this part of the amendment is agreed upon by everybody, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Senator Berman, did you wish to comment? On the motion, those in favor say Aye. Opposed Nay. The Ayes have it, and Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman on Amendment No. 2. Can we clear the area right in front of Senator Berman so that we might...Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 349, it makes a substantial change in the handling of litigation as it pertains to corporations, and what it allows is to have a corporation which previously could only be represented in court through an attorney to be represented in court through certain designated officials. In the bill, as originally introduced and as it came out of committee, there was a dollar amount of litigation that would be...in which this privilege was extended to the corporation and that amount was twenty-five hundred dollars. My amendment lowers that amount to fifteen hundred dollars; because of such a dramatic change in the law, I think that we ought to start lower than twenty-five hundred dollars which is an awful lot of money to an awful lot of people. My suggestion is a less radical one, it's fifteen hundred dollars. I urge your support of this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 2. Discussion? Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. I arise in opposition to this amendment for very a obvious reason. Right now, under present law, in small claims court individuals can sue or defend individually without the benefit of attorney for up to twenty-five hundred dollars. The bill addresses basically a glitch in the law right now where if your form of business that you assume is a corporate form instead of a partnership or something like that, you have to go get an attorney. This bill says...recognizes that you

should just because of...your form of business organization, you shouldn't have to go out and hire an attorney; basically, it helps your smaller businesses. Now, it seems to me anomalous to say, as this amendment does, that if you're a person you can sue or defend individually without the benefit of attorney up to twenty-five hundred; but if you're doing business in a corporate form, you can only sue or defend without the benefit of attorney up to fifteen hundred, and ask this Body to reject that. It seems to me that just because a small business assumes a corporate form, that they should be afforded the same opportunity to sue or defend individually without the benefit of attorney irrespective of whatever business form they take. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would rise in support of this amendment. What Senator Bloom has said is not quite the entire case. What he is saying is that this bill is to help small corporations, the mom and pop corporation, who cannot go into court to collect debts, they have to hire an attorney. Well, I agree and if it were limited to mom and pop corporations, I would support this bill wholeheartedly; however, there's nothing in here limiting this bill to mom and pop corporations, in fact, one of the witnesses who registered in favor of this bill was that small mom and pop corporation known as Montgomery Ward and Company. Now, it seems rather curious that this small corporation is interested in this bill, because this really isn't a bill to help small corporations, it's a bill to help all corporations. So, while it's being portrayed as helping the small guys, it really isn't, it's really helping the big guys. Because what's going to happen is Montgomery Wards is going to have their bookkeeper or their newly designated manager or some

other person that they hire go into court and act like a lawyer. What the amendment here does is limits to fifteen hundred dollars the amount that can be sued for by an individual who is representing a corporation and isn't a lawyer, and it's rather amazing to me, a few weeks ago here in the Senate Floor we had a bill to...to license roofers. We've had bills to license horseshoers and right now we have a law to license attorneys, but what this bill says is, well, you don't really have to be an attorney, forget the four years that all these attorneys went to college; forget the three years and the thousands of dollars that they've spent on their education. Forget it because from now on we're going to have employees of corporations show up in court and act with the same authority as an attorney who has gone through seven years of school to get that degree. Now this...this bill has some merits. For those of you who don't like lawyers, all those young lawyers coming out who usually start out doing collection work, well, they won't be around because there won't be much work for them when Montgomery Wards starts...starts its vigilante group of collection agents throughout the State of Illinois, and don't think it's going to be limited to just people in your home counties because it...they're going to be coming out of Chicago like they do now on the workmens' comp. call and collecting throughout the State. There's another good thing in this bill that you might like if any of you have any poor people in your district who owe debts on their credit cards, they're going to get their day in court, they're going to get it mighty quick too; because when this bill goes through, you're going to have all of these credit card companies bringing in people right and left, because the economies of dragging in a lot of people into a small claims court is going to be worth their while to start suing for smaller and smaller amounts. So, if you don't like attorneys, maybe you should vote for this. If

you got poor people and you want to get them to court and get their day in court, maybe you should vote for this, and if you think that...that anybody should be able to show up in court and say that they're representing a corporation, be it Montgomery Wards, Sears Robuck, Visa or anyone else, then maybe this is a good bill. This amendment is attempting to limit this wide expanse of legislative grantsmanship which we've been doing here, the christening of employees of corporations as pseudolawyers, and I would urge the adoption of this amendment. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

I have Senators Egan, Geo-Karis and Hall. Senator Egan.
SENATOR EGAN:

Thank you, Mr. President and members of the Senate. I'll be brief. I do rise in support of the amendment and agree entirely with what Senator Walsh says, but he said something further in committee that really makes sense, and I wish that if you had adopted that we could probably pass the bill out unanimously. That...that request that Senator Walsh made was that, all right, let...let Montgomery Ward come in and seek to...represent itself in a small claim with the permission of the judge; because I'll tell you what's going to happen, he'll have every collection case from the...from Montgomery Ward. It won't be difficult for anybody within the corporation, it'll probably be a lawyer, so those of you who think you're putting lawyers out of business, it's not true. It's just that corporations can't practice law in the State of Illinois. When the corporate employee who is a lawyer comes in and...and presents the collection cases one after one after one, it won't be much the different; but if the judge were to permit that, so be it; if not, then it would be up to the court whether or not the corporation could represent itself, that would be the policing agency, and without that provision, I don't think I can support the bill even as this

amendment is, but I rise in support of the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sangmeister.

SENATOR SANGMEISTER:

Thank you, Mr. President. Just like to echo some of the remarks made by Senator Bloom. In addition, I'd like to take on the Montgomery Ward issue...here this...it probably is unfortunate in committee that Montgomery Ward did file a...an appearance in favor of the legislation. I doubt very much whether Montgomery Ward is going to get involved in any class...any cases in this classification 'cause I would presume they have house counsel that will be certainly handling their files. This is the Illinois Retail Merchants Associations bill. They do want to allow ma and pop corporation to go into small claims court without having to hire a lawyer. The examples that were cited is, somebody has a...a clothing store and somebody buys maybe a hundred dollar dress or a suit and have a disagreement with the owner of that establishment and they get sued in court. They'd like to go in and be able to defend that themselves because they can't afford to hire a lawyer to go in and defend a hundred dollar lawsuit. Should it go to twenty-five hundred dollars? That's a decision you have to make. I, frankly, endorse that because that is the limit in small claims court; and as Senator Bloom indicated, why do you want to bring it down for corporations to fifteen hundred and leave it at twenty-five hundred for individuals. So, I rise in opposition to the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEG-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I, too, rise in opposition to the amendment for the following reasons. As long as an individual can sue or be sued in

a...in the small claims court up to twenty-five hundred dollars and does not need a lawyer, I think it's only fair to make it possible for the small businesses and corporations to do likewise. I might add that if it were Montgomery Ward, they have such a big staff of lawyers, you might say they're a dime a dozen, and certainly they're going to protect their rights to the fullest. I do think it's a good bill and I do feel the amendment would water it down and it's high time we did...do...give some help to small businesses and corporations which I feel, honestly, the bill will do; therefore, I speak against the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Channel 2 has sought leave to film the proceedings. Is there leave? Leave is granted. Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I'd like to ask the sponsor a question. Senator...this is your amendment?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman is...is the offerer of the amendment.

SENATOR HALL:

That's...that's good enough.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Weaver.

SENATOR WEAVER:

Question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield.

SENATOR WEAVER:

Senator Berman, for those of us who are nonlawyers, I'm just wondering, which lawyer shall we believe this afternoon?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

I'm glad you asked that question. At closing I'll respond to that because I think Senator Bloom made some oversights in his comments regarding the scope of this bill, but when...when I close, I'll address them.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President and fellow members. As another nonlawyer, now that two of them have spoken, I would submit that this is a terrible amendment. Why foul up a simple small claims court process by mingling in the legalistic points of view of those who have debated...to...in favor of the amendment, the amendment was offered by that organization and that group of professionals, and I'm delighted to hear that there are others on the other side of the issue, but common sense tells me that the small claims court is for all of the people and all of the people happens to be corporations as well as individuals in the language of this bill. So, why not let it go at that? God knows we spend enough on legal fees and major trials and major everything, and if it's going to be a lawyer from Montgomery Ward, you better believe it's going to be a lawyer there, they're not going to send one of their clerks in to testify on something that means this much to them. So, let's just defeat the thing and let the Illinois retail merchants have something that they've been looking for for a decade and let it go at that.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Welch.

SENATOR WELCH:

Well, Mr. President, I would just like to respond to Senator Grotberg. Senator Grotberg seems to think that this is a very simplistic piece of legislation that helps small corporations, but it's not. And one of his points that he made I think is very important; he said, let's not get

legalistic points of view involved in this bill. Well, Senator Grotberg, you have people going into court acting as lawyers and let me explain to you what the small claim process is. If you sue somebody, you get a judgment against them. If they don't pay you, you can drag them...you, first of all, you can garnish their bank account; second thing you do is, you can garnish their wages; next, if they don't...if you don't want to do that, you can file what's called a citation to discover assets. If they don't appear, and they probably won't, you get a rule against them to show why they shouldn't be held in contempt of that court for not showing up, and then, you know what the next step is? You issue a bench warrant for their arrest. You're going to have employees of corporations having people arrested across this State. So, don't give me the argument that this...are legalistic points of view, because what you're going to be doing is putting a lot of people in jail for not paying debts, and the purpose of this bill is to limit...purpose of the amendment is to limit the number of people who are going to be faced with that consequence. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator Berman may close.

SENATOR BERMAN:

Thank you. In response to Senator Bloom, let me point out, and I think I heard him correctly and I think his statement wasn't totally accurate. At the present time, there is a classification in the court system called small claims court. Now, I think that's really a misnomer because you can deal with anything up to two thousand five hundred dollars in that division. At the present time...at the present time, I, as an individual, you as individual, can...represent yourself in any court, in any amount on controversy regardless of the amount in controversy. I think he said that you...that you

can only represent yourself in small claims court, that's not true. An individual can represent himself in a million dollar lawsuit. Traditionally, we have said that if you're going to utilize the legal system of creating a corporation where the individual owner is immunized from liability, and you can only have the liability of the corporation, that you are not an individual, you are a legal entity, and a legal entity can only act through a lawyer. And Ladies and Gentlemen, that system has not fallen down in these category of cases, it has worked surprisingly well. Just as you wouldn't allow a doctor...I'm sorry, you wouldn't allow a nondoctor to operate if the cost of the surgery was under twenty-five hundred dollars. That's what you're in fact doing here, allowing nonlawyers to handle serious cases only because they happen to be less than twenty-five hundred dollars. Now what I'm suggesting by this amendment is not to gut the bill. I'm allowing the retail merchants to try their thing. I'm not sure it's going to work, but I'm willing to allow them to try it; and what I'm suggesting is, let's start with a threshold or a cap of fifteen hundred dollars, and there is nothing magic whether it be twenty-five hundred or fifteen hundred, or let me point out a suggestion that was made in committee and rejected by the retail merchants of five hundred. In Cook County you have a pro se court in which a person cannot have a lawyer and can sue for five hundred bucks; that's where this bill really belongs not in the circuit courts where your constituents are going to be put at a disadvantage...your constituents, the individuals, are going to be put at a disadvantage because the corporations are going to be able to send in their store manager to collect their bills instead of having a lawyer. If you're concerned about the rights of the individual, if you're concerned about the proper procedures in our court systems, I ask for an Aye vote on this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 2 to House Bill 349. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 23, the Nays are 32. Amendment No. 2 is lost. Further amendments?

SECRETARY:

Amendment No. 3 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Welch asks that the amendment be withdrawn. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 350, Senator Darrow. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 350.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 360. Is there leave for Senator Rock to handle that? Leave is granted.

SECRETARY:

House Bill 360.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 368, Senator Zito. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 368.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Welch on Amendment No. 1.

SENATOR WELCH:

Thank you, Mr. President. This is...this amendment has appeared here before in the form of a bill. Purpose of this amendment is to prohibit the construction of any new nuclear plants in the State of Illinois. The bill passed out of the Senate and went to a committee in the House; because of the House rules, the bill did not receive the necessary six votes, it received five votes and died in the committee. So, I'm asking the Senate today to adopt this amendment to House Bill 368. I believe this amendment has been previously discussed very fully. The purpose is to stop any future construction, not any construction that is going on at this point in time, but to stop future construction of any nuclear power plants in the State of Illinois, and I would ask for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Discussion? Senator Grotberg.

SENATOR GROTBORG:

Thank you, a question of the sponsor.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Grothberg.

SENATOR GROTHEBERG:

Senator, you've suggested this is a bill that should be familiar to all of us; but similar to half hour ago when someone made the assumption that everybody knows what went on before, I would like book, chapter and verse on this amendment because it literally is a bill that's going to be added to another bill as you suggested. As briefly as possible, can you take it section by section, what do it do?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. The amendment is a two-page amendment and I will read the operative language, "No construction...shall commence on a new nuclear power facility until the director of the Illinois Environmental Protection Agency finds that the United States Government through its authorized agency has identified and approved a demonstrable technology or means for the disposal of high level nuclear waste." This amendment was also an amendment to a previous bill, and the purpose of the amendment is in response to the Supreme Court decision of Pacific Gas and Electric Company versus the State Energy Resources, Conservation and Development Commission rendered by the Supreme Court on April 20, 1983. The Supreme Court found that California could allow for protection against radiation hazard from spent fuel rods, not due to safety factors but because of the cost involved. If we do not know how much it's going to cost to take care of these nuclear fuel rods, if we don't know how long we're going to have to take care of them in temporary storage facilities, then it's very difficult to determine how to charge consumers; and if we can't figure out a specific way

to charge the consumers, then it is basically unfair. The court stated that due to uncertainties in the nuclear fuel cycle, nuclear power has become...uneconomical and an uncertain source of energy. Because of the potentially high costs of storing nuclear...spent rods, there is the possibility that it is too expensive to continue to use in the State of Illinois. And so what this does is places a moratorium for a period until we determine just what those costs are. Currently, we're storing...spent nuclear fuel rods in a temporary depository in water pools, but we don't know how long we can store them there. The waste will remain radioactive for thousands of years. These pools are not going to last quite that long. That is the basic reasoning behind the amendment, Senator.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grothberg.

SENATOR GROTHBERG:

Well, thank you, Mr. President. Now I do remember the amendment that went over from the Senate to the House and met its fate over there, is that what you've just suggested, Senator? And somehow sending it back to them will change all of that and this time it will succeed? I don't know that that's true at all. If it were drafted differently or if it had some other approach to it, but just to keep banging away with a losing amendment to send it to the House amazes me as to the persistence of the sponsor, and with that I would just recommend a No vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. I rise in support of this amendment. Rarely do we see amendments put on legislation that hurt no business, hurt no industry, affect nothing that's going on presently, but

do, in fact, protect the health, welfare and safety of every citizen of the State of Illinois and that's exactly what this bill does. I don't think we ought to be worried about...any procedural questions because between now and July 1st, we are going to see a myriad of bills coming before this Body that we've seen before in one Chamber or another, or in one form or another. Let's take a look at the substance of the bill and its impact on...on our citizens and determine whether we want this bill on its merits or demerits. We wanted this bill when it came before the Senate the first time. It's certainly at least as good a bill now as it was then, and it protects all of our citizens and it doesn't hurt one business or corporation in this State...and I would think that everybody should be in favor of protecting the health and welfare of it's...of your constituents and the citizens of this State and that's what this bill is all about.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President and members of the Senate. It would seem to me that if we had adopted a similar attitude when our coal industry that we think so much of here in Illinois we being developed, if we had said in effect that no new coal mine could open or operate or produce coal until we had assurances on all fronts and answers to all problems that there would be no mine accidents, there would be nothing of that...that might in any way present an unanswered problem, our coal industry wouldn't have gone anywhere, and I think we could draw the same analogy to what has happened in our air flight industry and many other industries in this country, and it would seem to me that the utility companies in their present operation and planned operations have made allowances for...on-site storage and will continue to do so. I believe they have the facilities and will have the facilities to take

care of spent nuclear fuel rods for a considerable period of time, if not indefinitely. And to say that we can't, under any circumstances, open or start a new power plant...nuclear power plant until all of these questions are answered maybe by the Federal Government seems to me to be placing ourselves in a...in a set of...oh, power industry handcuffs that we can ill afford. There are a lot of ways of falling behind in this race for self-sufficiency in energy, and I would say that if we put the nuclear industry in handcuffs, we are perhaps placing ourselves in a position that will leave us less self-sufficient. I'm not arguing that nuclear is the only source; we have coal, we have oil and those are important parts of the whole picture, but I feel it's to the public interest to not make the situation so difficult for our nuclear industry that we're practically placing it in...in a handcuffed situation. And I would say if we want to proceed as other countries are, France and England and many other countries, proceed with our energy proficiency and efficiency and sufficiency programs, that one small step we might take here today would be the defeat of this particular amendment. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

All right, there has been several requests from the media to film and tape the proceedings. Is leave granted? Leave is granted. Any further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I speak in favor of this amendment because all it does is saying that unless the...until the IEPA decides there is a demonstrable technology to dispose of the waste, these plants...new...plants should not be built. I think it's high time we take into consideration that we're now debating whether or not to have a midwest compact on nuclear waste. We have many things to think about because we don't have the

technique and the expertise necessary as yet to tell us what to do with this waste. I think it's a good amendment and I speak in favor of it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Zito.

SENATOR ZITO:

Thank you, Mr. President and members. As the Senate sponsor of this House bill, I think the discussion on Senator Welch's amendment is fruitless simply because this idea passed this Chamber, and as Senator Rock had indicated earlier, I'd like urge the Democratic members, at least, to support this concept because it fell victim of some House shenanigans in passing legislation. Let's get this out. The Senate agreed to pass this out. Let's put it on this bill and pass the whole thing. I would ask for a Yes vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, any further discussion? Further discussion? Senator Welch may close.

SENATOR WELCH:

Thank you, Mr. President. In closing, I would just like to take on Senate Hudson's argument that if we had this back when the coal industry was starting maybe we wouldn't have had any coal industry because of all the problems with the mine shafts and everything else. Well, to compare the nuclear power industry with the coal industry is a lot like comparing a goldfish to a shark. Well, they're both fish but beyond that there's quite a bit of difference, and I...I would say that it's time that we said something about nuclear power in the State of Illinois and it's time the Legislature went on record as taking a stand, and that's what this amendment is trying to do. Two other states have already done this, Connecticut and California, and I think that we should perhaps follow their lead. The Supreme Court has said that we can do this. It's the first opportunity we've really had

to legislate in this area and it's about time we did so. So, I think that we should, at this point, enact this amendment and try to get some rein on the nuclear power industry. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Welch moves to adopt Amendment No. 1 to House Bill 368. All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. 3rd reading. House Bill 400, Senator Luft. All right, leave to take it out of the record? Leave is granted...400. Is there leave to return to House Bill 367? Leave is granted. Senator Bruce, you wish that called? Mr. Secretary, read the bill.

SECRETARY:

House Bill 367.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Agriculture, Conservation and Energy offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bruce.

SENATOR BRUCE:

Yes, I think that we would like to Table that amendment, and Senate Joyce has an amendment which will...all right, we want to adopt one, and then two will change it? All right. House...house...the House Bill 367 is the CWIP bill and the amendment which is on...was adopted in committee should be adopted on the Floor and it will be changed by Amendment No. 2 which Senator Joyce will...will propose.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bruce moves to Table Committee Amendment No...Senator Bruce moves to adopt Amendment No. 1 to House Bill 367. All those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments. Amendment No. 2... offered by Senator Jerome Joyce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. This amendment deletes paragraph G in the committee amendment that was just adopted, and it is the pay-back of construction work in progress money.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Joyce has moved the adoption of Amendment No. 2 to House Bill 367. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Okay, on the Order of 2nd Reading, the bottom of page 36, House Bill 273, Senator Geo-Karis. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 373.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Demuzio.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Demuzio on Amendment No. 1.

SENATOR DEMUZIO:

Yes, thank you, very much, Mr. President...and Ladies and Gentlemen of the Senate. I inadvertently had indicated that Senator Geo-Karis was the sponsor of the bill and, in fact, it is my bill. Amendment No. 1...this bill was on the Agreed Bill List in the committee; however, the sponsor had requested this amendment be added on 2nd reading. It deals with...daycare and it's in response to a Springfield case that pertained itself to a kidnapping. The amendment would...require that the day-care center have a primary list that contains the names of persons whom that facility could expect to usually release custody of the children in the evening times or in the morning, and also a contingency list which would contain the names of persons to whom the facility could expect to occasionally release custody of the...of the children, and that's basically what the amendment does, and I move for the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Discussion of the motion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. For what purpose does Senator Rock arise?

SENATOR ROCK;

Thank you, Mr. President and Ladies and Gentlemen of the Senate. If I can have the attention of the membership, I would ask leave of the Body to go to the Order of House Bills 3rd Reading for the sole purpose of recalling House Bill 1470...relax...to afford the opportunity to present an amendment which will not of necessity be voted upon but hopefully adopted, and the bill once amended will be returned to 3rd

reading to be called next Tuesday...next Tuesday, the 21st day of June. That will afford, I hope, everyone the opportunity to fully digest the amendment which will be distributed and the explanation, staff analyses which will be distributed on both sides of the aisle. I'd ask leave of the Body to go to that for that purpose.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, Senator...Rock is seeking leave to leave the...ordinary order of business to go to House Bills 3rd for the purpose of handling 1470. Senator Savickas, for what purpose do you arise?

SENATOR SAVICKAS:

I rise to object to that motion. The motion is the income tax bill. We're going out of order. We stopped at the collective bargaining bill for the firefighters that I'm handling, so I'm objecting for two reasons; one, stopping, going out of order, passing up my bill. Number two, that this is the State Income Tax bill and I do not intend to have this brought back and adopted without a roll call vote. So, if they want to have a roll call vote on it, that's fine. Let's see where everyone stands on the State Income Tax.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, do you object to the procedure, Senator Savickas, of going back to the bill or...or the procedure beyond that?

SENATOR SAVICKAS:

I'm objecting to all of it, going out of order...

PRESIDING OFFICER: (SENATOR BRUCE)

All right. All right, just...Senator Rock, did you wish to place that in the form of a motion? There is objection. There...leave is not granted. Senator Rock.

SENATOR ROCK:

Well, I...I think if I would have the opportunity to speak with the gentleman, why don't we just...pass this out.

I'll have the opportunity, I hope, to speak with the gentleman and hopefully leave will be granted.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, we...we were on House Bill 373. We had just concluded. Senator Savickas, 375 has a hold on it on your collective...I...I think you should ask the fellow that's standing to your left. I think he knows...why don't you hold that one for awhile. House Bill 384, Senator Keats. Senator Keats. General Assembly. Hold? All right, the amendment is not back. 390, Senator Demuzio. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 390.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Demuzio.

PRESIDING OFFICER: (SENATOR BRUCE)

Can we have some order please? Senator Demuzio on Amendment No. 1.

SENATOR DEMUZIO:

Yes, thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. This amendment addresses a problem that's unique to savings and loans under the Electronic Funds Transfer Act due to their branching abilities. It would allow a branch of an S and L to be connected to the processing terminal operated by the main office even though the branch office may be located in a noncontiguous county. The amendment basically allows a savings and loans to operate and transmit in a most cost efficient manner. The amendment's been discussed with and is supported by the various financial industry, the regulators and the Saving and Loan League, and

I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Discussion of the motion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments? Senator Bloom, did you wish...

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

...Senator Bloom, you had your light on and then you turned it off. Did you wish to comment on that amendment? All right. 3rd reading. Senator Bloom, for what purpose do you seek recognition?

SENATOR BLOOM:

Yes, thank you, Mr. President. I would like to be added as a sponsor of...of House Bill 400. I don't think the...Senator Luft has any objection...

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to add Senator Bloom as a hyphenated cosponsor? Leave is granted. For what purpose does Senator Geo-Karis arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I would like to add Senator Bruce as immediate cosponsor on House Bill 273.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave? Leave is granted. For what purpose does Senator Lechowicz arise?

SENATOR LECHOWICZ:

Purpose of a caucus.

PRESIDING OFFICER: (SENATOR BRUCE)

Well, we'll get...Senator...Senator Geo-Karis,...I...I was to be added as a joint cosponsor on 273, right. All right. House Bill 400, Senator Luft, did you wish to read

that today? House Bill 401, Senator Luft. Read the bill, Mr. Secretary, please. Senator Vadalabene, did you seek recognition? Senator Vadalabene.

SENATOR VADALABENE:

Yes, I'm sorry. Yes, to be shown as a hyphenated sponsor on...on House Bill 1082.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave? Leave is granted. Senator Jeremiah Joyce, for what purpose do you seek recognition?

SENATOR JEREMIAH JOYCE:

To ask for a...caucus or in the alternative to move we adjourn. If we adjourn, I ask for roll call on it.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. We were in the process of House bills 2nd reading, Senator. We were trying to...Senator Carroll, for what purpose do you arise?

SENATOR CARROLL:

Just in case we do at some point adjourn, to remind the members of the Appropriations I Committee that there is a meeting in Room 212 immediately after, where we will attempt to deal with those bills that at one time originated in the House but never got out which would fund half of State Government. I would like to ask the Democratic members of that committee to meet me after adjournment in the little office behind the Speaker's Podium so that we can identify what bills are going on what amendments and therefore, expedite the hearing as rapidly as possible...so that the Democratic members will be meeting momentarily so that we can give them a schedule and then the full meeting in Room 212.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator...any further announcements? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. There is no question but that we have half the State budget hanging in the balance. I

think the better move at the moment is I move to adjourn until noon tomorrow. We'll have a caucus in the meantime. Move to adjourn.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adjourn until noon tomorrow. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. The Senate stands adjourned until noon tomorrow. Senator Johns, for what purpose do you seek recognition?

SENATOR JOHNS:

Is...are all the Democrats aware of that it's in 212 immediately? Caucus. You're not going to have it now?

PRESIDING OFFICER: (SENATOR BRUCE)

(Machine cutoff)...Senator Nedza arise?

SENATOR NEDZA:

Thank you, Mr. President, for purposes of an announcement. I would ask that since we can't play ball at...with anything else, that there is a baseball practice this evening at four o'clock at the...at the Cook Park for all those members of the Senate who are team players. I'd ask that they be present.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Newhouse.

SENATOR NEWHOUSE:

Clarification. Is there or is there not a Democratic Caucus?

PRESIDING OFFICER: (SENATOR BRUCE)

There is no caucus at the present time scheduled. Further announcements? The Senate stands adjourned until noon tomorrow.