

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

70th Legislative Day

January 10, 1990

PRESIDENT ROCK:

The hour of 11:30 having arrived, the Senate will please come to order. Will the Members be at their desks and will our guests in the Gallery please rise. Prayer this morning by the Reverend Robert Freeman, Grace United Methodist Church, Springfield, Illinois.

REVEREND FREEMAN:

(Prayer given by the Reverend Robert Freeman)

PRESIDENT ROCK:

Thank you, Reverend. Reading of the Journal, Madam Secretary.

SECRETARY HAWKER:

Senate Journals of Monday, October 30; Tuesday, October 31; Wednesday, November 1; Thursday, November 2 and Friday, November 3, 1989.

PRESIDENT ROCK:

Senator O'Daniel.

SENATOR O'DANIEL:

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

PRESIDENT ROCK:

You've heard the motion as placed by Senator O'Daniel. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and it is so ordered. ...(machine cutoff)...Introduction of bills.

SECRETARY HAWKER:

Senate Bill 1489 offered by Senator Lechowicz.

(Secretary reads title of bill)

Senate Bill 1490 offered by Senator Severns.

(Secretary reads title of bill)

Senate Bill 1491 offered by Senator Watson.

(Secretary reads title of bill)

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Senate Bill 1492 offered by Senator Ralph Dunn.

(Secretary reads title of bill)

1st Reading of the bills. ...(machine cutoff)...

PRESIDENT ROCK:

The bills that were just introduced, Rules Committee, Madam Secretary. Resolutions.

SECRETARY HAWKER:

Senate Resolution 699 offered by Senator Carroll.

Senate Resolution 700 offered by Senator Brookins.

Senate Resolution 701 offered by Senator Kelly.

Senate Resolution 702 offered by Senator Thomas Dunn.

Senate Resolution 703 offered by Senator Keats.

Senate Resolution 704 offered by Senator Ralph Dunn.

Senate Resolution 705 through 709 offered by Senator Ralph Dunn.

They're all congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Resolution 710 offered by Senators Demuzio, O'Daniel, Davidson, President Rock, et al.

That is also congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Resolution 711 offered by President Rock and all Members.

Senate Resolution 712 offered by President Rock, Senator Philip and all Members.

Senate Joint Resolution 108 offered by Senator Daley and all Members.

They're all three death Resolutions.

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PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Resolution 713 offered by Senator Brookins, and
Senate Joint Resolution 109 offered by Senator Keats.
Senate Resolution 713 offered by Senator Brookins.
Senate Resolution 714 offered by Senator Brookins.
Senate Joint Resolution 109 offered by Senator Keats, and
Senate Joint Resolution 110 offered by Senator Jones.

They're all substantive.

PRESIDENT ROCK:

Executive. All right. Messages from the House, Madam
Secretary.

SECRETARY HAWKER:

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

Mr. President, I am directed to inform the Senate that
the House of Representatives has concurred with the Senate in the
adoption of the following Joint Resolution to wit:

Senate Joint Resolution 107, together with the
attached amendments thereto in the adoption of which I'm
instructed to ask the concurrence of the Senate to wit.
...(machine cutoff)...

PRESIDENT ROCK:

All right. Secretary's Desk, Concurrence.

SECRETARY HAWKER:

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

Mr. President, I am directed to inform the Senate that
the House of Representatives has adopted the following Joint
Resolution in the adoption of which I'm instructed to ask the
concurrence of the Senate to wit:

House Joint Resolution 79.

(Secretary reads Joint Resolution)

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PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. First of all, let me congratulate you and we're glad to see you back in Springfield. As we said yesterday, you have always been an individual who has been faster than a speeding bullet, who has been more powerful than a locomotive, but you don't have to worry about that tomorrow and today. Just take it easy and come back in February and do it right. Ladies and Gentlemen, if I might. This is House Joint Resolution 79, which calls for us to go over to the House and hear His Excellency's address. It's my understanding, in consultation with the President, that we will gather over there in a few minutes, and that we will, in fact, at that point then come back at 2:00 o'clock. We will reconvene here at 2:00 o'clock this afternoon. I would move to suspend the rules for the immediate consideration and adoption of House Joint Resolution 79.

PRESIDENT ROCK:

All right. You've heard the Motion as placed by Senator Demuzio to suspend the rules for the immediate consideration and adoption of House Joint Resolution 79. All in favor of the Motion to Suspend, indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Demuzio now moves the adoption of House Joint Resolution 79, which calls for us to convene in Joint Session at the hour of noon, and I have been requested by the Governor's Office to make sure that the Senate is there promptly, because it is on live television. So we will be prompt. Senator Demuzio now moves the adoption of House Joint Resolution 79. All in favor indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. For the information of the Membership, the committee of escort, which will gather at the well of the House to escort the Governor for his last, and historic State of

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the State Message are; Senators Vadalabene, Collins, Demuzio, Fawell and Davidson. If those individuals would meet the Governor at the front door of the House a few minutes before twelve, it would be appreciated. ...(machine cutoff)...Introduction of bills.

SECRETARY HAWKER:

Senate Bill 1494 offered by Senator Jeremiah Joyce.

(Secretary reads title of bill)

Senate Bill 1493 offered by Senator J.E. Joyce.

(Secretary reads title of bill)

Senate Bill 1495 offered by Senator Jeremiah Joyce.

(Secretary reads title of bill)

Senate Bill 1496 offered by Senator Lechowicz.

(Secretary reads title of bill)

Senate Bill 1497 offered by Senator Lechowicz.

(Secretary reads title of bill)

1st Reading of the bills. ...(machine cutoff)...

PRESIDENT ROCK:

Ladies and Gentlemen, the Secretary informs me that the Supplemental Calendar has, indeed, been distributed. And I would just call your attention to the fact that we are scheduled to be here only two days, and as you know -- yes, will both candidates please join me at the Podium, so we can get equal time in these pictures. It's going to be a long semester, I'm afraid. The fact of the matter is, we should deal with this Supplemental Calendar today, if at all, so that the message, if, indeed, there is to be a message, can get to the House, so that they can deal with it tomorrow. The supplemental appropriation bill, which the Governor saw fit to veto in part, is -- resides in the House and I have requested that the Speaker act on that today, so that the Senate will have an opportunity then, tomorrow, to act on the supplemental, if indeed, it gets over here. So, Senators Dunn, Luft and Berman, when we come back - I hope they're going to be

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prepared to deal with this. As you know, this is the Governor's last State of the State Message. It will be carried live on television and radio, and the Governor has requested that we be timely. So, pursuant to Senator Demuzio's earlier admonition, I would move that we stand in Recess until the hour of two o'clock. Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. Mr. President, Senators, I wonder if I might have your attention for a moment. Today is the nineteenth wedding anniversary of one of our colleagues. It's the nineteenth wedding anniversary of Senator del Valle and his beautiful wife. Lupe is up in the gallery, I'd ask her to stand and be recognized, and extend our heartiest congratulations to this couple.

PRESIDENT ROCK:

Mrs. del Valle, please stand and be recognized. Congratulations.

SENATOR NEWHOUSE:

Thank you, Mr. President.

PRESIDENT ROCK:

Senator Lechowicz, for what purpose do you arise?

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Would the record please reflect Senator Marovitz be excused because of illness?

PRESIDENT ROCK:

The record will so reflect. All right. Ladies and Gentlemen, the Senate will reconvene - we will stand in Recess, we will reconvene at the hour of two o'clock, right here. And I would ask the Members to please go immediately to the House Chamber for the purpose of the Governor's State of the State Address. Senate will stand in Recess. The committee of escort again; Senators Vadalabene, Collins, Demuzio, Fawell and Davidson. If they would

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meet the Governor at the front door, and escort His Excellency into the House Chamber. Senate stands in Recess till the house of two o'clock.

(RECESS)

PRESIDENT ROCK:

The Senate will come to order. Introduction of bills, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1498 offered by Senator Jones.

(Secretary reads title of bill)

Senate Bill 1499 offered by Senator del Valle.

(Secretary reads title of bill)

Senate Bill 1500 offered by Senator del Valle.

(Secretary reads title of bill)

Senate Bill 1501 offered by Senator Netsch.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT ROCK:

Rules Committee. ...(machine cutoff)...Resolutions.

SECRETARY HAWKER:

Senate Resolution 715 offered by Senator -- Senators DeAngelis and J.E. Joyce.

Senate Resolution 716 offered by Senator Macdonald.

Senate Resolution 717 offered by Senator del Valle.

Senate Resolution 718 offered by Senator Geo-Karis.

Senate Resolution 719 offered by Senator Geo-Karis.

Senate Resolution 720 offered by Senator Holmberg.

Senate Resolution 721 -- 721 through 734 offered by Senator Topinka.

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Senate Resolution 735 offered by Senator Daley.

Senate Resolution 736 offered by Senator Dudycz.

Senate Resolutions 737, 738, 739, 740, 741 offered by Senator Dudycz.

Senate Resolution 742 and 743 offered by Senator Kelly.

They're all congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Resolution 744 offered by Senator Topinka.

Senate Resolution 745 offered by Senator Philip and all Members.

They're both death Resolutions.

Senate Joint Resolution 111 offered by Senator Topinka.

Senate Joint Resolution 112, Senate Joint Resolution 113 offered by Senator Topinka.

Senate Joint Resolution 114 offered by Senator Macdonald.

They're all congratulatory.

PRESIDENT ROCK:

Consent Calendar. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, there will be a Republican Caucus in Senator Philip's room immediately after this meeting.

PRESIDENT ROCK:

Senator Philip looks thrilled and delighted. Senator Vadalabene.

SENATOR VADALABENE:

Thank you, Mr. President. There'll be a Democratic Caucus in Room 212 immediately.

PRESIDENT ROCK:

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All right. Democratic Caucus immediately in Room 212. Republican Caucus immediately in Senator Philip's Office. We will stand in Recess until 3:30. 3:30, Ladies and Gentlemen. I'd ask you please to get to your respective caucuses.

(RECESS)

PRESIDENT ROCK:

If I can have your attention, we really do not have a great deal of work remaining before us this afternoon. So, I'd ask the Members within the reach of my voice to please come to the Floor. We can handle this stuff with dispatch. If you turn to Page 5 on the Calendar; Senator Smith intends to seek leave to go to House Bill 7-4-5 and call that bill back for the purpose of an amendment. Which amendment, I am informed, has been requested by the Department of Public Aid and the Governor's Office. Then, if you'll turn to Page 9 on the Calendar, Senator Jacobs wishes to non-concur with House Amendments 1, 5, 6 and 7, and ask for a Conference Committee. And then we have the Supplemental Calendar, and that's really all we have -- yet remaining. ...(machine cutoff)...Introduction of bills.

SECRETARY HAWKER:

Senate Bill 1502 offered by Senator Marovitz.

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDENT ROCK:

Rules Committee. Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 746 offered by Senator Mahar, and

Senate Resolution 747 offered by Senator Mahar.

They are both congratulatory.

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PRESIDENT ROCK:

Consent Calendar. Messages from the Governor.

SECRETARY HAWKER:

A Message for the Governor by Stephen F. Selcke, Director of Legislative Affairs.

Mr. President, the Governor directs me to lay before the Senate the following message:

To the Honorable Members of the Senate, Eighty-Sixth General Assembly: I have nominated and appointed the following named persons to the offices enumerated below, and respectfully ask concurrence in and confirmation of these appointments of your Honorable Body.

A Message for the Governor, by Stephen F. Selcke, Director of Legislative Affairs. January 10, 1990.

Mr. President, the Governor directs me to lay before the Senate the following message.

To the Honorable Members of the Senate, Eighty-Sixth General Assembly: I have nominated and appointed the following named persons to the offices enumerated below, and respectfully ask concurrence in and confirmation of these appointments of your Honorable Body.

PRESIDENT ROCK:

Committee on Executive Appointments. ...(machine cutoff)...All right. Ladies and Gentlemen, before we get to the Supplemental Calendar, which deals with messages received from the Governor, there's a Motion in Writing by Senator Luft. Madam Secretary, read the motion.

SECRETARY HAWKER:

I move to dispense with the reading of the Governor's veto messages. That they be entered upon the Journal, and a copy of each message be placed on the desk of each Member.

Filed by Senator Luft.

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PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would move to accept the motion as offered by the Secretary -- or adopt the motion.

PRESIDENT ROCK:

All right. The motion just calls for us to dispense with the reading of the Governor's messages. Copies have been provided to all Members. All in favor of that motion indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. Senator Brookins, for what purpose do you arise?

SENATOR BROOKINS:

Yes. Mr. President, I rise to Table -- Senate Resolutions 713 and 714.

PRESIDENT ROCK:

All right. Senator Brookins has moved to discharge the Committee on Executive from further consideration of Senate Resolutions -- wasn't in Executive? I was told it was in Executive. Yeah, but I gotta discharge to Table. All right. Senator Brookins has moved to discharge the Committee on Executive from further consideration of Senate Resolutions 713 and 714 for the purpose of Tabling. All in favor of the Motion to Discharge, indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Resolutions are discharged. Senator Brookins now moves to Table Senate Resolutions 1713 <sic> and 1714 <sic>. Any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Resolutions are Tabled. Senator Dunn. I think we're as ready as we're going to be here. All right. If you'll turn to Senate Supplemental Calendar No. 1 there is a Motion in Writing with respect to Senate Bill 801. Madam Secretary, read the motion, please.

SECRETARY HAWKER:

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I move that Senate Bill 801, Do Pass, the veto of the Governor to the contrary notwithstanding.

Filed by Senator Dunn.

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. Last spring this bill passed 55 for, and 2 against, here in this Body, and what it does, it allows local option for taxing districts to abate property taxes up to ten years on only newly constructed residences, up to a period of no more than ten years. I urge that the Governor's veto be overridden, and we vote favorably for this bill.

PRESIDENT ROCK:

All right. Senator Dunn has moved that Senate Bill 801 pass, the veto of the Governor to the contrary notwithstanding. Discussion? Senator Karpziel.

SENATOR KARPIEL:

Thank you -- thank you, Mr. President. I have questions. Will the sponsor yield?

PRESIDENT ROCK:

Sponsor indicates he will yield. Senator Karpziel.

SENATOR KARPIEL:

Senator Dunn, do I -- I understand that this bill was passed 55 to 2 last spring and, frankly, if I understand it correctly, I don't know how that happened. My questions are; are you saying in this bill that a local option, meaning, I suppose, a mayor or a local council, can designate any new construction and say that that new construction will have the property taxed abated for up to ten years?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

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They could choose to do that up to ten years. They could make it for one year, or one month, or two years, whatever they sought. But it would have to be done by the elected officials.

PRESIDENT ROCK:

Senator Karpiel.

SENATOR KARPIEL:

Is that on an individual parcel-by-parcel basis or is that a development or -- or an area?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

There's no restriction on it. If it were to bring in a subdivision, they could do it for a subdivision. As long as it's a newly constructed home, but it must be newly constructed.

PRESIDENT ROCK:

Senator Karpiel.

SENATOR KARPIEL:

Well, thank you, Mr. President. I rise in strong opposition to this bill, for a lot of reasons. If, in fact, there are areas in the State, perhaps in Senator Dunn's district and other districts, where this is used as an economic development tool, I would suggest limiting it, or changing the legislation to rewrite it to some type of a -- kind of like a TIF district, or enterprise zone, or some kind of a area where this might be needed. But in my district, and other districts like mine that are high growth areas, we have developments popping up every day. You just can't keep up with the growth. The local taxing bodies, like the schools, could possibly be educating all these hundreds and hundreds of new kids, for up to ten years, with no tax revenue stream coming with them. I think it also puts in the hands of some local governments, some local mayors, or boards, or councils, or trustees, or whoever is going to do this designation, I think it

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puts in their hands a great deal of power to -- I don't know, play off one developer against another, or do all kinds of damage. But frankly, I'm not as concerned about that, as I am concerned about the lack of revenue for the -- the school districts. I can't see, frankly, in my district that anybody would do that knowing the loss of revenue it would mean, but just on the chance that someone might, I think this is a bad idea. I really would suggest that if you could change the bill to amend it to make it some type of economical -- economic tool for an economically depressed area, it would be a lot more palatable.

PRESIDENT ROCK:

Further discussion? Senator Rigney.

SENATOR RIGNEY:

Well, Mr. President, I think, probably, Senator Karpel has made some excellent arguments against this legislation. I think perhaps it's not well thought out. And I'm kind of embarrassed to think that it went all the way to the Governor's desk before the problems were found with the bill. This is not limited legislation. This could, you know, the mayor and the council willing, in any town you'd be able to give this type of a reduction. Realize who's filling up our schools, it's the people that are living in these houses and all of this -- the potential here is just absolutely mind-boggling, as to how much could be given away in tax money, if you started, willy-nilly, granting this type of tax relief back home. It seems to me, if you're going to make everybody else in this State pay some rather high taxes, and believe me, they are paying high taxes, what is the justification of allowing these homeowners in these new homes not to pay their fair share. And to think you could go up to ten years on this is just incredible, to say the least. ...(machine cutoff)...

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Rigney, was that a question or -- all right. Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, I, too, arise in opposition to this. Frankly, I have been a little disconcerted about the lack of sympathy I've seen for many of my municipalities, in terms of developer contributions for school districts. Some of them do not seem to feel that they have any real responsibility for the schools. Most of my municipalities live, almost exclusively, off the sales tax and other State and federal sources. They aren't particularly dependent on the property tax, so when they abate the property tax, it doesn't particularly impact on them, but it is absolutely devastating to a school district. And I know, from time to time, all of us have school districts that have to pass referendums, and my reaction would be that if the taxpayers found out that there was a whole new housing area that had gotten some sort of abatement, you would have one heck of a time passing a tax referendum. I -- I can see some use for abatements for economic development, in terms of industrial parks, and perhaps even some commercial ventures, but for residential housing, boy -- I think we're really opening the door here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Senator Dunn, I think most of us know what -- what we're trying to do here, and I -- I applaud you for the efforts, but I -- and I was one who was asleep at the switch last spring, as well. This State has spent a lot of time and resources on activities such as TIFs and enterprise zones, to attempt to -- to improve the economic stability of -- of certain communities. This -- this issue here though, I see -- I believe gives -- gives mayors, if you will, a

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lot of power over school districts, and perhaps there might even be a lack of communication and I -- I really fear, as other speakers have suggested before me, that -- that these large subdivisions that have just a tremendous amount of boys and girls going to school, simply won't for ten year period be -- be paying their fair share, plus, plus we can't ignore, once again, the impact that the resource equalizers going to have on this kind of activity. So I would just -- I would urge the Body to -- to reject the measure today, and encourage the sponsor to pursue matters like the TIF or enterprise zones. Something like that to -- for economic development.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator DeAngelis.

SENATOR DeANGELIS:

Senator Dunn, does this abate the property tax, or abate the assessment?

SENATOR T. DUNN:

The tax.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

I think what's going to happen here is -- and I'm for lowering property taxes, but I got to tell you, if you abate the property taxes, you leave the assessed valuation in there, they're going to lose not only the property tax, but they're also going to lose the State Aid. So, you're whamming them twice, and they're going to have an increase in enrollment, as well, and so I don't know how the heck they're going take care of their particular problems with

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education.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dunn.

SENATOR T. DUNN:

To close?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis, was that a question? Senator DeAngelis.

SENATOR DeANGELIS:

No, that was a statement, but I would like to know which Democrat sawed of my microphone? I've got to be the humpback of Notre Dame to talk into this sucker.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, times have changed since we left here. Further discussion? Senator Dunn may close.

SENATOR T. DUNN:

Thank you, Mr. President. Well, I think you've -- you've raised some issues that maybe do not necessarily address the bill. First of all, this is permissive, and it seems to me around here we make a lot of decisions wherein we trust the local officials that are elected to do things. And it seems to me the argument was last spring on the tax package if we were going to give these people money, that we ought to trust the local officials, who are elected, to fairly distribute it. It seems to me that I heard that discussion? When you raised the question, Senator Karpziel, about -- you don't have a problem with housing in your area, that may be true; but what about areas that have blighted areas? And what about areas that have homeless people? What about -- what about placing the trust in the already elected officials, who are there to answer to the public, to properly administer this? Just because there is an opportunity for abuse, doesn't mean, necessarily, that our elected officials are going to go out and abuse this process. And what's wrong with attracting to a

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blighted area, new housing, and housing for the homeless. So, what I'm suggesting to you is that if there are any abuses in this system, it's something we can come back next year and address, if we have to, or we can look to the locally elected people; and we can have them answer the abuses that they decided. It won't be a mayor's decision, it will be a council's decision. It will be a voluntary decision on their part for them to place no taxes on something in their district. So I urge adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall Senate Bill 801 pass, the veto of the Governor to the contrary notwithstanding. 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 16, the Nays are 28, none voting Present. Senate Bill 801, having failed to received the required three-fifths vote, is declared lost. All right. Senate Bill 1096. Specific Recommendations for Change. Senator Luft. Oh, I beg your pardon. Okay. On the Supplemental Calendar No. 1. Senate Bill 1096. It was Senator Luft's bill originally. Senator -- Senator Berman wishes to -- read the motion, Madam Secretary. ...(machine cutoff)...It's a Luft motion. All right.

SECRETARY HAWKER:

I move to accept the Specific Recommendations of the Governor as to Senate Bill 1096 in manner and form as follows:

Amendment to Senate Bill 1096

An Acceptance of Governor's Recommendations.

Filed by Senator Luft.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

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

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I would move that we accept the amendatory veto recommendations of the Governor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I thought maybe we could save a little time by allowing Senator Luft to sponsor the bill, to move on this motion instead of my Motion to Override. The problem with this bill is that we had a dozen, or two dozen, or three dozen other things in there and that causes me a dilemma. Because the Governor deleted a bill that this Body has passed on three different occasions. We passed it in the regular Session in the spring. We overrode his amendatory veto in the fall. The House failed by one vote, and we passed it again in the Veto Session. I'm talking about the retaliatory discharge for in-house lawyers. I will not take your -- burden you -- take your time up on that subject. I could not convince the Governor of the merits of this good law and order bill. I'll wait till 1991 when we have a new Governor, and I'm sure the bill will then become law with your help and support, as you have given me in the past. I'm going to vote No, but I know it's not -- it's a useless effort. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

You're right. Further discussion? If not, the question is, shall the Senate -- I beg your pardon. Senator Rea.

SENATOR REA:

Thank you, Mr. President. On Senate -- I have a question I'd like to ask of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Rea.

SENATOR REA:

Does Senate Bill 1096, does that include the health insurance

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provision for the retired community college teachers from the IEA legislation?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

That's correct. The Governor amendatorily vetoed that provision out of Senate Bill 1096.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Further discussion? Senator Luft, you wish to close? Question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 1096 in the manner and form as just stated by Senator Luft. 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 48, the Nays are 2, none voting Present. The specific recommendations of the Governor as to House <sic> Bill 1096, having received the required...(mahcine cutoff)...constitutional majority vote of Senators elected, are declared accepted. Motions in Writing Override Total Vetoes. ...(machine cutoff)... Senate Bill 1096. Senator Berman. Senate Bill 1096.

PRESIDENT ROCK:

Senator Smith, are we ready on 745? Has that been worked out with the Governor's Office? All right. Thank you. Page 5 on the Calendar, Ladies and Gentlemen. On the Order of House Bills 3rd Reading. Senator Smith seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 745. Madam Secretary.

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Smith.

PRESIDENT ROCK:

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Senator Smith, on Amendment No. 4, please.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Regarding House Bill 745, I beg to -- cancel all the amendments that's on that original bill.

PRESIDENT ROCK:

All right. Senator Smith, having voted on the prevailing side, is moving to reconsider the vote by which Amendments 1, 2 and 3 to Senate -- House Bill 745 were adopted. Discussion? If not, all in favor of the Motion to Reconsider, indicate by saying Aye. All opposed. The Ayes have it. The vote is reconsidered. Senator Smith now moves to Table Amendments 1, 2 and 3 to House Bill 745. All in favor of the Motion to Table indicate by saying Aye. All opposed. The Ayes have it. The Motion to Table prevails. Amendment -- further amendments, Madam Secretary?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Smith.

PRESIDENT ROCK:

Senator Smith, on Amendment No. 4.

SENATOR SMITH:

Thank you, Senator -- Mr. President. This deletes all. It extends Medicaid eligibility for pregnant women, and children up to age six, currently one years of age. It increase an income eligibility standards for pregnant women seeking Medicaid from one hundred percent, to one hundred and thirty-three percent of the nonfarm income official poverty line, as defined by the Federal Office of Management and Budget. This amendment, which becomes the bill, is the compromise between the Department of Public Aid and the Citizens Assembly on Children. This amendment is in line with the federal guidelines and I ask for its approval...(machine cutoff)...

PRESIDENT ROCK:

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All right. Senator Smith has moved the adoption of Amendment No. 4 to House Bill 745. Is there any discussion? If not, all in favor of the adoption of the amendment, indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Smith, we'll get to that bill tomorrow. Senator Jacobs. 731. Top of Page 9. ...(machine cutoff)...Top of Page 9 on the Calendar. On the Order of Consideration Postponed, Concurrence, is Senate Bill 731. Senator -- Madam Secretary.

SECRETARY HAWKER:

House Amendments 1, 5, 6 and 7.

PRESIDENT ROCK:

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I ask that we non-concur in Senate Bill amendments -- all the amendments to Senate Bill 731, and we ask for another conference committee.

PRESIDENT ROCK:

All right. Senator Jacobs has moved to non-concur in House Amendments 1, 5, 6 and 7 to Senate Bill 731. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. All right. Ladies and Gentlemen, again on Page 6 on the Calendar. Senator Zito seeks leave of the Body to go to House Bill 2431, seeking leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2431, Madam Secretary.

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SECRETARY HAWKER:

Amendment No. 1 offered by Senator Zito.

PRESIDENT ROCK:

Senator Zito, on Amendment No. 1.

SENATOR ZITO:

Thank you, Mr. President and Members. The amendment to House Bill 2431, which I propose, is necessary because of the enactment last Session of Senate Bill 952. If you remember, that legislation, among a number of other things, amended Chapter 85 to limit the investment authority of public treasurers. The bill reduced the types of classifications of short-term obligation of corporations' commercial paper in which public treasurers may invest, from the three highest-rated papers, to the highest-rated paper as determined by at least two major rating agencies. The bill further limited the treasurers' investment authority by capping the percentage of public agencies' funds which may be invested in such short-term obligations at twenty-five percent. Previously, as you recall, there were no caps - no such caps existed. This proposal would now revert to the three highest classifications, and would increase the cap on investment of commercial paper to one-third of the public agencies' funds. This proposal is sponsored by both sides of the aisle. Supported by both -- the State Treasurer's Office is on board. The Illinois Bankers Association. Continental Bank. I know of no objections. I'd be happy to answer any questions, and would move for its adoption.

PRESIDENT ROCK:

All right. Senator Zito has moved the adoption of Amendment No. 1 to House Bill 2431. Discussion? Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. I just rise in support of this amendment. It reads Senator Zito, Senator Keats. Really it does

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several things, and Senator Zito explained them well. I'll merely say that it does expand investment opportunities, but maintains the consumer protection factors. It doesn't allow investments in non-graded papers and stuff. It really is a pretty decent idea. I would ask for your support.

PRESIDENT ROCK:

All right. Senator Zito has moved the adoption of Amendment No. 1 to House Bill 2431. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Ladies and Gentlemen, that appears to effectively conclude our business for this afternoon; unless any other Member has any business he wishes to bring to our attention. Senator Holmberg. Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. House Bill 515 now reads Holmberg dash Berman. With leave of the Body, I would like to change that sponsorship, and have it read Berman dash Holmberg.

PRESIDENT ROCK:

All right. The Lady seeks leave of the Body to show Senator Berman as the chief sponsor of House Bill 515, with herself as the co-sponsor. Without objection, leave is granted. Senator Joyce, for what purpose do you arise?

SENATOR J.J. JOYCE:

Thank you, Mr. President. To suspend the rules on a Resolution -- to -- so that we could hear it. It's a Joint Resolution and -- and move it to the House.

PRESIDENT ROCK:

All right. With leave of the Body, we'll move to the Order of

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Resolutions, Madam Secretary. Resolutions.

SECRETARY HAWKER:

Senate Joint Resolution 115 offered by Senator Jerome Joyce.
It is substantive.

PRESIDENT ROCK:

Senator Joyce.

SENATOR J.J. JOYCE:

Thank you, Mr. President. What this does, is ask the Department of Conservation to -- not to condemn any land in Grundy County for a waterfowl habitat, but to study an area in Kankakee County where the -- where it would not create the -- the problems that this -- this is creating now. Also, it says that if the Department of Conservation does not open a facility they've had there for four years, known as Mazonia Lakes, we've appropriated money for four years and it's still closed, that if they don't open it by September 1st that we -- that they sell it and put it back on the tax rolls. I'd ask for immediate adoption.

PRESIDENT ROCK:

All right. Senator Joyce has moved to suspend the rules for the immediate consideration and adoption of Senate Joint Resolution 115. Discussion? If not, all in favor of the Motion to Suspend, indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Joyce now moves the adoption of Senate Joint Resolution 115. Is there any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The Resolution is adopted. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and -- and Gentlemen of the Senate. I've obtained the permission of Senator Berman. I'd like to be added as a co-sponsor on House Bill 5-1-5.

PRESIDENT ROCK:

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All right. The Lady seeks leave to be added as a co-sponsor to House Bill 515. Without objection, leave is granted. Introduction of bills.

SECRETARY HAWKER:

Senate Bill 1503 offered by Senator Jacobs.

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDENT ROCK:

Rules Committee. All right. Any further business to come before the Senate? Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. The Committee of Executive Appointments, Veteran Affairs and Administration has listed on the Calendar that there's a ten o'clock meeting in Room 212. It should have been nine o'clock and I'd ask leave that the Committee - and also request that all members of the Executive Appointments be there are nine o'clock tomorrow morning.

PRESIDENT ROCK:

All right. The Gentleman seeks leave to announce the committee meeting at nine o'clock tomorrow morning of the Committee on Executive Appointments. Further business to come before the Senate? Is there any further business? If not, Senator Vadalabene moves that the Senate stand adjourned till eleven o'clock on Thursday, January 11th. We should be in a position to finish relatively early. Eleven o'clock tomorrow morning, Ladies and Gentlemen. The Senate stands adjourned.

END OF TAPE

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