

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

115th Legislative Day

November 13, 1990

PRESIDENT ROCK:

The hour of twelve-thirty having arrived, the Senate will please come to order. Will the Members be at their desks, and will our guests in the gallery kindly rise. Prayer this afternoon by Pastor Michael Koschmann, Immanuel Lutheran Church, Riverton, Illinois. Pastor.

PASTOR MICHAEL KOSCHMANN:

(Prayer given by Pastor Michael Koschmann)

PRESIDENT ROCK:

Thank you, sir. Channel 7 has requested permission to shoot some film. Without objection, leave is granted. Reading of the Journal. Senator Hall.

SENATOR HALL:

Thank you, Mr. President. I move that reading and approval of the Journals of Thursday, November the 8th, in the year 1990, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

You've heard the motion as placed by Senator Hall. Is there any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. ...(machine cutoff)... WCIA-TV Channel 3 has also requested permission to videotape. Without objection, leave is granted. Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 1424 and 1425 offered by Senator Kelly.

Senate Resolution 1426, 1427 offered by Senator Watson.

Senate Resolution 1428 offered by Senator J.E. Joyce.

Senate Resolution 1429 offered by Senator Brookins.

Senate Resolution 1430 offered by Senator Zito.

And Senate Resolution 1431 offered by Senator Ralph Dunn.

They're all congratulatory.

PRESIDENT ROCK:

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Consent Calendar.

SECRETARY HAWKER:

Senate Resolution 1432 offered by Senator Kelly.

It is substantive.

PRESIDENT ROCK:

Executive.

SECRETARY HAWKER:

Senate Joint Resolution 216 offered by Senator Macdonald.

It is congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Joint Resolution 217 offered by Senator Macdonald and all Members.

It's a death resolution.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

And Senate Joint Resolutions 218 and 219 -- pardon me -- 218 offered by Senators Collins.

Senate Joint Resolution 219 offered by President Rock, Senator Philip, Senators Zito, Keats and all Members.

They're both substantive.

PRESIDENT ROCK:

...(machine cutoff)...218 to Executive. 219 on the Consent Calendar, with leave of the Body.

SECRETARY HAWKER:

Senate Resolution -- 1433 offered by Senator Topinka.

And Senate Resolution 1434 offered by Senator Topinka.

They're both congratulatory.

And Senate Resolution 1435 offered by Senator Topinka.

It is a death resolution.

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PRESIDENT ROCK:

Consent Calendar. Senator Vadalabene, for what purpose do you arise, sir?

SENATOR VADALABENE:

Thank you, Mr. President and Members of the Senate. There'll be a Democratic Caucus immediately in Room 212. A Democratic Caucus immediately in Room 212.

PRESIDENT ROCK:

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, there will be a Republican Caucus in Senator Philip's office immediately hereafter.

PRESIDENT ROCK:

All right. Republican Caucus in Senator Philip's office immediately. A Democratic Caucus in Room 212 immediately. Senate will stand in Recess until the hour of two o'clock.

(RECESS)

(SENATE RECONVENES)

PRESIDENT ROCK:

All right. The hour of two having arrived, the Senate will again come to order. We will begin, Ladies and Gentlemen, on Page 17. On Page 17 of the Calendar. ...(machine cutoff)...have been motions filed with respect to Gubernatorial action on Senate bills. So we will begin at the top on -- with Senate Bill 7-8-4 and go through Page 17 and 18, and then return at ten o'clock tomorrow morning. All right. Ladies and Gentlemen, the top of Page 17. Senator Topinka. 1496. Senator Lechowicz. 1709.

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Senator Topinka. 2050 will be called tomorrow. 2256. Senator Severns. The motion filed with respect, Madam Secretary, to Senate Bill 2-2-5-6. Read the motion, please.

SECRETARY HAWKER:

I move that Senate Bill 2256 do pass, the veto of the Governor to the contrary notwithstanding.

Filed by Senator Severns.

PRESIDENT ROCK:

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This bill had no opposition in the Senate and only one opposing vote in the House. It is the language that provides small- and medium-sized businesses the opportunity to capture those export markets in Europe and accept the changes that will come about with the European community in '92. I know of no opposition except the Governor, and I would urge an override.

PRESIDENT ROCK:

Is there any discussion? Any discussion? If not, the question is, shall Senate Bill 2256 pass, the veto of the Governor to the contrary notwithstanding. 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 41 Ayes, 7 Nays, none voting Present. Senate Bill 2256, having received the required three-fifths vote, is declared passed, the veto of the Governor to the contrary notwithstanding. 1788. Senator Donahue. On the Order of Motions in Writing to Accept the Specific Recommendations for Change, Senate Bill 1456. Senator Lechowicz. Senate Bill 1588. Senator Vadalabene. Madam Secretary, on the Order of Motions in -- in Writing to Accept Specific Recommendations for Change is a motion filed with respect

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to Senate Bill 1588. Read the motion, please.

SECRETARY HAWKER:

I move to accept the specific recommendations of the Governor as to Senate Bill 1588 in manner and form as follows:

Amendment to Senate Bill 1588

in Acceptance of Governor's Recommendations

Filed by Senator Vadalabene.

PRESIDENT ROCK:

Senator Vadalabene.

SENATOR VADALABENE:

Thank you, Mr. President and Members of the Senate. The basic point of this legislation is to establish the Alton Lake Heritage Parkway Commission. The Governor's made clarification changes and feels -- fine-tunes this bill. But the original purpose of the bill is maintained. I ask your support by motion to accept the Governor's recommendation for change.

PRESIDENT ROCK:

All right. Senator Vadalabene has moved the acceptance of the Governor's specific recommendations for change. Is there any discussion? If not, the question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 1588 in the manner and form just stated by Senator Vadalabene. 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 56 Ayes, no Nays, none voting Present. The specific recommendations of the Governor as to Senate Bill 1588, having received the required constitutional majority vote of Senators elected, are declared accepted. 1617. Senator Jacobs. Madam Secretary, read the motion, please.

SECRETARY HAWKER:

I move to accept the specific recommendations of the Governor

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as to Senate Bill 1617 in manner and form as follows:

Amendment to Senate Bill 1617

in Acceptance of Governor's Recommendations

Filed by Senator Jacobs.

PRESIDENT ROCK:

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This legislation was the one which provides a mechanism for temporary permits for R.N.s, and it was passed without opposition. The Governor chose to -- to alleviate part of the bill which dealt with the physicians and the ongoing education process. I don't know of any opposition, and ask for its approval.

PRESIDENT ROCK:

All right. Senator Jacobs has moved the acceptance of the specific recommendations of the Governor. Discussion? Is there any discussion? If not, the question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 1617 in the manner and form just stated by Senator Jacobs. 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 57 Ayes, no Nays, none voting Present. The specific recommendations of the Governor as to Senate Bill 1617, having received the required constitutional majority, are declared accepted. 1619. Senator O'Daniel. Madam Secretary, read the motion, please.

SECRETARY HAWKER:

I move to accept the specific recommendations of the Governor as to Senate Bill 1619 in manner and form as follows:

Amendment to Senate Bill 1619

in Acceptance of Governor's Recommendations

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Filed by Senator O'Daniel.

PRESIDENT ROCK:

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. This -- as -- as the Governor changed the -- this bill some, really all it does now is -- is extends the -- the time -- shall not -- January 1, 1990 to -- to replace battery-operated smoke detectors with hard-wired smoke detectors in all motels, hotels, sleeping rooms. And I'd move to accept the Governor's recommendation.

PRESIDENT ROCK:

All right. Senator O'Daniel has moved to accept the Governor's specific recommendations for change. Is there any discussion? If not, the question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 1619 in the manner and form just stated by Senator O'Daniel. 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 56 Ayes, no Nays, none voting Present. The specific recommendations of the Governor as to Senate Bill 1619, having received the required constitutional majority vote of Senators elected, are declared accepted. 1884. Senator Holmberg. Madam Secretary, read the motion, please. Oh, I direct your attention - it is 1885. The Calendar is in error. So just make -- get your pencil out and make an adjustment. It's Senate Bill 1885. The board is wrong.

SECRETARY HAWKER:

I move to accept the specific recommendations of the Governor as to Senate Bill 1884 in manner and form as follows:

Amendment to Senate Bill 1884

in Acceptance of Governor's Recommendations

Filed by Senator Holmberg.

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PRESIDENT ROCK:

The Calendar is correct. The board will be changed shortly.
1-8-8-4. Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. I -- I move to accept the specific recommendations of the Governor. The original bill -- it -- it now returns it to its original form, which permits the occasional sale or dispensing of alcohol at the Rockford State Office Building. Two provisions that were added - one for a DeKalb County function and the other by the Department of Conservation - are no longer needed, and so the Governor deleted those amendments in the bill as -- as we originally passed it. And I move its adoption.

PRESIDENT ROCK:

All right. Senator Holmberg has moved to accept the Governor's specific recommendations for change. Is there any discussion? If not, the question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 1884 in the manner and form just stated by Senator Holmberg. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. Have all voted who wish? All voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. The specific recommendations of the Governor as to Senate Bill 1884, having received the required constitutional majority vote of Senators elected, are declared accepted. 1996. Senator O'Daniel. Read the motion, please, Madam Secretary.

SECRETARY HAWKER:

I move to accept the specific recommendations of the Governor as to Senate Bill 1996 in manner and form as follows:

Amendment to Senate Bill 1996

in Acceptance of Governor's Recommendations

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Filed by Senator O'Daniel.

PRESIDENT ROCK:

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President, Members of the Senate. Senate Bill 1996 increases the Build Illinois Bond Authorization by six million dollars. Permits refinancing or retirement of bonds issued by home rule municipalities for wastewater treatment facilities when service for the bonds is provided by food and drug sales tax imposed by the municipalities. It applies only to bonds issued between 1/1/87 and 1/1/90. And the change -- the Governor's recommendation was to change the base on which the six million dollars is being added. And I'd move to accept the Governor's recommendation.

PRESIDENT ROCK:

All right. Senator O'Daniel has moved to accept the specific recommendations of the Governor as to Senate Bill 1996. Discussion? If I can have your attention, Channel 2 has requested permission to shoot some film. Without objection, leave is granted. If not, the question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 1996 in the manner and form just stated by Senator O'Daniel. 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 57 Ayes, no Nays, none voting Present. The specific recommendations of the Governor as to Senate Bill 1996, having received the required constitutional majority vote of Senators elected, are declared accepted. 2036. Senator Luft. 2217. Senator D'Arco. Read the motion, Madam Secretary, please. Top of Page 18, Ladies and Gentlemen.

SECRETARY HAWKER:

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I move to accept the specific recommendations of the Governor as to Senate Bill 2217 in manner and form as follows:

Amendment to Senate Bill 2217

in Acceptance of Governor's Recommendations

Filed by Senator D'Arco.

PRESIDENT ROCK:

Senator D'Arco.

SENATOR D'ARCO:

Yeah. Thank you. Mr. President, it's my understanding - and I hope Senator Philip is listening -- Senator Philip -- Senator Philip - on 2217, the Chicago Medical Center District amendatory veto - it's my understanding that the House is going to rule this does not comply with the House rule regarding the Governor's amendatory veto power, in that he overextended his power in writing this veto message. So what they want to do is bring a vehicle over here that would do the same thing that 2217 would do and then we'll pass it out of both Chambers. So we'll hold this motion, if that's okay.

PRESIDENT ROCK:

So you're not going to pursue the motion today? Okay. Senator Keats, for what purpose do you arise?

SENATOR KEATS:

Question of the sponsor of the motion.

PRESIDENT ROCK:

Senator D'Arco indicates he will yield. Senator Keats.

SENATOR KEATS:

I was unaware that the House Rules Committee had complete control of Senate bills. Maybe I have a misunderstanding of the process. But I always thought that Senate controlled Senate bills; the House, House. But when the House says they don't like a Senate bill, I never thought of the fact that we particularly cared, and that the House would set the agenda for the Senate

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Calendar. It's a new thing, and I've just been wondering if we really want to get started on that.

PRESIDENT ROCK:

All right. Any other Member have a motion that he wishes to pursue? Senator Philip. Senator Philip.

SENATOR PHILIP:

I -- I'm sorry, I wasn't paying attention, Mr. President.

PRESIDENT ROCK:

No. I think we've just concluded our business. We'll --

SENATOR PHILIP:

Oh! Okay. Fine. I -- I just have a -- I -- I --

PRESIDENT ROCK:

You had an announcement, I thought.

SENATOR PHILIP:

Yes. I apologize. I certainly do. Senator DeAngelis unfortunately is out of town on family business. I would hope that the record would indicate that. And secondly, I would like to congratulate Senator Kustra -- as you know, has just been promoted to Lieutenant Governor. He ran a very good campaign. He was in and out of the collar counties all the time. In my judgment, we have trained him well in the legislative process, and I know that he will go on to bigger and better things. And, Bob, we couldn't be any more happier for you.

PRESIDENT ROCK:

Congratulations to Lieutenant Governor-elect, Bob Kustra. ... (pause for applause) ... All right. Ladies and Gentlemen. Senator Kustra, in your own defense.

SENATOR KUSTRA:

Thank you -- thank you, Mr. President. I just wanted to say that in the last many months I've had a chance to travel across this State, and I've learned a great deal about the State of Illinois. But I think probably what I've learned more than

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anything else is about the integrity of the legislative process and the people who represent it. And across this State, I've met some fine folks, who you all represent, and who I've had the pleasure of meeting now. And it's nice coming back home to be with you for these last few days. I look forward not only to these days but days in the future. And again, I'd like to add a few more comments on the last day we're in Session, to thank some people most specifically. But for now, it's just nice to be back. Thank you very much.

PRESIDENT ROCK:

All right. Ladies and Gentlemen, if there's no further business, the Senate will -- Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, I understand that one of our single, eligible gentlemen who was married while we were out of Session -- and I'd like to congratulate Senator John D'Arco and Maggie upon their marriage.

PRESIDENT ROCK:

Congratulations, John. All right. If there's no further business, Senator Vadalabene moves the Senate stand adjourned until Wednesday, November 14th. Tomorrow morning at the hour of ten o'clock. Ten o'clock tomorrow morning, Ladies and Gentlemen. Senate stands adjourned.

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