

STATE OF ILLINOIS
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PRESIDENT ROCK:

The hour of noon having arrived, the Senate will please come to order. Will the Members be at their desks. Will our guests in the gallery please rise. Our prayer this afternoon by the Reverend Philip Snyder, Athens United Methodist Church, Athens, Illinois. Reverend.

THE REVEREND PHILIP SNYDER:

(Prayer given by the Reverend Philip Snyder)

PRESIDENT ROCK:

Reading of the Journal, Madam Secretary.

SECRETARY HAWKER:

Senate Journal of Tuesday, June 13, 1989.

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

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

PRESIDENT ROCK:

All right. You've heard the motion as placed by Senator Luft. 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. Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I now move that the reading and approval of the Journals of Wednesday, June 14; Thursday, June 15th; and Friday, June 16th, in the year 1989, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

You've heard the motion as placed by Senator Luft. Any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so

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ordered. With leave of the Body, Mr. Michael Fryer from the Chicago Tribune wishes to take some photographs. Without objection, leave is granted. 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 passage of a bill of the following title, to wit:

Senate Bill 10 with House Amendment No. 1.

I have like Messages on: Senate Bills 52 with House Amendment 1; Senate Bill 77 with House Amendment 1; Senate Bill 131 with -- with House Amendment 1; Senate Bill 134 with House Amendment 2; Senate Bill 182 with House Amendment 2; Senate Bill 287 with House Amendment 1; Senate Bill 319 with House Amendment 1; Senate Bill 399 with House Amendment 1; Senate Bill 489 with House Amendment 1; Senate Bill -- 540 with House Amendment 1; Senate Bill 659 with House Amendment 1; Senate Bill 725 with House Amendment 1; Senate Bill 737 with House Amendment 1; Senate Bill 741 with House Amendment 1; Senate Bill 742 with House Amendment 2; Senate Bill 918 with House Amendments 1 and 3; Senate Bill 948 with House Amendment 1; Senate Bill 954 with House Amendment 1; Senate Bill 1012 with House Amendments 1 and 2; Senate Bill 1079 with House Amendment 1; Senate Bill 1115 with House Amendment 1; Senate Bill 1155 with House Amendment 1; Senate Bill 1173 with House Amendment 1; Senate Bill 1219 with House Amendment 1; Senate Bill 1333 with House Amendment 1; and Senate Bill 1425 with House Amendment 1.

PRESIDENT ROCK:

Secretary's Desk. ...(machine cutoff)... Resolutions.

SECRETARY HAWKER:

Senate Resolution 440 offered by Senator Topinka.
It is congratulatory.

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PRESIDENT ROCK:

Consent Calendar. ...283. ...(machine cutoff)... Senator Woodyard, for what purpose do you arise, sir?

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. I would like leave, or do I need a motion to recommit a bill to committee that I am chief sponsor of?

PRESIDENT ROCK:

That motion is always in order. Tell us where it is.

SENATOR WOODYARD:

It's House Bill 2700. It's the little reptile bill. Do you want to take 490 in the same motion?

PRESIDENT ROCK:

All right. Top of Page 24. Senator Woodyard seeks leave to recommit House Bill 2700 to the committee from which it came. All in favor, indicate by saying Aye. All opposed. The Ayes have it. House Bill 2700 is recommitted. ...(machine cutoff)... Senator Zito, for what purpose do you arise?

SENATOR ZITO:

For Tabling a bill, Mr. President. As the chief sponsor of House Bill 1958 - well, rather than Table it, can we recommit that to Committee on Finance? House Bill 1958. I believe it's on the Agreed Bill List.

PRESIDENT ROCK:

All right. Bottom of Page 50. Senator Zito asks leave of the Body to recommit House Bill 1958 to the Committee on Finance. Without objection, so ordered. All right. Ladies and Gentlemen, it's now 12:45. We will begin on the Order of Recalls. The Chair will again presume that the amendments have, in fact, been distributed. We'll go to the Order of Recalls, and then move immediately to the Order of House Bills 3rd Reading, and at approximately four o'clock - one hour after the self-imposed

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deadline for taking bills off the Agreed Bill List or indicating other than affirmative vote on one or another bill - about four o'clock we'll begin to read the Agreed Bill List, and that'll be the last order. We'll vote on that and be through for the day. We'll start tomorrow morning at nine on the Order of House Bills 2nd Reading - including appropriation bills. We've had two requests - WAND-TV and WGEM-TV from Quincy would like to shoot some videotape. Without objection, leave is granted. All right. I'm sorry. Senator Kustra, for what purpose do you arise?

SENATOR KUSTRA:

Thank you, Mr. President. Just a point of information. Will there be another opportunity for a Recall List tomorrow?

PRESIDENT ROCK:

Yes.

SENATOR KUSTRA:

Thank you.

PRESIDENT ROCK:

There are -- the Secretary informs me that there are bills coming off the Agreed Bill List on the basis that they wish to have them recalled, so we will indeed have another list. Senate Bill -- House Bill 45. Senator Zito. Senator Zito 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 is House Bill 45, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Davidson.

PRESIDENT ROCK:

Senator Davidson, on Amendment No. 1.

SENATOR DAVIDSON:

Mr. President and Members of the Senate, what this amendment does is add the language pursuant to uniform standard as divided

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-- defined by the Department on Aging and Rules. And that's so that there will be one set of standards to be agreed to or abided by by the thirteen area agencies and the twelve not-for-profit organizations in the City of Chicago in the State of Illinois. I move the adoption of the amendment.

PRESIDENT ROCK:

All right. Senator Davidson has moved the adoption of Amendment No. 1 to House Bill 45. 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. Senate -- House Bill 90. Senator Marovitz. House Bill 98. Senator Karpel. House Bill 283. Senator Donahue. On the Order of House Bills 3rd Reading is House Bill 283. Bottom of Page 7. Senator Donahue 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 283, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Donahue.

PRESIDENT ROCK:

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 to House Bill 283 is a Christian Science Amendment, and it would take a -- one nursing home out of the Nursing Home Long Term Review Act. I would move for its adoption.

PRESIDENT ROCK:

All right. Senator Donahue has moved the adoption of Amendment No. 1 to House Bill 283. Discussion? If not, all in favor,

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indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Donahue.

PRESIDENT ROCK:

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 2 to House Bill 283 increases the facility members on the board from three to four, and it would also -- increases the number of votes needed for passage of any item - and that's from five to six - and I would move for its adoption.

PRESIDENT ROCK:

Senator Donahue has moved the adoption of Amendment No. 2 to House Bill 283. 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. ...(machine cutoff)... 354. Senator Karpziel. 367. Senator Watson. Middle of Page 8, Ladies and Gentlemen, on the Order of House Bills 3rd Reading is House Bill 367. Senator Watson 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 is House Bill 367, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Watson.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

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Yes. Thank you, Mr. President. Amendment No. 2 simply puts a frontdoor referendum on the issue.

PRESIDENT ROCK:

Senator Watson has moved the adoption of Amendment No. 2 to House Bill 367. 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. 4-9-4. Senator Smith. 9-7-2. Senator Watson. On the Order of House Bills 3rd Reading, middle of Page 12, is House Bill 972. Senator Watson 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 972, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Watson.

PRESIDENT ROCK:

Senator Watson, on Amendment No. 1.

SENATOR WATSON:

Yes. Thank you, Mr. President. This amendment strikes everything after the enacting clause, and now becomes a -- a quarter percent tax increase. This -- this follows the Madigan plan in regards to the funding for education. This would be a quarter percent permanent tax. The difference between this and the -- the Madigan plan is that this would be a -- a permanent tax dedicated for education, earmarked for education and education only. It would raise the individual income tax rates to 2.75 percent and a corporate rate to 4.4 percent, effective January 1st of -- beg your pardon -- July 1st of this year, 1989. Move for its adoption.

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PRESIDENT ROCK:

All right. Senator Watson has moved the adoption of Amendment No. 1 to House Bill 972. Discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. Senator Watson, do you know if there are going to be other amendments offered to 972? What I'm trying to determine is whether it makes more sense to go at it and raise some questions now at the amendment stage, or let you have your amendment on and raise the questions on 3rd Reading, and some of that may depend on the amendments.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

Yes. Thank you. No, my intent is that this would be the only amendment, and that this bill then would contain the quarter percent permanent tax -- for education only.

PRESIDENT ROCK:

Senator Netsch.

SENATOR NETSCH:

Well, let me, at the very least, make sure that everyone's aware of the fact -- aware of what you are doing. One, I think you've said that this is a -- a quarter percent increase in the State income tax on individuals, and since I am just seeing it, I'm not sure that you do make the same increase with respect to corporations. That's one of my first questions.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

The corporate rate would go to 4.4, so there is the corresponding rate increase for corporate. The individual is 2.75.

PRESIDENT ROCK:

Senator Netsch.

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SENATOR NETSCH:

All right. So that maintains the same eight to five ratio, I assume. Okay. So you've got a quarter percent increase. As I understand it, all of this will go into an education assistance fund, which I assume is intended to be either identical to or at least similar to the one that was created in House Bill 490. I'm assuming that that is correct. Now one of the things, it seems to me, that ought to be pointed out about this is that indeed it is an income tax increase, and indeed it is one that is for education only, but if I read the first page of the amendment correctly, the municipalities and counties who are the recipients of the Local Government Distributive Fund would not even get their one-twelfth share of the increased tax. They would continue to get one-twelfth of the two and a half percent and the four percent. They would not receive even their normal increase whenever the income tax is changed, which would be one-twelfth of the amount that is being imposed by your bill. Am I reading your bill correctly?

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

Yes, you are. That's quite correct. This will be a dedicated fund, and the -- the additional revenue would go to education only, and the local governments would not participate in that additional revenue.

PRESIDENT ROCK:

Senator Netsch.

SENATOR NETSCH:

Well, I would speak strongly against the amendment then, because it seems to me that even based on your premise that you don't want the municipalities generally to benefit - at least to the extent that they do under House Bill 490 - it seems to me an absolute perversion of the revenue sharing that has been in place

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in the State of Illinois since the income tax was first adopted to say that the municipalities and counties will not even share in whatever increase would normally come to them as a part of their one-twelfth proportionate share. I -- my recollection is certainly that when we increased the income tax in 1983 temporarily - although there were all sorts of things that were proposed at that time - that the municipalities did retain their share then. And in any event, that was a rather extraordinary set of circumstances, because the State was actually broke at the time - that is, we were in -- our revenues were actually declining at that time, and we were trying desperately to find some way just to maintain revenues enough to be able to meet minimum levels of State service. This is not such an occasion, and while you have a right to propose your education increase, as you generally choose, I think it is really a perversion - as I used the word before - the entire concept of revenue sharing with cities and counties, to tell them at this stage of the game that they will not even be able to share in their normal one-twelfth. And for that reason alone, I would oppose the amendment.

PRESIDENT ROCK:

Further discussion? Senator Demuzio.

SENATOR DEMUZIO:

If I might, I'd like to ask the sponsor a question.

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Demuzio.

SENATOR DEMUZIO:

Senator Watson, is -- is -- this is a quarter of a percent increase with all the money going into a special fund for education, and this tax increase is permanent, is that correct?

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

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Yes, it is.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Is it -- is this the Republican alternative to -- to 490?

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

Not necessarily. It's just my alternative. That's all.
...(machine cutoff)...

PRESIDENT ROCK:

All right. Senator Demuzio, I'm sorry.

SENATOR DEMUZIO:

Well, it just seems to me that perhaps this amendment is a rather premature -- that we ought to see what happens to 490 before we have an additional proposal on the Table. I mean, if that -- if this is a Republican alternative, I think that's fine, but I don't know whether or not it has broad range support here. And in -- in fact, it is a permanent increase. I -- I congratulate you, Senator Watson, for your -- for your courage. Perhaps the -- the voters in your district perhaps are for this, and perhaps, as a matter of public policy, it ought to be permanent. The fact of the matter is that we've got another proposal here that we ought to vote on first.

PRESIDENT ROCK:

Further discussion? By the way, excuse me, Ladies and Gentlemen, WCIA-TV has also requested permission to videotape. Without objection, leave is granted. Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Well, thank you, Mr. President. I rise in support of this amendment. I'm sure that this is not the Republican answer that

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we're all -- we're all going to take different positions on this amendment. But for those of us downstate who have been striving to do something for our schools and look at House Bill 490, we recognize that that is -- is temporary, at best, and that it gives away a lot of State money, starts a new program of State sharing of revenues with cities, at worst. I think this idea makes a lot of sense, particularly for -- for downstate schools, and I would urge your -- your strong support of -- of this measure. I've publicly stated in my district that I could support a modest income tax if the bulk of the money went to education, and certainly that's the case with this one. So I invite you all to get on board.

PRESIDENT ROCK:

Further discussion? Senator Weaver.

SENATOR WEAVER:

Well, thank you, Mr. President. I -- I strongly support this amendment. And in my district, I've also said I would support a permanent increase in the income tax devoted to education. To answer Senator Netsch's point about the local government distributive formula, we can at any time change that formula within the existing revenues, but this approach is a dedicated one-quarter of one percent only to education, so if we deem it feasible to increase that to which we give back to local governments, we can do that at any time, and not necessarily in this bill. It need not be in this bill. So I stand in strong support.

PRESIDENT ROCK:

Further discussion? Is there any further discussion? Senator Watson, you wish to close?

SENATOR WATSON:

Yes, I do. Thank you. Well, I appreciate the discussion and the questions. Last week we were told that when we offered

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amendments to 490, that they were to be rejected, because -- come up with your own idea. Come up with your own plans. So this is my approach to what I think is a real problem in especially my district and I think most of -- most of our districts, and that's the proper funding of education. I campaigned throughout the last election and said that I could support a modest increase in the income tax if the majority of that money goes to education. In this particular proposal, we're talking about a quarter percent, and all the money going to education. I think that the income tax is the fairest tax. You tax people on their ability to pay. Hopefully this shifts the pressure and the burden off property taxes at the local level. But we want to fund education at the proper levels, and we talk about priority first, we hear from the House, and we've heard about the funding education first from some of you on the other side. This gives you an opportunity to put the money where your mouth is and put the money where your press releases are. Let's fund education. Let's take care of the kids and the schools, and let's don't politicize the issue here in Springfield. I would appreciate your support on this amendment.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 1 to House Bill 972. Those in favor of the amendment will vote Aye. Opposed, vote Nay. And the voting is open. 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, there are 22 Ayes, 32 voting Nay, none voting Present. The amendment fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1100. Senator Berman. On the Order of House Bills 3rd Reading, Ladies and Gentlemen, middle of Page 13, is

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House Bill 1100. Senator Berman 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 1100. Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Berman.

PRESIDENT ROCK:

Senator Berman, on Amendment No. 2.

SENATOR BERMAN:

Thank you, Mr. President. This is the amendment that's been worked out between the sponsors in the Senate and the House and the Department of Revenue on the Taxpayers Bill of Rights. I move the adoption of Amendment No. 2.

PRESIDENT ROCK:

Senator Berman has moved the adoption of Amendment No. 2 to House Bill 1100. 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. Senator Marovitz. 1111. On the Order of House Bills 3rd Reading, middle of Page 13, is House Bill 1111. Senator Marovitz 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 is House Bill 1111.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Rea.

PRESIDENT ROCK:

Senator Rea, on Amendment No. 1.

SENATOR REA:

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Thank you, Mr. President. Senate Amendment 1 to House Bill 1111 will ensure that qualified Department of Children and Family Service employees are performing contested child custody investigations and reports. Provides for that provision, and I would move for its adoption.

PRESIDENT ROCK:

All right. Senator Rea has moved the adoption of Amendment No. 1 to House Bill 1111. Discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. Will the sponsor yield for a question?

PRESIDENT ROCK:

Indicates he will yield, Senator Hawkinson.

SENATOR HAWKINSON:

Senator, are these reports to be done in investigations in adoption cases?

PRESIDENT ROCK:

Senator Rea.

SENATOR REA:

Only -- only in child custody cases. Yeah. Just in disputed child custody cases.

PRESIDENT ROCK:

Further discussion? If not, Senator Rea has moved the adoption of Amendment No. 1 to House Bill 1111. 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. 1217. Senator Luft. Senator Luft seeks leave of the Body to return House Bill 1217, top of Page 14, to the Order of 2nd Reading for purposes of an amendment. Is leave granted?

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Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1217, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Luft.

PRESIDENT ROCK:

Senator Luft, on Amendment No. 1.

SENATOR LUFT:

Thank you, Mr. President. This amendment increases the amount by one dollar. This bill is the General Obligation Bond Act, will go to a conference committee, and this amendment is designed to forward it on to a conference committee.

PRESIDENT ROCK:

Senator Luft's moved the adoption of Amendment No. 1 to House Bill 1217. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1218. Senator Luft seeks leave of the Body to return House Bill 1218 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 1218, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Luft.

PRESIDENT ROCK:

Senator Luft, on Amendment No. 1.

SENATOR LUFT:

Thank you, Mr. President. It is the same as 1217, only this is the Build Illinois Bond Program. We, with this amendment, increase the amount by one dollar.

PRESIDENT ROCK:

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Senator Luft seeks -- moves the adoption of Amendment No. 1 to House -- House Bill 1218. 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. Senator Schaffer. 1847. the middle of Page 18. Senator Schaffer seeks leave of the Body to return House Bill 1847 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 1847, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Schaffer.

PRESIDENT ROCK:

Senator Schaffer, on Amendment No. 1.

SENATOR SCHAFFER:

Mr. Chairman, when this bill cleared the Judiciary Committee, I indicated I would be working with the Secretary of State's Office to come up with some compromise language, and that's what this amendment is, and I believe it solves the problems the Secretary of State's Office had with the bill.

PRESIDENT ROCK:

All right. Senator Schaffer has moved the adoption of Amendment No. 1 to House Bill 1847. 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.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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1871. Senator Watson. Senator Watson. Senator Watson, what are we doing? You want -- you want to call -- okay. Senator Watson seeks leave of the Body to return House Bill 1871 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. House Bills 2nd Reading. House Bill 1871, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Watson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

This is a technical amendment that just adds some additional language. I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson has moved the adoption of Amendment No. 1 to House Bill 1871. 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.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1876. Senator Watson. On the Order of -- Senator Watson seeks leave to return House Bill 1876 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. House Bills 2nd Reading, House Bill 1876, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 8 offered by Senator Watson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. This amendment clarifies that the

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Department of Children and Family Services must petition the court for an HIV test result in child abuse cases when the child's contact with the perpetrator was in a manner that could result in the transmission of HIV virus. I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson moves the adoption of Amendment No. 8 to House Bill 1876. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 8 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 9 offered by Senator Watson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Thank you. This is a noncontroversial amendment that was offered by the Department of Public Health to limit the size of the monthly reports being required on HIV virus. I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson has moved the adoption of Amendment No. 9. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 9 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1878. Senator Watson. 1883. Senator Hawkinson. On the Order of House Bills 3rd Reading -- Senator Hawkinson seeks leave of the Body to return House Bill 1883 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 1-8-8-3, Madam Secretary.

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SECRETARY HAWKER:

Amendment No. 1 offered by Senator Marovitz.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 1 clarifies a problem that was brought up in the Judiciary Committee, so that the provisions of the bill would not apply to euthanasia type situations where an individual is terminally ill, in severe pain, subject to physical deterioration that is associated with the terminal illness, and that somebody is trying to counsel them in that regard in -- in relation to their terminal illness. The purview of the bill would not plug in. I ask for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, Senator Marovitz has moved the adoption of Amendment No. 1 to House Bill 1883. 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.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 2-0-2-0. Senator Welch. 2123. Senator Davidson seeks leave of the Body to return House Bill 2123 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. House Bills 2nd Reading is House Bill 2123, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Davidson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

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Mr. President, before we adopt Amendment No. 2 - because they gave me the wrong technical amendment - we need to reconsider the vote and Table Amendment No. 1, 'cause it was in error.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson has moved to Table Amendment No. 1. Senator Davidson, is that correct? Senator Davidson.

SENATOR DAVIDSON:

I think we have to reconsider the vote, since it's already on. I'll -- and since I voted on the prevailing side, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Davidson has moved to reconsider the vote by which Amendment No. 1 was adopted. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The vote on Amendment No. 1 is reconsidered. Senator Davidson now moves to Table Amendment No. 1. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Davidson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and Members of the Senate, this is the correct technical amendment, and all it does is says if there is possible evidence of violation of law or abuse of authority, it be referred to the appropriate -- appropriate investigatory or law enforcement agency for consideration. Move the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Davidson has moved the adoption of Amendment No. 2 to House Bill 2123. If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

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SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 2286. Senator Topinka. On the Order -- Senator Topinka seeks leave of the Body to return House Bill 2286 from the -- from 3rd Reading to the Order of 2nd Reading for the purpose of Tabling an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2286, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President, I would move to reconsider the vote by which Amendment No. 1 was taken, for purposes of Tabling.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Topinka, having voted on the prevailing side, moves to reconsider the vote by which Amendment No. 1 was adopted. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The vote on Amendment No. 1 is reconsidered. Senator Topinka now moves to Table Amendment No. 1. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 2365. Senator Topinka. On the -- Senator Topinka seeks leave of the Body to return House Bill 2365 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 2365, Madam Secretary.

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SECRETARY HAWKER:

Amendment No. 1 offered by Senator Topinka.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Yes. Amendment No. 1, Mr. President and Ladies and Gentlemen of the Senate, basically is a Department of Public Health amendment, which sets forth the intent of the legislation in terms of indemnification.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka has moved the adoption of Amendment No. 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.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 2421. Senator Luft seeks leave of the Body to return House Bill 2421 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2421, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Amendment No. 1 is a technical amendment designed to get this bill in a conference committee, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft has moved the adoption of Amendment No. 1 to

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House Bill 2421. 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.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 2448. Senator Kustra seeks leave of the Body to return House Bill 2448 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. House Bills 2nd Reading, House Bill 2448, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Kustra.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President and Members of the Senate. This amendment is really the language of House Bill 2605, which is a -- one of the major recommendations of the Governor's Legislative Program this year. In fact, I think it's safe to say you wouldn't hear me doing this if it wasn't for the fact that the Governor has placed this as a very high priority this Session. This bill, or this amendment, creates new grant programs to increase scientific literacy, and those grant programs would go to educational service centers, to colleges and universities, and to school districts and not-for-profit organizations for pilot programs which would revise curriculum regarding student literacy in math and science. I would ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra has moved the adoption of Amendment No. 1. Is there discussion? Senator Berman.

SENATOR BERMAN:

Thank you. Excuse me. Thank you, Mr. President. We could

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probably play the tapes back on this debate. This is, I believe, at least the third time that I've had to stand up to respond to this. This sounds very nice if we had all the money in the world, but we don't. This is the proposal that has a price tag of ten million dollars that was predicated upon an eighteen-cent cigarette tax, and to my knowledge, that doesn't exist. The eighteen-cent cigarette tax. So I'm not sure where it's going to be funded, but I can assure you that if we pass this amendment, the ten million dollars will be coming out of a lot of other programs that we have promised our schools, ever since 1985 and before. So I - with all due respect to the sponsor and to the Governor - I stand up and urge a No vote on Amendment No. 1 to House Bill 2448. We don't have the money.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? If not, Senator Kustra may close.

SENATOR KUSTRA:

Thank you, Mr. President. Just to point out that it is true, there is not a cigarette tax revenue there right now, but there was just recently a revision in the available cash balance by the Bureau of the Budget, and that's upwards of two hundred million dollars. There is no question we are going to have few dollars - a few extra dollars - to move around to these various programs. I think this is a terribly high priority, and we ought to be about the business of doing it. I urge adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Kustra has moved the adoption of Amendment No. 1 to House Bill 2448. Those in favor will vote Aye. Those opposed, 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? Take the record. On that question, the Ayes are 31, the Nays are 23, none voting Present. Amendment No. 1 is adopted.

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Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 2574. Senator Welch seeks leave -- 2615. Senator Smith. Senator Smith seeks leave of the Body to return House Bill 2615 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. House Bills 2nd Reading, House Bill 2615, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Smith.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen. The amendment to -- 2615 -- to House Bill 2615 merely addresses concerns that are raised by the Department of Corrections. Its languages are -- was agreed on by all on the bill and interested parties, and I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith has moved the adoption of Amendment No. 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.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 2718. Senator Karpziel. Senator Karpziel on the Floor? 2758. Senator Keats. All right. With leave of the Body, we'll go back to Page 1. There was an error on the Recall List. There was a second amendment filed with respect to House Bill 2365 that was not on the Recall List. With leave of the Body, we will

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go back to that. On the Order of Recalls is House Bill 2365. Senator Topinka seeks leave of the Body to return that bill for the purpose of an amendment to the Order of 2nd Reading. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 2365, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Topinka.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President and Ladies and Gentlemen of the Senate, Amendment No. 2 would provide bonding authority for the Department of Public Health to make grants to school districts for asbestos abatement.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka has moved the adoption of Amendment No. 2 to House Bill 2365. Discussion? If not, those in favor will indicate -- I beg your pardon. I'm sorry. Senator Netsch.

SENATOR NETSCH:

Could I -- Thank you, Mr. President. Did I hear you correctly? This is bonding authority to the Department of Public Health? What -- to issue bonds to be retired from what? And how were they to be distributed? I'm just not clear that I have -- this sounds like a rather dramatic proposal, and I'm just trying to get some of the details of it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Yes. We once again bring the State back into the asbestos business, which it had promised, you know, in terms of funding to the local school districts, and then kind of backed out and left them high and dry. This basically allows the Department of Public

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Health, which regulates the asbestos program, to make these grants when an individual school or school district would petition the Department of Public Health. They would make the determination and release the bonding, and the State of Illinois would obviously be used as collateral on that basis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further -- further discussion? Senator -- Senator Rock. I beg your pardon, Senator Netsch, you weren't finished? Senator Netsch.

SENATOR NETSCH:

Well. I'm -- I'm still not sure I heard the -- the basis for the retirement of the bonds and who was actually to issue them and all. It's mostly a matter of just getting clear about what the program is. I certainly have no objection to the State helping on asbestos, but I'm just not clear about how this is working.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Yes. Senator Netsch, they're just General Obligation Bonds, and would be handled as all General Obligation Bonds from the State of Illinois.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I would just point out that this matter has been discussed both in the Committee on Executive and then again on this Floor in a Motion to Discharge, which failed. So I don't think the Senator made a mistake. I think Amendment No. 2 should have been left sitting on the Secretary's Desk or on her own desk, and I would urge opposition to Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Topinka may close.

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SENATOR TOPINKA:

Well, yes, Mr. President and Ladies and Gentlemen of the Senate. I think, you know, we made some very strong commitments to the schools of this State. We've certainly issued General Obligation Bonds for just about every cockamamie scheme you could have here. We -- we've underwritten bonds for -- for all sorts of things that are far and away different from what I think should be the State's business. We've made an effort here, then said education and schools are our primary objective this year and henceforward. I would ask your support of this to at least get our schools cleaned up, in terms of the asbestos situation, once and for all.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka has moved the adoption of Amendment No. 2 to House Bill 2365. Those in favor will vote Aye. Those opposed, 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 22, the Nays are 27, none voting Present. Amendment No. 2 fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. There's also a request to go back up to 497. Senator -- pardon, beg your -- 494. Senator Smith. On the Order of Recalls is House Bill 494. Senator Smith seeks leave of the Body to return House Bill 494 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. House Bills 2nd Reading, House Bill 494. Senator Smith. I beg your pardon -- Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator DeAngelis.

SENATOR DeANGELIS:

At the suggestion of Senator Hudson, I Table that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, why don't you just -- why don't you just withdraw it?

SENATOR DeANGELIS:

I'll withdraw it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator DeAngelis seeks leave to withdraw. Amendment No. 1 is withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments. ...(machine cutoff)... Amendment No. 1 offered by Senators Smith and DeAngelis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. Chairman and Ladies and Gentlemen of the Senate. Senate Bill -- amendment to 494 -- House Bill 494 merely requires that the State minimum wage rate shall never be less than the federal minimum wage. I move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith has moved the adoption of Amendment No. 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.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. All right. With leave of the Body, we will now move to the second page again. We'll just complete the Recall List. We're skipping around, so we'll go to 2718. Senator Karpziel is now in the -- no -- I'm sorry. 354. Oh, is that the one you

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wanted? Okay. On the first page of the Recalls is House Bill 354. Senator Karpziel seeks leave of the Body to return that bill to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave granted. House Bills 2nd Reading is House Bill 354, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Karpziel.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. This amendment deals with a particular section of the law which deals only with Cook, DuPage and Will Counties. It removes the forty-five-dollar rate cap that a relocater could charge, and instead states that the rate would not exceed the mean average of the five highest rates for police-ordered tows within the area to which this law applies. The Illinois Commerce Commission would -- would regulate this, and that's all it does.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, those -- Senator Karpziel has moved the adoption of Amendment No. 2, House Bill 354. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senator Karpziel, did you wish to have your other bill on the Recall Bill List called? All right. In effect, we have now finished with the Recall List. We will now turn to Page 5. Page 5. We will start with House Bills 3rd Reading. Start at the beginning and go right down the -- down the list. If you look at your Calendar, you will see that there are two hundred and

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sixty-five bills on 3rd Reading that are House Bills. So -- and a number of bills still on 2nd Reading, so we have a big week. House Bills 3rd Reading, House Bill 17. Senator Hall, are you ready? House Bills 3rd Reading is House Bill 17. Madam Secretary, read the bill.

SECRETARY HAWKER:

House Bill 17.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank -- thank you, Mr. President, Ladies and Gentlemen of the Senate. This amends the Civil Administrative Code and the State Finance -- Finance Act. It requires the Governor submit the State budget for operation in seventeen bills corresponding to seventeen functions budget category. Now what this simply does is -- the appropriation bill -- the Governor's presented his Budget Message shall be given to the GA - the General Assembly - the day of the Budget Message. Such bills shall include appropriation for higher and elementary and secondary education. Currently, the administration budget bills are due within two Session days after the Budget Message. I'd ask for your most favorable support of this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall House Bill 17 pass. Those in favor will vote Aye. Those opposed, 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 52, the Nays are none, none voting Present. House Bill 17, having received the required constitutional majority, is declared passed. House Bills 3rd Reading is House Bill 18, Madam

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Secretary.

SECRETARY HAWKER:

House Bill 18.

(Secretary reads title of bill)

2nd -- pardon me -- 3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz. All right. Senator Marovitz wants -- take it out of the record. Take it out of the record. 34. Senator Jones. 35. Senator Rigney. On the Order of House Bills 3rd Reading, Page 5, House Bill 35, Madam Secretary.

SECRETARY HAWKER:

House Bill 35.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rigney.

SENATOR RIGNEY:

Mr. President, this legislation does two things. It allows a tax of three and a third cents on a hundred for comfort stations in municipalities, and also five cents for lighting of streets. It can only be done with a public referendum.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 35 pass. Those in favor will vote Aye. Those opposed, 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 45, the Nays are 10, 1 voting Present. House Bill 35, having received the required constitutional majority, is declared passed. House Bill 39. Senator Jacobs. On the Order of -- Senator Jacobs. 39. On the Order of House Bills 3rd Reading is House Bill 39, Madam Secretary.

SECRETARY HAWKER:

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House Bill 39.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This bill strictly requires an officer to be informed before being questioned in relation to an allegation of misconduct. There was some problems with the bill early on. The Secretary of State had some problems. We put an amendment on which took care of their problems. So I would ask for your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 39 pass. Those in favor will vote Aye. Those opposed, 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? Take the record. On that question, the Ayes are 49, the Nays are 5, none voting Present. House Bill 39, having received the required constitutional majority, is declared passed. 42. Senator DeAngelis. House Bills 3rd Reading is House Bill 42, Madam Secretary.

SECRETARY HAWKER:

House Bill 42.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. House Bill 42 originally had a provision in it which would have allowed a student member of the

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Illinois Community College Board to serve a second term if reelected. As amended, it includes some legislation which was necessary for Senator Maitland's district on the new startup -- on the startup of a new community college district in the Bloomington area. And I would be pleased to answer any of those questions, if I could.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Discussion? Is there discussion? The question is, shall House Bill 42 pass. Those in favor will vote Aye. Those opposed, 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 49, the Nays are 6, none voting Present. House Bill 42, having received the required constitutional majority, is declared passed. 43. Senator Topinka. House Bills 3rd Reading. 44. Senator Rea. House Bills 3rd Reading, House Bill 44, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 44.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea.

SENATOR REA:

Thank you, Mr. President. House Bill 44 separates the State Police Merit Board out from the State Police, and provide them with their separate budget, which gives them the independence. This bill passed out of the House, 116 to 0, and I would ask for your approval.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 44 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have

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all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 44, the Nays are 13, 1 voting Present. House Bill 44, having received the required constitutional majority, is declared passed. 45 was on the Recall List this morning. 69. Senator Kelly. House Bills 3rd Reading, House Bill 69, Madam Secretary. Read the bill, please.

SECRETARY HAWKER:

House Bill 69.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President and Members of the Senate. House Bill 69, as it indicated, was a bill of rights for the developmentally disabled. Instead of that, we've amended this bill now that it's a service-oriented law. The Department of Mental Health and Developmental Disabilities is still not satisfied with this legislation, and there might be - I'm sure there are - some political implications involved with this. We -- the majority of this bill provides a plan for servicing the developmentally disabled citizens. It also makes it clear that the Act pertains to entitlement to services, rather than rights. This would certainly be a lower-cost factor, and should have engendered the support from the Department. It makes the services outlined in the bill for persons with developmental disabilities permissive, except for the rules for the Department concerning family assistance program for the developmentally disabled children who are mandated and not permissive. The Alliance for the Mentally Ill of Illinois and just about every other citizen group is supporting this bill, and I solicit your support, and I'd be glad to answer any questions you might have.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President and Ladies and Gentlemen of the Senate, House Bill 69 and its very, very good sponsor, who I believe is extremely well-intentioned in his dedication to this bill, I think also realizes that we've seen this bill on two other occasions. It has come out of this Chamber, but has come out with some pretty significant opposition. It's been vetoed both times by the Governor, who figures that if the full implementation of these services were put into effect, we're talking about 6.9 billion - that's with a B - billion a year. Although there are some very salient points in here - I think everybody in the perfect world would like to see many of these things happen - I don't think we're anywhere close to being able to afford this. This is -- you're talking almost about a fourth of the whole State budget just going into this one bill. So I -- I think we ought to reserve our vote on this one, even though it is a nice idea, but impractical at the moment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Kelly may close.

SENATOR KELLY:

I will solicit your supports. Might mention, a second part of this bill is Senator O'Daniel's, and he has taken a strong lead in this -- in this area, which provides the home care, and with that, I ask for your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 69 pass. Those in favor will vote Aye. Those opposed, 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 39, the Nays are 12, 5 voting Present. House Bill 69, having received the

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constitutional majority, is declared passed. Page 6 of your Calendar. 74. Senator Fawell. House Bills 3rd Reading, top of Page 6, House Bill 74, Madam Secretary.

SECRETARY HAWKER:

House Bill 74.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell. Senator Fawell. Senator Fawell, how -- Senator Dunn -- Ralph Dunn's desk. Senator Fawell.

SENATOR FAWELL:

Thank you very much. This is the bill that says, in effect, that a student who is involved in drugs and is convicted will not be able to receive his driver's permit, and if he gets involved after he has his permit, he will not be able to get his license. And I would solicit your Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 74 pass. Those in favor will vote Aye. Those opposed, 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 55, the Nays are none, 1 voting Present. House Bill 74, having received the required constitutional majority, is declared passed. House Bill 83. Senator Collins. Senator Collins on the Floor? 88. Senator Zito. 89. Senator Zito. 90. Senator Marovitz. All right. Senator -- 90. Senator Marovitz. 98. Senator Karpiel. House Bills 3rd Reading -- nope. Are we holding all these bills till next week, or what? 103. Senator Jacobs. On the Order of House Bills, 3rd Reading, is House Bill 103, Madam Secretary.

SECRETARY HAWKER:

House Bill 103.

(Secretary reads title of bill)

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3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This bill requires implementation without reimbursement of the section of House Bill 3379 which was originally passed by Representative Brookins, which requires home rule units with fewer than one million inhabitants to compensate law enforcement officers, correction officers, and firefighters, who suffer disabling injury in the line of duty, at the same salary for a period not to -- exceed one year. Some problems instituting this because of the State mandates. This legislation will seek exemption from the State mandates.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall House Bill 103 pass. Those in favor will vote Aye. Those opposed, 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 52, the Nays are 5, 1 voting Present. House Bill 103, having received the required constitutional majority, is declared passed. House Bills 3rd Reading is House Bill 1-1-5, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 115.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rigney.

SENATOR RIGNEY:

Mr. President, what this does is to allow a territory within a county that has some type of a historical site that they'd like to

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preserve to form a museum district. It spells out the powers of the board. It also provides that you can levy a two-cent tax on a hundred dollars of assessed valuation, again, only by referendum.
PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall House Bill 1-1-5 pass. Those in favor will vote Aye. Those opposed, 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 52, the Nays are 2, none voting Present. House Bill 1-1-5, having received the required constitutional majority, is declared passed. House Bills 3rd Reading. Senator O'Daniel. On the Order of House Bills 3rd Reading is House Bill -- House Bill 1-2-1, Madam Secretary.

SECRETARY HAWKER:

House Bill 1-2-1.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. Senate <sic> Bill 121 increases the salaries of regional superintendent of schools and their assistants. You know, regional superintendents' salaries are based on the population of the region, and their average salary now is somewhere around forty thousand dollars. And I think if we're going to attract capable people and expect them to perform, we have to pay 'em a better salary. They -- a lot of them have people under them that are making twenty thousand dollars more than -- than the regional superintendents. I'll attempt to answer any questions. If not, I'd appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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All right. Is there discussion? We've got lots of lights.
Senator Topinka.

SENATOR TOPINKA:

Yes. If I may ask a question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Topinka.

SENATOR TOPINKA:

Does this also include a pay raise to the regional superintendent of Cook County, Richard Martwick?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator O'Daniel.

SENATOR O'DANIEL:

Yes. It -- it includes all -- all fifty-seven.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there any further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. I was going to ask a question of the sponsor. The raise for the assistant, is that five percent of whatever is being paid now, Senator?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator O'Daniel.

SENATOR O'DANIEL:

Well, it's based on -- on their certificates, and also, it's based on the regional superintendent's salary. It's a percentage of that, running from sixty-five up to ninety percent of the -- of their salary.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Well, I had understood that -- that they both -- both the assistant and the superintendent were in for a fifteen thousand dollar raise, and -- and my concern was whether or not the

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assistant might be paid more than the superintendent for awhile, but if it's only five percent for the assistant, I guess that's not going to result in fifteen thousand, but that was my concern, if you can address it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator O'Daniel.

SENATOR O'DANIEL:

Was that a comment or a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

No, I didn't mean it to be a comment. It was a rambling question. Is the increase for the -- for the assistant five percent?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator O'Daniel.

SENATOR O'DANIEL:

Yes, there's -- there's about a twenty-eight hundred dollar average increase the first year for the regional superintendent. Of course, it's based on -- on their certificate and their qualifications as to the amount of their salary, and -- and it's a percentage of the regional superintendent's salary.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much. I -- I understand that some of you may have a problem with the regional superintendent in Chicago, but frankly, a lot of us, including those in DuPage, have got an excellent regional superintendent. He's not making that much. My superintendent at Glenbard makes almost three times as much as he does, and it seems to me they're well entitled to this kind of a raise.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator O'Daniel may close.

SENATOR O'DANIEL:

I would just ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 121 pass. Those in favor will vote Aye. Those opposed, 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? Take the record. On that question, the Ayes are 36, the Nays are 14, 2 voting Present. House Bill 121, having received the required constitutional majority, is declared passed. 124. Senator Berman. On the Order of House Bills 3rd Reading is House Bill 124, Mr. -- Madam Secretary.

SECRETARY HAWKER:

House Bill 124.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Senator -- Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. House Bill 124 deletes the provisions of compulsory retirement age as relates to employees of the Chicago Board of Education, namely of principals, subdistrict superintendents, assistant associate -- or deputy superintendents. It's in line with what we've already done for downstate schools.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, the question is, shall House Bill 124 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record, please, Madam Secretary. On that question, the Ayes are 57, the Nays none, none voting Present. House Bill 124, having received

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the required constitutional majority, is declared passed. On the Order of 3rd Reading is House Bill 126. Senator Berman. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 126.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Berman.

SENATOR BERMAN:

Thank you. Senate -- House Bill 126 provides that pension boards of the Public Employee Pension Funds can hold closed meetings to determine disability and medical status of persons that are covered, if requested to do so by the person involved. I'd be glad to respond to any questions. Solicit your Aye vote.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, the question is, shall House Bill 126 pass. Those in favor will -- sorry. Senator Keats.

SENATOR KEATS:

Just a quick question on -- on closing these meetings. Where's this come from? What's the problem? Have we got some problem we're unaware of? Is this the solution to a problem that at this moment doesn't exist, or have we got a real issue on this?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Berman.

SENATOR BERMAN:

I can't give you chapter and line. I don't know who the problem was, but apparently there was a problem involving an applicant. The question as to their medical history and disability came up. They were upset because it had to be discussed at a public meeting. I think perhaps your medical history discussed at a public meeting would embarrass you. So -- so that's

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where I guess Representative Preston got the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Further discussion? If not, the question is, shall House Bill 126 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wished? Have all voted who wish? Have all voted who wish? Take the record, please, Mr. Secretary. On that question, the Ayes are 57, the Nays are none, 1 voting Present. House Bill 126, having received the required constitutional majority, is declared passed. On the Order of 3rd Reading is House Bill 158. Senator O'Daniel. Out of the record. On the Order of 3rd Reading is House Bill 164. Senator Hall. Read the bill, please, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 164.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the -- of the Senate. This amends the Public Aid Code, the Income Tax Act and the State Finance -- Finance Act for assistance to homeless funds. Now what this does is -- the donation could be deductible charitable contributions on federal income tax returns for those taxpayers able to retain deductibility as itemized. As of this date, four checkoffs are active on the IL-1040 form - Child Abuse Prevention Fund, Illinois' Game Wildlife Conservation Fund, Alzheimer Disease Research Fund and Historical Preservation Fund. Five checkoffs have been eliminated because they've failed to generate at least one hundred thousand dollars annually in refund donation, which is a requirement of the law. As donation from taxpayer refunds, this program does not reduce State revenue. So

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what it does, it just creates assistance to the homeless funds, and through this checkoff, it allows individuals to donate up to ten dollars or the amount of the refund, whichever is less, to the new fund, up to twenty dollars on a joint return. I ask your most favorable support of this bill.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President. Senator Hall, is this -- this only involves the one checkoff fund, is that correct?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Hall.

SENATOR HALL:

Yes, it's on your federal. It's -- it's -- you -- you check it off if you have some coming back, and you can give up to ten dollars out of it.

PRESIDING OFFICER: (SENATOR LUFT)

Further -- Senator Woodyard.

SENATOR WOODYARD:

But it is capped at -- at ten dollars, and it only applies to -- to the refund checkoff? All right, Mr. President, to the bill. There will be a bill later on, with an amendment on it, that is a Department of Revenue bill, that would remove that ten-dollar cap and say you don't have to just get a refund to be able to contribute to some of these particular funds. Certainly I -- I don't have any opposition to this, but -- but it may be that a later bill we will also want to look at.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Collins.

SENATOR COLLINS:

Senator -- Senator Hall, does this new checkoff in any way eliminate the existing checkoff for the Hungry and Homeless Fund?

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PRESIDING OFFICER: (SENATOR LUFT)

Senator Hall.

SENATOR COLLINS:

Now is this -- this is a new one?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Hall.

SENATOR HALL:

Well, there are only four on there right now, Senator. Five of them have been taken off because they didn't -- did not generate a hundred thousand dollars annually in refund donations, which is a requirement of the law. I read off the four that's on here right now, and I'll do it again. It's Child Abuse Prevention Fund, Illinois' Non-game Wildlife Conservation Fund, it's Alzheimer's Disease Research Fund and Historic Preservation Fund. They're presently the four that's on there. This would just add one more.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Further discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. If I might ask the sponsor a question.

PRESIDING OFFICER: (SENATOR LUFT)

He indicates he will yield.

SENATOR NETSCH:

Senator Woodyard had raised a question about a change in procedure that the Department of Revenue has requested with respect to the checkoffs, and that is in an administration bill that will be coming up shortly - it probably is on the Agreed Bill List as a matter of fact. If your bill is not in accordance with that revised procedure - which I expect will pass - then I think we will have an opportunity to correct yours before it becomes law, because there is a technical amendment already on

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your bill, isn't there Senator Hall?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Hall.

SENATOR HALL:

You're absolutely correct.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Netsch.

SENATOR NETSCH:

All right. Just then, to -- to make that point. It will have to go back to the House. In the meantime we'll have a chance, Senator Woodyard, to look at it and make sure that it complies with the new procedure, in case it requires further correction.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? If not, Senator Hall, you may close.

SENATOR HALL:

Fine with me.

PRESIDING OFFICER: (SENATOR LUFT)

All right. The question is, shall House Bill 164 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wish? Take the record, please, Mr. Secretary. On that question, the Ayes are 57, none voting Nay, none voting Present, and House Bill 164, having received the required constitutional majority, is declared passed. On the Order of 3rd Reading at the bottom of Page 6. House Bill 165. Senator Demuzio. Read the bill, please, Madam -- Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 165.

(Secretary reads title of bill)

3rd Reading of the bill.

END OF TAPE

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TAPE 2

PRESIDING OFFICER: (SENATOR LUFT)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I suppose this bill ought to be on the Agreed Bill List. It's my understanding that there was a like bill that is currently reposed on the Governor's Desk, because it has already passed both Houses. This will just afford him the opportunity, I suspect, to take a look and see what bill he wants to sign. This bill was a result of the Illinois Retail Merchants. It's almost identical to the bill that we had put out of here. I know of no controversy or objections on. I would move for your most favorable support.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, the question is, shall House Bill 165 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Mr. Secretary. On that question, the Ayes are 57, the Nays are 1, none voting Present. House Bill 165, having received required constitutional majority, is declared passed. At the top of Page 7. On the Order of House Bills 3rd Reading is House Bill 166. Senator Holmberg. Out of the record. 183. Senator Welch. Read the bill please, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 183.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

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Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. House Bill 183 is a bill that the Citizens Utility Board has been pushing for the entire year. This is the bill that many senior citizens came down to rally on behalf of only a month or so ago down here in the rotunda in the State Capitol Building. What the bill does, basically, is refers to the monthly access fee and states that a flat rate monthly access fee is not to be allowed. The Illinois Commerce Commission is to base the access fee on the actual cost of serving the individual who receives the electrical service. Secondly, amendments were added to this bill that were the subject of negotiation between -- Senator Jacobs and the Citizens Utility Board, making the Citizens Utility Board more accountable. This bill is -- designed, basically, to be revenue neutral. The costs involved - there will be some shifting. We believe that the shift is not going to be tremendous, but we think residential consumers, who try to conserve electricity, should be allowed to reduce their bills, whereas with the current system, you cannot reduce your bill below your monthly access charge. I would be glad to try to answer any questions on this bill.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. I rise in opposition to this House Bill 183. Actually this benefits high-rise dwellers at the expense of farmers, suburbanites, and businesses. A typical home owner's monthly bill will increase if House Bill 183 becomes law. It is deceptive, and I would ask for a No vote.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Further discussion? Senator Netsch.

SENATOR NETSCH:

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Thank you, Mr. President. I have a -- question on really the second part, Senator Welch. The first part, the service cap, I'm strongly in support of. On the part that places some restriction on CUB candidates -- candidates for the Citizens Utility Board, and those who are serving on the board, do I understand that it has been substantially revised - and I can't find the text in here - so that it does not really, if I may use the expression, gag them, as it did at one time? Is that -- could you just describe that in a little bit more detail?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch.

SENATOR WELCH:

Yes. The amendment that you're referring to, Senator, was an agreed amendment between the Citizens Utility Board and the individual who sponsored the initial bill. What it requires is that the board and each of its directors are to provide district membership lists to certified board candidates. It also prohibits statements intended to influence elections by the Citizens Utility Board, statements by its directors or employees in their official capacity. It's effective January 1st, 1990.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Further discussion? Senator Welch, you wish to close? I'm sorry, I'm sorry, I'm sorry. Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. I -- I, too, rise in opposition to House Bill 183. As I -- as I did when the -- when the bill was before us some weeks ago. I happen to be a farmer, and -- and I know what the impact on -- on me would be. I know what the impact would be on business in Illinois, and you know, I don't -- I don't necessarily subscribe to all the opposition that business and industry and farmers have

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in this State. I think those of you who've heard me argue on the Floor of this Senate from time to time know that to be the case. But if you simply look at the opposition to this bill, and then look at the people who are supporting this bill, I think you'll all take another look at what's happening here. This is a bad precedence to set. We ought not do it. And as I did before, I rise in strong opposition to House Bill 183.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. As Senator Maitland has said, there is quite a bit of opposition to this bill. In fact, the list of opposition increases -- every time this bill comes around. Now in opposition is the Illinois Farm Bureau, The Illinois Industrial Utility Consumers, The Illinois Commerce Commission, The IMA, the Associated Employers of Illinois, The Illinois State Chamber of Commerce, and A E Staley Company, which I believe is located in Decatur. The Illinois Commerce Commission also says that if this bill becomes law, that the winter -- the summer rates will probably start going up again, as they did the -- they were up the last few years, and they've been coming down in the last fifteen months or so. And I don't think we want to get back into that bag that we were in before, where the summer rates were so high that consumers were complaining and sending us letters, and we had quite a problem with it. I think this is a bad bill. It's not going to help most of us in this State, and I ask for a No vote.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Further discussion? Senator Welch to close.

SENATOR WELCH:

Well, thank you, Mr. President. It's kind of curious, the opposition. What's going to happen with this bill is that eighty

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percent of the customers of utilities in the State will have reduced bills. Now there's been some complaint that the farmers may be opposed to this. Well, let me just say that most farmers are on rural electric systems, and that is controlled by the Federal Energy Regulatory Commission. They are not affected by this bill. And let me just say that some of the utilities in the State of Illinois have charges, eleven dollars and twenty-four cents for Commonwealth Edison; Illinois Power is twelve dollars. These are the highest in the nation. In addition, let me just say that this argument about winter-summer rates, those are artificial rates anyway that are adjusted by the Commerce Commission. They will be able to continue to adjust rates to reflect the changes. And it's -- it's absolutely absurd to state, I believe, that the rates will go up during those periods of time if this bill is passed. Exactly the opposite will happen. Those consumers who rely upon winter-summer rate differentials are going to see a reduction in their bills. This is about the only utility reform bill we have going this year. This is one of the few ways we can help those people on fixed incomes, and I think that is something that we should pass. I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR LUFT)

Question is, shall House Bill 183 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Mr. Secretary. On that question, the Ayes are 30, the Nays are 24, 2 voting Present. House Bill 183, having received the required constitutional majority, is declared passed. On the Order of 3rd -- Senator Karpiel.

SENATOR KARPIEL:

I'd like to verify the Aye vote, please.

PRESIDING OFFICER: (SENATOR LUFT)

All right. Senator Karpiel has requested a -- verification.

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All Senators please be in their seats. And the Secretary will read the affirmative votes.

ACTING SECRETARY: (MR. HARRY)

The following voted in the affirmative: Alexander, Berman, Brookins, Carroll, Collins, Daley, D'Arco, del Valle, Demuzio, Dudycz, Hall, Holmberg, Jacobs, Jones, J.J. Joyce, Kelly, Lechowicz, Marovitz, Netsch, Newhouse, O'Daniel, Raica, Rea, Savickas, Severns, Smith, Vadalabene, Welch, Zito and Mr. President.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Karpipel, do you have any questions?

SENATOR KARPIEL:

Yes, Mr. President. Senator Savickas?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Savickas? Senator Savickas? Senator Savickas in the Chambers? Strike his name, please, Mr. Secretary.

SENATOR KARPIEL:

That's all.

PRESIDING OFFICER: (SENATOR LUFT)

All right. The roll has been verified. The Ayes are 29, the Nays are 24. Senator Welch.

SENATOR WELCH:

Ask for Postpone...

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch asks for Postponed Consideration. At the top of Page 7. On the Order of House Bills 3rd Reading is House Bill 193. Senator Maitland. Read the bill, please, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 193.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

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Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. House Bill 193 is identical to Senate Bill 395 that passed out of this Chamber some weeks ago, and it -- it would require that a livestock owner who can identify the owner or keeper of the dogs that molested his livestock may seek financial remedy directly from the person through a court action. This was -- currently in the Statutes, was -- was taken out for some reason some weeks ago, or some years ago, and I would appreciate your support.

PRESIDING OFFICER: (SENATOR LUFT)

Questions? Questions? If not, the question is, shall House Bill 193 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wished? Have all voted who wish? Have all voted who wish? Take the record, please, Mr. Secretary. On that question, the Ayes are 58, the Nays are none, none voting Present. House Bill 193, having received the required constitutional majority, is declared passed. On the Order of 3rd Reading is House Bill 211. Senator Newhouse. Senator Newhouse. House Bill 211. Read the bill, please, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 211.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Sorry. Senator Newhouse. The sponsor requests -- that's taken out of the record. On the Order of 3rd Reading is House bill 225. Senator O'Daniel. Senator O'Daniel. Out of the record. On the Order of House Bills 3rd Reading. 227 was on recall. House Bill 240 was on recall. We're now in the middle of Page 7 to House Bill 245. Senator Berman. Read the bill, please, Mr.

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ACTING SECRETARY: (MR. HARRY)

House Bill 245.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. What House Bill 245 provides is that if a lawsuit is filed against a defendant who is found, after the filing of the suit, to have been deceased, then the party can amend and add, within six months after the Statute of Limitations would otherwise have run, to add the personal representative of the deceased. It has to be shown that the knowledge as to the -- as to the death was not known within the Statute period. Be glad to respond to any questions. Solicit your Aye vote.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LUFT)

He indicates he will yield.

SENATOR GEO-KARIS:

In other words, if I understand you correctly, Senator, if a suit is filed against John Doe and the people -- the person who filed the suit doesn't know that John Doe has been dead, but finds it out when? After some time after. He has six months more after the Statute of -- which Statute of Limitations are you referring to? Would you explain, please?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Berman.

SENATOR BERMAN:

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I -- I thought that's -- what you just explained is what -- maybe I didn't understand your question.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Geo-Karis.

SENATOR GEO-KARIS:

You mentioned the Statute of Limitations. Which Statute are you talking about? I just wanted to be clear in my mind.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Berman.

SENATOR BERMAN:

The -- the six months provision in here means that within six months after letters of administration or executorship have been issued, the personal representative can be added to the lawsuit.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Geo-Karis.

SENATOR GEO-KARIS:

And that means after the Statute of Limitations' original action has expired. That's what I want to clear up. Thank you.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Kelly. Further discussion? Further discussion? If not, the question is, shall House Bill 245 pass. Those in favor will vote Aye. Those opposed, 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 58, Nays none, none voting Present, and House Bill 245, having received the required constitutional majority, is declared passed. On the Order -- Senator Kelly, for what purpose do you seek recognition?

SENATOR KELLY:

Thank you, Mr. President. I noticed you went by House Bill 240 and you mentioned that it's on the Recall List. It was on the Recall List Friday, and I had said I wanted that bill on 3rd, and

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I -- Senator Watson had requested -- and I don't like to go into long detail, but the bill is on 3rd, and I don't know who brought it back on the Recall List, but I wanted that bill acted upon.

PRESIDING OFFICER: (SENATOR LUFT)

The information that we had that -- was House Bill 227 and House Bill 240, there was a request to have them on recall tomorrow. You did not request -- I'm asking, did you not request for House Bill 240? Then we'll go back. On the Order of 3rd Reading is House Bill 240. Senator Kelly.

SENATOR KELLY:

Thank you. I'm -- I had some concerns if we get back to the recall, we're going to have to end up with a battle between a few of our colleagues around here, and I think that some of the interests can be handled. This particular bill establishes the -- Harvey Civic Center Authority and the Melrose Park Civic Center Authority. With the passage of this legislation, these authorities --

PRESIDING OFFICER: (SENATOR LUFT)

Senator Kelly, we had to read the bill in before you started. So would you please read the bill -- please, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 240.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Kelly. Your turn now.

SENATOR KELLY:

Thank you, Mr. President. As I repeat again, House Bill 240 creates the Harvey Civic Center Authority and a Melrose Park Civic Center Authority. This legislation will only provide the authority for these two organizations, one being from the south suburbs where I am from, and the other being from where Senator

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Zito is from. This only says that these funds can be made available if the funds are there, then the grants can be made. This does not provide any fiscal - any direct fiscal impact on State Government. In the case of Harvey, I can tell you right now that we have an existing facility, and that this would allow us to make some improvements upon our existing structure. It's some -- some sixty-thousand-square-foot building, and it's within forty yards of a world class Holiday Inn, and it's just a perfect location for a -- for a civic center, and with that I would ask your support and will answer any questions you might have.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Senator Weaver.

SENATOR WEAVER:

Question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR LUFT)

He indicates he will yield.

SENATOR WEAVER:

Senator Kelly, do civic centers have the power of eminent domain?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Kelly.

SENATOR KELLY:

As I understand it, they do have power of eminent domain for those particular locations within the -- the city or -- that it's being incorporated into. Yes.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Weaver.

SENATOR WEAVER:

Now is that power granted only in this -- on these two civic centers or all civic centers?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Kelly.

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SENATOR KELLY:

It's -- it's -- it's with all approved civic center authorities. They would have this authority of eminent domain.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Further discussion? If not, the question is, shall House Bill 240 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wished? Have all voted who wish? Have all voted who wish? Take the record, please, Mr. Secretary. On the question, the Ayes are 45, Nays, 11, none voting Present, and House Bill 245 <sic>, having received the required constitutional majority, is declared passed. On the Order of House Bills 3rd Reading is House Bill 251. Senator Berman. Read the bill, please, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 251.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. House Bill 251, as amended, provides for what was called respondents in discovery in all types of civil actions and what that allows is for the person - where you're not sure if they are really liable to be included in a suit for discovery purpose only - it gives you six months to determine whether they should or should not be in the lawsuit, and it saves a lot of time, exposure and expense in the procedures that are involved in liability actions. Be glad to respond to any questions. Solicit your...

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, the question is, shall House Bill 251 pass. Those in favor will vote Aye. Those opposed, vote

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Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Mr. Secretary. On that question, the Ayes are 56, the Nays none, none voting Present. House Bill 251, having received the required constitutional majority, is declared passed. On the Order of House Bills 3rd Reading is 283. That was on a recall today. We'll skip to House Bill 294. Senator Marovitz. Senator Marovitz. Read the bill, please, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 294.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. House Bill 94 <sic> is a noncontroversial bill supported by the Cook County State's Attorney, the State Appellate -- State's Attorney's Appellate Prosecutor, the Department of State Police, Cook County Circuit Court Judges, the Illinois Sheriffs' Association, the Administrative Office of the Illinois Courts. It makes certain changes in clarifications regarding warrant jurisdictions and bail specifications. A peace officer executing a warrant arrest in good faith beyond a geographical limitation of the warrant is not liable for false arrest if, in fact, the serving of that warrant was done in good faith, and persons arrested in the county outside of that in which the warrant is originated, may be brought before a judge in that county from which the warrant was issued. The person can waive their right to be taken before a judge in the county where the arrest was made, and if this right is waived, the person is delivered to a law enforcement agency of the county that issued the original warrant.

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I would ask for your Aye vote.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, the question is, shall House Bill 294 pass. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Mr. Secretary. On that question, the Ayes are 56, the Nays are 1, 1 voting Present, and House Bill 294, having received the required constitutional majority, is declared passed. On the Order of 3rd Reading, at the bottom of Page 7, is House Bill 302. Senator Severns. Read the bill, please, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 302.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. House Bill 302 is a recommendation of the Illinois State Council of Senior Citizens Organizations. The purpose of this bill is to assure time for adequate discharge planning and after care, especially for the senior citizen who needs to take special preparation. I'll be glad to answer any questions. Appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, the question is, shall House Bill 302 pass. Those in favor will vote Aye. Those opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Mr. Secretary. On that question, the Ayes are 57, the Nays are none, none voting Present, and House Bill 302, having received the required constitutional majority, is declared passed. At the

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bottom of Page 7, on the Order of House Bills 3rd Reading is House Bill 312. Senator Philip. Read the bill, please, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 312.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 312 had been requested by the Legislative Reference Bureau. It's a codification of the county statutes. Move the favorable acceptance.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, the question is, shall House Bill 312 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Mr. Secretary. On that question, the Ayes are 57, the Nays are none, none voting Present. House Bill 312, having received the required constitutional amendment <sic>, is declared passed. On Page 8, top of the page, is House Bill 322, on the Order of 3rd Reading. Senator Severns. Out of the record. House Bill 340. Senator Netsch. Out of the record. House Bill 351. Senator Marovitz. Read the bill, please, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 351.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Marovitz.

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SENATOR MAROVITZ:

Thank you very much, Mr. President, Members of the Senate. This is basically a one-word bill. Very simple bill, one word. It removes the word, "cohabitation," as an element of the crime of adultery and fornication. There have been no prosecutions under this whatsoever, and I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, the question is, shall House Bill 351 pass. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wished? I'm -- Have all voted who wished? Take the record. On that question, there are 33 Ayes, 22 Nays, 2 voting Present, and House Bill 351, having received the required constitutional majority, is hereby declared passed. 354 was on the Recall List. 365. Senator J.J. Joyce. 367 was on the Recall List. 377. Senator Lechowicz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 377.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 377 cures a problem created by the Federal Government system for distribution of private activity bonds and tax credits. It has ceased to address the growing problem in the following ways -- it changes the dates for reallocation to require local government or home rule units to decide more quickly whether to use their allocation. It increases the likelihood that private activity bonds and tax credits will be -- fully utilized, with the possibility of further reduction available private activity bonds

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and the tax credits, coupled with the ever-increasing demand on the cap. House Bill 377 represents Illinois' attempt to maximize its use of these development tools. This bill is supported by IHDA, the Illinois State Scholarship Commission, Development Finance Authority, the Farm Development Authority, and the Citizens Council on Economic Development. I know of no opposition. I ask for your support.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? Senator Fawell.

SENATOR FAWELL:

Thank you. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he will yield.

SENATOR FAWELL:

You say there's no opposition. Has the Municipal League now taken their opposition off -- away?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Lechowicz.

SENATOR LECHOWICZ:

I didn't know that they were opposed to the bill initially, Ma'am. I mentioned that the Illinois Housing Development Authority, the Illinois State Scholarship Commission, the Illinois Development Finance Authority, the Illinois Farm Development Authority, and the Citizens Council on Economic Development are in support of this bill, as amended.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. Senator Lechowicz, do I understand this bill correctly, that between June 1st and July 14th the -- unallocated cap money will go fifty percent to municipalities and fifty percent to the State, does it say? And is that municipal --

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municipalities -- is that excluding the City of Chicago?

PRESIDING OFFICER:

Senator Lechowicz.

SENATOR LECHOWICZ:

Basically, the analysis that you have received in your packet is incorrect. It includes the City of Chicago. It does not exclude it. And the timetable reverts back to the Governor for the allocation of these funds. If you recall, there was a change in the Tax Code last year. The purpose of 377 is to make sure that the State of Illinois has its capabilities to maximize its use of these development tools. The bill, as amended, tries to achieve that purpose.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Netsch.

SENATOR NETSCH:

Thank you. Thank you, Mr. President. The question that I was going to ask, I'm going to ask again, because I'm -- I'm just rechecking the bill, Senator Lechowicz. I think it's important to know it. My recollection is that this bill does not include the City of Chicago, and that Chicago's unused bond allocation, if there were any, would not be subject to the reallocation procedures. I know that you just answered that question differently to Senator Karpiel, but would you mind just taking one more look, because I am sure that that is the way it was. I had had a similar bill, a Senate bill, which for some reason didn't pass, but mine also dealt differently with Chicago. Would you mind just checking that?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Well I -- I raised the same question to the Gentleman from IHDA, the lawyer. And he told me it was included. I asked if

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Chicago was in or out of the bill, and he told me it was not. I hope you're reading the amended version.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Netsch.

SENATOR NETSCH:

You did -- I don't think you amended it further in the Senate, did you? All right. Then let me just -- 'cause I just found the language. This is on Page 5. "That portion of volume cap allocation remaining unused by a home rule unit other than a municipality with over two -- million inhabitants, as of May 1 of each calendar year, shall on June 1 be reserved to the Governor's Office for reallocation pursuant to." I think -- so I think that as it came over from the House, it does, indeed, exclude Chicago from the reallocation.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he will yield.

SENATOR GEO-KARIS:

In other words, the excess will go to home rule municipalities, but it will not go to the other municipalities. Is that correct?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator DeAngelis.

SENATOR GEO-KARIS:

I've asked a question of...

PRESIDING OFFICER: (SENATOR D'ARCO)

Oh, I'm sorry. Senator Lechowicz.

SENATOR LECHOWICZ:

Let me just point out to you, that was just pointed out by

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Senator Netsch on Page 5, and it reads, starting on line 17:
"During the period of June 1st through the 14th of each calendar year, the amount unused of volume cap allocation of home units shall be available for reallocation as follows: (i) Fifty percent of such unused volume cap allocation shall be available for allocation only among home rule units, other than a municipality over two million inhabitants applying under this subsection; and (ii) Fifty percent of such unused volume cap allocation shall be available for reallocation to the State or State agencies applying under this subsection. Requests for allocation by home rule units and State agencies respectively shall be processed in the order in which they are received by the Governor's Office."

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you -- yeah. Thank you, Mr. President. Just for the members of our side, this -- I know there's some confusion, but this bill is acceptable. And it is a good bill, because I'll tell you what's happening is some of the these communities don't use their allocation, or else they go to the State before they use their own. And, frankly, what happens is we end up losing a tremendous amount of available allocation for industrial revenue bonds. Now the other thing is this, on that fifty/fifty, that's the way it currently is. So when you go back and reallocate, you're going to reallocate on the same basis that...occurs. The other thing, and for those who are concerned whether Chicago is in or out, and, I don't like to see exceptions, except that Chicago uses all of its own anyhow, so it doesn't matter whether it's in or out, 'cause there's no reallocation of the amount that they have anyhow.

PRESIDING OFFICER: (SENATOR D'ARCO)

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All right. The question is, shall...House Bill 377 pass. All those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wished? Take the record. On that question, there are 36 voting Aye, 14 Nay, 4 voting Present. And House Bill 377, having received the required constitutional majority, is hereby declared passed. House Bill 386. Senator Mahar. Senator Mahar. House Bill 387. Senator Thomas Dunn. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 387.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This would establish a seven-year statute of limitation on the -- collection of interest in penalty assessments on uncollected personal property taxes. Not the principal amount. It would exempt any resulting tax losses from the State Mandates Act, and it would apply to counties under four hundred thousand.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, the question is, shall House Bill 387 pass. Those in favor, vote Aye. Opposed, 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, there are 56 Ayes, 1 Nay, none voting Present, and House Bill 387, having received the required constitutional majority, is hereby declared passed. 413. Senator Dudycz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 413.

(Secretary reads title of bill)

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3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President, Ladies and Gentlemen of the -- of the Senate. Senate -- House Bill 413 provides that written informed consent is not required for a health care provider or health facility to perform an AIDS test on certain individuals when a law enforcement officer, in line of duty, comes in direct contact with the individual's blood or bodily fluids. This bill simply extends to law enforcement officers the same protections already allowed to health care providers, firefighters and EMTs, and I know of no opposition.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any -- any discussion? If not, the question is, shall House Bill 413 pass. Those in favor, vote Aye. Opposed, vote No. 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, there are 58 Ayes, none voting Nay, none voting Present, and House Bill 413, having received the required constitutional majority, is hereby declared passed. House Bill 424. Senator Hall. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 424.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The Employee Rights Violation Act provides that a policy-making officer of State Government found by a court of

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competent jurisdiction to have violated the rights of an employer <sic> under the First or Fourteenth Amendment of the U.S. Constitution shall be discharged from employment, providing that (a: an award of the punitive damage has been rendered against the policy making officer or (b: the officer has engaged in willful or wanton conduct. This defines the administrative tribunal as the Court of Claims, the Illinois State Labor Relation Board, State Police Merit Board, Civil Service Commission, Women's Rights Commission or any other quasi-judicial body which has jurisdiction to adjudicate disputes involved in the hiring, transfer, suspension, layoff, recall, promotion, discharge or discipline of an -- of an employer <sic> of State agency. Such officer shall be -- if the judgement of the court of tribune is reversed on appeal, such officer shall be reinstated. I ask your most favorable support of House Bill -- 424.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he will.

SENATOR KARPIEL:

Thank you. Senator Hall, if -- if someone makes a complaint against some supervisory personnel that their civil rights have been violated, is that supervisory personnel let go immediately under this bill?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hall.

SENATOR HALL:

Yes.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Karpziel.

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SENATOR KARPIEL:

So you're saying that anyone who just makes a complaint - files a complaint - that that person's gone?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hall.

SENATOR HALL:

No, Senator, it has to be adjudicated. You just couldn't walk in and make complaints with somebody and somebody would be dismissed.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Karpriel.

SENATOR KARPIEL:

How is that different than it is now?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hall.

SENATOR HALL:

Right now it's just a court of competent jurisdiction. We're adding the words, "administrative tribunal" into the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Karpriel.

SENATOR KARPIEL:

I don't understand what that is, Senator, I'm sorry. Could you explain it?

PRESIDING OFFICER: (SENATOR D'ARCO)

That's okay. Senator -- Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members, following up on Senator Karpriel's line of questioning, taking a quick look at the bill and the analysis, it appears to me that the bill would be clearly unconstitutional as a denial of due process. A denial of a person's - in this case - job without due process of law. Due process of law here meaning the right to the -- the supervisory

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personnel -- the opportunity not only to have the complaint of the allegedly discriminated against employee heard by the administrative tribunal, but also to have a right to an appeal as provided under the Administrative Review Act or other applicable Statute. I think we would be doing something in great haste here, were we to pass this bill in -- in the face of what clearly would seem to me to be a burden of unconstitutionality, that this bill does not overcome.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Hall -- no, Senator Karpziel.

SENATOR KARPIEL:

Well thank you, Mr. President. I seemed to be cut off a little early last time. I just rise in -- in -- in opposition to this bill. It seems to me from reading the bill that if a -- if a complaint is made against a policy-making personnel -- personnel and policy making is defined in the bill, but it's still very vague - if a complaint is made, even if the -- an -- a judgment is made against him or her, that person, even if they're appealing that -- that judgement, they still would be let go from their job. I also had questions about if the supervisory personnel was reinstated and cleared of the charges, are they eligible then for back wages, benefits, vacation time, et cetera? I think this is a very bad bill. I ask for a No vote.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Hall, to close.

SENATOR HALL:

Thank you, Mr. President. Mr. President, we never want to do anything around here that's unconstitutional or anything, so for the edification of everyone here, and to see that -- "Hitter" Karpziel has her thing resolved, I'll move it out of the -- the record for...

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Take it out of the record.

SENATOR HALL:

-- and then get back to it.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senate <sic> Bill 435. Senator Holmberg. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 435.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. House Bill 435 requires DCCA, when developing a training or retraining program for any employer, to assist and encourage that employer making every effort to reemploy individuals previously employed by the employer. It's been amended along the way. DCCA is now in support of this position, helped us write the amendment, and I would ask for its passage.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, the question is, shall House Bill 435 pass. Those in favor, vote Aye. Opposed, 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, there are 57 Ayes, no Nays, none voting Present, and House Bill 435, having received the required constitutional majority, is hereby declared passed. 440. Senator Hawkinson. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 440.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

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Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. As amended, this bill now does three things. The original bill, as amended in the House, grants authority to judges in juvenile cases where juveniles are placed on court supervision, to order them from refraining from entering a certain designated areas where they perhaps have committed a crime, or not associating with certain gang members or drug dealers. The second thing it does is incorporate the provisions of Senate Bill 178. That bill provides that if there's an objection in juvenile court to service or venue, that that objection ought to be made prior to the commencement of the adjudicatory hearing, which is like the trial in adult cases. And -- and thirdly, an amendment was put on by Senator Davidson, without objection, which was the same as Senate Bill 455, which had passed overwhelmingly, which provides when there's been a juvenile hearing and a minor is alleged to be delinquent because of a drug or alcohol offense or is placed on probation or conditional discharge for such offenses, that the minor may not get his driver's license or be in driver training during the course of -- of that supervision or probation, and upon -- successful completion of supervision or probation, they then become eligible again to seek a driver's license. I'd be happy to try and answer any questions. Otherwise, I would ask for the -- your affirmative vote on House Bill 440.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, the question is, shall House Bill 440 pass. Those in favor, vote Aye. Opposed, 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, there are 57 Ayes, no Nays, none voting Present, and House Bill 440, having received the required constitutional majority, is hereby declared passed.

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Top of Page 9. House Bill 466. Senator Hall. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 466.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This amends the Revenue Act for St. Clair County Board of Review. It excludes St. Clair County from the requirement that it elects its board of review from districts. Current law requires that in counties which elect their boards of review, such boards must be elected from districts which are substantially equal in population. This effects Shelby, Vermilion and St. Clair Counties. Current law also requires the supervisor of assessments to draw the maps of these districts for approval by the county board. St. Clair County has an elected county assessor, not a supervisor of assessment. Thus this bill aims to clarify that St. Clair County is not required to elect its board of review from districts. Third, the bill, by referring to Section 58 of the Revenue Act, specifically relates to St. Clair County only. Section 58, enacted in the late 1970s, authorized St. Clair County to abolish the elected board of assessors in favor of an elected countywide assessor. I ask your most favorable support of this bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, the question is, shall House Bill 466 pass. All those in favor, vote Aye. Opposed, 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, there are

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43 Ayes, 8 Nays, none voting Present, and House Bill 466, having received the required constitutional majority, is hereby declared passed. 4-7-6. Senator Rea. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 4-7-6.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Rea.

SENATOR REA:

Thank you, Mr President. House Bill 476 amends the School Code regarding the general state aid for the 1989-90 school year only. It calculates -- an elementary school district's general state aid on the basis of the applicable maximum operating tax rate. This bill will impact only on one district, and I would ask for an Aye vote. It came out of the House 112 to 0, and out of Elementary and Education Committee on the Agreed Bill List.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, the question is, shall House Bill 476 pass. Those in favor, vote Aye. Opposed, 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, there are 52 Ayes, no Nays, none voting Present, and House Bill 4-7-6, having received the required constitutional majority, is hereby declared passed. 490 is on hold. 494 is on the Recall List. 496. Senator Marovitz. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 496.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Marovitz.

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SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. House Bill 496 responds to a Sun Times expose. It expedites the time in which people with terminal illnesses can file and -- and get a discriminatory complaint heard before the Department of Human Rights. That's all the bill does, and I solicit your Aye vote.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, the question is, shall House Bill 496 pass. Those in favor, vote Aye. Opposed, 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, there are 54 Ayes, 1 Nay, none voting Present, and House Bill 496, having received the required constitutional majority, is hereby declared passed. 497 is hold. 498. Senator Welch. 507. Senator Dunn. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 507.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Dunn.

SENATOR R. DUNN:

Thank you, Mr. President and Members. This is a civic center bill for -- it's for Randolph County, the City of Carbondale, and then the amendment put on it for Vermilion County and Danville Metropolitan Exposition Fund. I'd be glad to answer any questions, and urge its passage.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Any discussion? If not, the question is, shall House Bill 507 pass. Those in favor, vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who

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wish? Have all voted who wish? Take the record. On that question, there are 54 Ayes, no Nays, none voting Present, and House Bill 507, having received the required constitutional majority, is hereby declared passed. 515. Senator Holmberg. Read the bill, Madam -- Senator Demuzio, for what purpose do you rise?
SENATOR DEMUZIO:

Mr. President, I pushed my green button on the House Bill 476 and 496, it didn't register. They passed overwhelmingly, but I wanted the record to reflect that I would have voted in the affirmative.

PRESIDING OFFICER: (SENATOR D'ARCO)

The record will so reflect. House Bill 515. Senator Holmberg. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 515.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. House Bill 515, as it was amended here in the Senate, now becomes the language of Senate Bill 200, which is the Fund Education First Act. If you remember, that asked that we set aside all new money available for spending and program growth until the State and Federal Government combined totals reach fifty-one percent of funding. It's a long-term foundation for education funding here in the State. It passed out of the Senate with twenty-three cosponsors and some 48 votes. I would ask that we reaffirm that and send it on to the House. It did get stuck in House Executive, and that's why we're doing it this way.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Any discussion? Senator Kustra.

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SENATOR KUSTRA:

Thank you, Mr. President and Members of the Senate. While Senator Holmberg has adequately described the bill, it is the Fund Education First Bill, and I -- I think really the problem here is that we're -- we're going about this in reverse fashion. You've had an opportunity on the other side of the aisle on two occasions now to deal with the subject of whether or not education ought to be dealt with appropriately and of highest and first priority. Last week, of course, when we debated the Madigan tax plan on 2nd Reading and you chose at that time to reject the attempt to put education first. Just about an hour ago, Senator Watson offered you another opportunity to put education first, and you chose to reject it once again. The way you put education first is by putting the revenues first, not by passing some bill that is some symbolic statement on how we want the -- the dollars we already have, to be allocated. Under this particular formula, you're going to rob Peter to pay Paul. You're simply going to force somebody to hurt, somebody to suffer, to move a few more dollars over someplace else. That's not the way to go about the solution of this problem, and I urge a No vote.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would just rise in support of this bill. This bill isn't necessarily tied to an income tax increase. What it's tied to is any new revenue the State gets. This year we're getting something like eight hundred and eighty-three million dollars, if we ever pin down the final figure, and there is no requirement that fifty percent of that go to education. That's what this bill says. It's simply that. That in the future, when we have extra money, one half goes to education. I -- I think it's pretty simple, and I think we should

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vote for it.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I rise in support of this bill, as I did on Senate Bill 200 when it was before us. We have moved from seventh in funding of the states of this country in education funding to forty-fourth. And I am sure that there isn't anybody on this Floor who will stand up, either today or at campaign time, and say that they purposely refused to fund education. But, we have moved from seventh to forty-fourth. This bill is a commitment by each of us that that shouldn't have happened in the past, and within our power, it won't happen in the future. Regardless, regardless of whether it be House Bill 490, or the Watson program, or any other tax increase. We are saying, as our taxpayer constituents want us to say, that we've got to take care of education and then address the other issues that confront us. I'm pleased to stand in support, and ask for you to join me in voting Aye on House Bill 515.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. I stand in opposition to this bill. You know we've got a lot of other things going on besides education. I've been a schoolteacher. I've been on the Education Committee for nine years. But I also happen to be on the Commission for Mental Health. I also happen to be on the Task Force for Infant Mortality. We have a lot of problems in this State, and to just take education and make this profound statement with absolutely no intention on -- on your side - on the other side of the aisle - to fulfill it by voting for amendments which puts your money where your mouth is, I think is just good for PR. I think you ought to

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vote against it. I think you ought to consider the fact that there are other problems in the State, and we have to address all of them.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. I, too, rise in opposition to House Bill 515, as I did to Senate Bill 200 when it was before this Chamber some weeks ago. You know, I -- I get a little tired of the news releases that keep going out from this place and talking about how we need to commit fifty or sixty-three percent or whatever else it is to the funding of education. No one has stood before this Body any more than I have and talked about the need to adequately fund education. But I really get upset -- I really get upset by legislation that usurps the authority of this General Assembly. We are elected by colleagues to do a job down here, and that job has different requirements every single year. I've been here for eleven years, and no two years are alike. To suggest that at least fifty percent of the new revenue ought to go to education, I think flies in the face of what we're all about. Many of the people who are going to be supporting this bill today, as they did weeks ago, don't support it either, but it makes good press and good news releases back home. I strongly object to this, and let's do the job that we're elected to do, and that's to fund education and all agencies of State government adequately, according to their needs on an individual year. I rise in strong opposition to House Bill 515.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Holmberg, to close.

SENATOR HOLMBERG:

Thank you, Mr. President. One of the things about House Bill

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515, as amended for Fund Education First, is that it presents a balanced approach. It doesn't take money away from anybody else in order to fund education. It just says that any new money coming into the State, half of it must be spent for elementary and secondary and higher education. Certainly, we have a long way to go in this State. We've fallen behind most of the other states in the union, and this gives us that foundation for long-term education funding. It's driving the tax discussion this year. Not a single proposal has been mentioned that doesn't talk about giving fifty percent to education. That is new news for the State of Illinois. We have not had that kind of discussion before. This is more than just a Senate <sic> Bill, it's a statement, a commitment and a priority. A statement of our intention that education is funded before everything else. A commitment that education is truly our first priority, and is a policy insuring that the great State of Illinois is willing to invest in its future. Once again, I ask you for your favorable vote.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall House Bill 515 pass. Those in favor, vote Aye. Those opposed, 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, there are 35 Ayes, 18 Nays, 1 voting Present, and House Bill 515, having received the required constitutional majority, is hereby declared passed. Senate -- House Bill 519. Senator Marovitz. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 519.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Marovitz.

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SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. House Bill 519 would allow prospective adoptive parents to pay the reasonable living expenses of the biological parents, upon petition to the court and upon demonstration that the payments are necessary to protect the health of the parents or protect the health of the unborn child. It also clarifies that in a court finding that there's been physical abuse, and therefore that the parent is unfit to be a parent, it clarifies that the -- that the standard of evidence be by clear and convincing, and I ask for adoption.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Any discussion? If not, the question is, shall House Bill 519 pass. Those in favor, vote Aye. Opposed, 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, there are 54 Ayes, no Nays, none voting Present, and House Bill 519, having received the required constitutional majority, is hereby declared passed. House Bill 535. Senator Demuzio. Senator Demuzio. Read -- read -- read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 5-3-5.

(Secretary begins to read title of bill)

PRESIDING OFFICER: (SENATOR D'ARCO)

Oh, I'm sorry. Senator Carroll. I'm sorry.

SECRETARY HAWKER:

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

You all look alike. All right. Senator Carroll.

SENATOR CARROLL:

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Thank you, Mr. President and Ladies and Gentlemen of the Senate. On behalf of Senator Demuzio and myself, we offer to you House Bill 535, which would add to that list of things that people can ask the State to withhold from their own pay and pay for them, in addition to premiums on life and health insurance, and premiums on automobile and homeowner, and at the request of the University of Illinois for those employees working in that area, that from their own wages can be withheld the charges of the University for parking and then transmitted to the University. I would be willing to answer any questions, and ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? Senator Fawell.

SENATOR FAWELL:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he will.

SENATOR FAWELL:

According to our analysis, it says that the fiscal impact could be considerable because of the expense to the Comptroller's Office. Have you got any idea what -- what they're talking about, as far as money is concerned?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Carroll.

SENATOR CARROLL:

No. Senator Fawell, it's my understanding that there's truly minimal expense, if any, in that they are already allowing withholding for a ton of items at the request of the employee. They withhold for payment of health insurance from the employee's portion, payment of life insurance from the employee's portion. This would merely add to those items that the employee can check off and ask that the employer withhold and transmit. There's

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always some minimal cost by having to look over the form and put it into the computer, but I would daresay that it is extremely minimal.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. This has been amended. As I understand it, it would require that there must be at least a hundred employees in order for this provision to take effect. Is that a hundred employees statewide?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Carroll.

SENATOR CARROLL:

It's my understanding, Senator Schuneman, that the -- would have to be at least a hundred employees statewide that would ask that the funds go to that particular carrier. A hundred employees in effect, per check going out.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Well, Members of the Senate, I -- I think this bill probably has a lot more to do with collective bargaining than it does with withholding for the -- for the benefit of the employee. I think what probably drives this idea is the possibility that the State may be required to offer, ultimately, homeowner's insurance and auto insurance to all State employees, under some kind of a -- a giant negotiated insurance contract, and then deduct the premium for it. I -- I suspect that those of you who have State institutions in your district might find that the various insurance agents that are writing this coverage now may not be thrilled about this bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

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Senator Weaver.

SENATOR WEAVER:

Question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he will yield.

SENATOR WEAVER:

Senator Carroll, does this mean that only a master policy with one anniversary date would be effective, or could there be three hundred and sixty-five different anniversary dates for these various types of policies?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Carroll.

SENATOR CARROLL:

The best of my knowledge, Senator, there -- the anniversary dates would be based on the employee. There would not be one universal anniversary date, and I say that because, currently, we are allowed this withholding - four hundred employees or more, same as existing - for health and -- and accident insurance and life insurance, and I'm presuming -- and there's no prohibition of anniversary date in those categories. So the -- the law is silent as it relates to those categories. This merely adds a new category and doesn't change the other provisions, so it would be the same as it is for health, life and -- and accident.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Weaver.

SENATOR WEAVER:

Senator Carroll, what liability might an agency of State government have if they failed to renew or pay the premium in the proper period of time?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Carroll.

SENATOR CARROLL:

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I believe it'd be the same as it is now, Senator, in the cases of premiums on life, accident or health. If we withhold, we have an obligation to pay, and to pay in the timely fashion. There would be no change in that one way or the other. Again, this is something that has been allowed in the State law over a period of years, and it's just adding a category for the benefit of State employees. They can now withhold for life, health and accident, and this would allow the other two categories.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Weaver.

SENATOR WEAVER:

Well, thank you, Mr. President. Speaking to the bill, I think this is going to present an administrative nightmare for every agency of State Government, and I would certainly urge defeat of this bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Further discussion? Senator Carroll, to close.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I didn't realize it was that controversial, especially after Senator Weaver's amendment for the parking in Champaign-Urbana to allow the withholding from State employees in order to pay the assessed fees. But this is merely adding, for the convenience of State employees, the -- subtle, right? Okay. This is adding, for the benefit of State employees, the ability to ask the employer to withhold for these other forms of insurance, automobile and homeowner's, where they can now withhold for health, accident and life, and I would urge a favorable roll call.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall House Bill 535 pass. All in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish?

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Have all voted who wish? Take the record. On that question, there are 30 Ayes, 26 Nays, none voting Present, and House Bill 535, having received the required constitutional majority, is hereby declared passed. House Bill -- yes, yes, yes. For what purpose do you rise?

SENATOR SCHUNEMAN:

I'd like a verification of the roll call, please.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. A verification has been requested. Will everybody be in their chair. Will the Clerk please call the roll?

SECRETARY HAWKER:

The following Members voted in the affirmative: Alexander, Berman, Brookins, Carroll, Collins, Daley, D'Arco, del Valle, Demuzio, Hall, Hawkinson, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Luft, Marovitz, Netsch, Newhouse, O'Daniel, Rea, Savickas, Severns, Newhouse, O'Daniel, Rea, Savickas, Vadalabene, Welch, Zito and Mr. President.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Schuneman, do you question the presence of any Senator?

SENATOR SCHUNEMAN:

Senator Savickas.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Savickas in the Chamber? Senator Savickas? Strike his name.

SENATOR SCHUNEMAN:

That's it.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The roll has been verified. Postponed -- Senator Carroll requests Postponed Consideration. Senator Smith, for what purpose do you rise?

SENATOR SMITH:

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My -- my -- my button did not flash on. I intended to vote. I've been flickering every since they -- they -- you took the vote. But I wanted to vote Yes on that, so that's your extra vote.

PRESIDING OFFICER: (SENATOR D'ARCO)

The record will so reflect, Senator Smith. Senate <sic> Bill 547. Senator O'Daniel. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 5-4-7.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. House Bill 547 amends the Wild Life Code to provide for an open season for deer by use of handguns for a five-day period. And as it is amended with Senator Philip's amendment, it...the five-day period will be between January 1 and January 15. Any questions, I'll attempt to answer them. If not, I'd move for the passage of this bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I certainly don't have any questions. I have a few nasty statements to make, though. And let me say this, there's only a few deer hunters in this Body. I happen to be one of them. And I've been deer hunting for I don't know, fourteen...fifteen years. And quite frankly, Illinois has done quite well with bow and arrow, and shotgun. And quite frankly, they kill a deer faster than a handgun will. Two things wrong with a handgun. It's much

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harder to hit the target. And secondly, it doesn't have the killing power that a shotgun slug would have. It's a bad idea. We shouldn't do it. I know some of the other states do it, but I, quite frankly, as a hunter, prefer the shotgun and prefer the bow and arrow. And quite frankly, we have not killed any hunters in Illinois with either of those two weapons. I don't know what's going to happen with handguns. It kind of scares the devil out of me. So, I would suggest that we vote No.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator O'Daniel, to close.

SENATOR O'DANIEL:

Thank you, Mr. President. You know, we downstate farmers, our big concern during deer season is with, like the people from the city and the suburbs shooting our cows, and our sheep, and our goats, and our hogs, much more so than we are concerned about...about hunting with a handgun. You know, the deer population is exploding. And you know, I think we have to manage the herd. And this is a chance to...this is a chance to generate some additional revenue. And I don't see all that big concern. I think...I think it's...the bill should be okay.

PRESIDING OFFICER: (SENATOR D'ARCO)

The question is, shall House Bill 547 pass. Those in favor, vote Aye. Opposed 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, there are 20 Ayes, 34 Nays, one voting Present. And House Bill 547, having failed to receive the required constitutional majority, is hereby declared lost. Senate -- House Bill 548. Senator Jacobs. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 5-4-8.

(Secretary reads title of bill)

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3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a bill I thought would be on the Agreed Bill List. I think that there was some question because it talks about some eminent domain, but this is strictly a bill that will come back for enabling legislation. It just provides the language for a compact, and ask for your favorable support.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, the question is, shall House Bill 548 pass. Those in favor, vote Aye. Opposed, 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, there are 54 Ayes, no Nays, none voting Present, and House Bill 548, having received the required constitutional majority, is hereby declared passed. Top of Page 10. House Bill 558. Senator J.J. Joyce. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 5-5-8.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Joyce.

SENATOR J.J. JOYCE:

Thank you, Mr. President. This allows the tax to be raised from .15 to .20 by a frontdoor referendum for the township graveyards. It also -- also JCAR recently held that the Department of Veterans Affairs must have statutory authority to establish rules for the payments of headstone transportation and erection. This would put -- put the Department of Veterans Affairs

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in order. I'd ask for a favorable vote.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Any discussion? If not, the question is, shall House Bill 558 pass. Those in favor, vote Aye. Opposed, 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, there are 54 Ayes, 1 Nay, none voting Present, and House Bill 558, having received the required constitutional majority, is hereby declared passed. House Bill 559. Senator Berman. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 559.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. This bill allows the unit districts, in computation for State aid, to calculate K through 8 on -- in one computation and ninth through twelfth grades in a second computation, similar to what is done for the elementary districts and the high school districts in calculation for the reimbursement of State aid.

END OF TAPE

TAPE 3

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, the question is, shall House Bill 559 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open.

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Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present, and House Bill 559, having received the required constitutional majority, is hereby declared passed. House Bill 568. Senator Jacobs. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 568.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This bill originally started out on its own and -- and eventually incorporated two other prevailing wage bills, 491 and 209. It's a bill that is fairly well agreed upon by all parties. There are some exceptions to this from the standpoint of Department of Commerce and Community Affairs, who said they don't want to be covered, but I feel they already are. And the other one that's still in question, is the Illinois -- Development, or the IDF. And I'm not sure if they have as big a concerns as what they indicate, but I ask for your support, and be happy to answer any questions.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any -- any discussion? If not, Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in opposition to House Bill 568, basically on the premise that things have happened to the bill since it left committee. And Senator Jacobs is absolutely right. What has happened to it is that House Bill -- or Senate Bill 209 has essentially been added to this bill. And what that amendment does

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is to -- drastically expand the definition of public works, so that prevailing wage must now be paid for projects that were not previously included. For example, those projects that fall under the Build Illinois Bond Act and others. So it is our feeling that this will tend to drive up the cost of the State doing business, and my understanding now is not only DCCA stands in opposition to the bill, but also the Illinois State Chamber, and also the Associated Employers of Illinois. So I would urge you to think carefully about this, and would suggest a No vote on this bill.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Kustra.

SENATOR KUSTRA:

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

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates that he will yield.

SENATOR KUSTRA:

Senator, I was a little confused about who is for this bill and and who's against it. I had originally intended on supporting the bill when it dealt with the provision for some kind of a hearing process for those who violated the prevailing wage. However, the language which extends the prevailing wage into a number of projects financed with bonds from - I won't even go through them all; you know what provision that is. Is that particular part of the bill endorsed by the Illinois Construction Industry, or for that matter, where is the Illinois Construction Industry on this bill right now, as amended?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Senator Kustra, I'm glad you asked -- you asked that question, because the -- Construction Industry has signed off on the bill. There is a hearing procedure in there. The

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Department of Labor has also signed off on the bill, because they want to go after the bad guys. It's their feeling that they have twelve people right now that they should go after, and -- and do some damage to that -- that are just repetitive bad people that we got to get rid of. So the -- the Construction Industry is currently for the bill.

PRESIDENT ROCK:

Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Well, just to point out to the Members that this bill does something that has been tried year after year after year down here for a long time, and it's always been rejected - and that's to expand the Prevailing Wage Act to the Industrial Development Bonds - something that has failed year after year, and I -- and I don't think we should pass it this year.

PRESIDENT ROCK:

Further discussion? Is there any further discussion? Senator Jacobs, you wish to close?

SENATOR JACOBS:

I ask for an Aye vote.

PRESIDENT ROCK:

The question is, shall House Bill 568 pass. Those in favor will vote Aye. Opposed will vote Nay. And 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, there are 37 voting Aye, 19 Nays, 1 voting Present. House Bill 568, having received the required constitutional majority, is declared passed. Senator Kelly on 574. On the Order of House Bills 3rd Reading, top of page 10, is House Bill 574. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

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House Bill 574.

(Secretary reads title of the bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. House Bill 574 is a bill which amends the Abortion Act to require physicians to determine viability of an unborn child who has reached development of twenty or more weeks. It also requires that the late term abortions be performed in a hospital. This legislation is basically the same as Senate Bill 195, which was before this Body and was narrowly defeated on 3rd Reading. I might add, it had somewhat to do with some colleagues not being on the Floor at the particular time the bill was brought up. But it also has a lot to do with my not defending the Class 3 felony which is contained in this bill. The State statutes on abortion have numerous Class 3 felonies. Just to mention a few, and I intend to give Senator Dunn and Senator Berman a copy of this statute; one, here's a provision in the existing law which provides a Class 3 felony to a physician who does not use a lifesaving procedure for a fetus which is likely to survive a late-term abortion; another Class 3 felony is provided to a physician who does not arrange the attendance of a second physician when the fetus is viable; here's a Class 3 felony for a physician who intentionally, knowingly, or recklessly neglects to preserve the life of a child who is born alive during the abortion procedure. Now I could stand up here all day reading off the felony 3 penalties in our abortion laws, and I might add that most of...which have been held up constitutionally since 1973. With this, I will ask for your support, would please respond any questions and for my two colleagues, here's a copy of your felony 3 penalties within the law.

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PRESIDENT ROCK:

Discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. I rise in opposition to House Bill 574 and would like to make a couple of points. As many of you will remember this bill was debated at length in its Senate version, Senate Bill 195, earlier in the legislative session, and on two occasions did not receive sufficient votes to pass. It is now back before us in, I believe, identical form. I'm not sure that it's necessary to repeat in great detail all of the arguments on either side, for that matter. But let me just make a couple of points that I think are really very important. First of all, the vast majority of abortions performed as late as twenty weeks into a pregnancy are performed for only one reason, and that has to do because of a serious health problem of the mother...the woman. Whether it's cancer or high blood pressure, diabetes, whatever, it is because the...there is indeed a serious health problem involved for the mother. Ninety-nine percent...ninety-nine percent of all abortions are performed in the first trimester. So that we are not really talking about addressing anything except, as I indicated earlier, those abortions where there is a very serious health problem involved with respect to the mother. The American Medical Association, the American College of...of Obstetricians and Gynecologists have stated in a recent brief in the United States Supreme Court, that the point of earliest possible viability is twenty-four to twenty-six weeks. A full month to a month and a half after the deadline mandated in House Bill 574. Please understand that we are not talking about an ordinary abortion bill; what we are talking about is something that is going to put at risk the lives of a substantial number of women, and that is all that is involved in this bill. Please vote No.

PRESIDENT ROCK:

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Further discussion? Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. I rise, too, in opposition to House Bill 574. For any member of the Senate who lives in downstate, it should be recognized that there are no downstate hospitals which perform the services mandated by 574. Therefore, any mother from downstate would have to travel north to Chicago, because at least in the State of Illinois, that would be the closest point to perform the services mandated by House Bill 574. For that reason and for the reasons that Senator Netsch stated, I would urge opposition to this bill.

PRESIDENT ROCK:

Further discussion? Senator Dudycz.

SENATOR DUDYCYZ:

Thank you, Mr. President. I have a question for the sponsor.

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Dudycz.

SENATOR DUDYCYZ:

Senator Kelly, when...when Senator Netsch mentioned the viability of ninety-nine percent of all abortions occur in the...in the first trimester; first of all, I'd like for you to respond if...do you know if that's fact that ninety-nine percent do occur?

PRESIDENT ROCK:

Senator Kelly.

SENATOR KELLY:

Thank you, Senator Dudycz. I'm glad you raised that point. I would say that the vast majority of abortions are in the first trimester. What percentage, I can't give you the exact figure. But it certainly would be the highest percentage. However, there has been an unborn child that has sustained life at nineteen months, so don't tell me it can't be done. It's been done and I

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don't have to tell you that medical error can occur and it would be very easy for it to be either twenty, twenty-four or twenty-six weeks. So you cannot put a point on it. If the Supreme Court had that medical knowledge, I think they would have put it in their 1973 abortion ruling, which they did not, and that's why it's up to...to our current medical procedures and what's...the situation is, so I don't see that that's a valid argument at all.

PRESIDENT ROCK:

Senator Dudycz. Further discussion? Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I rose in opposition to Senate Bill 195 and I rise in opposition to House Bill 574. The arguments that we gave before are applicable today. If you look at this bill, what we are being asked to endorse is a criminal law intimidation of one of the most privileged relationships, and that is between a doctor and his patient, his pregnant patient, or her pregnant patient, and we are being asked to impose a State law that is going to do several things. Number one, it could compromise the doctor's best opinion as to what ought to be done regarding his or her patient. Number two, as Senator Severns pointed out, it can result in a...expensive, serious delay in addressing the medical needs of that pregnant woman. And third, we are being asked to superimpose our opinion as legislators for that very private relationship between a doctor and his or her patient. It didn't work and it didn't make sense on Senate Bill 195. I don't think it should work. I know it won't work, and I hope it doesn't make sense on House Bill 574. I urge a No vote.

PRESIDENT ROCK:

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President and Ladies and Gentlemen of the Senate, I think we're spinning our wheels on this bill. The Supreme Court

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of the United States still hasn't made a determination as to whether abortions should be legal or not, and I do think that we should defer taking any action until the Supreme Court of the United States acts on it. And therefore, I'm going to vote Present.

PRESIDENT ROCK:

Further discussion? Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President, and Members of the Senate. Well, as other speakers have said, we've already voted on this bill twice, and rejected it twice, this session. This bill, if passed, would require doctors who believe the fetus to be viable, to perform the abortion in a specialized neonatal hospital. The problem is that these specialized facilities really only exist in the City of Chicago. And don't all the women of our State...don't they deserve the same protections? These specialized neonatal facilities only exist in Chicago. This is a terrible idea. I think we all know that if, with a capital I, if the Supreme Court acts in reversing Roe versus Wade, we're going to be back here in a very charged atmosphere dealing with this subject matter. That's the time to deal with this subject matter, if that eventuality takes place.

PRESIDENT ROCK:

Further discussion? Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President. As hyphenated cosponsor of this bill, I rise in support of the concept. I, for the life of me, cannot understand what is so wrong with a physician making a determination. It seems to me to be that he is perhaps even protecting his own position to some degree, as well as that of a possible infant who may be born a viable. I do not understand why the physician cannot be trusted to make a determination as to the

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viability of the fetus at this particular time. And if he determines in his best judgement that the fetus is viable, then he sees to it that certain life-protecting measures are put into play. It seems to me that this is a reasonable provision, a humane provision, if I may, and should be given serious consideration, I believe, by this Body. And I would urge...I would urge support of the measure.

PRESIDENT ROCK:

Any further discussion? Further discussion? Senator Kelly may close.

SENATOR KELLY:

Thank you, Mr. President. I just want to respond to a couple of the points made by my colleagues. One, about...that there's no downstate hospital and conversely that there are clinics. Well, I...the downstate hospital question, for one thing, I would think that a mother if...if there is a need, if they're having an abortion, particularly at viability at a late stage, that they could run into medical complications, and I would think you'd want that mother, and a mother would want to be, in a hospital facility. And besides that, amongst my biggest supporters on this bill are my downstate pro-life organizations, who are very strongly in advocating this legislation. To Senator Berman, what we're asking for within the bill on viability, it says that a physician using and exercising a degree of care, skill and proficiency commonly exercised by the ordinary, skillful, careful and prudent physician. I think a Class 3 felony is certainly in line, and I would ask for your support of this bill.

PRESIDENT ROCK:

Question is, shall House Bill 574 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. 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

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question, there are 30 voting Aye, 21 voting Nay, 5 voting Present. House Bill 574, having received the required constitutional majority, is declared passed. Senator Berman, for what purpose do you arise?

SENATOR BERMAN:

Mr. President, I would ask for a verification of the...

PRESIDENT ROCK:

That request is in order. All right, Senator Berman has requested a verification. Will the Members please be in their seats. Madam Secretary, read the affirmative roll.

SECRETARY HAWKER:

The following Members voted in the affirmative: Daley, Davidson, Demuzio, Dudycz, Ralph Dunn, Etheredge, Friedland, Hall, Hawkinson, Hudson, Jones, J.E. Joyce, J.J. Joyce, Karpziel, Kelly, Kustra, Lechowicz, Macdonald, Mahar, Newhouse, O'Daniel, Philip, Raica, Rea, Savickas, Schaffer, Vadalabene, Watson, Welch and Mr. President.

PRESIDENT ROCK:

Senator Berman, do you question the presence of any Member?

SENATOR BERMAN:

Senator Newhouse.

PRESIDENT ROCK:

Senator Newhouse on the Floor? Senator Newhouse on the Floor? Strike his name, Madam Secretary.

SENATOR BERMAN:

That's it.

PRESIDENT ROCK:

All right. The roll has been verified, there have been 29 Ayes, 21 Nays, 5 voting Present. Senator Kelly has requested that further consideration of House Bill 574 be postponed. Without objection, so ordered. Senator Marovitz. No. Senator Berman. 585. On the Order of House Bills 3rd Reading is House Bill 585. Read

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the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 5-8-5.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

Thank you, -- thank you, Mr. President. This is part of the State Board of Education's Legislative Package. It would increase by four -- over a four-year period the OBM - Operations Building and Maintenance Fund - for unit districts from twenty-five cents to fifty cents, in keeping with the rate that's available in the combined dual district rates of twenty-five cents each. There is a backdoor referendum provided in this bill. I'd be glad to respond to any questions.

PRESIDENT ROCK:

Any discussion? Is there any discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. I think if anybody had been in the balcony observing us in the last week, they would wonder what type of consistency or philosophy this General Assembly has regarding education and more importantly, educational funding. A few minutes ago we passed a bill that required that the State, till it reaches fifty-one percent, set aside all new monies necessary to meet that purpose. Last week, through the eloquence of the current sponsor of this, we refused to grant a school district, who had passed every referendum asked or allowed under law, and we refused to give them any additional funding. Also predominant in the newspapers is the talk about property tax relief, and here we are today, about to pass - and I'm sure this things going to pass - the largest single property tax increase, without referendum, of

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this Session. Now, Senator Holmberg, let me tell you why we never reach fifty-one percent. Because we allow, down here, we in fact, not allow, we mandate increases in property taxes that far exceed our ability to generate income taxes to go ahead and fund education. There's a disproportionate rise in the property taxes versus personal State income. And so here we go again, doing the work - thirty people deciding what eleven million people in Illinois should be deciding, and that is whether they, in fact, want to raise their own property tax rates. Now I know we're going to have the argument about equity, but let me tell you, we heard all this talk when we passed the increase in the educational rate for consolidated districts. All this consolidation that's going to go on, did it go on? No. Let's call this what it is. It's a property tax increase without referendum, and I would urge its defeat. Thank you.

PRESIDENT ROCK:

Further discussion? Is there any further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Senator, is my analysis correct when it says that this begins in 1992?

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

I believe that that's in error. It reaches the maximum in that period. It's a four-year increment, starting next year, so that by '92 it will be up to the fifty cents, so they added a little bit -- the difference between thirty-seven and a half and fifty cents, whatever that is spread out over four years. So the first year there's a small increase, second year, third year, fourth year.

PRESIDENT ROCK:

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Senator Schuneman.

SENATOR SCHUNEMAN:

Well, just to comment. This seems to dovetail with the Democrat plan of a temporary injection of money into education from the State level for two years and then this would kick in, I guess, or be entirely kicked in. Is this some kind of an attempt to transfer even more responsibility on the property tax?

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

In answer to that question, this is our attempt to educate even Republicans' children.

PRESIDENT ROCK:

Further discussion? Is there any further discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. I wanted to add just one piece of information which I came across in my files just now, which is somewhat startling and perhaps says something to Senator DeAngelis and some on the other side. The Illinois State Chamber of Commerce supports House Bill 585.

PRESIDENT ROCK:

Further discussion? Senator Berman, you wish to close?

SENATOR BERMAN:

Just to clarify one comment. Senator DeAngelis final sentence was this is a property tax increase without referendum. There is a backdoor referendum provision in here. This is to provide some equity to the unit districts so that they can levy the same fifty cents for the OBM rates as is allowed in the combined dual districts. I solicit your Aye vote.

PRESIDENT ROCK:

Question is, shall House Bill 585 pass. Those in favor will

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vote Aye. Opposed, vote Nay. And the voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 39 Ayes, 20 Nays, none voting Present. House Bill 585, having received the required constitutional majority, is declared passed. 602. Senator Philip. 623. Senator Lechowicz. On the Order of House Bills 3rd Reading is House Bill 623. Read the bill, please.

SECRETARY HAWKER:

House Bill 623.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 623 validates the tax levy and appropriation ordinances of Cook County and the Cook County Forest Preserve District adopted in 1987 and 1988. It validates the tax levy and appropriation ordinances of downstate forest preserve districts, and it adds that the downstate forest preserve district validation covers tax ordinances and appropriation ordinances for any proper purpose. The Acts are amended periodically to update them. This bill merely adds fiscal years 1987 and 1988, and ask for your support.

PRESIDENT ROCK:

Any discussion? Any discussion? If not, the question is, shall House Bill 623 pass. Those in favor will vote Aye. Opposed, vote Nay. And 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, there are 31 voting Aye, 25 Nays, 2 voting Present. House Bill 623, having received the required constitutional majority, is declared passed. 627. Senator Dunn.

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Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 627.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Dunn.

SENATOR R. DUNN:

Thank -- thank you, Mr. President and Members of the Senate. This amends the Public Building Act, and it's designed to help Scott Air Base, so that we can -- or help the State of Illinois, so that we can make Scott Air Base into a joint-use facility. This would allow the St. Clair County Board to -- the County Board to define a building as a location such as -- as Scott Air Base. It -- it's a thing that the bonding company had said we should do. There's two other bills following this, and I'd urge that you support this one and the other two. Be glad to answer...

PRESIDENT ROCK:

Discussion? Any discussion? If not, the question is, shall House Bill 627 pass. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? All voted who wish? Take the record. On that question, there are 56 voting Aye, 1 voting Nay, none voting Present. House Bill 627, having received the required constitutional majority, is declared passed.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

House Bill 628. Senator Dunn. Read the bill.

SECRETARY HAWKER:

House Bill 628.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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The Gentleman from Perry, Senator Dunn.

SENATOR R. DUNN:

Thank you, Mr. President, Members of the Senate. This is the second bill of a series that would allow St. Clair County and the State of Illinois to use Scott Air Base as a joint-use facility so it would relieve some of the traffic -- of Lambert Field. In feasibility study it demonstrated the need for the thing, and the need for the airport, and the feasibility study - the EPA study has been -- is being conducted now. This would allow the debt limitation on -- in St. Clair County to be lifted and taken off so that they would have the bonding authority to help with the Scott Air Base. It's about a three-hundred-and-eighty-million-dollar project with about ten percent of it to come from local sources - five percent, I think from St. Clair County and five percent probably from the State. I'd be glad to answer any questions. Senator Hall and I are co-sponsors. We'd urge an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Watson.

SENATOR WATSON:

Yes. Thank you, Mr. President. I reluctantly rise in opposition. First of all, I want to clarify that I'm not opposed to the dual purpose airport being -- continued to be investigated at Scott Air Force Base. I -- I'm for that, and it's going to have a great deal of economic impact on -- in our area, and what I have done in trying to amend this legislation and what I'm doing now in speaking against that, should now be construed by anyone that I'm opposed to the continued search and research on the possibility of a dual purpose airport. But what we're doing here is allowing the St. Clair County to take the bonding limitation off their current lid on the construction for what is now, after the previous bill, will be construed as the airport. Now, the -- the St. Clair County assessed valuation determines what their

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bonding limitations are, and the bonding limitation now is some sixty-five million dollars. What I understand from the people in St. Clair County, they are using that bonding limitation up to fifteen million, so they have actually fifty million dollars left of bonding authority with -- even with the cap - the current cap. The sponsor mentioned that the airport roughly somewhere in the neighborhood of three hundred and eighty to four hundred million dollars, we've been told that five percent of it would be a local, five percent State, and then the remaining ninety percent would be generated from the federal government. So even under the worst scenario, the possibility could occur that an -- that possibly if it's a forty -- four hundred million dollar project, five percent - that's twenty million dollars. That comes up with thirty-five million dollars being utilized under the bonding capabilities now being made available to St. Clair County. That's thirty-five million dollars less sixty-five million, that's thirty million dollars even left after that. I don't understand why we have to take the cap off the -- the lid off the bonding authority now made available to St. Clair County. I think this is a bad precedent to establish. From what I understand, this is something that's not been done in other counties. And I think in the best interest to the taxpayer of St. Clair County and the liability to that taxpayer, that that lid should continue, and I reluctantly rise in opposition to this bill. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from St. Clair, Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in support of this, and I can understand that Senator Watson -- he has been doing what some of his people have told him in his district, and by the way, it's something that we need. Now if it doesn't -- the Federal Government doesn't come

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through with this, then it's all for naught. But this is a chance to get a dual airport on this side of the river in Illinois, and we vitally need this.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Dunn, to close.

SENATOR R. DUNN:

Thank you, Mr. President. I understand Senator Watson's concern, and we are aware of the fact that the only reason this bonded indebtedness is needed or -- or lift the bond debt is because the bonding authority is Cutler and Chapman. I think some bonding authority said that they should do this. There's a possibility that after we get the go-ahead from the Federal Government, the funds not -- may not be forthcoming at one time, and this would allow St. Clair County for a temporary time to lift their bonded indebtedness till the federal money came through. It's a kind of a necessary bill. We'd urge an Aye vote, and appreciate your help.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall House Bill 628 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Clerk, take the record. On this question, there are 36 Ayes, 19 Noes, 1 recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. House Bill 629. Senator Dunn. Read the bill.

SECRETARY HAWKER:

House Bill 629.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Perry, Senator Dunn.

SENATOR R. DUNN:

Thank you, Mr. President. This is the final bill of this -- of

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the Scott Air Base joint-use facility, and, of course, it's one that we've talked about a little bit before. It would grant the St. Clair County -- the authority to operate the airport a right of eminent domain and quick-take, so that in case someone didn't sell - there's about probably a dozen or fifteen landowners involved in it - and this would allow, in case of an emergency, that they could use a quick-take law. It'd only be in the case the airport is authorized and that work has started on it. There will be a year or two delay between now and then, so people will know whether land is in the airport boundaries or not, and they'll have plenty of time to negotiate. But again, the bonding council has said we should have the right of quick-take, and I'd urge an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Bond, Senator Watson.

SENATOR WATSON:

Well. Thank you, again, Mr. President. I again reluctantly rise in opposition to my good friend, Ralph Dunn, and Senator Hall. I first want to make a public apology to the people of Shiloh Valley Township in the area of O'Fallon Township and Mascoutah Township in the St. Clair County area, because I told them these bills would be heard probably tomorrow. So they're -- they may be here tomorrow, so it's unfortunate that they can't be here today for the final action, to talk to some of you individually about their concerns. This particular piece of legislation is quick-take. I know some of you have some basic philosophical differences in -- in regard to quick-take as -- as I do. This -- the provisions of this bill would go through the normal procedure of quick-take, and then ultimately the property owner then would be given ninety days in which to vacate the property. And here's a farmer, who's lived on this property and land for generations; been providing for his family; has got a

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crop in the field; he's got livestock; he's got farm equipment; all this has to be vacated within ninety days. Now hopefully, this doesn't happen, and hopefully, it doesn't occur, but under this law, and under what we're about to do, it certainly could happen. I tried to amend this. It would have given the property owners at least two years to vacate. But I think, in fairness to the people that live in this area and in fairness to the people of Shiloh Valley Township and the farmers who have lived in this -- on this property for generations, I think that this legislation is wrong, and I hope you'll agree with me and -- and vote against House Bill 629. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady from Cook, Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. Senator Dunn, as I understand it, it -- only this bill of your package deals with the one issue of quick-take. I voted against this bill in committee and I will do so again, and it has only to do with that aspect of it. I fully understand and am sympathetic to your need to have a joint-use development at Scott -- Air Force Base. I'm not in any way trying to thwart that. But I think quick-take is really a very troublesome concept and should be used under only the most extreme circumstances. I don't see it in this case. I don't see the denial of quick-take as in any way thwarting the project, and it seems to me that some of the kinds of concerns that Senator Watson just referred to, that we heard presented to us in committee, were really quite compelling. I think the project ought to go ahead, but without quick-take.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Dunn, to close.

SENATOR R. DUNN:

Thank you, Mr. President. This is a -- a quick-take would only

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be used in the direst case where if someone, during the process, didn't agree on a price, before they delay the airport for a year of two, they would go ahead and use the power of quick-take. I'm -- I forgot to add a while ago, too, that Senator Raica will put an amendment on, giving the powers to the Village of Summit for the purpose of acquiring -- land for a waste-to-energy plant, so that also has another amendment on it I forgot to mention. I'd urge an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall House Bill 629 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Clerk will take the record. On this question, there are 34 Ayes, 19 Nays, 1 recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 638. Senator Daley. 640. Senator Hall. 640. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 640.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from St. Clair, Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Counties of less than one million inhabitants are authorized to establish a working cash fund to insure sufficient monies are available to meet ordinary and necessary expense at all time. The county board was authorized to levy an annual tax for not more than any two of the years, 1975 and '76, on all taxable property in the county, at a rate not exceeding 02.025 percent of its equalized or assessed valuation, to provide money for the working cash fund. The current law provides that the balance of

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the working cash fund cannot exceed the maximum established by the -- levy of the property tax. The bill simply removes the provision, limit the amount of money that may be maintained in the working cash fund. This bill is the same as 4-2-5-5 last -- which passed, and this time we're asking for your most favorable support of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 6-4-0 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 44 Ayes, 15 Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 648. Senator Karpziel. Read the bill, please.

SECRETARY HAWKER:

House Bill 648.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady from DuPage, Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. House Bill 648, as amended, does two things. It raises the bid limit for printing paper, stationery and envelopes from fifteen hundred to twenty-five hundred. The bid limit was instituted in 1965, and this change is offered to, you know, to go along with inflation. The bill also deletes Section 9 of the Act, and that section requires that contracts for paper cannot be made at a price higher than five percent over the wholesale price in Chicago for such paper. The problem is that there is no standard wholesale price book to which the Department can refer. Each vendor will have a different wholesale price, and not all vendors are located in Chicago. That's why that section

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was deleted. And I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? The question is, shall House Bill 648 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. House Bill 650. Senator Maitland. Please read the bill.

SECRETARY HAWKER:

House Bill 650.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from McLean, Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. House Bill 650 amends the -- the Illinois Library Systems Acts, and it provides that the State Librarian shall make annual grants from amounts appropriated by the General Assembly to school districts for the operation of qualified school libraries. This is identical to a bill that was passed by me a year ago. The Governor vetoed it. There is no funding - I will admit up front - for this bill. I indicated there would be no funding this year, but would like to get it in the Statutes. It's something I believe is necessary, we ought to do, and I would ask for your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 650 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 59 Ayes, no Nays, none

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recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. Top of Page 11 is House Bill 702. Senator Joyce. Read the bill.

SECRETARY HAWKER:

House Bill 702.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from Kankakee, Senator Joyce.

SENATOR J.J. JOYCE:

Thank you, Mr. President. The intent of House Bill 702 is to close three loopholes that processors or sellers have been using to circumvent the Meat and Poultry Inspection Act. It's a bait-and-switch bill. We passed an identical bill -- bill out of here this Session.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Senate -- House Bill 702 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 59 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 714 was on Recall. 718. Senator O'Daniel. Read the bill, please.

SECRETARY HAWKER:

House Bill 718.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Jefferson, Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. What this bill does is, it extends the grandfathering of those trucks used

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in construction that are not in conformance with the federal bridge formula, for an additional four years. These trucks are -- they don't haul any more than they ever did, they're just allowed to haul what they've always been able to haul, for an additional four years.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Gentleman from Bond, Senator Watson.

SENATOR WATSON:

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

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he'll yield.

SENATOR WATSON:

I recall that in committee, and I see in our analysis, that the Department of Transportation and State Police, Municipal League, Township Officials and County Superintendents of highways all oppose this legislation. Is that still the case?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator O'Daniel.

SENATOR O'DANIEL:

Well, I -- yes, I think the Department of Transportation opposes it. I'm not so sure about the State Police. But what this does, you know, when the bridge formula was passed to allow them to haul up to eighty thousand and all the certain measurements, but a lot of these trucks still, especially dump trucks, you know, still have a lot of life left into them, and so if they extend this another four years, it will probably pretty well use up the life of these very expensive dump trailers that they use in construction that where there is danger of them tipping over when they raise the bed on them.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from Sangamon, Senator Davidson.

SENATOR DAVIDSON:

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Question of the sponsor.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he'll yield.

SENATOR DAVIDSON:

Senator O'Daniel, didn't we - at the request of the construction industry saying five years ago this was going to be a financial burden - we extended the life of these overweight "bomber trucks," is what they're called, for five years, and now your wanting to ask to do it an additional four years?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator O'Daniel.

SENATOR O'DANIEL:

Yes. That -- that's correct, but you know, they always were allowed to haul this till they passed the bridge formula, which is the distance between the -- the -- the rear -- drivers and also the rear -- rear tandems. But if they -- they aren't allowed to use these trucks, then it's a lot of expense, and -- with the construction industry, it'll just raise the price of construction, because these trucks have a lot of life in them, and -- and they're used mostly on construction, and they aren't hauling any more than they ever did.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Davidson.

SENATOR DAVIDSON:

Well, Mr. President, Members of the Senate, I think you better take a very close look at this bill, and then vote No. This has been floating around on this "bomber bed" - and it has to do with short-wheel-based dump trucks - every since I've been here, and I -- it came up the first year I was here in '73, and we extended and extended, now they're asking for another exception, and I've got to tell you, you ought to look at the people who opposed this when the amendment went on. You've got IDOT, State Police,

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Municipal League, Township Officials and County Superintendent of Highways. This is going to allow every bridge that might be borderline an opportunity which just happened here this past week over in Senator Demuzio's district in Pike County, where an overweight gravel truck, using this same formula, went through the bridge. Now you got -- people along that township road, and it's a school bus route, and the township's broke - they're not going to be able to replace that bridge. I urge all of you to vote No on this extension of time.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator O'Daniel, to close.

SENATOR O'DANIEL:

Well, you know, the amendment was put on on the -- on the Floor. But you know, he mentions the ones that are opposed to it, but also it's supported by the Illinois Construction Industry, the Illinois Truckers Association, the Midwest Truckers Association. And these -- these twenty-eight - anything less than thirty-four-foot-dump trucks are -- they're not damaging the road that -- that bad, and at least I think the truckers should be allowed to get the use of these trucks out -- these beds before they have to replace them with longer, more dangerous beds.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall House Bill 718 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Clerk will take the record. On this question, there are 32 Ayes, 23 Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. Senator Davidson.

SENATOR DAVIDSON:

Yes. Verification of the Aye votes, please.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Gentleman asks for a verification of the affirmative vote. Will the Membership please be in their chairs. The Clerk will call the affirmative vote.

SECRETARY HAWKER:

The following Members voted in the affirmative: Alexander, Brookins, Carroll, Collins, Daley, D'Arco, del Valle, Demuzio, Dudycz, Ralph Dunn, Hall, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Lechowicz, Luft, Madigan, Netsch, Newhouse, O'Daniel, Raica, Rea, Rigney, Savickas, Severns, Smith, Vadalabene, Welch, Woodyard and Zito.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Davidson, do you have any question of the affirmative vote?

SENATOR DAVIDSON:

Senator Collins.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Lady's in her chair.

SENATOR DAVIDSON:

Senator J.E. Joyce.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Joyce. J.E. Joyce. Is the Gentleman in the Chamber? Remove him.

SENATOR DAVIDSON:

Senator Dudycz.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Dudycz. Senator Dudycz. Remove him.

SENATOR DAVIDSON:

That's all. No. No. Whoop. Whoop. Whoop. Whoop.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

That's okay. You said that's it. That's it. On that question

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SENATOR DAVIDSON:

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Yes.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

What?

SENATOR DAVIDSON:

Senator Savickas.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Savickas. He's in back of the hall -- back of the Chamber.

SENATOR DAVIDSON:

Senator Netsch.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Netsch is here. What's our count? That's it.

SENATOR DAVIDSON:

All yours.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

What's our count? On this question, there are 30 Ayes, 23 Noes, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. House Bill 725. Senator Rock. Out of the record. 745. Senator Smith. Out of the record. 757. Senator Berman. Read the bill, please.

SECRETARY HAWKER:

House Bill 757.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from Cook, Senator Berman.

SENATOR BERMAN:

Thank you. This bill, House Bill 757, requires the Legislative Reference Bureau to establish a plan for systematic recodification of the State Statutes and to implement this plan. The contents of the Statutes that would be developed would be in the public domain. Be glad to respond to any questions. Solicit your Aye vote.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Barkhausen. The Gentleman from Lake, Senator Barkhausen.

SENATOR BARKHAUSEN:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will.

SENATOR BARKHAUSEN:

Senator Berman, my only concern with this bill has to do with a -- a similar bill where you and I have both been on the same side, and I'm not sure that it's a live issue - at this point I don't think it is - having to do with whether or not our existing Statutes are -- are in the public domain. And with regard to that particular question, do you -- do you believe that this bill affects the outcome of that debate, one way or the other?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Thank you for asking that question, because I think that for purposes of legislative intent, this bill does not address that issue whatsoever. It is to -- addressing a work product that is yet to be developed, and it is not to be construed that this bill has any reflection upon the issue of whether our present Statutes are or are not in the public domain.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman, to close.

SENATOR BERMAN:

Roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall House Bill 757 pass. All in favor, vote Aye. All opposed, vote Nay. Voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this

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question, there are 59 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 764. Senator Daley. Read the bill, please.

SECRETARY HAWKER:

House Bill 764.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from Cook, Senator Daley.

SENATOR DALEY:

Thank you, Mr. President and Members of the Senate. House Bill 764 would require the five-dollar fee for a duplicate license or permit to be waived when a person sixty years of age or older presents the Secretary of State's Office with a police report indicating his license was stolen. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The Gentleman from Cook, Senator Keats.

SENATOR KEATS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I always hate to rise against a bill, but if you look at the roll call from the committee, you'll notice there are quite a few No votes. Our objection is not the concept. If your license is stolen, you probably should get it for free. But why do you have to be sixty? If you're fifty-nine, you don't get it for free. If you're fifty-four, you don't get it for free. If you're twenty-one, you don't get it for free. You have to be careful to sort of -- we're always out panhandling the old-timers, saying "Gee, we want to give you something else for free." I can't find any logic to say that someone who is sixty gets their driver's license replaced for free, someone who's fifty-nine doesn't. If your license is lost, maybe you ought to get it back for free. If

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it's not lost, well, then you pay like everybody else. It just gets to the point of saying, "Why do we do things like this?"

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Age. Gentleman from St. Clair, Senator Hall.

SENATOR HALL:

Well, the only thing that will keep you from reaching the age of sixty is die young. I support this.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Question is, shall House Bill 784 pass. All in favor -- 764 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 49 Ayes, 8 Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 769. Senator Marovitz. Read the bill, please.

SECRETARY HAWKER:

House Bill 769.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from Cook, Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. House Bill 769 clarifies that the Domestic Violence Act does not authorize clerks of the circuit court to provide legal advice to pro se petitioners. That's all the bill does, and I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall -- the Gentleman from DuPage, Senator Philip.

SENATOR PHILIP:

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

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Senate. I'd like to ask the sponsor a question. This is kind of interesting.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

He indicates he'll yield.

SENATOR PHILIP:

I -- I'm just wondering. I -- I have found in my worldly travel that some of the smartest people I know are clerks of the court - a hell of a lot smarter than most lawyers that come in, quite frankly. And what you're saying now is that a poor person coming in filing a paper, or coming in asking the clerk questions, that -- that they can't take any kind of advice whatsoever - any kind of legal advice?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Marovitz.

SENATOR MAROVITZ:

The -- the Statute now reads "unauthorized legal advice," as to where to go, what documents are needed to file. That's all well and good. This is to protect both the individual coming in and also the clerk itself, that they shouldn't be able to -- to give any unauthorized legal advice. There have been some problems. That's what this bill is here to correct.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Philip.

SENATOR PHILIP:

What's unauthorized? Unauthorized by who?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Marovitz.

SENATOR MAROVITZ:

They're not lawyers.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Philip.

SENATOR PHILIP:

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Well, that -- that's kind of interesting. And I -- I'm going to tell you one thing, I -- I have a lot more faith in some of my circuit clerks than I do a hell of a lot of judges in my county and lawyers. And I'll tell you one thing, if they want to give a little bit of free advice, I think you ought to take it. You'd be a lot better off.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Geo-Karis.

SENATOR GEO-KARIS:

You know, Mr. President --

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Do you have any free advice, Senator Geo-Karis?

SENATOR GEO-KARIS:

Mr. President, and Ladies and Gentlemen of the Senate, the free advice I would give my Minority Leader is that whatever you get for free isn't always worth very much. And I'll tell you something else. If you take the clerk out of that responsibility, and I think it's fair to the clerk. So, much as I disagree with my colleague, I -- I -- I agree with Senator Marovitz's bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Marovitz, to close. And no free advice.

SENATOR MAROVITZ:

Well, this is probably the most noncontroversial bill I have in the entire Session. It passed the House, 116 to nothing, and really, all it does is say they cannot give any unauthorized legal advice, but that they can continue to provide advice as to where things are, what documents are needed, but not legal advice, and that's for both sides' protection. That's protection of all parties, and I solicit your Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall House Bill 7-6-9 pass. All in favor, vote

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Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Oh. Oh. Looks like we need some free advice. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 23 Ayes, 32 Nays, and one recorded as Present. This bill, having failed to receive the constitutional majority, is hereby declared lost. 779. Senator Daley. Out of the record. 788. Senator Jones. Out of the record. 789. Senator Welch. Out of the record. 790. Senator DeAngelis. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 790.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from Cook, Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. House Bill 790 does two things. One, it allows the undersheriff to become the sheriff when the office of the sheriff is vacant. And the other thing it does is, it allows, in Cook County, the three members of the Merit Board to be deputized. Be happy to answer any questions; if not, I urge your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall House Bill 790 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Clerk will take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 795. Senator Joyce. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 795.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from Kankakee, Senator Joyce.

SENATOR J.J. JOYCE:

Thank you, Mr. President. Currently, the law requires that for -- for continuing compensation for law enforcement officers, firemen, correction employees, who are injured in the line of duty. This bill would add to that the Department of Mental Health or their employees. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 795 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 56 Ayes, 2 Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. Top of Page 12 is House Bill 803. Senator Geo-Karis. Read the bill, please.

SECRETARY HAWKER:

House Bill 803.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady from Lake, Senator Geo-Karis.

SENATOR GEO-KARIS:

House Bill 803 doesn't -- is the -- amends the Unified Code of Corrections to provide for work release, changing the -- periodic for work release as a term of -- incarceration for only one year. And I -- it's been supported by the judges in our county, and it was amended to -- in line with the recommendations of the State's Attorneys of Cook County, and I ask for favorable consideration.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any discussion? Question is, shall House Bill 803 pass. All in favor, vote Aye. All opposed, vote Nay. Voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. House Bill 815. Senator Carroll. Out of the record. -- Senator Carroll. Read the bill.

SECRETARY HAWKER:

House Bill 815.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from Cook, Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 815 merely adjusts Illinois Law to make it in concert with now the federal requirement for reporting endowments or gifts from foreign sources. Illinois was one of the first states to pass this law. Federal Government is now incorporated within a public or private. We have amended it to allow the privates a two-hundred-and-fifty-thousand-dollar threshold that the Federal Government requires them to report, so that there would not be an extra requirement as far as bookkeeping, and I would move -- I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 815 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 822. Senator Smith. Read

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the bill, please.

SECRETARY HAWKER:

House Bill 822.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady from Cook, Senator Smith.

SENATOR SMITH:

Thank you, Senator -- Mr. Chairman and Ladies and Gentlemen of the Senate. House Bill 822 is a permissive bill. The bill went out of the Senate on an agreed bill -- or passed out of the committee on an agreed bill. What this bill does, it addresses the shortage of child-care workers. It enhances employment opportunities for senior citizens, and establishes an intergenerational sharing opportunity for senior citizens and children. Studies show that the isolation of young people from meaningful adults' contact may be an important cause of their difficulties in assuming adult responsibilities. The number of elderly people seeking to enter the labor force is increasing. Retirement benefits, particularly Social Security, are not sufficient. Child care is definitely one of the jobs that would interest seniors, because of the flexible hours and the nature of the work. Moreover, seniors are socially productive to young people, and this is an interrelation that adult people can be companions to young people in our society. And what this does is, the kind of care incorporation -- the largest national chain of child-care centers estimate that ten to twelve percent of the company's employees are over fifty-five, and so I'm asking that you give us a favorable vote on this bill. It's not a -- controversial. It's purely a permissible bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from McClain, Senator Maitland. Before we get

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to that, though -- thank you. Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President. Members of the Senate, I stand not to argue the program, Senator, that's not the issue. I think today, the issue is the cost of the program, and we really have not provided for the funding for -- for this legislation. I just believe that the Body ought to be aware of that. That this is a -- a cost that we've not built into the DCFS budget.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady from Cook, Senator Smith, to close.

SENATOR SMITH:

Thank you. Senator Maitland, I know that, that there -- it's a permissive bill, but you remember just a few minutes ago you passed a bill out almost of the same nature with a large sum of money. I'm only asking this to be permitted and become law, that we might be able to do this if and when the money is provided. It is permissible, that's all.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall House Bill 822 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 52 Ayes, 4, Nays, 2 recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 901. Senator Netsch. Read the bill, please.

SECRETARY HAWKER:

House Bill 901.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

No, wait. 892's on Recall. Right.

SECRETARY HAWKER:

House Bill 901.

(Secretary reads title of bill)

3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady from Cook, Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. The subject matter of House Bill 901 is children suffering from chronic infectious diseases, and it approaches the question in two ways. One is to create an offense of educational intimidation when a child is -- is knowingly prevented from attending school or otherwise participating in his or her educational experience unnecessarily, and presumably on the basis of a disease. That is defined, and the penalty is a Class C misdemeanor. There's also a correlative action for damages provided. The other part of it is -- is probably more important in the long run, and that is to require school districts to develop a policy for dealing with children with chronic infectious diseases on an individual case-by-case basis. While it is certainly not confined to children with AIDS, it is obviously aimed primarily at children with AIDS. And I would say I think that probably the one that we would hold up as the model for how to treat a child who does have AIDS in a public school system is the Village of Wilmette and the school district there, which did a fine job, which I think was -- very proudful, really, to everyone involved, that is the parents, the children - yes, I just made that word up, Senator Demuzio - the parents, the children, the superintendent and everyone involved. This is really designed to encourage every school district to take the same approach.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Discussion? Senator Schaffer.

SENATOR SCHAFFER:

I believe this bill mandates each school district to develop a policy?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

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SENATOR NETSCH:

It makes among the duties, to develop policies and appropriate -- relating to the appropriate manner of managing children with chronic infectious diseases, et cetera, yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SENATOR SCHAFFER:

And it's supported by the School Board Association, ED-RED, et cetera?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SENATOR SCHAFFER:

In other words, another unfunded mandate supported by the School Board, ED-RED, et cetera. Just want to get that in the record.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Senator Netsch.

SENATOR NETSCH:

Let me further respond to that question. It's supported by ED-RED, SCOPE, State Board of Education, Department of Public Health and the Illinois PTA -- Illinois PTA. It is not a mandate in the sense that you are raising the issue and that all of the others raise that issue. It does not require anything except for them to have a policy on how to deal with children who are so afflicted. That is not costly, to have a policy.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Watson.

SENATOR WATSON:

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Yes. Question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates she will yield. Senator Watson.

SENATOR WATSON:

What is a definition of educational intimidation?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

That is the whole first section of the bill, Senator Watson. "when he knowingly interferes with the right of any child who is or is believed to be afflicted with a chronic infectious disease to attend or participate in the activities of an elementary or secondary school in this State." And then there are one, two, three manners in which that ability of the child to attend school can be interfered with.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Another question, if I might. So if - and this happened in our -- in my -- not my district, but in my area - we have a student who has the HIV virus, this is an emotional issue with the parents, and they go to the school board and ask the school board that that child no longer make their presence at the particular school, and would educate that child in their home or whatever. What -- what would happen to those people who go to the school board and voice their concerns about that child being in the classroom?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Well, if I heard your statement of facts correctly, that is, can a parent just go and talk to a school board and tell them,

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"Yes, we don't like this," that would not be a violation of this, because they are not -- as defined in the bill. They are not obstructing or interfering with the capacity of the child to go to school. They are expressing their views. But they are not in any way actually -- or threatening physical harm to the person or property of the child and so forth. These are the things that are defined in the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Watson.

SENATOR WATSON:

To the bill, then, I -- I understand where you're headed, and I felt certainly sorry for the family and the individual, and especially the child that was involved in the situation in our area. But I do think that, because of the emotion involved with this particular issue and especially the AIDS situation, that to make it a crime for our people to voice their concern, in fact, in protection of their own child, possibly, I think is -- is going a little bit too far, and I think that we ought to reject this legislation. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Welch.

SENATOR WELCH:

I had a question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates she will yield. Senator Welch.

SENATOR WELCH:

Senator Netsch, in committee one of the questions that was raised was the definition of chronic infectious disease. Did you put an amendment on defining that term?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

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No. We talked to the Department of Public Health, and I will read you the definition which they would have given us, and I -- I think you may understand why we decided not to put it in the Statutes as such. What I would like the record to show is that we intend that terminology, "chronic infectious disease," to be as defined by the Department of Public Health, and they have it within their knowledge, because it's a concept they deal with. But here is the language they would have given us, and we thought --thought it was better not to include it. "A long-lasting, probably lifelong infection which cannot be controlled by antimicrobial medications and whose etiologic agent can be transmitted directly or indirectly to other persons." I decided there would be more confusion to put it in the Statute, and that it would be better simply to say that it is a term that is known and used and -- and is comfortable with the Department of Public Health, and it is their definition that we would use.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank -- thank you, Mr. President. Question of the sponsor, although I -- I think it's largely rhetorical. As I understand the Class C misdemeanor in the crime of attempt, a school board member who would make a motion to keep such a child out of school could get up to thirty days in jail and a thousand-dollar fine. Is that not correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

All right. I -- I was looking for the language, Senator Hawkinson. Subsection A does not apply to the actions of school officials or the school's infectious disease review team who are acting within the course of their professional duties and in

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accordance with applicable law. I do not think it would apply in the case that you've described.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Davidson.

SENATOR DAVIDSON:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates she will yield. Senator Davidson.

SENATOR DAVIDSON:

Senator Netsch, I understood there was also some discussion in the committee hearing - I wasn't present - with you and the sponsor that the State Board would not be able to set down a -- rules, as you're proposing this law. My understanding is the local board -- the local school board's authority is being usurped by the State Board of Education as to for -- as the rules they have to abide by. Is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

No. We looked at the language again, and I think that is not correct. That question was raised, you're right, Senator Davidson. The only thing that is said about the State Board of Education is that it's going to develop policies relating to the appropriate manner of managing children with chronic infectious diseases, not inconsistent with guidelines published by the State Board of Education. So that it is the State -- the local board of education's responsibility, and the only thing that the -- the State Board of Education will be doing at all will be suggesting some guidelines which will be helpful to, but not mandated to, the board of education.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hudson.

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SENATOR HUDSON:

Thank you, Mr. President. Senator Netsch, a question you can clear up for me, if you will, please, and that is, under the provisions of your bill, does this in any way affect the right of the parent to make a determination as to whether little Johnny or Jimmy or Janey can go to school on a given day? The parent thinking, perhaps, the child has some sort of infectious disease, says to Johnny, "I don't think you ought to go to school today or maybe tomorrow or the next day." Does that parent still have the right for that determination -- to make that determination?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

No. The parents' rights are not affected by this bill, and they are not intended to be affected by this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I got a question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates she will yield. Senator Kelly.

SENATOR KELLY:

Senator Netsch, it seemed to me like there was legislation proceeded through the General Assembly that required school boards to prepare a plan to deal with students that are infected with AIDS or other serious diseases. Can you tell me of the status of that proposal?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

I do not recall that legislation, and staff advises me that they do not recall it either. I think one of the -- the reasons

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for Representative Dunn's bill was to suggest that before they get taken by surprise, a school district ought to think ahead and have its own plan and program and policies, so I don't believe there is any such legislation on the books. If so, it has totally eluded us, Senator Kelly.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Raica.

SENATOR RAICA:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates she will yield. Senator Raica.

SENATOR RAICA:

Senator Netsch, presently determinations whether a child would remain in the school or not, would that be determined by the local school board at the present time? I guess one of my concerns is, why would we be taking steps to take some kind of authority away from the various different school districts or the school -- the school boards. I -- for some reason, I -- I don't -- I -- I fear that's what -- what's going to occur. Secondly, when you described in your statements regarding chronic infectious disease, you said that we'd be going by, I guess, the Board of Health's standards that they have, and the fear that I would have is you may have each judge trying to make a determination on -- or by himself, without referring back to the school boards as far as what exactly falls into chronic infectious disease. I mean, is this specifically AIDS that you are talking about, or -- are we -- are we talking about tuberculosis? What are we talking about here?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

No, it does not specifically use the expression AIDS, and it is not confined solely to that. I think the discussion I had

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earlier with Senator Welch is intended to clarify that. We -- we thought about - and the question was raised in committee - about putting in a definition that the Illinois Department of Public Health uses, and we got their definition, and as I indicated, I thought it might sew more confusion than enlightenment, and so what I thought might be preferable, rather than trying to -- to --

END OF TAPE

TAPE 4

SENATOR NETSCH:

write this rather complicated-sounding definition into the Statute would be to make it clear on the record, right now, that that expression is as defined by the Illinois Department of Public Health, and it is a term with which they are comfortable and one that is familiar to them -- chronic infectious diseases. I thought that would be simpler than simply -- than trying to write this somewhat complicated definition into the Statute.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Senator, what about the -- the question that I started with, regarding determinations that are made presently by -- are each of them made by the local school boards? In other words, are we infringing on a parent's right to possibly keep their child home and not going to school because of another child that may be infected? I just -- I hate to -- to infringe on the rights of those parents now.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

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SENATOR NETSCH:

This is not really dealing with parental rights to decide when a child is sick and has to be at home or whatever. This is really directed at - if -- if I can use this expression - outside forces who may forcibly try to keep a child from going to school when everyone else is willing to have that child go to school. That's the intimidation part of the Statute. It doesn't interfere with the parent's right to decide when and where as -- as it is allowed right now under existing law, and I assume that is the parent's right right now. The other part of it really, which is equally critical, is that a school district really ought to have a policy. They oughtn't to be taken by surprise on something like this, so that they get into the kind of -- of emotional problems that some school districts have. The most notable, of course, was the one in Indiana. The idea is that a -- a district and a board ought to sit down and say, "These are our guidelines; these are our rules," and then they're ready to apply them if the occasion arises. But again, going back, it -- it doesn't affect parental rights.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion. Senator Schaffer, for a second time.

SENATOR SCHAFFER:

Well, I think this is a -- frankly, a very important policy decision that we're making here. But let me suggest to you that what we are effectively doing is prohibiting school districts from prohibiting children with infectious diseases - whatever the nomenclature is - from class. And the implication of that is going to be that the school boards - and now I understand why they're all for it - are going to say, "Well, we don't really have any choice; the Legislature has decreed that we have to admit this child." And maybe that's the way it ought to be, but let me suggest to you that individually, as these cases come up - and regrettably, I fear they will - that the school boards will hide

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behind this law and pin the blame on us, and will not make a decision, because they will contend they don't have the right to make a decision. It's -- you know, it's a tough decision, but I think everyone who votes here ought to understand that at some point in the future, there's likely to be a problem in your district, and if school boards do what sometimes they do, they're going to say, "Not our problem. The Legislature forced us to do this, so you unhappy parents, here's the phone number and address of your local legislators, and get them to change the law." They will probably fail to mention that they actively supported the change in the law, but then, that wouldn't be the first time they've done that. Again, I'm not sure whether it's not a step in the right direction, but clearly I think everybody here ought to understand what they're getting themselves into.

PRESIDENT ROCK:

Further discussion? If not, Senator Netsch may close.

SENATOR NETSCH:

Senator Schaffer and others, let me just suggest that I think you may be misreading what is here, in terms of the school board policy. This does not suggest that the school boards have to adopt a policy which will admit every child under whatever circumstances. The whole point is, they got to think about it and have some policy which is their own policy. And the most critical part of it is, the policies and rules - those are the ones to be set by the local board of education - must include evaluation of students with a chronic infectious disease on an individual case-by-case basis, and may include different provisions for different age groups, classes of instruction, types of educational institution and other reasonable classifications. The whole point is that there is discretion. The discretion should just be exercised before someone physically stands at the school door and says to a kid, "You cannot come to school any longer. You have

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been a student at this school," -- but somebody is going to stand there from the outside and say, "No, you are barred from this day forward." The main thing is that everyone think about it ahead of time and have their policies worked out.

PRESIDENT ROCK:

Question is, shall House Bill 901 pass. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. 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, there are 30 Ayes, 25 Nays, 2 voting Present. House Bill 901, having received the required constitutional majority, is declared passed. All right, Ladies and Gentlemen, we'll now revert to the Agreed Bill List, as we announced earlier, the hour of 4:30 having arrived. If I can have your attention before everybody moves around, tomorrow morning we will commence at nine o'clock, and we will do House Bills 2nd Reading - the substantive bills and then the appropriation bills. And then the Secretary informs me there are a number of bills again on Recall. We'll try to accommodate the Members on the Recall and then go back to 3rd Reading. So nine o'clock tomorrow morning. The Secretary informs me that reading of the Agreed Bill List - and you've all been provided with a list of those that have been removed. Most have been removed, I might say, by -- by request of the sponsor for obvious reasons. In any event, you'll see 'em again on the Recall List, I'm sure. It will take approximately one hour to read all these bills, so the vote will be approximately at 5:30. I would ask the Members just to kind of stay loose until the bills have been read a 3rd time, and then we will take the vote at 5:30, and have concluded our business for the day. Senator Philip, for what purpose do you arise, sir?

SENATOR PHILIP:

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

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I wish the record would indicate that Senator Mahar's been missing today because of a death in the family. He just got back here about 3:30.

PRESIDENT ROCK:

All right. Senator Mahar, welcome back. We sympathize with your family difficulty. Senator Hawkinson, for what purpose do you arise, sir?

SENATOR HAWKINSON:

For purposes of an announcement, Mr. President. Tomorrow evening at 7:30 Springfield Express plays Italy in a basketball game, and at halftime there will be a Democrats versus Republican basketball game at the Convention Center, and everyone's invited.

PRESIDENT ROCK:

All right. If I can have your attention, Ladies and Gentlemen. Page 25 on the Calendar. We are on the Order of House Bills 3rd Reading. Those House Bills on the Agreed Bill List, minus those that have now been removed, will be read a 3rd time, and there will be a single vote taken in approximately one hour. Mr. Secretary, read the bills a 3rd time, please.

ACTING SECRETARY: (MR. HARRY)

House Bill 2.

(Secretary reads title of bill)

House Bill 3.

(Secretary reads title of bill)

House Bill 4.

(Secretary reads title of bill)

House Bill 7.

(Secretary reads title of bill)

House Bill 29.

(Secretary reads title of bill)

House Bill 30.

(Secretary reads title of bill)

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House Bill 32.

(Secretary reads title of bill)

House Bill 33.

(Secretary reads title of bill)

House Bill 37.

(Secretary reads title of bill)

House Bill 38.

(Secretary reads title of bill)

House Bill 41.

(Secretary reads title of bill)

House Bill 58.

(Secretary reads title of bill)

House Bill 63.

(Secretary reads title of bill)

House Bill 64.

(Secretary reads title of bill)

House Bill 68.

(Secretary reads title of bill)

House Bill 75.

(Secretary reads title of bill)

House Bill 77.

(Secretary reads title of bill)

House Bill 87.

(Secretary reads title of bill)

House Bill 100.

(Secretary reads title of bill)

House Bill 107.

(Secretary reads title of bill)

House Bill 108.

(Secretary reads title of bill)

House Bill 110.

(Secretary reads title of bill)

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House Bill 111.

(Secretary reads title of bill)

House Bill 112.

(Secretary reads title of bill)

House Bill 114.

(Secretary reads title of bill)

House Bill 129.

(Secretary reads title of bill)

House Bill 130.

(Secretary reads title of bill)

House Bill 131.

(Secretary reads title of bill)

House Bill 132.

(Secretary reads title of bill)

House Bill 138.

(Secretary reads title of bill)

House Bill 139.

(Secretary reads title of bill)

House Bill 140.

(Secretary reads title of bill)

House Bill 141.

(Secretary reads title of bill)

House Bill 147.

(Secretary reads title of bill)

House Bill 156.

(Secretary reads title of bill)

House Bill 176.

(Secretary reads title of bill)

House Bill 185.

(Secretary reads title of bill)

House Bill 189.

(Secretary reads title of bill)

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House Bill 195.

(Secretary reads title of bill)

House Bill 204.

(Secretary reads title of bill)

House Bill 207.

(Secretary reads title of bill)

House Bill 208.

(Secretary reads title of bill)

House Bill 218.

(Secretary reads title of bill)

House Bill 219.

(Secretary reads title of bill)

House Bill 224.

(Secretary reads title of bill)

House Bill 247.

(Secretary reads title of bill)

House Bill 252.

(Secretary reads title of bill)

House Bill 258.

(Secretary reads title of bill)

House Bill 260.

(Secretary reads title of bill)

House Bill 264.

(Secretary reads title of bill)

House Bill 268.

(Secretary reads title of bill)

House Bill 274.

(Secretary reads title of bill)

House Bill 287.

(Secretary reads title of bill)

House Bill 291.

(Secretary reads title of bill)

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House Bill 293.

(Secretary reads title of bill)

House Bill 295.

(Secretary reads title of bill)

House Bill 296.

(Secretary reads title of bill)

House Bill 305.

(Secretary reads title of bill)

House Bill 308.

(Secretary reads title of bill)

House Bill 314.

(Secretary reads title of bill)

House Bill 315.

(Secretary reads title of bill)

House Bill 316.

(Secretary reads title of bill)

House Bill 317.

(Secretary reads title of bill)

House Bill 321.

(Secretary reads title of bill)

House Bill 333.

(Secretary reads title of bill)

House Bill 338.

(Secretary reads title of bill)

House Bill 342.

(Secretary reads title of bill)

House Bill 352.

(Secretary reads title of bill)

House Bill 353.

(Secretary reads title of bill)

House Bill 364.

(Secretary reads title of bill)

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House Bill 366.

(Secretary reads title of bill)

House Bill 368.

(Secretary reads title of bill)

House Bill 370.

(Secretary reads title of bill)

House Bill 374.

(Secretary reads title of bill)

House Bill 379.

(Secretary reads title of bill)

House Bill 390.

(Secretary reads title of bill)

House Bill 397.

(Secretary reads title of bill)

House Bill 412.

(Secretary reads title of bill)

House Bill 418.

(Secretary reads title of bill)

House Bill 420.

(Secretary reads title of bill)

House Bill 421.

(Secretary reads title of bill)

House Bill 436.

(Secretary reads title of bill)

House Bill 441.

(Secretary reads title of bill)

House Bill 442.

(Secretary reads title of bill)

House Bill 444.

(Secretary reads title of bill)

House Bill 446.

(Secretary reads title of bill)

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House Bill 447.

(Secretary reads title of bill)

House Bill 453.

(Secretary reads title of bill)

House Bill 456.

(Secretary reads title of bill)

House Bill 459.

(Secretary reads title of bill)

House Bill 460.

(Secretary reads title of bill)

House Bill 468.

(Secretary reads title of bill)

House Bill 484.

(Secretary reads title of bill)

House Bill 487.

(Secretary reads title of bill)

House Bill 506.

(Secretary reads title of bill)

House Bill 510.

(Secretary reads title of bill)

House Bill 511.

(Secretary reads title of bill)

House Bill 512.

(Secretary reads title of bill)

House Bill 514.

(Secretary reads title of bill)

House Bill 516.

(Secretary reads title of bill)

House Bill 522.

(Secretary reads title of bill)

House Bill 525.

(Secretary reads title of bill)

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House Bill 541.

(Secretary reads title of bill)

House Bill 546.

(Secretary reads title of bill)

House Bill 565.

(Secretary reads title of bill)

House Bill 572.

(Secretary reads title of bill)

House Bill 573.

(Secretary reads title of bill)

House Bill 576.

(Secretary reads title of bill)

House Bill 577.

(Secretary reads title of bill)

House Bill 586.

(Secretary reads title of bill)

House Bill 587.

(Secretary reads title of bill)

House Bill 589.

(Secretary reads title of bill)

House Bill 590.

(Secretary reads title of bill)

House Bill 601.

(Secretary reads title of bill)

House Bill 603.

(Secretary reads title of bill)

House Bill 612.

(Secretary reads title of bill)

House Bill 616.

(Secretary reads title of bill)

House Bill 620.

(Secretary reads title of bill)

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House Bill 630.

(Secretary reads title of bill)

House Bill 634.

(Secretary reads title of bill)

House Bill 641.

(Secretary reads title of bill)

House Bill 642.

(Secretary reads title of bill)

House Bill 644.

(Secretary reads title of bill)

House Bill 645.

(Secretary reads title of bill)

House Bill 649.

(Secretary reads title of bill)

House Bill 672.

(Secretary reads title of bill)

House Bill 715.

(Secretary reads title of bill)

House Bill 726.

(Secretary reads title of bill)

House Bill 727.

(Secretary reads title of bill)

House Bill 730.

(Secretary reads title of bill)

House Bill 732.

(Secretary reads title of bill)

House Bill 733.

(Secretary reads title of bill)

House Bill 739.

(Secretary reads title of bill)

House Bill 753.

(Secretary reads title of bill)

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House Bill 758.

(Secretary reads title of bill)

House Bill 766.

(Secretary reads title of bill)

House Bill 773.

(Secretary reads title of bill)

House Bill 775.

(Secretary reads title of bill)

House Bill 777.

(Secretary reads title of bill)

House Bill 799.

(Secretary reads title of bill)

House Bill 805.

(Secretary reads title of bill)

House Bill 807.

(Secretary reads title of bill)

House Bill 808.

(Secretary reads title of bill)

House Bill 1813 <sic> (813).

(Secretary reads title of bill)

House Bill 852.

(Secretary reads title of bill)

House Bill 853.

(Secretary reads title of bill)

House Bill 854.

(Secretary reads title of bill)

House Bill 877.

(Secretary reads title of bill)

House Bill 879.

(Secretary reads title of bill)

House Bill 882.

(Secretary reads title of bill)

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House Bill 886.

(Secretary reads title of bill)

House Bill 895.

(Secretary reads title of bill)

House Bill 896.

(Secretary reads title of bill)

House Bill 905.

(Secretary reads title of bill)

House Bill 906.

(Secretary reads title of bill)

House Bill 917.

(Secretary reads title of bill)

House Bill 919.

(Secretary reads title of bill)

House Bill 931.

(Secretary reads title of bill)

House Bill 935.

(Secretary reads title of bill)

House Bill 938.

(Secretary reads title of bill)

House Bill 945.

(Secretary reads title of bill)

House Bill 946.

(Secretary reads title of bill)

House Bill 947.

(Secretary reads title of bill)

House Bill 955.

(Secretary reads title of bill)

House Bill 957.

(Secretary reads title of bill)

House Bill 963.

(Secretary reads title of bill)

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House Bill 966.

(Secretary reads title of bill)

House Bill 981.

(Secretary reads title of bill)

House Bill 983.

(Secretary reads title of bill)

House Bill 995.

(Secretary reads title of bill)

House Bill 1009.

(Secretary reads title of bill)

House Bill 1047.

(Secretary reads title of bill)

House Bill 1049.

(Secretary reads title of bill)

House Bill 1051.

(Secretary reads title of bill)

House Bill 1070.

(Secretary reads title of bill)

House Bill 1081.

(Secretary reads title of bill)

House Bill 1094.

(Secretary reads title of bill)

House Bill 1095.

(Secretary reads title of bill)

House Bill 1096.

(Secretary reads title of bill)

House Bill 1097.

(Secretary reads title of bill)

House Bill 1107.

(Secretary reads title of bill)

House Bill 1108.

(Secretary reads title of bill)

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House Bill 1136.

(Secretary reads title of bill)

House Bill 1142.

(Secretary reads title of bill)

House Bill 1146.

(Secretary reads title of bill)

House Bill 1148.

(Secretary reads title of bill)

House Bill 1149.

(Secretary reads title of bill)

House Bill 1151.

(Secretary reads title of bill)

House Bill 1153.

(Secretary reads title of bill)

House Bill 1155.

(Secretary reads title of bill)

House Bill 1157.

(Secretary reads title of bill)

House Bill 1164.

(Secretary reads title of bill)

House Bill 1170.

(Secretary reads title of bill)

House Bill 1175.

(Secretary reads title of bill)

House Bill 1176.

(Secretary reads title of bill)

House Bill 1185.

(Secretary reads title of bill)

House Bill 1186.

(Secretary reads title of bill)

House Bill 1189.

(Secretary reads title of bill)

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House Bill 1196.

(Secretary reads title of bill)

House Bill 1198.

(Secretary reads title of bill)

House Bill 1199.

(Secretary reads title of bill)

House Bill 1206.

(Secretary reads title of bill)

House Bill 1207.

(Secretary reads title of bill)

House Bill 1223.

(Secretary reads title of bill)

House Bill 1224.

(Secretary reads title of bill)

House Bill 1225.

(Secretary reads title of bill)

House Bill 1237.

(Secretary reads title of bill)

House Bill 1244.

(Secretary reads title of bill)

House Bill 1250.

(Secretary reads title of bill)

House Bill 1255.

(Secretary reads title of bill)

SECRETARY HAWKER:

House Bill 1256.

(Secretary reads title of bill)

House Bill 1257.

(Secretary reads title of bill)

House Bill 1261.

(Secretary reads title of bill)

House Bill 1262.

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(Secretary reads title of bill)

House Bill 1264.

(Secretary reads title of bill)

House Bill 1269.

(Secretary reads title of bill)

House Bill 1270.

(Secretary reads title of bill)

House Bill 1287.

(Secretary reads title of bill)

House Bill 1294.

(Secretary reads title of bill)

House Bill 1305.

(Secretary reads title of bill)

House Bill 1312.

(Secretary reads title of bill)

House Bill 1314.

(Secretary reads title of bill)

House Bill 1316.

(Secretary reads title of bill)

House Bill 1317.

(Secretary reads title of bill)

House Bill 1324.

(Secretary reads title of bill)

House Bill 1328.

(Secretary reads title of bill)

House Bill 1349.

(Secretary reads title of bill)

House Bill 1352.

(Secretary reads title of bill)

House Bill 1356.

(Secretary reads title of bill)

House Bill 1316 <sic> (1360).

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(Secretary reads title of bill)

House Bill 1366.

(Secretary reads title of bill)

House Bill 1372.

(Secretary reads title of bill)

House Bill 1396.

(Secretary reads title of bill)

House Bill 1398.

(Secretary reads title of bill)

House Bill 1401.

(Secretary reads title of bill)

House Bill 1402.

(Secretary reads title of bill)

House Bill 1404.

(Secretary reads title of bill)

House Bill 1406.

(Secretary reads title of bill)

House Bill 1409.

(Secretary reads title of bill)

House Bill 1416.

(Secretary reads title of bill)

House Bill 1425.

(Secretary reads title of bill)

House Bill 1443.

(Secretary reads title of bill)

House Bill 1448.

(Secretary reads title of bill)

House Bill 1476.

(Secretary reads title of bill)

House Bill 1479.

(Secretary reads title of bill)

House Bill 1485.

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(Secretary reads title of bill)

House Bill 1486.

(Secretary reads title of bill)

House Bill 1496.

(Secretary reads title of bill)

House Bill 1518.

(Secretary reads title of bill)

House Bill 1524.

(Secretary reads title of bill)

House Bill 1543.

(Secretary reads title of bill)

House Bill 1545.

(Secretary reads title of bill)

House Bill 1547.

(Secretary reads title of bill)

House Bill 1566.

(Secretary reads title of bill)

House Bill 1568.

(Secretary reads title of bill)

House Bill 1576.

(Secretary reads title of bill)

House Bill 1579.

(Secretary reads title of bill)

House Bill 1591.

(Secretary reads title of bill)

House Bill 1597.

(Secretary reads title of bill)

House Bill 1599.

(Secretary reads title of bill)

House Bill 1611.

(Secretary reads title of bill)

House Bill 1616.

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(Secretary reads title of bill)

House Bill 1622.

(Secretary reads title of bill)

House Bill 1623.

(Secretary reads title of bill)

House Bill 1626.

(Secretary reads title of bill)

House Bill 1648.

(Secretary reads title of bill)

House Bill 1653.

(Secretary reads title of bill)

House Bill 1659.

(Secretary reads title of bill)

House Bill 1660.

(Secretary reads title of bill)

House Bill 1661.

(Secretary reads title of bill)

House Bill 1685.

(Secretary reads title of bill)

House Bill 1688.

(Secretary reads title of bill)

House Bill 1689.

(Secretary reads title of bill)

House Bill 1713.

(Secretary reads title of bill)

House Bill 1718.

(Secretary reads title of bill)

House Bill 1726.

(Secretary reads title of bill)

House Bill 1732.

(Secretary reads title of bill)

House Bill 1738.

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(Secretary reads title of bill)

House Bill 1749.

(Secretary reads title of bill)

House Bill 1757.

(Secretary reads title of bill)

House Bill 1768.

(Secretary reads title of bill)

House Bill 1777.

(Secretary reads title of bill)

House Bill 1778.

(Secretary reads title of bill)

House Bill 1787.

(Secretary reads title of bill)

House Bill 1789.

(Secretary reads title of bill)

House Bill 1831.

(Secretary reads title of bill)

House Bill 1832.

(Secretary reads title of bill)

House Bill 1838.

(Secretary reads title of bill)

House Bill 1842.

(Secretary reads title of bill)

House Bill 1848.

(Secretary reads title of bill)

House Bill 1862.

(Secretary reads title of bill)

House Bill 1863.

(Secretary reads title of bill)

House Bill 1864.

(Secretary reads title of bill)

House Bill 1865.

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(Secretary reads title of bill)

House Bill 1875.

(Secretary reads title of bill)

House Bill 1877.

(Secretary reads title of bill)

House Bill 1882.

(Secretary reads title of bill)

House Bill 1884.

(Secretary reads title of bill)

House Bill 1885.

(Secretary reads title of bill)

House Bill 1887.

(Secretary reads title of bill)

House Bill 1888.

(Secretary reads title of bill)

House Bill 1890.

(Secretary reads title of bill)

House Bill 1896.

(Secretary reads title of bill)

House Bill 1899.

(Secretary reads title of bill)

House Bill 1904.

(Secretary reads title of bill)

House Bill 1925.

(Secretary reads title of bill)

House Bill 1926.

(Secretary reads title of bill)

House Bill 1964.

(Secretary reads title of bill)

House Bill 1974.

(Secretary reads title of bill)

House Bill 1984.

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(Secretary reads title of bill)

House Bill 1988.

(Secretary reads title of bill)

House Bill 1994.

(Secretary reads title of bill)

House Bill 1995.

(Secretary reads title of bill)

House Bill 1997.

(Secretary reads title of bill)

House Bill 2003.

(Secretary reads title of bill)

House Bill 2006.

(Secretary reads title of bill)

House Bill 2014.

(Secretary reads title of bill)

House Bill 2029.

(Secretary reads title of bill)

House Bill 2033.

(Secretary reads title of bill)

House Bill 2035.

(Secretary reads title of bill)

House Bill 2039.

(Secretary reads title of bill)

House Bill 2042.

(Secretary reads title of bill)

House Bill 2047.

(Secretary reads title of bill)

House Bill 2052.

(Secretary reads title of bill)

House Bill 2061.

(Secretary reads title of bill)

House Bill 2068.

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(Secretary reads title of bill)

House Bill 2073.

(Secretary reads title of bill)

House Bill 2077.

(Secretary reads title of bill)

House Bill 2090.

(Secretary reads title of bill)

House Bill 2091.

(Secretary reads title of bill)

House Bill 2100.

(Secretary reads title of bill)

House Bill 2108.

(Secretary reads title of bill)

House Bill 2114.

(Secretary reads title of bill)

House Bill 2124.

(Secretary reads title of bill)

House Bill 2125.

(Secretary reads title of bill)

House Bill 2139.

(Secretary reads title of bill)

House Bill 2166.

(Secretary reads title of bill)

House Bill 2170.

(Secretary reads title of bill)

House Bill 2171.

(Secretary reads title of bill)

House Bill 2198.

(Secretary reads title of bill)

House Bill 2209.

(Secretary reads title of bill)

House Bill 2219.

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(Secretary reads title of bill)

House Bill 2265.

(Secretary reads title of bill)

House Bill 2279.

(Secretary reads title of bill)

House Bill 2293.

(Secretary reads title of bill)

House Bill 2294.

(Secretary reads title of bill)

House Bill 2302.

(Secretary reads title of bill)

House Bill 2309.

(Secretary reads title of bill)

House Bill 2312.

(Secretary reads title of bill)

House Bill 2313.

(Secretary reads title of bill)

House Bill 2314.

(Secretary reads title of bill)

House Bill 2316.

(Secretary reads title of bill)

House Bill 2323.

(Secretary reads title of bill)

House Bill 2326.

(Secretary reads title of bill)

House Bill 2329.

(Secretary reads title of bill)

House Bill 2333.

(Secretary reads title of bill)

House Bill 2337.

(Secretary reads title of bill)

House Bill 2345.

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(Secretary reads title of bill)

House Bill 2346.

(Secretary reads title of bill)

House Bill 2348.

(Secretary reads title of bill)

House Bill 2362.

(Secretary reads title of bill)

House Bill 2411.

(Secretary reads title of bill)

House Bill 2427.

(Secretary reads title of bill)

House Bill 2433.

(Secretary reads title of bill)

House Bill 2435.

(Secretary reads title of bill)

House Bill 2436.

(Secretary reads title of bill)

House Bill 2441.

(Secretary reads title of bill)

House Bill 2451.

(Secretary reads title of bill)

House Bill 2361 <sic> (2461).

(Secretary reads title of bill)

House Bill 2463.

(Secretary reads title of bill)

House Bill 2482.

(Secretary reads title of bill)

House Bill 2484.

(Secretary reads title of bill)

House Bill 2485.

(Secretary reads title of bill)

House Bill 2486.

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(Secretary reads title of bill)

House Bill 2487.

(Secretary reads title of bill)

House Bill 2497.

(Secretary reads title of bill)

House Bill 2506.

(Secretary reads title of bill)

House Bill 2544.

(Secretary reads title of bill)

House Bill 2547.

(Secretary reads title of bill)

House Bill 2581.

(Secretary reads title of bill)

House Bill 2582.

(Secretary reads title of bill)

House Bill 2584.

(Secretary reads title of bill)

House Bill -- House Bill 2596.

(Secretary reads title of bill)

House Bill 2599.

(Secretary reads title of bill)

House Bill 2604.

(Secretary reads title of bill)

House Bill 2607.

(Secretary reads title of bill)

House Bill 2629.

(Secretary reads title of bill)

House Bill 2649.

(Secretary reads title of bill)

House Bill 2656.

(Secretary reads title of bill)

House Bill 2662.

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(Secretary reads title of bill)

House Bill 2669.

(Secretary reads title of bill)

House Bill 2671.

(Secretary reads title of bill)

House Bill 2689.

(Secretary reads title of bill)

House Bill 2704.

(Secretary reads title of bill)

House Bill 2709.

(Secretary reads title of bill)

House Bill 2736.

(Secretary reads title of bill)

House Bill 2769.

(Secretary reads title of bill)

House Bill 2785.

(Secretary reads title of bill)

House Bill 2798.

(Secretary reads title of bill)

House Bill 2816.

(Secretary reads title of bill)

3rd Reading of the bills.

PRESIDENT ROCK:

The next roll call will be on the final passage of the bills just read by the Secretary. Question is, shall this series of bills pass. Those in favor will vote Aye. Opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take -- take the record. On these -- there are 59 voting Aye, none voting Nay, none voting Present. The Nays will be recorded as recorded in the Office of the Secretary of the Senate, and there are none voting Present. This series of bills, having received the constitutional majority by record vote,

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

49th Legislative Day

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is declared passed. And the record vote for each bill passed shall be entered in the Journal. Committee reports.

SECRETARY HAWKER:

Senators Demuzio and D'Arco, Co-chairmen of the Senate Committee on Assignment of Bills, reports the assignment of the following bill to committee: House Bill 1578 is assigned to Executive.

PRESIDENT ROCK:

All right. Senator Hall now moves that the Senate stand adjourned till Tuesday, June 20. Tomorrow morning at the hour of nine o'clock, Ladies and Gentlemen. Nine o'clock tomorrow morning we'll start on 2nd Reading.

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