

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

100th Legislative Day

June 8, 1990

PRESIDING OFFICER: (SENATOR DEMUZIO)

The hour of eleven-thirty having arrived, the Senate will come to order. Members will be at their desks. Our guests in the gallery will please rise. Our prayer today is by the Reverend Kreston Lipscomb, Church of the Brethren, Springfield, Illinois. Reverend.

THE REVEREND KRESTON LIPSCOMB:

(Prayer given by the Reverend Kreston Lipscomb)

PRESIDING OFFICER: (SENATOR DEMUZIO)

...(machine cutoff)...Reading of the Journal.

SECRETARY HAWKER:

Senate Journal of Thursday, May 31, 1990.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

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 DEMUZIO)

All right. You've heard the motion as placed by Senator Hall. Those in -- any objections? So ordered. Senator Hall.

SENATOR HALL:

I move that reading and approval of the Journals of Tuesday, June 5th; Wednesday, June 6th; and Thursday, June 7th, in the year 1990, be postponed, pending arrival of the printed Journals.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. You've heard the motion as placed by Senator Hall. Those in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. So ordered. Senator Hudson, for what purpose do you arise?

SENATOR HUDSON:

Point of personal privilege, Mr. President.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point, sir.

SENATOR HUDSON:

In the President's Gallery, we have with us today a group of students from Thompson Jr. High. They're actually graduates. They were eighth graders, now they're really, you know, freshmen. And they're down here with their teachers, Mr. Tom Fletcher and also Mr. Rick Holman. And they come down every year - sometimes twice a year - to see us in action here. So I would ask that they be greeted by the Chamber.

PRESIDING OFFICER: (SENATOR DEMUZIO)

If our guests in the gallery will please rise. Welcome to Springfield. Committee Reports. Oh, I'm sorry. Senator -- Senator Hawkinson, for what purpose do you arise?

SENATOR HAWKINSON:

Thank -- thank you, Mr. President. To ask leave of the Body to add Senator Luft as a sponsor to Senate Resolution 1185 - it's congratulatory and on the Resolutions Consent Calendar.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. You've heard the motion. Is leave granted? Leave is granted. So ordered. Committee Reports.

SECRETARY HAWKER:

Senator Alexander, Chairman of the Committee on Elections and Reapportionment, reports House Bills numbered 3825 and 3826 Do Pass. And House Bill 3824 Do Pass, as Amended.

Senator Zito, Chairman of the Committee on Finance and Credit Regulations, reports House Bills numbered 2543, 3065, 3214, 3731, 3732, 3829 and 4208 Do Pass.

Senator Smith, Chairman of the Committee on Public Health, Welfare and Corrections, reports House Bills numbered 951, 954, 2685, 3058, 3318, 3330, 3454, 3565, 3587, 3694, 3722, 3755, 3830, 3838, 3853, 4027, 4178, 4185 and 4192 Do Pass. And House Bills

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numbered 950, 2647, 3762, 35 -- pardon me -- 2647, 3562, 3580, 3614, 3655, 3675, 3733, 3748 and 3897 Do Pass, as Amended.

Senator Jones, Chairman of the Committee on Insurance, Pensions and Licensed Activities, reports House Bills numbered 982, 2936, 3131, 3261, 3312, 3363, 3449, 3509, 3524, 3528, 3645, 3683, 3740, 3834, 3856, 3966, 4025 and 4038 Do Pass. And House Bills numbered 1699, 2173, 3149, 3228, 3468 and 3529 Do Pass, as Amended.

Senator Netsch, Chairman of the Committee on Revenue, reports House Bills numbered 3152, 3716, 3832, 3896 and 3914 Do Pass. And House Bills numbered 309 and 2872 Do Pass, as Amended.

Senator Newhouse, Chairman of the Committee on Commerce and Economic Development, reports House Bill 3390 Do Pass.

Senator Welch, Chairman of the Committee on Energy and Environment, reports House Bills numbered 3181, 3183, 3326, 3371, 3482 <sic> (3492), 3585 and 3874 Do Pass. And House Bills numbered 3325, 3426, 3506, 3591, 3682, 3695, 3717 and 3815 Do Pass, as Amended.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. With leave of the Body, we'll go to the Order of Resolutions. Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 1193 offered by Senator Demuzio.

Senate Resolution 1194 offered by Senator Demuzio.

Senate Resolution 1195 offered by Senator Ralph Dunn.

Senate Resolution 1196 offered by Senator Dudycz.

And Senate Resolution 1197 offered by Senator Topinka.

They're all congratulatory.

Senate Joint Resolution 193 offered by Senator Macdonald.

It is a congratulatory resolution.

And Senate Joint Resolution 194 offered by Senator Topinka.

It is a death resolution.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Consent Calendar. Introduction of Bills. Introduction of Bills.

SECRETARY HAWKER:

Senate Bill 2314 offered by Senator Jones.

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Rules. Senator Fawell, for what purpose do you arise?

SENATOR FAWELL:

Thank you very much, Mr. President. I'd like to add, as a hyphenated co-sponsor on House Bill 3167, Senator Newhouse and Senator Smith.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. You've heard the request of Senator Fawell to add Senators Newhouse and Smith as hyphenated co-sponsors to House Bill 3164. Senator Fawell.

SENATOR FAWELL:

3167.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, you said 3164 originally. 3167.

SENATOR FAWELL:

Sorry about that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is leave granted? Leave is granted. So ordered. ...(machine cutoff)... Senator Netsch, what's the number of your resolution? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. It's Senate Joint Resolution 191.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch, I don't have my Calendar in front of me. Is it -- is it on the Calendar? All right. Page what? All right.

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With leave of the Body, we'll go to the Order of Resolutions, specifically for the purpose of -- Page 24 of your Calendar, we'll go specifically to that Order of Business to take Senate Joint Resolution 191. Is leave granted? Leave is granted. On the Order of Secretary's Desk, Resolutions is Senate Joint Resolution 191, Madam Secretary.

SECRETARY HAWKER:

Senate Joint Resolution 191 offered by Senator Netsch. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Netsch offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. The amendment just simply corrects some errors in the language of the resolution. And I should explain to the other side - which I think they now understand - this is the resolution that creates the two committees to joint -- to draft the arguments for and against the constitutional amendments, and we really do need to get started on it. I would move the adoption of Amendment No. 1 to Senate Joint Resolution 1-9-1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Netsch has moved the adoption of Amendment No. 1 to Senate Joint Resolution 1-9-1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch, is it your desire to proceed? All right. Ladies and Gentlemen, if we -- this is -- can I have your attention? Senate Joint Resolution 191, Madam Secretary.

SECRETARY HAWKER:

Senate Joint Resolution 191 offered by Senator Netsch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Thank you, again, Mr. President. Senate Joint Resolution 191 creates two committees to draft the form of the ballot and the arguments for and against one constitutional amendment that we have already proposed - the one that deals with tax delinquency and tax deficiency and redemption. That will be on the ballot for sure. The other one is the tax accountability amendment, in the event that it does go on the ballot in November. We will not, of course, be back in time to -- to deal with our responsibilities in that respect. So there will be two separate committees. Each one is eight members, evenly divided - House and Senate - Republicans and Democrats. The same form that we have used in the past.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Would the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates --

SENATOR GEO-KARIS:

I was -- I had my button on, but you didn't recognize me; I'm sure you just happened to overlook it by mistake. But when you were saying you made an amendment, is that to the resolution for the tax limitation amendment that you had made earlier? 'Cause I couldn't hear it from all this din.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Well --

SENATOR GEO-KARIS:

Would she yield?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator, the -- the Chair apologizes if I -- if I overlooked you. It was not -- not our intention, but --

SENATOR GEO-KARIS:

I know.

PRESIDING OFFICER: (SENATOR DEMUZIO)

But most of the noise comes -- seems to be coming from the Chamber in -- in certain areas. Senator Netsch.

SENATOR NETSCH:

No. The amendment was to this resolution creating the two committees. There were just some places where the wrong wording was used. That's all.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? If not, Senator Netsch has moved the adoption of Senate Joint Resolution 191. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Senate Joint Resolution 191 is adopted. All right. With leave of the Body, we'll go back to the Order of Resolutions. Resolutions.

SECRETARY HAWKER:

Senate Resolution 1198 offered by Senator Watson and all Members.

It is congratulatory.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Consent Calendar. On the Order of House Bills 1st Reading.

SECRETARY HAWKER:

Senate <sic> Bill 3561 offered by President Rock.

(Secretary reads title of bill)

1st Reading of the bill.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Rules Committee. ...(machine cutoff)... Resolutions. Oh, I'm sorry. Senator Zito, for what purpose do you arise?

SENATOR ZITO:

An inquiry of the Chair, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your --

SENATOR ZITO:

Have we adopted the -- the agreed resolutions list?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Not yet.

SENATOR ZITO:

Well, I -- I just want to make it clear to the Membership that there is a Senate Resolution --

PRESIDING OFFICER: (SENATOR DEMUZIO)

Pardon me. Can we have some order, please? Senator Zito.

SENATOR ZITO:

Yes. There is a Senate Resolution -- Senate Resolution No. 1171. There have been a number of people lobbying for a roll call on that, and I just want you to know that I would be opposed to any roll call on that. I'd like it to -- be included in the Agreed Bill List <sic>.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further -- further discussion? Senator -- I'm sorry. Senator Jacobs, for what purpose do you arise?

SENATOR JACOBS:

Well, Senator -- Mr. President -- Senator Zito, I had filed a -- a objection -- written objection to that, which I could withdraw, but I had some problems with that resolution. Mainly, when you look at lines 24 through 29, which name the -- the witnesses to this event, I think that puts the whole resolution in -- in -- in a state of perhaps not being credible.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Zito.

SENATOR ZITO:

Maybe the -- maybe the good Senator should just take his name off the resolution, and we can get on with the business of the day. I'm sure that everybody wants to go home, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

In that -- in that case, Mr. President, I -- I would withdraw my written objection.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, now that it's come to everyone's attention, I'm sure there'll be a lot of other interests in it now. Well -- can't tell you. Resolutions. All right. Messages from the House.

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 136.

(Secretary reads HJR No. 136)

Filed by John F. O'Brien, Clerk of the House.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock, on the adjournment resolution.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I would move to suspend the rules for the immediate consideration and adoption of House Joint Resolution 136. When we conclude today - in a couple of minutes - it calls for us to return on next Tuesday at the hour of twelve o'clock. And I would also alert the

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Members to the fact that on Tuesday at twelve o'clock, we will begin on the Calendar on the Order of 2nd Reading, and then on Wednesday, the 13th, we will continue on that Order, and in addition, go to the Order of Senate Resolutions. And on Thursday, we will try to conclude our business by noon, again having gone to the Order of 2nd Reading. There are, so far, some hundred and sixty-five or sixty-six bills on 2nd Reading that we have to move. But I would move to suspend the rules for the immediate consideration and adoption of House Joint Resolution 1-3-6.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Discussion? Senator Rock has moved to suspend the rules for the immediate consideration and adoption of House Joint Resolution 136. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The rules are suspended. Senator Rock now moves the adoption of House Joint Resolution 136. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. House Joint Resolution 136 has been adopted. Madam Secretary, have there been any additions or objections filed to the Resolutions Consent Calendar?

SECRETARY HAWKER:

There was one objection and it has been withdrawn.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. With leave of the Body, the Resolutions Consent Calendar has been passed out. With leave, we will add Senate Resolutions 1193, 1194, 1195, 1196, 1197, 1198 and Senate Joint Resolutions 193 and 194. Is leave granted to have those added? Leave is granted. Senator Davidson, for what purpose do you arise?

SENATOR DAVIDSON:

I -- I have no question on that. I have another point of inquiry when you get through with this business.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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All right. Senator Vadalabene has moved the adoption of the Resolutions Consent Calendar. All -- all in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Resolutions Consent Calendar has been adopted. Senator Davidson, for what purpose do you arise?

SENATOR DAVIDSON:

Mr. President, in Energy Committee this morning there was an agreement on House Bill 4114 would be exempt from rules and remain alive. This is the vehicle bill that the coal operators, public utilities and the United Mine Workers agreed on to be in -- in place for the Clean Air Act. And I just need to know if that motion's been filed, and do we adopt it now so it doesn't die automatically?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. The motion has been filed; will be placed on the Calendar; will be dealt with.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Smith, for what purpose do you arise?

SENATOR SMITH:

Thank you, Mr. President. I merely want to announce and call the attention to -- that on Monday, June the 11th, in 1990, twelve o'clock noon, in Chicago, Public Health, Welfare and Corrections will have an extended session in Room 16-503. And the purpose of this meeting is to hear testimonies taken from action on House Bill 3164 and House Bill 3777, and review other recommendations of the Chicago Cook County Health Care Summit. I invite you to please be present and attend this meeting. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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

SENATOR GEO-KARIS:

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Mr. President and Ladies and Gentlemen of the Senate, I got the permission of the sponsor of House Bill 4-0-6-1 to be the immediate hyphenated co-sponsor, and I'd like it so reflected.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Geo-Karis has sought leave to be added as a hyphenated co-sponsor of House Bill 406. Senator, all you have to do is -- 4-0-6-1? All right. 4-0-6-1. All you have to do is file a sheet of paper. Is leave granted? Leave is granted. It is so ordered. Further business to come before the Senate? Further business to come before the Senate? Senator Rock. All right. Senator Vadalabene moves that the Senate stand adjourned until next Tuesday, June the 12th, at the hour of noon. Senate stands adjourned.

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