

STATE OF ILLINOIS
87th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

96th Legislative Day

April 28, 1992

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 please rise. Prayer this afternoon by Father Hugh Cassidy, Blessed Sacrament Church, Springfield, Illinois. Father.

FATHER HUGH CASSIDY:

(Prayer by Father Hugh Cassidy)

PRESIDENT ROCK:

Thank you, Father. Reading of the Journal, Madam Secretary. Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move that reading and approval of the Journals of Tuesday, April 21st; Wednesday, April 22nd; and Thursday, April 23rd, in the year 1992, 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. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, may I please ask to suspend the rules so I can have immediate consideration for an honorary resolution that I have to send back as fast as I can? It's Resolution 1198, and it's under the retirement of an educator.

PRESIDENT ROCK:

We will shortly get to that order of business.

SENATOR GEO-KARIS:

Okay.

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PRESIDENT ROCK:

...(machine cutoff)...Messages from the House.

SECRETARY HAWKER:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has passed a House Joint Resolution Constitutional Amendment of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Joint Resolution Constitutional Amendment 29.

PRESIDENT ROCK:

Executive.

SECRETARY HAWKER:

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

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

House Joint Resolution 121.

It is congratulatory.

I have like Messages on House Joint Resolution 122, House Joint Resolution 123 and House Joint Resolution 124.

PRESIDENT ROCK:

Consent Calendar. Resolutions.

SECRETARY HAWKER:

Senate Resolution 1198 offered by Senator Geo-Karis.

And Senate Resolution 1199 offered by Senator Hall.

One is a congratulatory and the other is a death resolution.

PRESIDENT ROCK:

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

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, may I

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ask for the suspension of rules so I can have immediate consideration of Senate Resolution 1198, which is a congratulatory resolution?

PRESIDENT ROCK:

All right. Senator Geo-Karis has moved to suspend the rules for the immediate consideration and adoption of Senate Resolution 1198 - a congratulatory resolution of some urgency. All in favor of the Motion to Suspend, indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Geo-Karis now moves the adoption of Senate Resolution 1198. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. And the resolution is adopted. 1199 will be assigned to the Consent Calendar. Senator Demuzio, for what purpose do you arise, sir?

SENATOR DEMUZIO:

Thank you, Mr. President. A couple things: I'd like for the record to indicate today, that Senators Vadalabene -- Senator Vadalabene is absent due to illness, and that Senator Kelly is absent due to a death in the family. And also I have a re-referral on a -- on a Motion to Re-refer a bill. And is it in order? I would move to discharge the Committee on Executive from further consideration of Senate Bill 2086, and that the bill re-referred to the Committee on Consumer Affairs, and that the appropriate posting rules be waived so that Senate Bill 2086 may be heard in Committee on Consumer Affairs on April the 28th, 1992. I would so move.

PRESIDENT ROCK:

All right. The Gentleman's moved to re-refer Senate Bill 2086 from the Committee on Exec to the Committee on Consumer Affairs. Without objection, leave is granted. It is so ordered. Committee Reports.

SECRETARY HAWKER:

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Senator Welch, Chairman of the Committee on Energy and Environment, reports Senate Bills numbered 1529, 1716, 1931 and 1942 Do Pass.

Senator Smith, Chairman of the Committee on Public Health, Welfare and Corrections, reports Senate Bills numbered 1760, 1902, 1910, 1930 and 1965 Do Pass; and Senate Bill 1889 Do Pass, as Amended.

PRESIDENT ROCK:

All right. Ladies and Gentlemen, if I can have your attention, we have with us some very special guests. And the Chair will yield to Senator Woodyard for introductions.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. I know we have a rather sparse attendance right now, but maybe some more people will be filtering in as we do these introductions. Today we have with us the Eastern Illinois University Basketball Team. And I think as these young people come out here on the Podium you can probably tell that they're not members of the -- not -- not the Chess Club of Eastern Illinois University. But we're very pleased to have all of them with us in -- in Springfield today, from the standpoint that they're the first team in Eastern Illinois University's history to have gone to the NCAA tournament. It's too bad they had to meet up with something called Indiana there a little too quickly, but we'll put it on them next year, for sure. Another thing I think that's certainly important - and -- and I know a high degree of interest to me - is the fact that Eastern Illinois University has one of the highest percentages of graduation from their athletes of any university in the country. And with that, I would like to preface my other introductions. We also have with us over to my left, Dr. Stan Reeves, the President of Eastern Illinois University, and with that, I would like to introduce Coach Rick Samuels, who will introduce the team members.

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COACH RICK SAMUELS:

(Remarks and Introductions by Coach Rick Samuels)

SENATOR WOODYARD:

Well, again, you certainly honor us with your presence here today, and I'm certainly going to look forward to being back here in this same posture with the NCAA champions out of my district next year. Okay?

PRESIDENT ROCK:

Senator Hawkinson, for what purpose do you arise, sir?

SENATOR HAWKINSON:

For purposes of a motion. I would move to discharge the Judiciary I Committee from further consideration of Senate Bill 1693, and to assign Senate Bill 1693 to the Judiciary II Committee, and to waive the posting notices so that it can be heard tomorrow in committee. I have spoken with the Chairman of the Judiciary I Committee and we've spoken to staff in Judiciary II. I'm the sponsor of the bill.

PRESIDENT ROCK:

All right. The Gentleman has moved to re-refer Senate Bill 1693 from Judiciary I to Judiciary II, and asks that the appropriate rules be waived in terms of posting, so that the bill can be heard later this week in Judiciary II. Is there any discussion on that motion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. Senator Cullerton, for what purpose do you arise?

SENATOR CULLERTON:

Thank you, Mr. President. I -- I would move to waive the posting requirements on Senate Bill 436 in the Transportation Committee. The bill was inadvertently not posted, and the committee's to meet today at one o'clock. Insurance Committee. I say Transportation? Then, I'm sorry, it's the Insurance

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Committee, or as they sometimes pronounce it, Insurance Committee.

PRESIDENT ROCK:

All right. The Gentleman seeks to waive the rules with respect to posting so that Senate Bill 436 can be heard this afternoon in the Insurance Committee. Without objection, leave is granted. Senator Berman, for what purpose do you arise?

SENATOR BERMAN:

Thank you, Mr. President. I ask for leave to waive the appropriate posting rules so that Senate Bill 969 and 1624 could be heard tomorrow in Elementary and Secondary Education.

PRESIDENT ROCK:

All right. The Gentleman has moved to waive the appropriate rules with respect to posting, so that Senate Bills 969 and 1624 can be heard tomorrow morning in the Elementary and Secondary Education Committee. Without objection, leave is granted. It is so ordered. All right. We do have -- the Secretary informs me that there are four Motions in Writing that have been filed. If I can have your attention, Ladies and Gentlemen, we have four Motions in Writing that have been filed. Senators Demuzio, Luft and Leverenz. That apparently is the extent of our business today, unless some other Member has some other business. Motions in Writing, Madam Secretary. Read the motion, please.

SECRETARY HAWKER:

I move that the portion of Senate Rule 5C that establishes deadlines for committee reports, be suspended with respect to Senate Bills 1846, 1848, 1887, 1888 and 2015, for the purpose of allowing the bills to be reported until May 14, 1992.

Filed by Senator Demuzio.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Thank you very much, Mr. President, Ladies and Gentlemen of

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the Senate. This is suspending the rules with respect to Senate Bills 1846, 1848, 1888 <sic> (1887), 1888, 2015 and allowing those bills to be -- not to be reported until May the 14th, as the motion was just read by the Secretary. I would move its adoption.

PRESIDENT ROCK:

All right. You've heard the Gentleman's motion. These are substantive, mostly bond authorization bills that are in the Appropriations Committee. The motion is to extend the deadline for their consideration. Any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it, and the motion carries. It is so ordered. Further Motions in Writing.

SECRETARY HAWKER:

I move that the applicable portion of Rule 5C regarding bills pending in the Senate in even-numbered years, be suspended with respect to Senate Bills 511 and 1231, for the purpose of allowing the bills to be considered.

Filed by Senator Demuzio.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This also is applicable to Rule 5C, pending Senate Bills in even-numbered years to be suspended with respect to Senate Bill 511, 1231, and for the purpose of allowing those bills to be considered. I would move its adoption.

PRESIDENT ROCK:

All right. You've heard the motion as placed by Senator Demuzio. These are the bills with respect to the telecommunications rewrite and a corporation matter submitted by -- proposed by the Office of the Secretary of State, which is a matter of some urgency. You've heard the motion. Is there any discussion? If not, all in favor, indicate by saying Aye. All

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opposed. The Ayes have it. The motion carries, and it is so ordered. Senator Madigan, for what purpose do you arise?

SENATOR MADIGAN:

Point of personal privilege, Mr. President.

PRESIDENT ROCK:

State your point, please.

SENATOR MADIGAN:

Thank you, Mr. President. If it would be in order, I would like to move to suspend all rules and recommit Senate Bill 1742 to the Senate Rules Committee.

PRESIDENT ROCK:

All right. The Gentleman has moved to discharge the Committee on Transportation from further consideration of Senate Bill 1742, and asks that it be recommitted to the Committee on Rules. Discussion on the motion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. Senator Demuzio, for what purpose do you arise?

SENATOR DEMUZIO:

Yes, I'd like the record to show -- also to reflect that Senator Jerome Joyce is absent today. He is attending the funeral of -- of the husband of his district office staff person.

PRESIDENT ROCK:

All right. The record will so reflect. Senator Luft, are you ready? All right. We have two additional Motions in Writing - one from Senator Luft and one from Senator Leverenz - and that will effectively conclude our business for this afternoon. Madam Secretary, Senator Luft has a Motion in Writing filed.

SECRETARY HAWKER:

I move that House Joint Resolution Constitutional Amendment 29 be discharged from the Committee on Executive and placed on the Calendar on the Order of Constitutional Amendment 1st Reading.

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Filed by Senator Luft.

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. This Constitutional Amendment deals with mandates. I would ask that the motion be adopted. And if I could incorporate in that motion, Mr. President, that it be read today for the first time.

PRESIDENT ROCK:

All right. The Gentleman has moved that the Committee on Executive be discharged from further consideration of Senate Joint Resolution Constitutional Amendment 29, and that the resolution be placed on the Order of 1st Reading, and read a first time today. Any discussion on that motion? If not, all -- Senator -- Senator Lechowicz.

SENATOR LECHOWICZ:

I was just wondering if the chairman of the committee is aware of this motion? Because I believe we're -- we're having an Executive meeting tomorrow at two -- one o'clock. So we could hear it then.

PRESIDENT ROCK:

We could hear it then, but it wouldn't be voted on till Sunday. All right. The motion is to discharge the Committee on Exec from further consideration of Senate Joint Resolution CA 29, and ask that it be placed on the Order of 1st Reading and, indeed, read a first time today. All in favor of that motion, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. Madam Secretary, read the resolution. It is now on the Order of 1st Reading; it will be read a first time.

SECRETARY HAWKER:

House Joint Resolution Constitutional Amendment 29.

(Secretary reads HJCA 29)

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1st Reading of the resolution.

PRESIDENT ROCK:

That'll be moved, then, to the Order of 2nd Reading and will appear on the Calendar tomorrow on the Order of 2nd Reading. Further Motions in Writing.

SECRETARY HAWKER:

I move that House Joint Resolution Constitutional Amendment 28 be discharged from the Committee on Executive and placed on the Calendar on the Order of Constitutional Amendments 1st Reading. Filed by Senator Leverenz.

PRESIDENT ROCK:

Senator Leverenz.

SENATOR LEVERENZ:

Thank you, Mr. President. I would make that motion and add that it would be read a first time today. Answer any questions anyone might have. Ask for everyone's support.

PRESIDENT ROCK:

All right. The Gentleman has moved to discharge the Committee on Executive from further consideration of House Joint Resolution Constitutional Amendment 28, and asks to be placed -- discharge -- the Committee on Executive be discharged; it be placed on the Order of 1st Reading; and, indeed, read a first time today. Discussion on that motion? Senator Davidson.

SENATOR DAVIDSON:

Would -- would the sponsor be so kind to give us some idea what this Constitutional Amendment is? I don't seem to have any knowledge about it -- before we vote to take it up or not take it up, please.

PRESIDENT ROCK:

Senator Leverenz.

SENATOR LEVERENZ:

Thank you. And I am remiss in doing that. This deals with

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victims' rights - the one that everyone has seen on television, et cetera, and letters to the editor. And it was passed by the House unanimously.

PRESIDENT ROCK:

All right. You've heard the Gentleman's motion. Any further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. Madam Secretary, House Joint Resolution CA 25 <sic>, on the Order of 1st Reading. Please read the resolution a first time.

SECRETARY HAWKER:

House Joint Resolution Constitutional Amendment 28.

(Secretary reads HJRCA 28)

1st Reading of the resolution.

PRESIDENT ROCK:

All right. The resolution, having been read a first time, will be moved to the Order of 2nd Reading and will show up on the Calendar tomorrow on that order. Resolutions.

SECRETARY HAWKER:

Senate Joint Resolution 150 offered by Senator Topinka.

It is congratulatory.

And Senate Resolution 1200 offered by Senator Davidson.

It is also congratulatory.

PRESIDENT ROCK:

Consent Calendar. All right. Ladies and Gentlemen, we have a relatively heavy committee schedule, both this afternoon and tomorrow morning. It appears we have concluded our business for this afternoon on the Floor. Are there further -- are there any announcements? Senator Davidson.

SENATOR DAVIDSON:

Mr. President and Members of the Senate, I'd like to remind the Members of the Senate who wish to attend the Governor's Prayer

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Breakfast, which is Thursday morning, May the 7th, I need to hear from you by no later than tomorrow, because we are sold out and we have some reserved seats we have held out for Members of the Legislature. But I must respond to them by tomorrow evening. So, if any of you do want to go, please see me no later than tomorrow when we're in Session. The cost is eight-fifty. The speaker is Charles Colson. Thank you.

PRESIDENT ROCK:

All right. Further announcements? Further business? Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. For an announcement. The Insurance Committee will meet shortly after adjournment. And we have a heavy work schedule, so I wish everyone would get there on time.

PRESIDENT ROCK:

All right. Insurance meets in 400; Consumer Affairs in Room A1; and Appropriations I in 212. Senator Carroll.

SENATOR CARROLL:

Just as soon as possible, please, if we could meet in 212 immediately after adjournment.

PRESIDENT ROCK:

All right. Any further business to come before the Senate? If not, Senator Hall moves the Senate stand adjourned until Wednesday, tomorrow, Ladies and Gentlemen, at the hour of twelve-thirty. Twelve-thirty tomorrow. We have a very heavy committee schedule tomorrow morning, so we'll make the opening twelve-thirty. Twelve-thirty on Wednesday, the 29th. Senate stands adjourned.

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