

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

46th Legislative Day

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SENATOR VADALABENE:

Prayer this morning will be by Father Thomas Succarotte of the Nativity of the Virgin Mary Church in Madison, Illinois. Father.

FATHER THOMAS SUCCAROTTE:

(Prayer by Father Thomas Succarotte)

PRESIDENT ROCK:

Reading of the Journal, Madam Secretary. Senator Jacobs.

SENATOR JACOBS:

Mr. President, I move that the reading and approval of the Journals of Thursday, June 13th; Friday, June 14th; Monday, June 17th; and Tuesday, June 18th, in the year 1991, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

You've heard the motion as placed by Senator Jacobs. 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. Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 5-4-5 offered by Senators Lechowicz and Daley.

Senate Resolution 5-4-6 offered by Senators Demuzio, Severns, Davidson and Watson.

Senate Resolution 5-4-7 offered by Senator Demuzio and others.

Senate Resolution 5-4-8 offered by Senator Rea.

Senate Resolution 550 offered by Senator Demuzio and all others.

Senate Resolution 551 offered by Senator Schaffer.

They're all congratulatory and death resolutions.

PRESIDENT ROCK:

Those resolutions will be - with leave of the Body - put on the Consent Calendar. Further resolutions, Madam Secretary.

SECRETARY HAWKER:

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Senate Joint Resolution 73 offered by Senators O'Daniel, Rea and Woodyard.

And Senate Resolutions 5-4-4 offered by Senator Topinka.

And Senate Resolution 5-4-9 offered by Senator Savickas.

They're all substantive.

PRESIDENT ROCK:

Executive. ...(machine cutoff)...Topinka, for what purpose do you arise?

SENATOR TOPINKA:

Yes. Mr. President, Ladies and Gentlemen of the Senate, I was wondering if I could waive the requirements that are necessary to discharge the Executive Committee for Senate Resolution 5-4-4. I have the permission of the Chairman, Senator Marovitz, and also the Minority Spokesman, Senator Donahue.

PRESIDENT ROCK:

And what do you wish done with 5-4-4?

SENATOR TOPINKA:

I'd like to get it to the Calendar and relieve the committee of responsibility.

PRESIDENT ROCK:

That's fair enough. All right. The Lady has moved to discharge the Committee on Executive from further consideration of Senate Resolution 544, and asks that it be placed on the Calendar on the Order of Secretary's Desk. All in favor of that motion, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. All right. If I can have your attention, you -- you should have, or will shortly have, a list of recalls under date of Wednesday, June 19, at nine -- as of 9:30 a.m. We will begin in order to facilitate the Enrolling and Engrossing - the clerical work upstairs - we will begin with the Order of Recalls and run through this list. Then we will move to the Order of House Bills 2nd Reading, at Page 35, and hopefully be

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able to get through those. Early this afternoon, it is the -- our joint plan - Senator Philip and myself - we will have our caucuses, respectively. And immediately after the Caucus, we will return and -- and deal with the Agreed Bill List, which, by the way, a copy of which is on everybody's desk. And I would ask them to take a final look at that list. We'll do that probably mid-afternoon, and then move again to the Order of Senate Bills -- I mean House Bills 3rd Reading and work again till approximately six o'clock, so that everybody is aware of the same schedule. Senator Rea, are you ready? Senator Vadalabene, for what purpose do you arise, sir?

SENATOR VADALABENE:

Yes. Thank you, Mr. President. On a point of personal privilege.

PRESIDENT ROCK:

State your point, please.

SENATOR VADALABENE:

In the guest -- in the gallery behind me is Father Thomas Succarotte and -- and the members of his church, the Nativity of the Virgin Mary. And I'd like for them to stand and be recognized.

PRESIDENT ROCK:

Father, will you and your guests please stand and be recognized. Welcome to Springfield. All right. I would ask the Members who are attending other meetings or are in their offices to please join us on the Floor. We have a list of about twenty - as I look at it - twenty or twenty-two recalls. Senators Rea, Holmberg, Smith, Savickas, Philip, Leverenz, Severns, Cullerton, Berman, Cullerton, Jacobs, Donahue, O'Daniel, Geo-Karis, Marovitz, Jacobs, Luft, Welch and Karpel. If those Members would please be ready, we can move through this list, I suspect, with some dispatch. Senator Rea, I understand we are awaiting the arrival

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of the amendment. And I would caution the Membership - in the future, if indeed you wish and ask the Secretary to place it on the recall, file the amendment so that we can -- Senator Holmberg, are you ready? Page 7 on the Calendar. Page 7 on the Calendar, Ladies and Gentlemen. On the Order of House Bills 3rd Reading is House Bill 2-4-0. 240. Senator Holmberg 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 240, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Holmberg.

PRESIDENT ROCK:

Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. Amendment No. 1 simply adds this language to the new Midwestern Higher Education Compact. It mandates that an annual study be submitted to the General Assembly by the Commission on Intergovernmental Cooperation, in order to insure that the purposes of the Act are being fulfilled and to issue recommendations as to the advisability of Illinois' continued participation. And I would recommend its adoption.

PRESIDENT ROCK:

All right. Senator Holmberg has moved the adoption of Amendment No. 1 to House Bill 240. Discussion? If not, all in favor, indicate -- Senator Demuzio.

SENATOR DEMUZIO:

Well, if the sponsor would yield for a question.

PRESIDENT ROCK:

Sponsor indicates she will yield.

SENATOR DEMUZIO:

This is another mandate, and I was curious as to how much this mandate's going to cost the -- the Commission on Intergovernmental

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Cooperation to -- to fulfill.

PRESIDENT ROCK:

Senator Holmberg. Senator Holmberg.

SENATOR HOLMBERG:

Okay. There's -- there is no cost involved. It was their suggestion that they do this as part of their duties in government, and both the Board of Higher Education and the Commission on Intergovernmental Cooperation support this amendment.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Well, in mandating an annual study, it seems to me that there's going to be some cost involved. And I'm not even sure why we want to do this - I mean the Midwestern Higher Education Compact? This seems to me like this is money that's going to be drained out of the Education Fund or out of the General Revenue Fund somewhere along the line, and I'm just curious if -- if this is what the Members want to do right off the bat this morning.

PRESIDENT ROCK:

All right. Further discussion? Further discussion? If not, Senator Holmberg has moved the adoption of Amendment No. 1 to House Bill 240. 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. Page 6 on the Calendar. Senator Rea. On the Order of House Bills 3rd Reading is House Bill 104. Senator Rea 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

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granted. On the Order of House Bills 2nd Reading, House Bill 104,  
Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Rea.

PRESIDENT ROCK:

Senator Rea, on Amendment No. 1.

SENATOR REA:

Thank you, Mr. President. Amendment 1 simply adds the  
immediate effective date. I would move for adoption.

PRESIDENT ROCK:

Senator Rea has moved the adoption of Amendment No. 1 to House  
Bill 104. 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. 426. Senator Smith. 477. Senator Savickas  
seeks leave of the Body -- Page 8 on the Calendar. Page 8.  
Senator Savickas seeks leave of the Body to return House Bill 477  
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 477, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 3 offered by Senator D'Arco.

PRESIDENT ROCK:

Senator D'Arco, on Amendment No. 3.

SENATOR D'ARCO:

Thank you. Mr. President, this amendment would exclude from  
the provisions of Senator Savickas's bill, which provides for a  
moratorium on incinerators - a five-year moratorium - those  
facilities used solely for the conduct of research and development

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and demonstration of technologies for the incineration of hazardous waste. And I would move for the adoption.

PRESIDENT ROCK:

Senator D'Arco has moved the adoption of Amendment No. 3 to House Bill 477. Discussion? Senator Welch.

SENATOR WELCH:

I had a question of the sponsor.

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Welch.

SENATOR WELCH:

Senator D'Arco, someone asked me this morning if that amendment is limited to university campuses or anywhere in particular.

PRESIDENT ROCK:

Senator D'Arco.

SENATOR D'ARCO:

No. It's not -- it's not limited to university campuses. I would assume that it's -- only applies to university campuses though, because it says facilities -- Pat, I just -- I would assume that only university campuses do this kind of research, so it would probably apply to them only.

PRESIDENT ROCK:

All right. Senator D'Arco has moved the adoption of Amendment No. 3 to House Bill 477. 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. 6-8-7. Senator Philip. On the Order of House Bills 3rd Reading, Page 10 on the Calendar, is House Bill 687. Senator Philip seeks leave of the Body to return that bill to the

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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 6-8-7, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Philip.

PRESIDENT ROCK:

Senator Philip, on Amendment No. 2.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment simply adds the Illinois Housing Development Authority to the list of financial institutions who are covered under the provisions of this Act.

PRESIDENT ROCK:

Senator Philip's moved the adoption of Amendment No. 2 to House Bill 687. 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. 700. Senator Leverenz. 714. Senator Hawkinson. That's off the list. Okay. 742. Senator Severns. Page 10 on the Calendar, Ladies and Gentlemen. On the Order of House Bills 3rd Reading is House Bill 742. Senator Severns 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 742, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Severns.

PRESIDENT ROCK:

Senator Severns, on Amendment No. 1.

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SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This is a technical amendment simply clarifying intent. I know of no opposition, would urge its adoption.

PRESIDENT ROCK:

Senator Severns has moved the adoption of Amendment No. 1 to House Bill 742. 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. Senator Cullerton, on 9-2-7. Page 12 on the Calendar, Ladies and Gentlemen. Page 12. The bottom of Page 12. On the Order of Senate -- House Bills 3rd Reading is House Bill 927. Senator Cullerton 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 927, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Cullerton.

PRESIDENT ROCK:

Senator Cullerton, on Amendment No. 1.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. This amendment would create the Wastewater Treatment Plant Billing Enforcement Act. And what it would do is to permit sanitary districts to request, in limited circumstances, the discontinuation of water service to individuals who refuse to pay their sewer bills. The Act does not apply to any water service provided by a private water utility, and it would not be available to any residential water utility -- I'm sorry -- would not be

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available to turn off the water of any residential water utility customer who lives in a single-family dwelling. And it certainly wouldn't apply to a separate fire-prevention system in a commercial or industrial facility. But I'd be happy to answer any questions and move for its adoption.

PRESIDENT ROCK:

Senator Cullerton's moved the adoption of Amendment No. 1 to House Bill 927. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Cullerton.

PRESIDENT ROCK:

Senator Cullerton, on Amendment No. 2.

SENATOR CULLERTON:

This amendment -- thank you, Mr. President, Members of the Senate. This amendment amends the -- it deals with the trustees who serve on a sanitary district. And right now the Statute authorizes them to be paid up to three thousand dollars a year. This would authorize them to be paid up to four thousand eight hundred dollars a year. Move for its adoption.

PRESIDENT ROCK:

Senator Cullerton has moved the adoption of Amendment No. 2 to House Bill 927. 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. Senator Berman. 1014. Bottom of Page 13, Ladies and Gentlemen. On the Order of House Bills 3rd Reading is House Bill 1014. Senator Berman seeks leave of the Body to return

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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 1014, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Berman.

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. This is the Inventor in Residence Bill. And at the request of several Members of the Executive Committee, we -- we are putting -- I mean the Higher Education Committee -- we are putting on a effective date of January 1, 1994, on this bill. Move the adoption of Amendment No. 1.

PRESIDENT ROCK:

Senator Berman's moved the adoption of Amendment No. 1 to House Bill 1014. 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. Page 13. 1073. Bottom of Page. 1073. Senator Cullerton seeks leave of the Body to return House Bill 1073 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 1073, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Cullerton.

PRESIDENT ROCK:

Senator Cullerton, on Amendment No. 1.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. This

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amendment simply adds an effective date of 7-1-93.

PRESIDENT ROCK:

Senator Cullerton's moved the adoption of Amendment No. 1 to House Bill 1073. 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. Top of Page 14. On the Order of House Bills 2nd Reading -- 3rd Reading is House Bill 1085. Senator Cullerton 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 1085, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Cullerton.

PRESIDENT ROCK:

Senator Cullerton, on Amendment No. 1.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. The amendment clarifies the inapplicability of the investment -- invested capital tax to those businesses not regulated by the ICC. It's been supported by the -- the amendment is supported by the Department of Revenue. And I would move for its adoption.

PRESIDENT ROCK:

Senator Cullerton's moved the adoption of Amendment No. 1 to House Bill 1085. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDENT ROCK:

3rd Reading. 1109. Senator Jacobs 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 1109, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Jacobs.

PRESIDENT ROCK:

Senator Jacobs, on Amendment No. 1.

SENATOR JACOBS:

Thank you, Mr. President. Amendment No. 1 is at the request of the Revenue Department, and it just changes two words from "expressly not" to "not expressly." Ask for its adoption.

PRESIDENT ROCK:

Senator Jacobs has moved the adoption of Amendment No. 1 to House Bill 1109. 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. 1139. Senator Cullerton 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 1139, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Cullerton.

PRESIDENT ROCK:

Senator Cullerton, on Amendment No. 2.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. This is just a technical amendment that was suggested by the Department of

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Public Health.

PRESIDENT ROCK:

Senator Cullerton's moved the adoption of Amendment No. 2 to House Bill 1139. 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. Senator Donahue. Senator O'Daniel. 1433. Senator -- Page 16 on the Calendar, Ladies and Gentlemen. Senator O'Daniel seeks leave of the Body to return House Bill 1433 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 1433, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1.

PRESIDENT ROCK:

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you -- thank you, Mr. President, Members of the Senate. We were moving so fast the other day, I moved this bill without realizing it had a -- a technical amendment on it. And so I'm moving this back to -- to correct that mistake.

PRESIDENT ROCK:

All right. Senator O'Daniel moves the adoption of Amendment No. 1 to House Bill 1433. 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:

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3rd Reading. Senator Geo-Karis. 1453. Page 16 on the Calendar, Ladies and Gentlemen. On the Order of House Bills 2nd Reading is House Bill -- 3rd Reading is House Bill 1453. And Senator Geo-Karis seeks leave of the Body to return that bill to the Order of 2nd for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 1453, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Geo-Karis.

PRESIDENT ROCK:

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, this amendment was suggested by the Judiciary II Committee. It exempts from the bill the lawful sale or delivery of a firearm. And this amendment makes the bill an -- an enhanced penalty for an unlawful transfer. And I would move its passage.

PRESIDENT ROCK:

All right. Senator Geo-Karis has moved the adoption of Amendment No. 1 to House Bill 1453. 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. 1545. Senator Marovitz. 2015. Senator Jacobs. Page 19 on the Calendar, Ladies and Gentlemen. On the Order of House Bills 3rd Reading is House Bill 2015. Senator Jacobs 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 2015, Madam Secretary.

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SECRETARY HAWKER:

Amendment No. 2 offered by Senator Jacobs.

PRESIDENT ROCK:

Senator Jacobs, on Amendment No. 2.

SENATOR JACOBS:

Thank you, Mr. President. I'd first of all like to Table Floor Amendment No. 1.

PRESIDENT ROCK:

The Gentleman, having voted on the prevailing side, has moved to reconsider the vote by which Amendment No. 1 to House Bill 2015 was adopted. All in favor of the Motion to Reconsider, indicate by saying Aye. All opposed. The Ayes have it. The vote's reconsidered. Senator Jacobs now moves to Table Amendment No. 1 to House Bill 2015. Discussion on the motion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. Amendment No. 1 is Tabled. Madam Secretary, further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Jacobs.

PRESIDENT ROCK:

Senator Jacobs, on Amendment No. 2.

SENATOR JACOBS:

Thank you, Mr. President. House Amendment No. -- or I mean Senate Amendment No. 2 -- Floor Amendment No. 2 includes the Retail Installment Sales Act. It was inadvertently left out. So now the bill will include both the Motor Vehicle Retail Installment Sales Act and the Retail Installment Sales Act at the request of the Retail Merchants. I don't know of any opposition. Ask for its approval.

PRESIDENT ROCK:

Senator Jacobs has moved the adoption of Amendment No. 2 to House Bill 2015. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's

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adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2190. Senator Luft. 2462. Senator Welch. Page 24 on the Calendar, Ladies and Gentlemen. On the Order of House Bills 3rd Reading is House Bill 2462. Senator Welch 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 2462, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Welch.

PRESIDENT ROCK:

Senator Welch, on Amendment No. 1.

SENATOR WELCH:

Thank you. Amendment No. 1 is -- is similar to Senate Bill 1438 that we passed out of the Senate nearly unanimously. When it went to a House committee, the House fooled around with it and killed the bill. The amendment now is more limited in scope and requires that blood testing be performed with money from the Hazardous Waste Fund for individuals who worked for more than one year at an industrial facility on the Superfund List in which polychlorinated biphenyl contamination occurred. This would only be blood test - one time - for individuals who worked there more than one year. I'd move for adoption of the amendment.

PRESIDENT ROCK:

Senator Welch has moved the adoption of Amendment No. 1 to House Bill 2462. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

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No further amendments.

PRESIDENT ROCK:

3rd Reading. 2489. Senator Karpziel. See Page 24 on the Calendar, Ladies and Gentlemen. Senator Karpziel seeks leave of the Body to return House Bill 2489 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 2489, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Karpziel.

PRESIDENT ROCK:

Senator Karpziel, on Amendment No. 1.

SENATOR KARPIEL:

Thank you, Mr. President. Amendment No. 1 allows the Department of Public Aid to - if they wish - it's permissive - to require a recipient who has not completed high school to participate in a program leading to high school graduation. It also allows units of local government administering assistance under this article, to provide money for transportation and school supplies.

PRESIDENT ROCK:

Senator Karpziel's moved the adoption of Amendment No. 1 to House Bill 2489. 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. Earlier, I skipped 4-2-6. Page 8 on the Calendar, Ladies and Gentlemen. Page 8. On the Order of House Bills 3rd Reading is House Bill 426. Senator Smith seeks leave of the Body to return that bill to the Order of 2nd Reading for

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purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 426, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Smith.

PRESIDENT ROCK:

Senator Smith, on Amendment No. 1.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 on House Bill 426 restores the General Assistance Project Chance Provisions which the bill eliminated; exempts district office workers from diagnosing alcohol or drug dependency; requires the Department to develop an employment plan for each recipient on an employment and training program. This amendment, which was initiated by the Legal Assistance Foundation, is supported by the Department of Public Aid. Thank you.

PRESIDENT ROCK:

Senator Smith's moved the adoption of Amendment No. 1 to House Bill 426. 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. All right. Ladies and Gentlemen, if I can direct your attention now to Page -- Page 35 on the Calendar. Page 35. Those bills that were on the recall and were amended obviously will be called for passage no earlier than tomorrow, so that everybody will have a chance to take a look at the amendment. We'll begin on Page 35 on the Calendar. Page 35 on the Calendar. ...(machine cutoff)...just turn your attention to Page 35 on the Calendar. We'll be starting with House Bills 2nd Reading. And

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we'll go through House Bills 2nd Reading an additional time today. And then we will move again to House Bills on 3rd Reading. We will today, however, not call the appropriation bills. They will not be called today. I've -- the chairmen indicate that they are not quite prepared yet, but hope to be by Friday. So we will skip the appropriation bills and move only to -- through the substantive bills. If you just stand at ease for a moment. As I'm sure you're aware, the board has -- has been subject to overload the last couple of days, and it appears to have conked out. ...(machine cutoff)...Schuneman, for what purpose do you arise, sir? Okay, your mike is dead, too. I mean, the system is in absolute disrepair here. It's all Senator Butler's fault. He got here early and cranked it off. It's just your side that's not working. That's correct. All of these work, yeah. ...(machine cutoff)...Page 35 on the Calendar, Ladies and Gentlemen. The electronic marvel is back in action. Senator Schuneman, I assume then your microphone is, too. For what purpose do you arise, sir?

SENATOR SCHUNEMAN:

On a point of personal privilege, Mr. President.

PRESIDENT ROCK:

State your point, please.

SENATOR SCHUNEMAN:

I've had distributed to the Members a copy of our local newspaper in Sterling, Illinois, describing a young lady from Sterling who took second place in the national spelling contest. I particularly want to direct your attention to some of the words that these kids had to spell. And Maria will be here in about an hour or so, and I would like to offer at this time to set up a contest between any member of the Senate and Maria, if you care to participate. So I wanted to give a little notice -- advance notice of that, Mr. President.

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Do you have to know how to pronounce them before you can get in the contest?

SENATOR SCHUNEMAN:

Only have to spell them.

PRESIDENT ROCK:

All right. Page 35, Ladies and Gentlemen. House Bill 3. Senator Marovitz. Again, we'll go through 2nd Reading, skipping the appropriation bills until the appropriations chairman and minority spokesman tell us they're ready. 16. Senator Cullerton. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 16.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Cullerton offers Amendment No. 1.

PRESIDENT ROCK:

Senator Cullerton, on Amendment No. 1.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. Amendment No. 1 comes at the suggestion of the Chicago Title and Trust Company to bring this bill in conformance with the same bill which we passed out of here - Senate Bill 86. Also, in the House, with Senate Bill 86, they lowered the penalties for people who file a false statement from a Class A to a Class C misdemeanor, and subsequent convictions from Class 4 to Class A. So I'm also agreeing with the House's reduction of the penalties, and -- and that is incorporated in this amendment as well. So I move for its adoption.

PRESIDENT ROCK:

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Senator Cullerton's moved the adoption of Amendment No. 1 to House Bill 16. 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. 46. Senator Marovitz. 56. Senator Joyce. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 56.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Joyce, on Committee Amendment No. 1.

SENATOR J.E. JOYCE:

Thank you, Mr. President, Members of the Senate. Committee Amendment No. 1 deletes the Driver Disability Reporting Provisions, pursuant to agreement in the committee. This amendment removes provisions which require an individual to report any disability that would affect his ability to drive, to the Secretary of State within ten days of its adoption, and I move -- ten days of its discovery. And I move its adoption.

PRESIDENT ROCK:

Senator Joyce has moved the adoption of Committee Amendment No. 1 to House Bill 56. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDENT ROCK:

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Senator Joyce, on Committee Amendment No. 2.

SENATOR J.E. JOYCE:

Thank you, Mr. President, Members of the Senate. Amendment No. 2 requires an individual who has not returned library books to receive notice of such by certified mail before he or she could be charged with any offense. Move its adoption.

PRESIDENT ROCK:

Senator Joyce has moved the adoption of Committee Amendment No. 2 to House Bill 56. 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. 57. Senator Marovitz. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 57.

(Secretary reads title of bill)

3rd Reading of the bill -- 2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 65. Senator Marovitz. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 65.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

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PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 86. Senator del Valle. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 86.

PRESIDENT ROCK:

I'm sorry. Please -- you don't wish that called. Okay. 94. Senator del Valle. Yes. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 94.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Higher Education offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator del Valle, on Committee Amendment No. 1.

SENATOR DEL VALLE:

Thank you, Mr. President. The committee amendment became the bill. It requires the Board of Higher Education to monitor budget report to the GA on programs to improve human relations in public universities and colleges. I move for its adoption.

PRESIDENT ROCK:

All right. Senator del Valle has moved the adoption of Amendment No. 1 to House Bill 94. 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 -- committee amendments.

PRESIDENT ROCK:

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3rd -- 3rd Reading. 114. Senator Jerome Joyce. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 114.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jerome Joyce offers Amendment No. 1.

PRESIDENT ROCK:

Senator Joyce, on Amendment No. 1.

SENATOR J.J. JOYCE:

Thank you, Mr. President. This amendment continues the tipping fee at sixty cents per cubic yard. Currently, it is due to drop to forty-five cents a yard at the end of December of 1991. I'd ask for its adoption.

PRESIDENT ROCK:

Senator Joyce has moved the adoption of Amendment No. 1 to House Bill 114. 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. 121. Senator Cullerton. 129. Senator Holmberg. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 129.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

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Any amendments from the Floor?

SECRETARY HAWKER:

Senator Mahar offers Amendment No. 1.

PRESIDENT ROCK:

Senator Mahar, on Amendment No. 1.

SENATOR MAHAR:

Thank you, Mr. President and Members. First of all, I want to thank the sponsor for allowing me to add this amendment. This is identical to Senate Bill 1018, which passed this Body unanimously and got stalled in the House at -- at the suggestion of the House sponsor of this legislation. I'm adding it to 129. What it does is it allows full-time employees of -- of domestic violence shelters in Illinois to be included in the State's health insurance program. This is at no expense to the State of Illinois, and the expense is entirely picked up by the -- the shelters and their employees. And with that, I would move its adoption.

PRESIDENT ROCK:

Senator Mahar's moved the adoption of Amendment No. 1 to House Bill 129. 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. 136. Senator Leverenz. 143. Senator Brookins. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 1-4-3.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

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Any amendments from the Floor?

SECRETARY HAWKER:

Senator Brookins offers Amendment No. 1.

PRESIDENT ROCK:

Senator Brookins, on Amendment No. 1.

SENATOR BROOKINS:

Thank you, Mr. President. This amendment asked -- adds Canada as a partner in the Buy Illinois bill. I ask for a Do Pass.

PRESIDENT ROCK:

Senator Brookins has moved the adoption of Amendment No. 1 to House Bill 143. Discussion? If not, all in favor, indicate by saying Aye. Opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 36. 176. Senator Rea. 247. Senator O'Daniel. 274. Senator D'Arco. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 2-7-4.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator D'Arco offers Amendment No. 1.

PRESIDENT ROCK:

Senator D'Arco, on Amendment No. 1.

SENATOR D'ARCO:

Thank you, Mr. President. Amendment No. 1 would provide that pregnant women, and infants up to one year of age, would be

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eligible for ambulatory prenatal care, as opposed to the original bill which provided for pregnant women, and children up to six years of age. This obviously would reduce the cost substantially. And it's in line with what we're trying to do, and I would move for the adoption of Amendment No. 1.

PRESIDENT ROCK:

Senator D'Arco has moved the adoption of Amendment No. 1 to House Bill 274. 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. 313. Senator Cullerton. 316. Senator Marovitz. 329. Senator Leverenz. 331. Senator Marovitz. Top of Page 37. 406. Senator Luft. 406. Page 37. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 406.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Luft offers Amendment No. 1.

PRESIDENT ROCK:

Senator Luft, on Amendment No. 1.

SENATOR LUFT:

Thank you, Mr. President. The amendment is part - or was part - of Senate Bill 1329 that left the Senate on an Agreed Bill List, and we're trying to put this part back in this bill, which simply allows a majority of registered voters attending a Truth in

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Taxation hearing to require that an aggregate levy that is more than a hundred and five percent of the property tax extended, or estimated to be that level, go to a referendum.

PRESIDENT ROCK:

Senator Luft has moved the adoption of Amendment No. 1 to House Bill 406. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Luft.

PRESIDENT ROCK:

Senator Luft, on Amendment No. 2. Withdraw, Madam Secretary. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 452. Senator Leverenz. 525. Senator Welch. 528. Senator Jerome Joyce. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 5-2-8.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 550. Senator Marovitz. 551. Senator Topinka. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 5-5-1.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Topinka offers Amendment No. 1.

PRESIDENT ROCK:

Senator Topinka, on Amendment No. 1.

SENATOR TOPINKA:

Yes. Mr. President, I would like to Table Amendment No. 1.

PRESIDENT ROCK:

You can withdraw it. Thank you. Withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 555. Senator Geo-Karis. Bottom of Page 37. 576. Senator Leverenz. Top of Page 38. Senator D'Arco. 580. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 580.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 606. Senator Holmberg. Read the bill, please.

SECRETARY HAWKER:

House Bill 606.

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Judiciary II offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Holmberg, on Committee Amendment No. 1.

SENATOR HOLMBERG:

Thank you. I need to Table Committee Amendment No. 1.

PRESIDENT ROCK:

All right. The Lady has moved to Table Committee Amendment No. 1 to House Bill 606. Discussion on the motion? If not, all in favor of the Motion to Table, indicate by saying Aye. All opposed. The Ayes have it. The motion carries. Amendment No. 1 is Tabled. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator Holmberg offers Amendment No. 2.

PRESIDENT ROCK:

Senator Holmberg, on Amendment No. 2.

SENATOR HOLMBERG:

Yes. Thank you, Mr. President. Amendment No. 2 is the one promised during committee. It, I think, answers all of the problems that various groups have had with the bill. It deleted all the criminal provisions, and I think puts the bill in good order.

PRESIDENT ROCK:

All right. Senator Holmberg's moved the adoption of Amendment No. 2 to House Bill 6-0-6. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

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No further amendments.

PRESIDENT ROCK:

3rd Reading. 614. Senator Severns. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 614.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. Page 40, Ladies and Gentlemen. 4-0. Page 40 on the Calendar. 673. Senator Luft. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 6 -- 6-7-3.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Luft offers Amendment No. 1.

PRESIDENT ROCK:

Senator Luft, on Amendment No. 1.

SENATOR LUFT:

Thank you, Mr. President. This -- amendment is at the request of the Taxpayers Federation. And it requires that local governments hold a hearing and publish any effort -- any efforts of debt issuance.

PRESIDENT ROCK:

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Senator Luft has moved the adoption of Amendment No. 1 to House Bill 673. 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. 6-7-9. Senator Jacobs. 7-6-2. Senator Lechowicz. Top of Page 41. 7-9-4. Senator Jacobs. 8-4-0. Senator Marovitz. 8-4-1. Senator Jerome Joyce. 8-4-7. Senator Daley. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 8-4-7.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Daley offers Amendment No. 1.

PRESIDENT ROCK:

Senator Daley, on Amendment No. 1.

SENATOR DALEY:

Mr. President, Members of the Senate. Amendment No. 1 becomes the bill. It would establish a voluntary checkoff on the Illinois income tax form for Desert Storm veterans' benefits.

PRESIDENT ROCK:

Senator Daley's moved the adoption of Amendment No. 1 to House Bill 847. 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.

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PRESIDENT ROCK:

3rd Reading. 879. Senator Leverenz. 885. Senator Berman.  
942. Senator Lechowicz. 1040. Senator D'Arco. Read the bill,  
Madam Secretary, please.

SECRETARY HAWKER:

House Bill 1040.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 42. Page 42, Ladies and Gentlemen.  
1078. Senator Berman. 1097. Senator Berman. 1228. Senator  
Maitland. Read the bill, Madam Secretary, please. We're in the  
middle of Page 42. On the Order of House Bills 2nd Reading is  
House Bill 1228. Read the bill, please.

SECRETARY HAWKER:

House Bill 1228.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Maitland offers Amendment No. 1.

PRESIDENT ROCK:

Senator Maitland, on Amendment No. 1.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate.  
Amendment No. 1 to House Bill 1228 recognizes a concern of the  
committee. It does define what "rallying" means. It provides a

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definition for rallying. And I would move for the adoption.

PRESIDENT ROCK:

Senator Maitland has moved the adoption of Amendment No. 1 to House Bill 1228. 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. 1249. Senator Luft. 1297. Senator Carroll. 1312. Senator D'Arco. Yes. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 1312.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1321. Senator Berman. 1352. Senator Hawkinson. 1440. Senator Jones. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 1440.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jones offers Amendment No. 1.

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PRESIDING OFFICER: (SENATOR COLLINS)

Senator Jones, Amendment No. 1. Senator Jones.

SENATOR JONES:

Yeah. Thank you, Madam President. Amendment -- Floor Amendment No. 1 to House Bill 1440 is the provisions of a Senate bill which passed this Body and got hung up in the House. And what it does is it deletes the provision allowing a lender to refuse a loan, reject the title insurance, or reject the policy if there is believed to be title insurance. And I move the adoption of the amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Jones has moved the adoption of Amendment No. 1 to House Bill 1440. Discussion? Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill 1449. Senator Macdonald. House Bill 1464. Senator Woodyard. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1464.

(Secretary reads title of bill)

2nd Reading of the bill. No committee -- excuse me. The Committee on Agriculture and Conservation offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Woodyard, Committee Amendment No. 1.

SENATOR WOODYARD:

Thank you, Madam President and Members of the Senate. Committee Amendment No. 1 is primarily containing clarifying language regarding when an herbicide or pesticide can be cleaned

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out and the water reused and sprayed back on the fields. It deals with dates of authorization and primarily clarifying. And I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Woodyard has moved the adoption of Committee Amendment No. 1 to House Bill 1464. Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Woodyard offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Woodyard, on Amendment No. 2.

SENATOR WOODYARD:

Yes. Thank you, Madam President. This was requested by the Comptroller and the Department of Agriculture. And it establishes an Agrichemical Instant Response Trust Fund in the State Treasury, and deals with how -- how the money would be paid out of that fund by voucher, and makes a trust fund subject to audit by the Auditor General. And I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Woodyard has moved the adoption of Committee Amendment No. 2 to House Bill 1464. Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Schuneman.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Schuneman, Amendment No. 3.

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SENATOR SCHUNEMAN:

Thank you, Madam President. This amendment is intended to bring the Statute up to date as respects the aggregate limits of liability commonly used on insurance policies today which cover commercial application of pesticides. This amendment would set that aggregate limit at not less than five hundred thousand dollars. And it has been agreed to by the Department of Agriculture. I move the adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Schuneman has moved the adoption of Amendment No. 3 to House Bill 1464. Discussion? Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Woodyard.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Woodyard, Amendment No. 4.

SENATOR WOODYARD:

Thank you, Madam President. Amendment No. 4 is a technical amendment that corrects some language in Amendment No. 2.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Woodyard has moved the adoption of Amendment No. 4 to House Bill 1464. Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. Top of Page 43. House Bill 1470. Senator Cullerton. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1470.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Cullerton offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Cullerton, Amendment No. 1.

SENATOR CULLERTON:

Thank you, Madam Speaker, Members of the Senate. This amendment is the same as a -- did I say it? I finally did it, didn't I? Thank you, Linda. It's not bad. It's June. Thank you, Madam President, Members of the Senate. I -- I want to indicate that this bill -- this amendment was a bill that received an 8 to 8 vote in the Insurance Committee, and -- I -- I'm attempting now to offer this as an -- as an amendment, because I think it's a very significant bill. It's the Family Building Act. It's been put together by a group called Resolve, and it deals with the issue of providing insurance coverage for people who need to be treated for infertility. There were some questions that were raised in the committee as to just who it would apply to. And I will attempt to explain that as best I can. What we're saying is that no group policy for accident and health insurance, if it's offered for more than twenty-five employees, that provides pregnancy-related benefits, shall be offered without providing infertility coverage. With regard to individual policies -- individual policies also, if they provide pregnancy-related benefits, also must have coverage for infertility. But I would point out that if the person does not wish to contract in an individual policy for pregnancy-related benefits, then this bill doesn't obligate them to do so. And -- and as a result, you can have an individual policy that would not provide this coverage, by

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simply not contracting for pregnancy-related coverage. With regard to group policies, however, the Federal law says that if you have a group policy that -- that covers more than fifteen people, you are mandated to have pregnancy-related benefits, and therefore, this law would apply. And so I think the arguments are -- many people have been lobbied on this particular amendment -- the argument here is that we're talking about a condition that people find themselves in. They wish to have children. The types of services that can be provided can range anything -- anywhere from just taking some drugs to a situation where, in about seven percent of the cases, there is a procedure of in vitro fertilization. That is something that can be expensive, and therefore, as a result, in the bill, we limit the amount of attempts of these in vitro fertilization procedures, so as to keep the cost of the policy low. In other states that have adopted this legislation, the cost has been as low as sixty cents per family per month. And recently in Minnesota, where they -- the insurance company provided this coverage voluntarily, the cost that they're charging is a dollar nineteen per month. It's a matter of public policy, I think, that we ought to encourage people to try to have children if they want to. And to do so by allowing them to get insurance is something which I think is important. I'd be happy to answer any questions, and I would appreciate your support.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Cullerton has moved the adoption of Amendment No. 1 to House Bill 1470. Discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Well, thank you, Madam President. The sponsor is attempting to resurrect a bill that did not get out of Insurance Committee after a long and thorough hearing. The issue here is not whether group insurance policies would cover illnesses relating to

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pregnancy. They already cover that. What the sponsor is trying to do is attach an amendment that would have your insurance policies share in the cost of providing in vitro fertilization and all of the testing that goes into that - a very, very expensive process, which is not currently provided by most insurance policies. And I think, once again, what we have to look at is whether we want to keep mandating additional costs on employers who are still struggling to find ways to provide health insurance for their -- for their employees. So I would suggest you take a careful look at this. I think we ought to reject the amendment and send the bill back to committee, where the chairman has already indicated that this matter should be given further study.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Jones.

SENATOR JONES:

Thank you, Madam President. The bill did have a thorough hearing in committee - and as the sponsor of the amendment indicated, was a tie vote - at which time I indicated to the sponsor that the Insurance Committee, in conjunction with the minority spokesman, we would hold hearings on this, matter as well as other matters as it relate to insurance. I recognize that he has a -- a interest that he is concerned with, but it was pointed out in committee that we are still trying to deal with the situation where you have many persons - the working poor - who have no insurance at all. And we have not resolved that particular issue before we take care of the very narrow, select group. And I think these issues should be dealt with prior to giving just a select small group that -- this coverage. So I indicated in committee that we would hold hearings on this, as well as the entire problem of insurance for people in the State of Illinois, and not just take care a one select group. We've got to take care of those persons who don't have the basic insurance that

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are working. And with that, I urge a rejection of the amendment. I wish the sponsor would withdraw the amendment rather than have it voted down. But I wish that he would heed to the wishes of the committee, and let's hold hearings on this entire subject matter and take care of the other people as well as those who have the special interest.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator DeAngelis. Senator Cullerton, I'd just like to inform you that the board has completely lit up, and it may be advisable to take the Chair's advice. Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Madam President. I sat in that committee, and I'm not so certain I heard the very same things that were talked about in terms of what Senator Jones said. However, let me point out to you that for those people who are -- who have a difficulty with fertility, there is no avenue open today, unless this insurance goes into effect, unless -- unless you are very affluent. And I really believe that there are people who are capable of being good parents who, without this bill, will not have the opportunity to do so. And I would advise the board...

PRESIDING OFFICER: (SENATOR COLLINS)

Excuse me. Excuse me, Senator DeAngelis. Can we have some order? This is a very important issue being discussed on the Floor, and we need to have some order. Senator DeAngelis is -- Senator Billy Marovitz and Senator Carroll, please. Would you mind? Senator DeAngelis.

SENATOR DeANGELIS:

In addition to that, there was some - I won't say conflicting, but difficult to understand - statistical data given out. I think this amendment should be put on, and then on 3rd Reading we can discuss some of the discrepancies or some of the beliefs that

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people have regarding what the financial implications of this bill are. And it would be more proper to do that on 3rd Reading.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Madigan.

SENATOR MADIGAN:

Thank you, Madam Chairman. I just rise in opposition to this amendment as well, and echo the words of Chairman Jones and Senator Schuneman that it was the clear consensus of the committee that this bill -- this concept be held for further study, and would urge the Members to resist this amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Brookins.

SENATOR BROOKINS:

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

PRESIDING OFFICER: (SENATOR COLLINS)

He indicates he will yield. Senator Cullerton.

SENATOR BROOKINS:

Thank you. Senator Cullerton, does this have anything to do with the HMOs and the way that they are not paying - not even Members of this House? Do this have anything to do with them? I guess the answer's no. He looks surprised. Thank you. I just wanted to know that -- that when Senator Jones make a study or -- or go to subcommittee, that we need to restudy and revisit the operations of the HMOs in the State of Illinois. Thank you.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator D'Arco.

SENATOR D'ARCO:

Thank you. Madam President, Ladies and Gentlemen. This is a very important bill for people that are infertile - people that can't conceive and have children like most of us can. And all these people are asking for is the right to have medication. And

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in ninety percent of the cases, all that they need is medication. In vitro fertilization only applies in seven percent of these cases. One in twelve women are infertile in this country, Ladies and Gentlemen. One in twelve cannot conceive and have children. All they want is the medication to allow them to increase their chances to have children. What is so terrible about that? You know what this costs the insurance companies? It costs one dollar per employee per month. It costs twelve dollars a year to provide this coverage to employees. Now, is that asking so much? Let's not get ridiculous with this concept. This is a concept that is going to help infertile couples conceive of a child. Isn't that what we want? Isn't that what the public policy of the State of Illinois should be - to encourage people to have children? Isn't that what it's all about? The arguments against this bill are totally ridiculous. To argue because some people, unfortunately, this insurance is not provided for -- should detract from the fact that we can apply this insurance to others who are in need is a fallacious argument. You and I know that. Everybody should have this insurance. There's no doubt about that. And we should apply the coverage to everybody. But we can only apply the coverage to insurance companies that employ people in the State of Illinois. And we should apply the coverage to those people, because those people today are suffering and can't conceive and have children the way you and I can. This is a good concept, and it should go forward. And don't be deterred or distracted, because it is a legitimate need for the people of the State of Illinois.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Kelly.

SENATOR KELLY:

Thank you, Madam President and Members of the Senate. I see this bill in a little different light and - this amendment, I should say - in that it would allow, as we talk about implants, we

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could have up to ten -- I even heard yesterday that there could be as many as twenty implants before conception occurs and a birth actually occurs. What I'm thinking about is those -- elimination of the nineteen or so fertile eggs and -- and -- that could be eliminated and -- and, in fact -- and conceived as a abortion procedure on -- on the others. I -- I don't know how we control the who is the natural father. I think if someone doesn't have a child of parents - mother and father - and they - husband and wife - and they want a child, well then, I don't know how we can say who is and who isn't the natural father. I mean, according to this concept, just about anyone could be -- be the father. And I don't know. I think it just has a lot of moral concerns to me, and I am going to oppose it.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Madam President. We in this Body talk about right to life and the right to live. This amendment assures that future children will have the right to live. We ask that insurance companies pay the bill, and rightly so. When we try to keep someone alive in their waning years, perhaps someone very elderly in their eighties, in their nineties, that deserves an additional life to live or an additional year of their life. In fact, we know that some twenty-five percent of the Medicaid money is spent on the elderly, and three-fourths of that money is spent on the last year of life. It seems that if we are willing to do that - and we should be willing to do that - we should also be willing to approve insurance coverage for people who want to bring a new life into the world. A few thousand dollars, versus hundreds of thousands of dollars at the other end of life, it seems is a worthwhile investment. And I support this amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

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Further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much, Madam President. I've had a lot of mixed feelings about this particular amendment. At one time, I was told I -- I couldn't have children, although I ended up with four in less than five years. So someone was crazy. But I do know the pain of -- of not knowing. This -- after reading the material that was given to me by one of my constituents, I do know that it is not that expensive if we spread it out over a number of policies. Senator D'Arco is right. It runs about a dollar -- dollar nineteen cents, according to the other states. And I don't think that that's asking too much. I think this is an important amendment. Certainly, what Senator Holmberg said was true - we seem to be so willing to spend money to continue life long after that life would have been gone generations ago. I think this is a good amendment, and I -- I hope that everyone will support it.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Hudson.

SENATOR HUDSON:

Thank you, Madam President. Somewhat as a followup to Senator Kelly's concerns, I too have wrestled with this particular piece of bill, but I think it's in -- this bill. I think it's important for all -- all of us to recognize that what we're doing here, if I may say, is we're implanting House Bill 133 onto this bill. I sat in committee, and I listened to House Bill 33 <sic> being debated. Some of you may or may not know that that bill was held. It was held up in committee by a tie vote. There was a doctor there, and I asked the doctor exactly what this bill implied. I asked him how many of these embryos, once -- once fertilized, you have the embryo -- if life existed. He could not give me an answer to that. We moved one step further. I said, "On the average, how many of these embryos are implanted in the woman?" And he said,

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"Generally, four or five." I asked him, "What if the woman cannot, for whatever reason, carry four or five, or want four or five? She wants one. Are you not, then, in a position where you have to abort the others?" Well, he said, "Well, there's a reduction. We call it reduction". He did not want to use the word "abortion," but I will say to you that this is a bill - an amendment to a bill - that would mean selective abortion. Now, we're all in favor of life and creating life and giving that to those -- these young couples, for whom I have compassion, that want children. But what we're doing is creating some and destroying others that may not be wanted. So we're creating life on one hand, which is fine, which is good, but on the other hand, we're giving the doctor the responsibility, in certain situations, of aborting or killing those that are not wanted. So we save those, promote those, foster those that are wanted, and eliminate and kill those that are not wanted. This is my dilemma, more than the expense. The insurance companies, of course, were up in arms about this. They thought it would add to everybody's cost -- everybody's cost, just, you know, to take care of the few that might want this. But my concern was this ethical -- and as a pro-lifer and a right-to-lifer - which I have been here for years - I could not get around this dilemma. It may be a Catch-22, but I voted against it, and those were the reasons that I voted against it, and wanted to share my concern on this point with you.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Raica.

SENATOR RAICA:

Thank you, Madam President and Ladies and Gentlemen of the Senate. I tried to be very patient with this -- with this bill, but I'm hearing a lot of things from both sides of the Floor, and maybe we can just paint the whole picture of what Senator Cullerton's trying to do here. And I think he's trying to do the

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right thing. So if there was any question where I'm at - I'm with Senator Cullerton on this one. Let me explain why. Since I've been here, I've been attempting to get legislation drawn to allow families to adopt children and have some of that cost burdened by the insurance companies. When two -- when a couple gets married, they get married with the concept of conceiving a child and raising a family. Some parents, unfortunately, can't do that. So when the fertilization doesn't work, they look to adopting a child. And that's a great cost to everyone. The pro-lifers, in my opinion, in this instant, are for life. But for this particular instant, they are denying a family to hopefully conceive and cause a life. And they have crossed that threshold in which I consider them wrong. And that's the first time since I've been here that I'm saying that. The insurance companies have fought and says, no, we can't do this. We can't do this. Maybe Senator Cullerton and I will draft a bill that says if a family can't conceive a child and they have these insurance benefits, maybe what we should do is pass a piece of legislation that says, let's take the average cost of what it costs to deliver a child today - what the cost of delivery would be - what the cost of the medical expenses would be - and figure that price to be twelve thousand dollars. And if you can't conceive a child, have the insurance companies give that twelve thousand to the parents, saying, "I know you can't conceive a child, but you have this coming." This is a step in the right direction. And I don't think we should deny any mother or father the right to conceive a child. Senator Cullerton's going about this the right way. I think the pro-lifers are on the wrong side of this issue, and I think the insurance companies are also. I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Cullerton, to close.

SENATOR CULLERTON:

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Thank you, Madam President. Just a couple points to sum up. First of all, let me remind you that this does not apply to companies under twenty-five employees. So we exempted out the small employees. Number two, I would point out that it's not really a small, select group of people. I think there's something like eighty-five thousand couples in Illinois that have infertility problems. Thirdly, I would point out that we -- we, right now, with our -- with certain insurance coverage, provide insurance for treatments such as tuboplasty, which is the surgery used to repair blocked Fallopian tubes. We cover that right now with insurance. The sole purpose is to -- to help somebody have a baby. We cover that now. That procedure costs something like ten thousand dollars, and the probability of pregnancy is -- is lower than if you had in vitro fertilization. With regard to the in vitro fertilization, let's not get it out of proportion. First of all, we're not trying to say that -- the issue here is not whether it should be legal or illegal. That's already been decided. What we're talking about here is whether or not insurance coverage should be available for someone who may need in vitro infertilization. And we understand that it only occurs in something like seven percent of the cases of people who happen to be infertile. So given the fact that it has this relatively low cost, I think it's a public policy we ought to adopt. And I would ask your Aye vote.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Cullerton has moved the adoption of Amendment No. 1 to House Bill 1470. All in favor, indicate by saying Aye. Opposed, Nay. Roll call has been requested. The question is, shall Amendment No. 1 to House Bill 1470 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 27 Ayes, 30 Nays, 1 voting Present. Having failed to

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receive the required majority, Amendment No. 1 to House Bill 1470, is declared lost. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill 1487. Senator Savickas. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1487.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Savickas. Any amendments from the Floor?

SECRETARY HAWKER:

Senator Savickas offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Savickas.

SENATOR SAVICKAS:

Yes. Madam Chairman and Members of the Senate, Senate -- or House Bill 1487 was introduced as an answer to a federally mandated program. This amendment addresses the concerns of the Department of Professional Regulation, and with this amendment, which is technical, also includes the raising of fees, they not only -- they support it. It's not -- because now it is revenue-neutral. It's a piece that we will have to pass. The Department is happy. We hope that this satisfies all their concerns. And I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Savickas has moved the adoption of Amendment No. 1 to House Bill 1487. Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. House -- any further amendments?

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SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill -- Senator Karpel, for what purpose do you rise?

SENATOR KARPIEL:

Thank you, Madam President. I rise to ask leave to have Senator Weaver handle House Bill 1996 for me. I have a meeting and -- over at the Stratton Building I must attend.

PRESIDING OFFICER: (SENATOR COLLINS)

Is leave granted? Leave is granted. House Bill 1512. Senator Woodyard. House Bill -- House Bill 1514. Senator Leverenz. House Bill 1549. Senator Davidson. House Bill 1564. Senator Thomas Dunn. House Bill 1584. Senator Hall. House Bill 15 -- 1584. Senator Hall. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1584.

(Secretary reads title of bill)

2nd Reading of the bill.. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill 1587. Senator Alexander. House Bill 1603. Senator Jones. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1603.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

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SECRETARY HAWKER:

Senators Schuneman and Madigan offer Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Schuneman. Amendment No. 1. Or Madigan.

SENATOR MADIGAN:

Thank you, Madam President. The primary sponsor of the amendment, Senator Schuneman, is not on the Floor. And I'd ask leave to handle the amendment and would ask to withdraw that amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Okay. Withdraw the amendment. Any further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senators Schuneman and Madigan.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Madigan, on Amendment No. 1.

SENATOR MADIGAN:

Same way, Madam President.

PRESIDING OFFICER: (SENATOR COLLINS)

Withdraw the amendment. Any further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Jones.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Jones, on Amendment No. 1.

SENATOR JONES:

Well, in the spirit of cooperation from the distinguished minority spokesperson, I'd ask leave to withdraw Amendment No. 3 <sic>.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Jones asks leave to withdraw the amendment. Any further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill 1604. Senator Jones. Read the bill,  
Madam Secretary.

SECRETARY HAWKER:

House Bill 1604.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Insurance, Pensions and  
Licensed Activities offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator -- Senator Jones, Amendment No. 1.

SENATOR JONES:

Yeah. Thank -- thank you, Madam President. The committee  
amendment changes the maximum fee from five hundred to six hundred  
dollars. It's a technical change, and I ask for its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Jones has moved the adoption of -- of Committee  
Amendment No. 1 to House Bill 1603 <sic>. Discussion? If not,  
all in favor, indicate by saying Aye. Opposed, Nay. The Ayes  
have it. The amendment is adopted. Any further committee  
amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. WICS-TV requests permission to videotape the  
proceedings. Is leave granted? Leave is granted. House Bill  
1608. Senator Macdonald. House Bill 1632. Senator Thomas Dunn.  
House Bill 1685. Senator Brookins. House Bill 1733. Senator  
Luft. House Bill -- at the top of Page 44. House Bill 1749.

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Senator Brookins. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 1749.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Transportation offers one amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Brookins. Committee Amendment No. 1.

SENATOR BROOKINS:

Thank you, Madam President and Members of the Senate. Senate -- House Bill 1749 specify that repairs must comply with proper worker's compensation rates, codes and classification for repair. Further requires a statement that the applicant for a rebuilder's license comply with the proper worker's compensation rate code for the repair or recycling industry and provide a listing of the -- code classification. This amendment tighten up the licensing procedure for repairing and rebuilding, and is supported by autos and truck recycler repairs and rebuilders' association. There's no known opposition to this amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Brookins has moved the adoption of Committee Amendment No. 1 to House Bill 1749. Discussion? All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. HARRY)

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. Senator Topinka has a special guest she would

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like to introduce to the Body at this time. Senator Topinka.

SENATOR TOPINKA:

Thank you, Madam Chairman and Ladies and Gentlemen of the Senate. We do have a very special guest with us today. He's one of our neighbors to the north, and certainly someone we value very much because of trade agreements and other things that we have done with the country of Canada. He is the Consul General from Canada, G. Douglas Valentine. Mr. Valentine was born in Calgary, Alberta. He attended the University of British Columbia in Vancouver, and received a bachelor's degree in economics. In 1962, he joined the Canadian Foreign Service and served in Dusseldorf, Bogota, Rio de Janeiro, Tehran, Dallas, as a trade commissioner. From 1974 through '75, he was Director of the Assessment Bureau Foreign Investment Review Agency in Ottawa. And from 1983 through 1985, he was Director General of the South American Bureau in the Department of External Affairs, also in Ottawa. Mr. Valentine has served as Canadian Ambassador to Columbia from 1980 through '83, and most recently as Canadian Ambassador to Saudi Arabia from 1985 through 1989. Mr. Valentine assumed his current position as Consul General of Canada in Chicago on October 13, 1989. He is married to the former Beverly Alexander and has three children. So if you would, let's give a big Illinois welcome to G. Douglas Valentine, the Consul General of Canada.

END OF TAPE

TAPE 2

CONSUL GENERAL G. DOUGLAS VALENTINE:

(Remarks by Consul General G. Douglas Valentine)

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PRESIDING OFFICER: (SENATOR COLLINS)

Yes, thank you, Mr. Valentine, and welcome. At the top of Page 44, House Bill 1752. Senator Maitland. House Bill -- Senator Maitland. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 1752.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Elementary and Secondary Education offers one amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Madam President, and Members of the Senate. Committee Amendment No. 1 to House Bill 1752 provides a -- consolidation petitions filed under Article 11B may include any tax rate for the new district up to the Statutory maximum. It's necessary to clear up the confusion over the question of which rates may be included and which may not. And I would move for the adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Maitland has moved the adoption of Committee Amendment No. 1 to House Bill 1752. Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. HARRY)

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. Channel 7 has request permission to record the

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proceedings. Is leave granted? Leave is granted. House Bill 1815. Senator Luft. House -- Senator Luft? Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 1815.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

Amendment No. 1 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Luft, Amendment No. 1.

SENATOR LUFT:

Thank you, Madam President. Amendment No. 1 simply adds an immediate effective date, and I would ask for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Luft has moved the adoption of Amendment No. 1 to House Bill 1815. Discussion? If not, those in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

ACTING SECRETARY: (MR. HARRY)

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill 1838. Senator Luft. House Bill 1852. Senator Geo-Karis. House Bill 1853. Senator Cullerton. House Bill 1854. Senator Madigan. House Bill 1856. Senator Raica. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 1856.

(Secretary reads title of bill)

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2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

Amendment No. 1 offered by Senator Raica.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Raica, Amendment No. 1.

SENATOR RAICA:

Thank you, Madam president, Ladies and Gentlemen of the Senate. What Floor Amendment No. 1 does is remove the provision that says no person shall be given any parenteral injection except by a physician licensed to practice medicine in all its branches in Illinois or by a dentist licensed by Illinois or by a registered professional nurse. The reason for this is because there are paramedics and other individuals who can legally give injections. This is merely removing this Article. It's supported by the Department of Public Health and the Illinois Med Society. And I just ask for its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Raica moves the adoption of -- of Amendment No. 1 to House Bill 1856. Discussion? Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

ACTING SECRETARY: (MR. HARRY)

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill 1857. Senator Jacobs. House Bill -- I mean 1929. Senator Cullerton. House Bill 1935. Senator Rock. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 1935.

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Executive offers two amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Rock, Committee Amendment No. 1.

SENATOR ROCK:

Thank you. Madam President and Ladies and Gentlemen of the Senate, House Bill 1935, particularly Amendment No. 1, is an amendment that has stirred a great deal of interest across this State. It is a hundred and twenty-five pages long, and essentially it sets forth the authority to add additional floor and exhibition space for the Metropolitan Pier and Exposition Authority in the total amount of nine hundred and eighty-seven million dollars. I am asking that it be moved today from 2nd to 3rd with the complete understanding and absolute commitment that it will be called back for amendments on the 25th, which is next Tuesday and our deadline, of course, for consideration of House Bills is the 26th. I do intend to call it for passage on the 26th, but I will commit I will call it back for any amendments. I am told that Senator Philip is considering an amendment, that Senator Cullerton may have an amendment, that Senator Welch may have an amendment, that Senator Demuzio may have an amendment, all of which is fine. What I want to do is move it from 2nd to 3rd because, as you know, we don't get anything printed around here until it's adopted. And it's a hundred and twenty-five pages long. My office has had innumerable requests to see it. And the fact is, we just don't have enough copies. So what I'd like to do is adopt it, send it to the printer so that copies can be made available for public scrutiny, and I will commit to this Body, as I have in the past, that I will most certainly bring the bill back for further action on 2nd Reading, and I will do that next Tuesday, the 25th. And so I would move the adoption of Amendment No. 1, which contains the authority for the Metropolitan Pier and

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Exposition Authority to engage in this massive capital works program.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Rock has moved the adoption of Committee Amendment No. 1 to House Bill 1935. Discussion? Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Amendment -- Committee Amendment -- Any further committee amendments?

ACTING SECRETARY: (MR. HARRY)

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR COLLINS)

On Committee Amendment No. 2, Senator Rock.

SENATOR ROCK:

Thank you. This is the amendment which relates to Build Illinois, and it contains the waterworks and sewer treatment plants that are of interest to many in this Chamber. And I would move the adoption of Committee Amendment No. 2, again with the understanding that this bill is going to be called back on the 25th. And if indeed the amendment -- a better amendment is available, that will be offered at that time.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Rock has moved the adoption of Committee Amendment No. 2 to House Bill 1935. Discussion? Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. HARRY)

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

Amendment No. 3 offered by Senator Demuzio.

PRESIDING OFFICER: (SENATOR COLLINS)

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Senator Demuzio, Amendment No. 3.

SENATOR DEMUZIO:

Well, Committee Amendment No. 2 that was adopted is the -- almost identical to Floor Amendment No. 3, with the exception of the fact that there's some technical changes in this amendment. I would seek leave to withdraw that amendment with the understanding that the Gentleman has indicated he'll bring it back. I will -- I guess we'll do this all the 25th.

PRESIDING OFFICER: (SENATOR COLLINS)

The Gentleman seeks leave to withdraw the amendment. Withdraw the amendment. Any further amendments?

ACTING SECRETARY: (MR. HARRY)

Amendment No. 3 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Welch, Amendment No. 3.

SENATOR WELCH:

I would also just withdraw that amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

The Gentleman seeks leave to withdraw the amendment. Any further amendments?

ACTING SECRETARY: (MR. HARRY)

Amendment No. 3 offered by Senators Karpziel and Philip.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Philip or Karpziel. Senator Philip, Amendment No. 3. Senator Rock.

SENATOR ROCK:

Thank you, Madam -- I think I can speak for Senator Philip. Withdraw that amendment. He and I have talked about it. We're going to meet later today on it, but I will afford him the opportunity, as I will with everybody else, to reoffer it on the 25th. So at this point, withdraw the amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

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Gentleman seeks leave to withdraw the amendment. Any further amendments?

ACTING SECRETARY: (MR. HARRY)

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill 1960. Senator Brookins. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 1960.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SMITH)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

Amendment No. 1 offered by Senator Brookins.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Brookins, Amendment No. 1.

SENATOR BROOKINS:

Amendment No. 1 makes a technical grammatical change. I ask for --

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Brookins has moved the adoption of Committee Amendment -- of Amendment No. 1 to House Bill 1960. Discussion? If not, those in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

ACTING SECRETARY: (MR. HARRY)

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill 1981. Senator O'Daniel. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 1981.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill 1996. Senator Weaver will handle that bill for Senator Karpel. Read the bill.

ACTING SECRETARY: (MR. HARRY)

House Bill -- House Bill 1996.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on Executive offers one amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Weaver, amendment -- Committee Amendment No. 1.

SENATOR WEAVER:

Thank you, Madam President. This amendment represents a very slight change in the Library Formula Grant, and I'd move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Weaver has moved the adoption of Committee Amendment No. 1 to House Bill 1996. Discussion? If not, those in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. HARRY)

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

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3rd Reading. At the top of Page 45, House Bill 2005. Senator Luft. House Bill 2010. Senator Luft. House Bill 2038. Senator Daley. House Bill 2040. Senator Jones. House Bill -- Senator Jones on 2040? Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2040.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. Senator Jones. Senator Jones, you want to take it out of the record, and we'll come back to you? In the meantime, we have another special guest that Senator Schuneman would like to introduce at this time. Senator Jones, we found the amendment. We can go on and do it, if you would like to. Senator -- on Senate Bill-2040, Senator Jones. House Bill 2040. Amendment No. 1, Senator Jones.

SENATOR JONES:

Yeah, thank you, Madam President. Amendment No. 1 adds an effective date of June 30, 1992, and I move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Jones has moved the adoption of Amendment No. 1 to House Bill 2040. Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

ACTING SECRETARY: (MR. HARRY)

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. Senator Schuneman.

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SENATOR SCHUNEMAN:

Thank you, Madam President. Members of the Senate, we're honored today to have with us a young lady from my district who placed second in the National Spelling Bee in Washington, D.C. A little earlier today, I passed out to the Members of the Senate a news release about Maria Roshini Mathew, and that news release contains some words that these children were required to spell. At that time, I offered a challenge to you that you could compete against Maria in a spelling contest. I'm not sure whether it's because of a clerical error or what's happened, but none of you have risen to that challenge. But at this time, I would like to introduce to you Maria Roshini Mathew from Sterling, Illinois, an eleven-year-old girl who's in the fourth grade at Jefferson Elementary School in Sterling. She was one of two hundred twenty-seven students who competed in Washington, D.C., on May 30. Maria won a four-thousand-dollar cash prize for her ability at spelling. I'd like, at this time, to introduce to you Maria Roshini Mathew, her parents, Dr. Mathew and Dr. Sarah Mathew, her two brothers, whose names I've lost. But her brothers are here, and I want to introduce Maria to you at this time.

MARIA ROSHINI MATHEW:

(Remarks by Maria Roshini Mathew)

SENATOR SCHUNEMAN:

Thank you, Maria. One thing that someone asked Maria earlier was the word that she missed. And would you tell us again what that word was, Maria?

MARIA ROSCHINI MATHEW:

Inappetence.

SENATOR SCHUNEMAN:

Inappetence? Can we have someone -- can we have someone help Maria with that, please? Thank you very much.

PRESIDING OFFICER: (SENATOR COLLINS)

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Welcome and thank you. Senator Demuzio.

SENATOR DEMUZIO:

Senator Schuneman, I want your guest to know that I took this Daily Gazette newspaper that you passed around with the -- with the words that she -- Maria spelled. I ran them through my thesaurus. I have only found one so far.

PRESIDING OFFICER: (SENATOR COLLINS)

Thank you so much. And we're really proud of you, Maria. Okay. In the middle of the Page 45, House Bill 2042. Senator Berman. House Bill 2118. Senator Brookins. House Bill 2222. Senator Marovitz. House Bill 2227. Senator Smith. House Bill 2234. Senator Marovitz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2234.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

Amendment No. 1 offered by Senator Marovitz.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Madam President and Members of the Senate. Amendment No. 1 deletes the provisions permitting attorneys' fees for assisting AFDC recipients who become eligible for SSI income benefits. The amendment now deletes the Department of Public Aid's opposition to the bill, and eliminates a potential 1.1-million-dollar fiscal impact. I know of -- I think this would satisfy everybody, and I ask for adoption of the amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

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

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House Bill 2234. Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

ACTING SECRETARY: (MR. HARRY)

No further amendments.

PRESIDING OFFICER: (SENATOR SMITH)

3rd Reading. Senate -- House Bill 2239. Senator Cullerton. House Bill 2243. Senator del Valle. House Bill 2292. Senator Jones. Senator Jones. House Bill -- top of Page 46, House Bill 2295. Senator Cullerton. House Bill 2334. Senator D'Arco. House Bill 2335. Senator Marovitz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2335.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. House Bill 2362. Senator Luft. House Bill 2364. Senator Joyce. House Bill 2392. Senator Karpziel. House Bill 2417. Senator Jacobs. House Bill 2418. Senator Demuzio. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2418.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Executive offers one amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Demuzio, Amendment No. 1.

SENATOR DEMUZIO:

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Thank you very much, Madam President. Amendment No. 2 -- I'm sorry.

PRESIDING OFFICER: (SENATOR COLLINS)

Amendment No. 1, Senator.

SENATOR DEMUZIO:

Well, just -- I would move to Table Committee Amendment No. 1, because I have an amendment, Amendment No. 2, that is identical that makes technical changes. And therefore I would move to Table Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR SMITH)

Senator Demuzio moves to Table Committee Amendment No. 1. Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is Tabled. Any further committee amendments?

ACTING SECRETARY: (MR. HARRY)

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

Amendment No. 2 offered by Senator Demuzio.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Madam President. This would, in fact, delete everything in the committee amendment and reinsert similar language. It does, in fact, create the Balanced Budget Note Act. It requires the sponsor to file a note regarding any supplemental appropriation bill as to its effect on the budget. What this amendment does do, it removes that provision that the note has to be filed before the bill can be finally passed, and it also makes other technical changes. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

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Senator Demuzio moves the adoption of Amendment No. 1 to House Bill -- House Bill 2418. Discussion? Discussion? If not, all in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

ACTING SECRETARY: (MR. HARRY)

No further amendments.

PRESIDING OFFICER: (SENATOR SMITH)

3rd Reading. House Bill 2433. Senator Berman. House Bill 2434. Senator Berman. House Bill 2435. Senator Berman. House Bill 2436. Senator Berman. House Bill 2441. Senator Berman. House Bill 2444. Senator Macdonald. House Bill 2464. Senator Smith. Top of Page 47, House Bill 2465. Senator Hall. House Bill 2491. Senator Joyce. House Bill 2530. Senator Berman. House Bill 2556. Senator Severns. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2556.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

Amendment No. 1 offered by Senators Severns, Kelly, Schaffer and Brookins.

PRESIDING OFFICER: (SENATOR COLLINS)

Amendment No. 1, Senator Severns.

SENATOR SEVERNS:

Thank you, Madam President and Members of the Senate. Amendment No. 1 is identical to SB176 that passed out of this Chamber, dealing with dropouts. I would urge its adoption.

PRESIDENT ROCK:

All right. Senator Severns has moved the adoption of Amendment No. 1 to House Bill 2556. Discussion? Senator Hall.

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Senator Hall.

SENATOR HALL:

I don't want to talk on that. I had my hand up -- you passed my bill again today. I just want to be sure that I get it off of 2nd Reading today.

PRESIDENT ROCK:

We will get immediately back to it. That was, I'm sure, an oversight. Senator Severns has moved the adoption of Amendment No. 1 to House Bill 2556. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

ACTING SECRETARY: (MR. HARRY)

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Hall. 2-4-6-5. 2465. Top of Page 47. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. HARRY)

House Bill 2465.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health, Welfare and Corrections offers one amendment.

PRESIDENT ROCK:

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. DPH shall establish and maintain a register of all individuals who have satisfactorily completed training for the position of nurse's aide. This amendment to House Bill 2465 is a recommendation of DPH, per an agreement with the House sponsor. So I move for the adoption of this amendment.

PRESIDENT ROCK:

Senator Hall has moved the adoption of Committee Amendment No.

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1 to House Bill 2465. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

ACTING SECRETARY: (MR. HARRY)

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

ACTING SECRETARY: (MR. HARRY)

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 2557. Senator Jacobs. 2589. Senator Welch. All right. Ladies and Gentlemen, we will revert back now to the Order of House Bills 3rd Reading. I wonder if Senator Watson is around. That's where we left off yesterday. 2-1-7-4. So we'll start on Page 20 on the Calendar. Page 20 on the Calendar. And I would alert Senators Watson, Severns, Davidson, Luft, Luft, Berman, Hawkinson, Cullerton that they are first up. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this is to remind the Republican Members of the Senate that there will be a caucus in Senator Philip's Office immediately after this morning's Session. I again repeat - Republican Caucus immediately after this morning's Session in Senator Philip's Office.

PRESIDENT ROCK:

At some point. We're both going to break for caucus, but we -- Pate hasn't told me when yet. All right. Ladies and Gentlemen, on the Order of House Bills 3rd Reading, this is final action. We'll begin where we left off yesterday, with leave of the Body. If Senator Watson isn't here, we'll go back to him. That's where we started, or that's where we left off yesterday. In fairness, we don't want to catch him unawares. Senator

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Severns, are you ready on 2-1-7-7? All right. We'll start there, and if Senator Watson reappears, we'll go back to 2174. We're at the bottom of Page 20, Ladies and Gentlemen, where we left off last night. On the Order of House Bills 3rd Reading is House Bill 2177. Read the bill, please.

SECRETARY HAWKER:

House Bill 2177.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This simply assures that agencies will establish a plan for hiring individuals with disabilities. I know of no opposition, and would urge its passage.

PRESIDENT ROCK:

Discussion? Any discussion? If not, the question is, shall House Bill 2177 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 51 Ayes, no Nays, none voting Present. House Bill 2177, having received the required constitutional majority, is declared passed. 2181. Senator Davidson. Top of Page 21. Senator Luft. 2190. Read the bill, Madam Secretary, please. Senator Luft, we'll have to get back to that. That was placed on the Recall List, so it's physically out of our control at the moment. We'll come right back to it. How about 2193? On the Order of House Bills 3rd Reading, top of Page 21, is House Bill 2193. Read the bill, please.

SECRETARY HAWKER:

House Bill 2193.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. This bill has a host of projects incorporated within the bill, and I'm going to read them off as best as I can. And if there's any questions, I will then answer them. The multi-township realignment - it provides that future realignment of multi-township assessment district boundaries based on the 1990 census immediately following 1980 assessment district boundaries were changed to conform with the results of the census. Realignment is the responsibility of the supervisor of assessments. The bill provides for a downstate disaster assessment reduction. Has criteria dealing with historic preservation property. The commission -- county board of reviews. There is a provision requiring certain provisions in the -- that be contained in property tax bills. It has an employee benefit rule set up in townships, and has an urban decay abatement provision in it. And I would try to answer any questions; otherwise, I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there any discussion? If not, then the question is, shall House Bill 2193 pass. Those in favor will vote Aye. Opposed, vote Nay. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? On that, the Ayes are 56 -- take the record. On that, the Ayes are 56, the Nays are none, and none voting Present. House Bill 2193, having received the constitutional majority, is declared passed. All right. Senator Luft. 2190 now? House Bill 2208. Senator Berman. House Bill 2211. Senator Hawkinson. Read the bill, Madam Secretary.

SECRETARY HAWKER:

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House Bill 2211.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. This bill amends the Mechanics' Lien Act concerning liens to be filed against public funds. Current law provides that notice is to be given to the person who pays the bill; however, there's been difficulty in ascertaining who that is. This bill would say that notice be given to the clerk or the secretary of the unit of government, which would put some certainty into the notice provisions. Be happy to try and answer questions. Otherwise, ask for the passage of House Bill 2211.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there discussion? If not, then the question is, shall House Bill 2211 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, Madam Secretary. On that question, the Ayes are 58, the Nays are none, none voting Present. House Bill 2211, having received the constitutional majority, is declared passed. House Bill 2228. Senator Cullerton. House Bill 2240. Senator Thomas Dunn. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2240.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Dunn. That's a beautiful tie, Senator Dunn.

SENATOR T. DUNN:

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Thank you, Mr. President, for that acknowledgement. Mr. President, to the bill: 2240 provides that an amendment to the Human Rights Act to provide that a filing of an application for a rehearing is optional, and shall not constitute a failure to exhaust your administrative remedies to get into circuit court. I urge a favorable vote.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there any discussion? If not, then the question is, shall House Bill 2240 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, Madam Secretary. On that question, there are 58 Ayes, none voting Nay, none voting Present. House Bill 2240, having received the constitutional majority, is declared passed. House Bill 2250. Senator Welch. House Bill 2253. Senator Cullerton. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2253.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Cullerton.

SENATOR CULLERTON:

Yes, thank you, Mr. President and Members of the Senate. Currently, the EPA provides grants from the Solid Waste Management Fund to counties to assist in the formulation of mandated county waste management plans. And what this bill does is to authorize monies from that Fund to be used to implement some of those plans. The limitation is that the assistance shall not be more than seventy percent of the cost of a program or project, and priority should be given for plans designed to produce significant increases in waste reduction and recycling. In committee, I was

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asked about whether or not all of the counties -- whether or not there would be enough money in the Fund for this, and whether or not all of the counties had an opportunity to ask for funds for planning. And the answer is that after all of the commitments to spend the money, there will be five million dollars left in the Fund, and every county that has asked has received money for planning. So with that, I think it's pretty much an agreed bill. It's -- be happy to answer any questions, and urge your support.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there discussion? If not, then the question is, shall House Bill 2253 pass. Those voting in -- those in -- those in favor, vote Aye. Opposed, vote Nay. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 58 Ayes, none voting Nay, none voting Present. House Bill 2253, having received the constitutional majority, is declared passed. House Bill 2281. Senator Kelly. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2281.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President, Members of the Senate. The purpose of House Bill 2281 is to ensure that the school districts of residence for a disabled student under DCFS care either provide or arrange with the local school district where the foster home or facility is located, an evaluation of the child's educational needs. This legislation is recommended by the Citizens' Council on Mental Health and Developmental Disabilities. We had found

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through public hearings that there was no procedures to identify or monitor children placed in foster homes by the family or the guardian or the DCFS to ensure their educational services, and that no procedure existed to ensure the children's school records are being transferred to receiving entity. There is no fiscal impact to this bill. It passed by 114 to 0 for a vote in the House. It passed on the Agreed Bill List 13 to nothing. I would solicit your support, and answer any questions.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

All right. Is there any discussion? If not, then the question is, shall House Bill 2281 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, the Ayes are 59, the Nays are none, and none voting Present. House Bill 2281, having received the constitutional majority, is declared passed. House Bill 2282. Senator Jones. House Bill 2293. Senator Jones. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2293.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Jones.

SENATOR JONES:

Thank you, Mr. President. House Bill 2293 creates the Podiatry Scholarship and Residency Act requiring the Department of Public Health to fund residency programs and scholarships for podiatry students. It requires students to practice in an area where there are shortages, imposes a penalty three times the annual scholarship for each recipient who fails to fulfill his agreement. This bill is identical to Senate Bill 608, which

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passed this Body by Senator Etheredge. And I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there any discussion? If not, then the question is, shall House Bill 2293 pass. Those opposing -- 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, Madam Secretary. On that question, the Ayes are 58, the Nays are none, and none voting Present. House Bill 2293, having received the constitutional majority, is declared passed. House Bill 2305. Senator Dunn. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2305.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This bill would allow a juvenile court judge who has placed a juvenile on probation, to order blood tests and urine tests of the individual while he is on probation, to determine the presence of drugs.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there any discussion? If not, then the question is, shall House Bill 2305 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, Madam Secretary. On that question, the Ayes are 59, none voting Nay, and none voting Present. House Bill 2305, having received the constitutional majority, is declared passed. At the top of Page 22 -- sorry, I missed one. Senator Dunn. It must be the tie. Read the bill, Madam Secretary.

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SECRETARY HAWKER:

House Bill 2306.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This bill amends the Unified Code of Corrections, and would permit a order of withholding to collect restitution under a guilty plea, and I would urge a favorable adoption.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there any discussion? If not, then the question is, shall House Bill 2306 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, Madam Secretary. On that, the Ayes are 58, none voting Present -- none voting Nay, and none voting Present. House Bill 2306, having received the constitutional majority, is declared passed. Now, at the top of Page 22. Senator Dunn. 2307. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2307.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This is another amendment to the Code of Corrections and would allow a court to enter an order for payment of restitution based on a monthly -- basis when the restitution is to be paid over six months.

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PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there discussion? If not, then the question is, shall House Bill 2307 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, Madam Secretary. On that, the Ayes are 59, the Nays are none, and none voting Present. House Bill 2307, having received the constitutional majority, is declared passed. House Bill 2309. Senator DeAngelis. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2309.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. House Bill 2309 is a rather extensive bill which allows a list of permissive considerations that the court may use before granting a disconnection of the library district to a territory that has been annexed by a municipality. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there any discussion? If not, then the question is, shall House Bill 2309 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. On that question, there are 59 Ayes, none Nays -- no Nays, and none voting Present. House Bill 2309, having received the constitutional majority, is declared passed. House Bill 2325. Senator Woodyard. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2325.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. This bill really codifies what is being done -- done now by Central Management Service, in encouraging the use and requiring the use of gasohol in State vehicles wherever possible. It also extends to using - where possible - gasohol in the downstate public transportation system. And that's what the bill does. And by the way, the downstate system is in agreement with this.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there discussion? Senator Severns.

SENATOR SEVERNS:

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

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Says he'll yield.

SENATOR SEVERNS:

And as one, Senator Woodyard, who also supports the increased use of gasohol, can you give us a little more in terms of what this bill really does, or what impact it's going to have, and how it's going to help our corn growers and the gasohol promotion generally?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard.

SENATOR WOODYARD:

Well. I -- I'll try to. In State vehicles already, I think, most of the State vehicles use gasohol. And I can't -- I don't have any numbers of gallons. But that was mandated by Executive Order quite some time ago. The downstate public transportation

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system -- I -- I have no idea how many gallons increase in ethanol this would be.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Severns.

SENATOR SEVERNS:

So there's nothing right now that suggests how this really is going to help in terms of gasohol, period. Right?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard.

SENATOR WOODYARD:

Not that I know of.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

All right. Is there further discussion? If not, then the question is -- Senator Woodyard, to close. The question is, shall House Bill 2325 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, Madam Secretary. On that question, there are 58 Ayes, none voting Nay, and none voting Present. House Bill 2325, having received the constitutional majority, is declared passed. House Bill 2329. Senator Jones. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2329.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Jones.

SENATOR JONES:

Thank you, Mr. President, Members of the Senate. House Bill 2329 creates the Nutrition Services Licensing Act to provide for licensure of dieticians and nutrition consultants by the Department of Professional Regulations. It established the

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Nutrition Consultants Licensing Board and Dieticians Licensing Board. This bill has been before us many times before. It has support of the American Diabetes Association, the American Heart Association and many, many other groups who are concerned about dieticians and nutrition, and I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there any discussion? If not, the question is, shall House Bill 2329 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, Madam Secretary. On that, -- on that, there are 59 Ayes, none Nays -- no Nays, none voting Present. House Bill 2329, having received the constitutional majority, is declared passed. House Bill 2338. Senator Welch. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2338.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This bill establishes a preference for the awarding of public contracts to bidders who used recycled materials, provided that the additional cost to the State does not exceed ten percent of the lowest bid. I'd be glad to answer any questions.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there discussion? Senator Donahue.

SENATOR DONAHUE:

Well, thank you, Mr. President, Ladies and Gentlemen of the Senate. I know we've had kind of one of these mornings where we're just all slipping on through, but I'd like people to sort of

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look at this bill and what it's doing. It gives preference for CMS to purchase -- or a ten-percent increase in bids for recycled paper. Is that correct?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Welch.

SENATOR WELCH:

It puts a cap on paying for recycled paper of ten percent above any other bid, but it encourages the purchase of recycled paper, yes.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Donahue.

SENATOR DONAHUE:

Okay. Well, what it -- what it basically would allow is that if I am a manufacturer of recycled paper, I'm going to make a bid, and I can bid ten percent higher than the lowest bid. And I think actually this has the potential of increasing costs. What I would like to have people look at -- and I think CMS would prefer this -- Senator Macdonald has a bill in House Bill 2020 which says -- does lots of things, but in essence, one of the requirements is by the year 2000, that all the purchases that CMS makes of paper, that fifty percent of their total dollar value would be in recycled paper. And I think we want the encouragement, but this just allows us to pay more. And I hope that we could oppose this legislation.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Macdonald. Is there no further discussion? Senator Welch, to close.

SENATOR WELCH:

Well, I'd just like to point out that these are going to be sealed bids. Nobody is going to know that another bidder is bidding up to ten percent more. So if you want to take the risk of padding your bid by an extra ten percent, you're probably going

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to lose the bid. One of the witnesses before the committee sent a note out to -- on Department of Central Management Services' letterhead, saying that the increase -- the cost may increase -- may increase. There is no definitive statement that they will increase. If we want to encourage recycling, this is what we have to do. We passed a bill out yesterday, 58 to nothing, requiring the Legislative Printing Unit to use recycled paper whenever feasible. This seems to me to go along. And by the way, that was a Republican bill. I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Question is, shall House Bill 2338 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, Madam Secretary. On that question, the Ayes are 35, the Nays are 19, and 3 voting Present. House Bill 2338, having received the constitutional majority, is declared passed. House Bill 2349. Senator Thomas Dunn. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2349.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This grants to State employees who are American Red Cross certified disaster volunteers up to twenty days of paid leave within a -- within a twelve-month period for certain types of disaster that occur within the State. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there any discussion? If not, the question is, shall House Bill 2349 pass. Those in favor, vote Aye. Opposed, vote Nay.

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The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, the Ayes are 58, the Nays are none, none voting Present. House Bill 2349, having received the constitutional majority, is declared passed. Okay. WCIA requests permission to tape. Is permission granted -- leave granted? Leave is granted. Senator Rea. Senate Bill 2352. Senator Philip. 2355. Senator Luft. 2358. Senator D'Arco. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2358.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. House Bill 2358 provides that a -- it allows a trustee to invest the trust estate assets in affiliated mutual funds, provided that the mutual fund is an appropriate investment under the Trust and Trustees Act. I have -- I don't know of any opposition, ask for a favorable vote.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

All right. Is there discussion? If not, then the question is, shall House Bill 2358 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, the Ayes are 59, the Nays are none, and none voting Present. House -- House Bill 2358, having received the constitutional majority, is declared passed. House Bill 2366. Senator Demuzio. Read the bill, Madam Secretary.

SECRETARY HAWKER:

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House Bill 2366.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2366 sets up a procedure that would require State and State agencies to provide information to landowners in eminent domain proceedings. Before initiating any eminent domain proceedings, the State or the agency shall designate a person to respond to all reports for information. They shall advise the landowner in writing of the following: description of the property, name, address, telephone number, identity, general purpose, type of facility to be constructed if -- if it's necessary. And at least sixty days before initiating a proceeding, the State or the State agency shall notify the landowner by letter or certified mail of the following: that the compensation that is offered and its basis, that the agency is willing to negotiate, and that the agency intends to initiate an eminent domain proceeding if a compromise cannot be reached. And would require the Attorney General and the CDB and all the other State agencies to follow the procedure. It's only right, if we are initiating any eminent domain proceedings, that we have spelled out in the Statute the prescribed procedure. It came out of committee unanimous. I would be happy to answer any questions. I think there was one question with respect to the departments, and that was on the sixty-day notice.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, I rise to

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speak in favor of this bill. This bill is a very needed bill, because there's been some terrible transgressions in condemnation cases, and I certainly support your bill fullheartedly.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Says he'll yield.

SENATOR HAWKINSON:

Senator, I also support this idea, but I have a question. Would this also apply to quick-take, and if not, why not?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Demuzio.

SENATOR DEMUZIO:

I don't know the answer to that question at the moment, but let me suggest to you that as far as I am concerned - as far as this Senator is concerned - and for intent, it ought to apply to quick-take as well. And if it -- if it does not, then it seems to me that we might find another vehicle around here and -- and do that, because I'm -- it must, Senator Hawkinson. My staff is indicating that it does.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Butler.

SENATOR BUTLER:

Will the Senator yield, please?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

He indicates he'll yield.

SENATOR BUTLER:

There was a question about the agency -- that the agencies had about that sixty-day notice. Did you resolve that?

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PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Demuzio.

SENATOR DEMUZIO:

No. As a matter of fact, they raised that issue in committee and they never came back to discuss it. It just seems to me that sixty days is -- if we're taking somebody's property, it just seems to me that sixty days is -- is not a long time period. I mean, if we're going after someone's property, there ought to be a set procedure. And I think sixty days is adequate. I would have negotiated something else if they'd have come, but it's not here.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Karpriel.

SENATOR KARPIEL:

Thank you, Mr. President. A question of the sponsor.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Indicates he'll yield.

SENATOR KARPIEL:

Well, I, too, like your -- your legislation a great deal. If I had known about it before -- before right now, I would have asked for an amendment to be put on for all units of local -- all units of government to have to go through this procedure. At some time in the future, would you be agreeable to supporting such legislation?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Demuzio.

SENATOR DEMUZIO:

Sometime in the future. I don't know if that's immediate --

SENATOR KARPIEL:

Well, next year.

SENATOR DEMUZIO:

But I understand that -- where you're coming from, and it seems to me that in any local government, if we're after someone's

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property, that there ought to be a set procedure in the Statute that says -- outlines the system, and it seems to me that I am inclined to support that concept, and would be glad to look at your prospective legislation.

SENATOR KARPIEL:

Well, something like this would be fine. Thank you.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Brookins.

SENATOR BROOKINS:

Thank you. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

He indicates he'll yield.

SENATOR BROOKINS:

Senator Demuzio, is there -- what type of notifications have we outlined for the -- taking the property?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Demuzio.

SENATOR DEMUZIO:

We are requiring the State agency to advise the landowner in writing of the following at the time of their first contact: one, the description of the property; the name, address, telephone number of the person designated by the agency that would be responding to their request; identifying the State agency that's attempting to procure the property; the general purpose by which they wish to acquire; and the type of facility, if any, that needs -- that they are going to construct. And we would also require at least sixty days before the -- initiating any proceedings, that they would also specify the compensation being offered and the basis for that compensation, and that the agency is willing to negotiate and that the agency intends to initiate an eminent -- eminent domain proceeding if a compromise cannot be reached.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

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Further discussion? Senator Brookins. Further discussion?

SENATOR BROOKINS:

Thank you. Thank you, Senator Demuzio.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

All right. Senator Demuzio, to close. The question is, shall House Bill 2366 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, Madam Secretary. On that, there are 58 Ayes, no Nays, none voting Present. House Bill 2366, having received the constitutional majority, is declared passed. Senator Rea has a special guest right now. Senator Rea.

SENATOR REA:

Thank you, Mr. President and Members of the Senate. Today it's indeed a pleasure for me to introduce to you a person who has certainly been a hero in our area, a person that acted very quickly in a case of an accident, a disaster that took place. We -- in Southern Illinois there's a place called Little Grand Canyon; and Carol Williams, who teaches in the Valier-Sesser school system, was there with sixteen students and there came a flash flood. And as a result of that -- it was a very tragic thing, and due to the quick thinking of Carol, was able to get all the children back very safely. I would ask the Secretary of the Senate to read Senate Resolution 548.

SECRETARY HAWKER:

Senate Resolution 548 offered by Senator Rea.

(Secretary reads SR 548)

SENATOR REA:

At this time, let me present to you Carol Williams.

CAROL WILLIAMS:

(Remarks by Carol Williams)

SENATOR REA:

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Truly a dedicated, committed teacher, a great individual, and our hero. Thank you.

PRESIDENT ROCK:

Senator Geo-Karis, I think the moment has arrived.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I believe you have a caucus lined up after Session. We have one, too, in Senator Pate Philip's Office. Except yours is in another office.

PRESIDENT ROCK:

It's not after Session. It's right now. Senator Sam.

SENATOR VADALABENE:

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

PRESIDENT ROCK:

All right. Democratic Caucus immediately in Room 212. Republican Caucus immediately in Senator Philip's Office. We will attempt, at the very least, to say we're going to try to come back here and get back on the Order of 3rd Reading where we left off. We'll aim at the hour of 1:30. 1:30. So the Senate will stand in recess until, hopefully, only 1:30.

(RECESS)

(SENATE RECONVENES)

PRESIDENT ROCK:

Yeah, I forget what that -- olly-olly-ocean free. Is that the one? Yeah, okay. Yeah, Ladies and Gentlemen, the hour of 1:30 having come and gone, the Senate will please come to order. We will begin again on the Calendar where we stopped on House Bills

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3rd Reading. My understanding is 2-3-6-8 with Senator Woodyard, Senator Philip, Senator Davidson, Senator Topinka, Senator Schuneman, Severns, Daley and Severns. Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 552 offered by Senator Topinka

Senate Resolution 553 offered by Senator Ralph Dunn.

Senate Resolution 554 offered by Senator Lechowicz and all Members.

Senate Resolution 555 offered by Senator Topinka.

Senate Resolution 556 and 557 offered by Senator Topinka.

They're all congratulatory and death resolutions.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

And Senate Resolution 558 offered by Senators Vadalabene, Hudson and Geo-Karis.

It is substantive.

PRESIDENT ROCK:

Executive. ...(machine cutoff)...ask the Members who are within the sound of my voice, in their offices or visiting with constituents, to please join us on the Floor. We will begin again on the Order of House Bills 3rd Reading and begin where we left off before the recess, and that is at 2368, with Senator Woodyard. And we will continue on through the Calendar until approximately six o'clock. Also, we should advise the Membership that Senator Philip and I have decided it will not be necessary - it will not be necessary - for us to be here this weekend, so that we will plan on convening early Friday morning at approximately nine o'clock and work until shortly after noon, so that we can all go back to our districts and get back to the real world. Senator Woodyard, are you ready? On the Order of House Bills 3rd Reading.

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We're at the bottom of Page 22, Ladies and Gentlemen. The bottom of Page 22 on your Calendar. You will find, on the Order of House Bills 3rd Reading, House Bill 2368, Madam Secretary. Read the bill, please.

SECRETARY HAWKER:

House Bill 2368.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. This is similar to a bill we passed earlier that dealt with gasohol usage and mass transit and State-owned vehicles. This particular bill requires the State universities and colleges to use gasohol where available, and I do have the figures of the number of gallons of gasoline used by the various universities, if somebody wants to know.

PRESIDENT ROCK:

All right. The Gentleman's moved passage of House Bill 2368. Discussion? Senator Joyce.

SENATOR J.J. JOYCE:

Yes. Thank you, Mr. President. What -- what are the gallons, if you wouldn't mind?

PRESIDENT ROCK:

Senator Woodyard.

SENATOR WOODYARD:

The University of Illinois uses six hundred and seventeen thousand one hundred and seventy-one gallons. Southern Illinois University, four hundred and thirty-seven thousand five hundred. The Board of Regents - Northern, Illinois State, Sangamon State - uses two hundred and seventy-three thousand three hundred

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gallons. The Board of Governors - Western, Eastern, Chicago State, Northeastern, Governors State and the administrative offices - use a hundred and ninety thousand seven hundred and thirty-five, for a total, in Higher Education, of one million five hundred and eighteen thousand seven hundred and six gallons. But I have no idea how much of that is ethanol.

PRESIDENT ROCK:

Senator Joyce.

SENATOR J.J. JOYCE:

Thank you. I -- I guess why I am rising on this, I support this legislation, and I'm sure probably everyone does. But in the total scheme of things, I think you will admit that this doesn't do much toward the production of ethanol. And I just want to call the Members' attention to -- there are some ethanol bills and negotiations going on right now. And whenever we pass legislation like this, that is -- well, doesn't mean a great deal in the scheme of things, people have a tendency to say later on, when a bill would come along that would really mean something, "Well, I voted for ethanol." And I would just like to have you, Senator Woodyard, remind your Members when that comes along that -- yes, we voted for an ethanol bill or two, but it wasn't one that really was going to line the pockets of anyone or do that -- a tremendous amount of good. So I support this and would ask everyone to support it, but also, if we have an opportunity this Session, with good faith negotiations, both sides of the aisle, the petroleum people, everyone, that perhaps we could do a -- hit a bigger lick for ethanol this year, if we get a -- chance.

PRESIDENT ROCK:

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I was one of those who voted for every ethanol bill in this House and I

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will do it again. I think at least we've got a starter, because we don't know what our brothers and sisters on the other side will do with our ethanol bills that've passed out of the Senate. And I urge favorable consideration of this bill.

PRESIDENT ROCK:

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

SENATOR WOODYARD:

Well, yes, and I -- I certainly want to respond to Senator Joyce's comments, because I couldn't agree with you more. And it is certainly not my intent to send the wrong message that we've accomplished very much with the passage of these two particular bills. But as you say, Senator Joyce, we hope before the end of Session to reexamine the entire ethanol issue.

PRESIDENT ROCK:

The question is, shall House Bill 2368 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 58 Ayes, no Nays, none voting Present. House Bill 2368, having received the required constitutional majority, is declared passed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns, for what purpose do you rise?

SENATOR SEVERNS:

Thank you, Mr. President. I rise on a point of personal privilege.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

SENATOR SEVERNS:

Thank you, Mr. President. I know that almost all of us - if not all of us - have visitors here today coming from all parts of the State, but I'm especially delighted to have in the gallery

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behind me the Retired Teachers' Association of Moultrie County, and I'd be remiss not to mention that Thelma Stone, Representative Stone's wife, is among them. And finally - and very importantly - two of my favorite people in the President's Gallery, are my parents, Don and Helen Severns.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Will our guests in the gallery please rise? Welcome to Springfield. Glad you are here.

END OF TAPE

TAPE 3

PRESIDING OFFICER: (SENATOR DEMUZIO)

On the Order of House Bills 3rd Reading is House Bill 2385. Madam Secretary, read the bill.

SECRETARY HAWKER:

House Bill 2385.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate <sic> Bill 2385, as amended, does two things. The first thing it does, it allows the Secretary of State to take out of the Motor Fuel Fund three million dollars, one time, to print license plates. Evidently, the Secretary of State is running out of license plates. Senator Rock put on an amendment that takes thirty-five million dollars out of the Motor Fuel Tax and gives it to the Chicago CTA for, I believe, schoolchildren, senior

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citizens, et cetera. I'll -- happy to answer any questions, and ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Rock. Can we have some order, please? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in strong support of House Bill 2385, as amended. But if I could clarify what my friend, Senator Philip, said, this does not give anything to anybody. What it does do is afford the Governor an opportunity to sign an appropriation, if an appropriation is passed - an appropriation that would come out of whatever surplus - and I underline the word surplus - there might be in the Motor Fuel Tax Fund. And I say that because the Governor is confronted with a unique situation. His predecessor in office and the Secretary of Transportation, at that point, signed, last -- couple of years ago, a five-year agreement with the City of Chicago. An integral part of that agreement was the commitment - the definite governmental commitment - that there would indeed be, for a period of five fiscal years, thirty-eight million dollars made available to the Chicago Transit Authority to reimburse, as a subsidy, for those riders who are schoolchildren, who are -- or who are handicapped. It was fair then. It's fair now. And in -- in exchange for that, as you will recall, the General Assembly passed, under Democratic leadership -- passed a pretty extensive gasoline tax increase. And I dare say without that commitment, without that agreement to provide some of that money, roughly less than ten percent, to -- to the mass transportation facilities in Northern Illinois, there would not have been a gasoline tax increase. And all this amendment says to the Governor is, "We understand your dilemma. The General Revenue Fund is short. Maybe for this fiscal year, if the General Assembly appropriates,

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you can pay that commitment. You can honor that commitment. You can honor that contract by virtue of use of surplus in the Motor Fuel Tax Fund." I urge an Aye vote by every Member.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Watson.

SENATOR WATSON:

Well, thank you, Mr. President. I guess -- I don't know who the question should be directed to, but I guess to the sponsor, my Minority Leader. But in the amendment that was added by Senator Rock, he mentions the surplus Road Fund monies. I'd like a definition of what surplus Road Fund monies might be.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

I -- I will defer to the scholar on the other side of the aisle. I'm not sure what the definition of surplus is, quite frankly, but I will tell you this, Senator, that it doesn't say "shall." It says "may." And as you're probably aware, this bill has been amended here. If we would pass it, it would go back to the House. I'm assuming it would probably get in conference committee somewhere along the line. And this is one of those little goodies that may end up on the -- in -- in the end of the Session, we can agree -- or we -- not to agree to. And, of course, the Governor can veto that part out if he wants to. So I'm not sure that definition has -- has any big problem, quite frankly.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Well, thank you, Mr. President. And I would point out that what Senator Philip said is absolutely correct. It said, "may be appropriated." This -- it's not a mandate by anybody, and it also is subject to appropriation, which is another majority vote. And

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then it's subject to Gubernatorial approval, which is another step in the hurdle. To answer your question directly, my understanding of surplus in the Road Fund is that the first responsibility of the Road Fund is to pay off existing debt service on bonds. And whatever is left after that is -- is technically surplus. So out of that amount, once the debt service has been taken care of, that amount would be available for other appropriation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Well, Senator Rock, I understand where you're coming from. And if you had an agreement with the 2nd floor and the Governor at that particular time on monies being made available for the elderly and handicapped and student subsidies for CTA, I -- I can understand that. And that was GRF money. That was General Revenue Fund money, and that was the agreement that was made. Now you're coming in and taking money out of the Road Fund. Now, I want to tell you, Senator, that that Road Fund is also a commitment that was made to us - those of us -- all of us - who supported the Motor Fuel Tax increase for a road program in this State. And out of that Road Fund comes the five-year road program that was committed to -- to those of us in downstate Illinois. When you start taking money from the Road Fund, then you have an impact, Senator, on the ability of the Department of Transportation to live up to the commitments they've made to us also. So I understand where your commitment's coming from, Senator, and it -- but it came from General Revenue Fund. It didn't come out of the Road Fund, and that's the concern that I have with the effort that's being made here today. I would just point out in this article that I asked that -- to be circulated on the -- on the Floor. In the second paragraph of this June 18th Chicago Sun-Times article, it says that the Governor's plan calls

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for four hundred and sixty-eight million in capital outlays in the next fiscal year. And that's -- that's capital outlays, I might say, to the Public Transportation Program. All but nine million dollars of it are earmarked for Chicago area projects. Nine million dollars is all that goes outside of the City of Chicago. And now you're asking for more - thirty-six million more dollars - out of the Road Fund, out of commitments that were made to those of us who supported that road tax, who -- those of us who have got concerns about the construction and the maintenance of roads in our area. You're asking for thirty-six more million dollars. This is a bad idea, even though it is my Minority Leader who's for it and supporting it, and it's his bill. It's a bad idea, and we should reject this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President, Ladies and Gentlemen of the Senate, I -- I concur with -- with Senator Rock in terms -- and also Senator Philip - in terms of what they're trying to do here, because apparently a promise was indeed made. My question, I guess, stems from Crane's of May 20th, 1991, where indeed it notes that this deal was supposedly for forty million dollars to Chicago and a two-year written agreement between the City and the State. Some kind of an agreement was put together through 1994 for student, elderly, handicapped riders, and formally in an annual appropriations for the proposed Downtown Circulator Project. And then it reads, "In return, city officials promise to help State leaders win a six-cent increase in the State gasoline tax". Now, apparently, whatever this memo was that they've gotten access to on this document, which has something like nineteen proposals into it, those of us on the Transportation Committee - our staff - have never seen this document. Could you make that available to us so

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we know what's out there in terms of promises, or could you respond to that?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

I would -- I would turn around and ask the Gentleman on the Floor for a copy. Right over there. Right behind Senator Watson. This was a written contract between the Illinois Department of Transportation and the Office of the Governor and the city officials. They've got a copy. It was a five-year agreement through Fiscal '94. And I disagree with Senator Watson. The condition precedent to the imposition of that additional gas tax was totally premised upon this kind of support. And I understand the Governor's dilemma, and that's why I'm trying to help him out - to say we understand that GRF's a little short this year, but there's a bunch in the Road Fund.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. And inquiry to the sponsor. It's my understanding that there are eight systems throughout the State that could qualify for this program. I represent, I believe, two of those systems - one in Peoria and one in Pekin. Would they qualify for these funds if they choose to initiate such a program if not already initiated?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

The answer is yes. This -- this is -- my -- my specific concern was obviously the CTA, because it runs right smack dab through the middle of my district. But the fact is, the other mass transit systems in this State, as long as they provide this

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reduced fare service, are -- are subject to the same reimbursement subsidy. Yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Philip may close.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As you know, it says "may," and it says "surplus." I mean, the Governor's going to have the final word on this. It'll end up in the end of the Session. I'm just suggesting we ought to get it over to the House and get it in conference committee and -- and work out an agreement. So I would ask for some green lights up there. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 2385 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 41, the Nays are 14, 1 voting Present. House Bill 2385, having received the required constitutional majority, is declared passed. 2405. Senator Davidson. On the Order of House Bills 3rd Reading, bottom of Page 22, is House Bill 2405, Madam Secretary.

SECRETARY HAWKER:

House Bill 2405.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and Members of the Senate, this bill does exactly what it says on the Calendar. This is a bill that came out of the investigation of fraud by people from the Securities Department, the Secretary of State's Office. This is a worked-out

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bill between the Secretary of State, the security dealers, the licensed -- certified financial planners, et cetera. I know of no opposition. I'd appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President, Members of the Senate. Well, I think Senator -- Senator Davidson is absolutely right. The Security Division in the Secretary of State's Office has done an excellent job in investigating this problem of fly-by-night operators who don't have possession of mineral rights or potential mineral deposits. And many people are being bilked throughout the State of Illinois, particularly involving gold and silver. And this bill would enable the Secretary of State's Office to utilize enforcement actions against these operators. It's a good bill. The -- the investigation was done properly. The division is run very well, and I would solicit an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the question is, shall House Bill 2405 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 56, the Nays are 1, 1 voting Present. House Bill 2405, having received the required constitutional majority, is declared passed. Bottom of Page 22 is House Bill 2413. Madam Secretary, read the bill.

SECRETARY HAWKER:

House Bill 2413.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

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SENATOR TOPINKA:

Yes. Mr. President, Ladies and Gentlemen of the Senate, this amends the Alcoholism and Drug Addiction Intervenor and Reporter Immunity Law to include treatment for family members as part of invention, to include school counselors as trained intervenors, and to include those who encourage an individual or family member as fact-reporters. It also amends the School Code to authorize school personnel to intervene with students and their family members. The bill is supported by DASA. I don't know that it has any problems. It costs nobody anything, and I would appreciate a positive vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall House Bill 2413 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 58, the Nays are none, none voting Present. House Bill 2413, having received the required constitutional majority, is declared passed. Page 23. Turn the page. 2416. Senator Schuneman. On the Order of House Bills 3rd Reading, top of Page 23, is House Bill 2416, Madam Secretary.

SECRETARY HAWKER:

House Bill 2416.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. This bill is the creation of the Legislative Audit Commission. And basically, the intent of the bill is to make sure that State government-created agencies do not create entities of their own and then claim that they are not

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State agencies. So basically, what it amounts to is that the bill would prohibit State agencies from creating any new entity which expands the powers or duties or responsibilities of that agency, unless it's specifically authorized by the General Assembly. I know of no opposition. We passed a similar bill out of here earlier just like this. I would urge adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 2416 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 56, the Nays are none, none voting Present. House Bill 2416, having received the required constitutional majority, is declared passed. House Bills 3rd Reading is House Bill 2420, Madam Secretary. Read the bill, please.

SECRETARY HAWKER:

House Bill 2420.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. House Bill 2420 simply requires that the Auditor General perform a management audit on all State agencies at least once every four years. I know of no opposition. Would urge its passage.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Davidson.

SENATOR DAVIDSON:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates she will yield. Senator Davidson.

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SENATOR DAVIDSON:

My notes show that the Auditor General has said this will cost 1.5 million dollars to do this. Is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns.

SENATOR SEVERNS:

It's -- it's correct that the Auditor General has said that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

What does CMS say?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns.

SENATOR SEVERNS:

We don't have anything filed from CMS. It simply says that the amount that this would cost would be insignificant.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- further discussion? If not, the question is, shall House Bill 2420 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 40 -- on that question, the Ayes are 50, the Nays are 5, 1 voting Present. House Bill 2420, having received the required constitutional majority, is declared passed. On the Order of House Bills 3rd Reading is House Bill 2421, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 2421.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Daley.

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SENATOR DALEY:

Thank you, Mr. President and Members of the Senate. House Bill 2421 would sunset the State Mandate Board of Appeals as of 1-1-92. It would create a State Mandate Board of Review to hear appeals from local government. It would require that the two local government officials appointed to the State Mandate Board of Review by the Governor receive the advice and consent of the Senate; would clarify that when the board requests an agency to direct the Comptroller's Office to -- to provide reimbursement for a mandate - that that reimbursement is subject to available appropriations.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 2421 pass. Those in favor will vote Aye. Those opposed, Nay. I'm sorry. Senator Fawell.

SENATOR FAWELL:

Thank you very much. I -- I would hope that the people on both sides of the aisle would -- would take a good look at this bill. It does increase the cost to the State without an appropriation. It was basically a bill that we felt, on our side, that we should be opposing. It places a burden of auditing State mandate programs in the Auditor General. And this could lead to a -- not only a -- a big expense, but frankly, it could be a real pain in the neck to a lot of agencies and a lot of -- of people who are trying to run these mandated programs. I would strongly suggest that we vote No on this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Daley may close.

SENATOR DALEY:

Mr. President, I believe the second amendment took care of that in reference to reimbursement for local government, because the payment is subject to available appropriations. I'd be -- I

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would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall House Bill 2421 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 40, the Nays are 13, 3 voting Present. House Bill 2421, having received the required constitutional majority, is declared passed. 2422. Senator Severns. On the Order of House Bills 3rd Reading is House Bill 2422, Madam Secretary.

SECRETARY HAWKER:

House Bill 2422.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. House Bill 2422 simply shortens the lapse period from ninety to sixty days. It passed out of the House without any opposition. It was on the Agreed Bill List in our committee. I'll be happy to answer any questions, would urge a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. This is a bill that has a very good intention but a very poor result. This is a bill that most agencies will not be able to comply with, and more importantly, you're going to get a lot of calls from your own constituents who are going to have to go to the Court of Claims to get paid rather than get paid through the normal process. The liability has to be incurred before the year end. The ability to pay that liability,

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however, in many instances, requires an excessive amount of processing. Let me just give you one example. Central Management Services has many revolving accounts. Those accounts are with other governmental agencies for telecommunications and so forth. They can't possibly meet this mandate. So what you're going to end up doing is having your own State agencies suing CMS, or CMS suing your own State agencies, in order to get paid. I think if we intend to do something about tightening it up, I think we ought to look at the manner in which the monies are spent prior to June 30th, not in the manner in which the bills are paid when the lapse period is there.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Severns may close.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This bill was initiated by Comptroller Netsch, who believes, in good faith, that it's a responsible fiscal step to put this State on somewhat better footing. In answer to Senator DeAngelis, the Bureau of the Budget - and I -- I think the concerns that he raised were certainly concerns that CMS raised - but BOB indicated that they felt those revolving accounts and -- none, in fact, should be exempted. Those discussions are continuing. And in the process, I would urge a favorable vote. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall House Bill 2422 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 36, the Nays are 20, 1 voting Present. House Bill 2422, having received the required constitutional majority, is declared passed. House Bills 3rd Reading is House Bill 2423, Madam Secretary.

SECRETARY HAWKER:

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House Bill 2423.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. The Illinois Student Assistance Commission designates students as Illinois State Scholars. This bill reflects an agreement with the Illinois Student Assistant Commission and some -- some private and public high schools to change the method by which those scholars -- or modify the method by which they can be chosen. The Commission would still designate individuals as State Scholars, but they shall base their -- and they shall base their -- their designations upon eligibility formula that they developed. However, if any student is nominated by his or her school, because they receive a score at or above the ninety-fifth percentile on the ACT test or any -- the equivalent comparable examination, then they shall be determined to be State Scholars. As I said, there's no -- this is -- respects an agreement, and I would move for its passage.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall House Bill 2423 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 58, the Nays are none, none voting Present. House Bill 2423, having received the required constitutional majority, is declared passed. The Illinois Information Services are -- request permission to videotape the proceedings. Is leave granted? Leave is granted. House Bill 2434. Senator Berman. 20 -- I'm sorry. 2431. I missed one.

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All right. With leave of the Body -- is leave granted? Is leave granted? Leave is granted. House Bill 2431, Madam Secretary.

SECRETARY HAWKER:

House Bill 2431.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. This bill is a -- comes at the request of the Illinois Hospital Association. When a private hospital admits a person to a psychiatric ward, that hospital is required to provide the name to the Department of Mental Health. Then they cross-reference this name with a list of people who possess or have applied for a Fireowner's <sic> Identification Card. Then if that person's name appears on the list, then the Department of Mental Health reports that person to the State Police. At the same time, a federal law prohibits release of information of individuals who are receiving substance abuse services. So the problem is that sometimes the hospitals are -- some patients can be dually diagnosed - that is they can have psychiatric and substance abuse problems. And the hospitals are in a situation where they might be releasing some information in violation of federal law. Therefore they've come up with this proposal which is designed to be limited to the situations when a -- in good faith, they're just trying to comply with the law. So again, I don't know of any opposition, move for its passage.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall House Bill 2431 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

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that question, the Ayes are 58, the Nays are none, none voting Present. House Bill 2431, having received the required constitutional majority, is declared passed. On the Order of House Bills 3rd Reading, bottom of Page 23, is House Bill 2446, Madam Secretary.

SECRETARY HAWKER:

...(machine cutoff)...2446.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President, Members of the Senate. House Bill 2446 is a bill which directs the Department of Mental Health and Developmental Disabilities to establish and implement an equity funding formula for community mental health services. The intent of the bill is to achieve equitable funding - an issue that cannot be addressed if no new funds are appropriated. A provision is included which would prohibit reallocation of funds from the areas that are overfunded, and therefore the areas that are underfunded remain so, if no new resources are appropriated. This legislation is a recommendation of the Technical Task Force on Community Mental Health Services, and with an amendment, which the Department recommended, the bill now prevents double funding of community agencies, and it also makes the bill consistent or identical to that which was sponsored - Senate Bill 539 - by my hyphenated co-sponsor, Senator Topinka, which passed the Senate by a vote of 58 to 1. I would solicit your support, be glad to answer any questions you might have.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall House Bill 2446 pass. Those in favor will vote Aye. Those opposed,

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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. On that question, the Ayes are 58, the Nays -- I'm sorry. The Ayes are 59, the Nays are none, none voting Present. House Bill 2446, having received the required constitutional majority, is declared passed. On the Order of House Bills 3rd Reading, bottom of Page 23, is House Bill 2448, Madam Secretary.

SECRETARY HAWKER:

House Bill 2448.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. House Bill 2448 removes the authority of the State Treasurer - which has to have the approval of the Governor, by the way - to invest in investment certificates and other securities of banks. It also removes that provision in the law which stipulates that investment securities need not be insured by the FDIC or FSLIC. In fact, if this bill passes, they will have to be insured.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 2448 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 57, the Nays are none, none voting Present. House Bill 2448, having received the required constitutional majority, is declared passed. 24. Page 24 - top. 2451. On the Order of House Bills 3rd Reading, Madam Secretary.

SECRETARY HAWKER:

House Bill 2451.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

Thank you, Mr. President. This bill is an initiative of the Automobile Paint Wholesale Association, who are concerned with two factors: one, the toxicity in nature of this paint; and two, the disposal of this paint that can damage the atmosphere and the EPA rulings and what not. What the bill does, it merely says that those persons who would utilize this paint would procure an ID number, which would also be able to be regulated by the IPA what -- disposal is with this kind of paint into the -- well, into the neighborhoods and what not. It's really aimed at getting at the backyard painter or the alley painter, which are numerous in many of our areas, that do not dispose of this toxic paint in the proper manner. I ask an Aye vote for this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Watson.

SENATOR WATSON:

I'm reading my analysis here, and I just wanted to ask the sponsor a question if I might, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Watson.

SENATOR WATSON:

Thank you. In my analysis, it says that if I'm going to touch up my -- paint my car, I have to get an identification number. No.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

This does not affect the hobbyist or persons who want to touch

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up their car in any shape, form or fashion. It does relate to that person who buys large quality <sic> (quantity) of this highly toxic paint to use to paint cars in the backyard or the alley guy that does this kind of work. It does not affect that industry or persons.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

What about farmers?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

It does not affect farmers, because you're not doing a wholesale type of business.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Fawell.

SENATOR FAWELL:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates she will yield.

SENATOR FAWELL:

Senator, I have a number of people in my district that restore antique cars. And I presume, somewhere along the line, they -- they paint them. Are you talking about those particular people that are -- have -- are doing this for, in effect, a hobby? In fact, I rode in one in a parade not too long ago, and it was a beautiful car that the young man had painted himself. What do we do with those things?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

The person utilizing this paint, as long as they're not using

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it for commercial purposes, or if they're using it only in the fashion that you're speaking of, Senator, they would not be involved or have to procure an ID number.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

I have a gentleman who lives in my area who -- I think he -- I think, commercially, he's -- may have, at one time, been in an -- the auto body business as an employee. But he does work in his garage, and you know, if you've got a dent in your fender, he'll come over -- you know, you can take your car, and he'll fix it and spray it. But it's strictly a very part-time thing - operating out of the -- out of his garage. Is he going to be required to jump through all these hoops? He gets paid for it, though. I mean, some of it he does for free and -- you know -- kind of a hobby with him, but he does get paid for it. He does some restoration on antique stuff, but he gets some money.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

If he paints the entire body, he's in trouble. If he's merely doing a touchup, taking out a dent, he is not obligated. This bill does not prohibit anyone from purchasing this toxic paint, but rather, it requires the seller to make note and take note of the person who's purchasing the paint for the purpose of proper disposal through ID numbers.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SENATOR SCHAFFER:

I'm trying to figure out -- obviously, this individual would go to a automobile supply paint store -- whatever, and buy paint. Now, that -- they are not under -- the person using the paint is

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not under the obligation to become a -- get this hazardous waste number, which is, as I recall, fairly involved and subjects you to endless paperwork. This would only affect the paint store, not the individual person who might be running a little body shop on the side or in the garage or whatever?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

Senator, if the seller is obtaining this paint in quantities and amount, then he would be responsible for obtaining the ID number - not if I go in and just buy a tube of paint or a gallon of paint to do a touch-up job. This would not affect that person.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SENATOR SCHAFFER:

My question, I guess, is, are you talking about the guy that sells my neighbor the paint having to get the number or my neighbor who purchases the paint and then puts it on people's cars and trucks and stuff? Does he have to get a number? Does he have to jump through all this or does his supplier? Because there are literally thousands of people who probably do this kind of thing as a -- a -- you know -- a small-time basis on the back -- back forty, so to speak. I know we've exempted the farmers. We usually do.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Alexander.

SENATOR ALEXANDER:

Thank you. If he's going to use it for commercial reasons, he should get an ID number. The bill states emphatically that no person may purchase for commercial use or purposes any of these highly toxic, hazardous paint, which is generating -- paid for use in automobile paint jobs. This is what it says. This is in the

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bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SENATOR SCHAFFER:

So if you by a gallon of paint to fix your mother-in-law's car, and she offers to reimburse you for the cost of the paint, you have to go get a hazardous number and jump through all those hoops?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

Senator Schaffer, I'm sure you know a gallon of paint is not highly commercial usage of amounts of paints. We're talking about gallons of paint that persons use to do cars in toto, all over, not touch-up jobs.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SENATOR SCHAFFER:

Does the bill specify how many gallons a year you'd have to use before you become a -- you -- under the auspices, or does it start at one ounce?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

It does not make any specific amount of paint. It merely says that if it's being used in a commercial amount, and I'm sure you know what I'm talking about - gallons upon gallons upon gallons of paint - then, of course, you would fall under this legislation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Butler.

SENATOR BUTLER:

Thank you, Mr. President. Will the speaker yield, please?

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PRESIDING OFFICER: (SENATOR DEMUZIO)

He indicates he will yield. Senator Butler.

SENATOR BUTLER:

Having spent a good deal of my life in the automotive parts business, I'm a little confused on this. There is a chain of sales that goes on from the manufacturer to a paint distributor to a -- a user, so to speak - a body shop. Now, who is responsible for keeping the record - the store, so to speak, or the user - the body shop?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

The seller is responsible for keeping the record. He must maintain this record for three years. The purpose of this legislation, as I've stated in the beginning, is to enable the proper disposal of this highly toxic substance which requires goggles if it's being used in a commercial sense, body protection, masks and everything. It also has a health hazard to it, and it's -- anybody that uses it in large quantities or commercial-type settings should know how to use it so that they can protect their own health, protect the atmosphere, the environment and the proper disposal of this highly toxic subject.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Butler.

SENATOR BUTLER:

In essence then, what we are doing in this case is to cut out the retail end of it. If -- you can't go into a store - an automotive parts store - pick up a can of paint and take it, because who will know -- or how can you tell that that's a commercial user or just the individual? I -- I -- you know, we could go -- I -- I think we're creating a hydro-headed monster here. Somebody wrote this that doesn't know how the system works,

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and I --

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator -- wait a minute. Further discussion? If not, Senator Alexander may close.

SENATOR ALEXANDER:

Body shop individuals already have a number. This legislation is definitely aimed at that person who lives in the -- have shops in alleys, who have no regard to the health and safety of the -- the people in the environment around them, who just don't dispose of this matter in a proper form. Those who have the permit know they must make a proper disposal of this matter so that the health environment of our persons and people are not involved with it. I ask an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 2451 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 29, the Nays are 25, 4 voting Present. House Bill 2451, having failed -- sponsor seeks Postponed Consideration. Postponed Consideration is granted. 2456. Senator Barkhausen. On the Order of House Bills 3rd Reading is House Bill 2456, Mr. Secretary, please.

ACTING SECRETARY: (MR. HARRY)

House Bill 2456.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members, House Bill 2456 would permit the issuance and transmittal of search warrants and arrest warrants by

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a facsimile machine. This should be very helpful to our law enforcement authorities, especially in rural areas. It passed the House on the Consent Calendar and our Judiciary II Committee on the Agreed Bill List, and I urge your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 2456 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 57, the Nays are none, none voting Present. House Bill 2456, having received the required constitutional majority, is declared passed. 2458. Senator Smith. House Bills 3rd Reading is House Bill 2458, Mr. Secretary, please.

ACTING SECRETARY: (MR. HARRY)

House Bill 2458.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 2458 merely creates a demonstration project allowing the DCFS to use Child Care Development Block Grant Funds to assist in the renovation and start-up costs of a child care centers. This bill will make it -- use of available federal funds to address a shortage of child care services in our State. The -- the proposed federal regulations have already been released, and this bill complies with any federal regulations. I ask for your approval of this legislation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 2458 pass. Those in favor will vote Aye. Those opposed, Nay. The

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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 59, the Nays are none, none voting Present. House Bill 2458, having received the required constitutional majority, is declared passed. 2462 was on the Recall List this morning. 2463. Senator Jacobs. 2466. Senator Holmberg. 2468. Senator Rea. On the Order of House Bills 3rd Reading, middle of Page 24, is House Bill 2468, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2468.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea.

SENATOR REA:

Thank you, Mr. President, Members of the Senate. House Bill 2468 requires the Department of Children and Family Services to establish an interstate exchange for referring hard-to-place or handicapped children for adoption. Actually, this will provide broader opportunities for identifying and developing adoption resources. I would ask for your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, then the question is, shall House Bill 24 -- discussion? Senator Topinka.

SENATOR TOPINKA:

Thank you. Yeah. Mr. Chairman and Ladies and Gentlemen of the Senate, if I may ask the sponsor just some questions. First of all...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Topinka. Sponsor indicates he will yield. Senator Topinka.

SENATOR TOPINKA:

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Oh, I'm sorry. Thank you. Originally, the Department of Children and Family Service opposed this bill on -- on fiscal problems that they might have, because there wasn't money appropriated for this program since, you know, we're still trying to fund last year's programs and -- without creating new ones. Have you taken care of their concern, or is this still going to have a fiscal impact of two hundred and eighty thousand dollars?  
PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea.

SENATOR REA:

Well, actually, in -- in this particular program, we're only talking about the neighboring four states, and this can be toned down or you can go where the -- a super project, and -- by toning it down and just making those resources identifiable and available, it will not -- there'd be limited cost - if any cost - of utilizing already existing resources.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Well, to the bill: I -- I think they're still objecting because of the fiscal constraints that they're facing. And I would note that apparently Illinois is already part of an Aid To Adoption of Special Kids Network, which does indeed cover the midwestern states. So it would pick up some of these states that you would be singling out in your bill. I think we might consider this bill as possibly duplicative of what DCFS is already doing now.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Further discussion? If not, Senator Rea may close.

SENATOR REA:

Thank you, Mr. President. Actually, this will provide the --

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greater opportunities for placement in terms of adoption resources, and I would ask for your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 2468 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 30, the Nays are 25, none voting Present. House Bill 2468, having received the required constitutional majority, is declared passed. House Bill 2471. Senator Jones. On the Order of House Bills 3rd Reading is House Bill 2471, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2471.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President, Members of the Senate. House Bill 2471 creates the Partnership for Long-Term Care Act. It establish private, public long-term care insurance, partnership demonstration pilot program, require the Department of Public Aid to create a pilot program to link private long-term insurance with public in-home supportive services through the Department of Public Aid and the Department of Rehabilitative Services. It creates an advisory task force. That's all that it does. I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Question is, shall House Bill 2471 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 56,

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the Nays are none, none voting Present. House Bill 2471, having received the required constitutional majority, is declared passed. 2486. Senator Cullerton. 2488. Senator Welch. House Bills 3rd Reading. House Bill 2488, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2488.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

...(machine cutoff)...you. Thank you, Mr. President. What this bill does - it allows -- it requires any agreement to extend the time limit for Illinois Commerce Commission action on a complaint to be in writing. It allows a party in a complaint to file a complaint in the circuit court to compel the Commerce Commission to act on a complaint for which the time limit has expired. An amendment to the bill changed the penalties to civil penalties. The bill has been -- the amendment was added at the request of the Commerce Commission. As I understand it, none of the utilities are opposed. And I would urge passage of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 2488 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 59, the Nays are none, none voting Present. House Bill 2488, having received the required constitutional majority, is declared passed. 2489 and 2494 are on the Recall List. Page 25. 2510. Cullerton. 2512. Topinka. 2524. Senator Collins. 2531. Senator Thomas Dunn. On the Order of House Bills 3rd Reading, House Bill 2531, Mr. Secretary.

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ACTING SECRETARY: (MR. HARRY)

House Bill 2531.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This creates the Automatic Telephone Dialers Act and prohibits the use of automatic telephone dialers between 9:00 p.m. and 9:00 a.m.; provides for enforcement under the same provisions as the Consumer Fraud Act, and gives that enforcement authority to the Attorney General, and I urge a favorable vote -- roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall House Bill 2531 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 a constitutional majority, is hereby declared passed. Let's back up to 2512. We -- we just missed that one. Please read 2512. Senator Topinka.

ACTING SECRETARY: (MR. HARRY)

House Bill 2512.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President, Ladies and Gentlemen of the Senate, House Bill 2512 is -- is very direct in what it intends to do. It amends the Military Code of Illinois by removing the requirement

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that the Adjutant General and the Assistant Adjutant General reside at the State Capitol. The Assistant Adjutant General for the air shall have been a rated Air Force aircrew officer, which also opens that up for others to participate. It has no opposition, and the Department of Military Affairs supports the issue.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 2512 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 57 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 2536. Senator Jacobs. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2536.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jacobs. Jacobs, please.

SENATOR JACOBS:

Thank you. Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 2536 is a little bit similar to Senator Woodyard's bill. It -- it's a -- got some wheels on it for ethanol, and what it does at this time is allows for demonstration programs to retrofit public transit bus engines. And it will be used as a vehicle to do the ethanol bill. Ask for its approval.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall 2536 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

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recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 2558. House Bill 2558. Senator Smith. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2558.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady from Cook, Senator Smith.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 2558 merely amends the four Public University Act to provide for minority representation, including women, on such committees -- search committees for university chancellors of U of I or presidents such as the Board of Regents, Southern Illinois University and the Board of Governors. And I ask for your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall House Bill 2558 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. 2562. Senator Jacobs. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2562.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from Rock Island, Senator Jacobs.

SENATOR JACOBS:

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Thank you, Mr. President. House Bill 2562 permits a bank to establish two automatic teller machines at temporary locations for up to ten days at fairs, neighborhood or community festivals, et cetera. And those two ATMs shall be in addition to those already authorized by law. I know of no known -- no known opposition, ask for its support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 2562 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. 2571. Senator Welch. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2571.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from LaSalle, Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This bill will require the operator of a surface-mined land to file a notice of his intent to reclaim that land to be mined, at the time the permit is issued, to actually mine the land. I'd be glad to answer any questions.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Would you correct the bill number, please? 2571. Thank you. Are -- is there any discussion? The question is, shall House Bill 2571 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

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received the constitutional majority, is hereby declared passed.  
2578. Senator Joyce. 2579. Senator Luft. Read the bill, Mr.  
Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2579.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. House Bill 2579 creates an income  
tax deduction equal to the amount of any federal or State bonus  
paid to veterans of the Persian Gulf War.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? Question is, shall House Bill  
2-5-7-9 pass. All in favor, vote Aye. All opposed, vote Nay.  
The voting is open. Have all voted who wish? Have all voted who  
wish? On this question, there are 59 Ayes, no Nays, none recorded  
as Present. This bill, having received the constitutional  
majority, is hereby declared passed. Jerry. Jerry, want to go to  
the back? 2581. Senator Marovitz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 2581.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Marovitz.

SENATOR MAROVITZ:

...(machine cutoff)...much, Mr. President, Members of the  
Senate. This bill is designed to improve health care in  
designated shortage areas, particularly in rural areas of our  
State. It -- the Department of Public Health would decide if they

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have the funds to distribute those funds for physician assistant training programs and scholarships for physician assistant students. The purpose is to increase the availability of health care professionals and their attendant services in areas that are currently underserved by health care systems. These assist physicians -- physicians are -- the docs are very, very supportive of the physician's assistants. And -- and I think this is needed in the rural areas. If and when the money becomes available, we want to let the Department know that these were -- this is an important program.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Hall.

SENATOR HALL:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will.

SENATOR HALL:

I just want to ask this question of you. It seems to be all right, but is there any requirements that they will get that scholarship, that they wouldn't go someplace else, or...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Marovitz.

SENATOR MAROVITZ:

I -- I frankly don't understand the question.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Would you repeat the question, Senator Hall?

SENATOR HALL:

If you're giving scholarships out to some people, and then once they get that, then they leave, is there -- and go someplace else -- just -- is there any time requirement?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Marovitz.

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SENATOR MAROVITZ:

That's a very good question, Senator Hall. The bill imposes a penalty of three times the annual scholarship for each year a scholarship recipient fails to fulfill the agreement. So there is a penalty if he doesn't. Very good question.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Rea.

SENATOR REA:

Thank you, Mr. President. I rise in support of this bill. Especially on the -- as the chief sponsor indicated, in underserved areas, there is a serious problem for primary health care. And this will help fill the gap to provide those resources that are necessary in order to provide health care in many of those underserved areas. So I would ask for your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Marovitz, to close.

SENATOR MAROVITZ:

Just solicit your Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall House Bill 2581 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 2592. Senator Savickas. Take it out of the record. Please turn to Page 26. Appears House Bill 26-1-1. Senator Joyce. Out of the record. 2642. Senator Holmberg. Out of the record. With leave of the Body, we'll now proceed to the Order of Consideration of the Agreed Bill List. Hearing no objections, Mr. Secretary, please read the bills on the Agreed Bill List for the third time. ...(machine cutoff)...correct the board. Okay. Fine.

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ACTING SECRETARY: (MR. HARRY)

...(machine cutoff)...Bill 43.

(Secretary reads title of bill)

House Bill 44.

(Secretary reads title of bill)

House Bill 98.

(Secretary reads title of bill)

House Bill 124.

(Secretary reads title of bill)

House Bill 215.

(Secretary reads title of bill)

House Bill 248.

(Secretary reads title of bill)

House Bill 290.

(Secretary reads title of bill)

House Bill 299.

(Secretary reads title of bill)

House Bill 303.

(Secretary reads title of bill)

House Bill 317.

(Secretary reads title of bill)

House Bill 325.

(Secretary reads title of bill)

House Bill 407.

(Secretary reads title of bill)

House Bill 408.

(Secretary reads title of bill)

House Bill 410.

(Secretary reads title of bill)

House Bill 472.

(Secretary reads title of bill)

House Bill 500.

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(Secretary reads title of bill)

House Bill 517.

(Secretary reads title of bill)

House Bill 559.

(Secretary reads title of bill)

House Bill 579.

(Secretary reads title of bill)

House Bill 592.

(Secretary reads title of bill)

House Bill 596.

(Secretary reads title of bill)

House Bill 601.

(Secretary reads title of bill)

House Bill 602.

(Secretary reads title of bill)

House Bill 603.

(Secretary reads title of bill)

House Bill 604.

(Secretary reads title of bill)

House Bill 627.

(Secretary reads title of bill)

House Bill 670.

(Secretary reads title of bill)

House Bill 672.

(Secretary reads title of bill)

House Bill 676.

(Secretary reads title of bill)

House Bill 859.

(Secretary reads title of bill)

House Bill 899.

(Secretary reads title of bill)

House Bill 938.

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(Secretary reads title of bill)

House Bill 965.

(Secretary reads title of bill)

House Bill 989.

(Secretary reads title of bill)

House Bill 1025.

(Secretary reads title of bill)

House Bill 1026.

(Secretary reads title of bill)

House Bill 1091.

(Secretary reads title of bill)

House Bill 1099.

(Secretary reads title of bill)

House Bill 1108.

(Secretary reads title of bill)

House Bill 1141.

(Secretary reads title of bill)

House Bill 1159.

(Secretary reads title of bill)

House Bill 1160.

(Secretary reads title of bill)

House Bill 1176.

(Secretary reads title of bill)

House Bill 1186.

(Secretary reads title of bill)

House Bill 1225.

(Secretary reads title of bill)

House Bill 1235.

(Secretary reads title of bill)

House Bill 1238.

(Secretary reads title of bill)

House Bill 1245.

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(Secretary reads title of bill)

House Bill 1251.

(Secretary reads title of bill)

House Bill 1299.

(Secretary reads title of bill)

House Bill 1302.

(Secretary reads title of bill)

House Bill 1311.

(Secretary reads title of bill)

House Bill 1369.

(Secretary reads title of bill)

House Bill 1380.

(Secretary reads title of bill)

House Bill 1407.

(Secretary reads title of bill)

House Bill 1408.

(Secretary reads title of bill)

House Bill 1441.

(Secretary reads title of bill)

House Bill 1461.

(Secretary reads title of bill)

House Bill 1479.

(Secretary reads title of bill)

House Bill 1481.

(Secretary reads title of bill)

House Bill 1488.

(Secretary reads title of bill)

House Bill 1522.

(Secretary reads title of bill)

House Bill 1551.

(Secretary reads title of bill)

House Bill 1556.

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(Secretary reads title of bill)

House Bill 1569.

(Secretary reads title of bill)

House Bill 1576.

(Secretary reads title of bill)

House Bill 1589.

(Secretary reads title of bill)

House Bill 1618.

(Secretary reads title of bill)

House Bill 1659.

(Secretary reads title of bill)

House Bill 1661.

(Secretary reads title of bill)

House Bill 1675.

(Secretary reads title of bill)

House Bill 1676.

(Secretary reads title of bill)

House Bill 1700.

(Secretary reads title of bill)

House Bill 1744.

(Secretary reads title of bill)

House Bill 1764.

(Secretary reads title of bill)

House Bill 1769.

(Secretary reads title of bill)

House Bill 1805.

(Secretary reads title of bill)

House Bill 1828.

(Secretary reads title of bill)

House Bill 1842.

(Secretary reads title of bill)

House Bill 1884.

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(Secretary reads title of bill)

House Bill 1889.

(Secretary reads title of bill)

House Bill 1892.

(Secretary reads title of bill)

House Bill 1290 or 1920, that is.

(Secretary reads title of bill)

House Bill 1925.

(Secretary reads title of bill)

House Bill 1932.

(Secretary reads title of bill)

House Bill 1945.

(Secretary reads title of bill)

House Bill 1948.

(Secretary reads title of bill)

House Bill 1956.

(Secretary reads title of bill)

House Bill 1983.

(Secretary reads title of bill)

House Bill 2014.

(Secretary reads title of bill)

House Bill 2020.

(Secretary reads title of bill)

House Bill 2050.

(Secretary reads title of bill)

House Bill 2060.

(Secretary reads title of bill)

House Bill 2072.

(Secretary reads title of bill)

House Bill 2094.

(Secretary reads title of bill)

House Bill 2096.

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(Secretary reads title of bill)

House Bill 2128.

(Secretary reads title of bill)

House Bill 2162.

(Secretary reads title of bill)

House Bill 2201.

(Secretary reads title of bill)

House Bill 2255.

(Secretary reads title of bill)

House Bill 2337.

(Secretary reads title of bill)

House Bill 2378.

(Secretary reads title of bill)

House Bill 2380.

(Secretary reads title of bill)

House Bill 2381.

(Secretary reads title of bill)

House Bill 2396.

(Secretary reads title of bill)

House Bill 2476.

(Secretary reads title of bill)

House Bill 2495.

(Secretary reads title of bill)

House Bill 2521.

(Secretary reads title of bill)

House Bill 2526.

(Secretary reads title of bill)

House Bill 2527.

(Secretary reads title of bill)

House Bill 2605.

(Secretary reads title of bill)

And House Bill 2633.

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(Secretary reads title of bill)

3rd Reading of the bills.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Ladies and Gentlemen, the next roll call will be the final passage of bills just read by the Secretary. The question is, shall the series of bills pass. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On these bills, the votes are 59 Ayes, no Nays, none recorded as Present. The Nays and the Present votes are recorded in the Office of the Secretary of State <sic>. The series of bills, having received a constitutional majority by the record vote, is declared passed. The record vote for each bill passed shall be entered in the Journal. Now, with leave of the Body, being distributed now -- recall bills. Are -- any objection to going to the recalls? Hearing none, the first bill is Senate -- is House Bill 57. Senator Marovitz. Senator Marovitz seeks leave of the Body to return House Bill 57 to the Order of 2nd Reading for the purpose of an amendment... Hearing no objection, leave is granted. The list is being distributed now. The list, as I read it, is Marovitz, Marovitz, Barkhausen, Marovitz, Leverenz, Jacobs, and in that order. Senator Marovitz. If there are no objection, please proceed. Would you read the bill, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by --

PRESIDING OFFICER: (SENATOR LECHOWICZ)

All right. With the request of the Secretary, we'll wait for a few minutes so they make sure that they have all their bills here together with the Recall List. So -- and would you please make sure that the Recall List is being distributed to the Membership as well? Would the pages please come up and get copies of the Recall List and have them distributed. We'd like to move

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this process along here, please. Gentleman -- Senator Jacobs, for what purpose do you seek recognition?

SENATOR JACOBS:

Thank you, Mr. President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

What's your point?

SENATOR JACOBS:

It -- it's very seldom that we have Senator Leverenz around to where he ever sits down. So beings he's sitting down, I would just like to have everyone wish Teddy Leverenz -- Senator Leverenz, a happy 50th. Happy Birthday, Senator Leverenz.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

We want a recount. Happy birthday. Many more. Is Adeline on the Floor? Well, you're lucky. Give you a song or two. Are we ready? Is that Senate Bill 57 -- or House Bill 57? Madam Secretary, would you read the bill, please. 57.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Marovitz.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Marovitz, on Amendment No. 1 on House Bill 57. This is recalls, please. Senator Marovitz, it's all yours.

SENATOR MAROVITZ:

Thank you very much, Mr. President. This is purely a technical, grammatical change. There's no substantive change whatsoever, and I ask for adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Senator Marovitz requests leave of the Body to return House Bill 65 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. House Bill 65. Senator Marovitz.

SENATOR MAROVITZ:

Thanks very much, Mr. President, Members of the Senate. This is a -- all we did by this amendment is -- is make it clear that the -- in the safe school zone, school property includes the school buses that are transporting the students.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. House Bill 431. Senator Barkhausen. Senator Barkhausen seeks leave of the Body to return House Bill 431 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objections, leave is granted. House Bill 431. Any amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Barkhausen.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Barkhausen, Amendment No. 2.

SENATOR BARKHAUSEN:

Mr. President and Members, Amendment No. 2 represents the revised compromise between the bankers and the various retailers who were going back and forth as to what charges should be able to be imposed for bad checks. This represents their compromise, and I move the adoption of the amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any discussion? The question is, shall Amendment No. 2 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. House Bill 691. Senator Marovitz seeks leave of the Body to return House Bill 691 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 1 to House Bill 691 just makes the CPR and Heimlich instruction permissive rather than mandatory.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will.

SENATOR HAWKINSON:

Senator, I thought that's what you did with Amendment No. 1. How's this differ?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Marovitz.

SENATOR MAROVITZ:

It's very possible we're adopting this twice, 'cause it's -- far as I'm concerned, it's not different. I mean, I see it on the Recall List. I have an amendment. It's possible we have -- we have adopted it twice.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 2 be adopted. All in favor,

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signify by saying Aye. Opposed. Amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 816. Senator Jacobs seeks leave of the Body to return House Bill 816 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objections, leave is granted. Senator Jacobs, on the amendment. Senator Jacobs, please.

SENATOR JACOBS:

Thank you, Mr. Chairman, Ladies and Gentlemen of the Senate. The amendment - Floor Amendment No. 1 to House Bill 816 excludes units of local government which lose at least twenty percent of their employees to an active military duty mobilization. This is an attempt to -- to meet some of the concerns of the Municipal League. Hasn't done it all, but I'd like to get the amendment on, then we can debate the merits of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Floor Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1254. Senator Geo-Karis. 1254. What purpose -- the Lady from DuPage, Senator Fawell, seek recognition? Adeline, you want -- okay. Senator Geo-Karis seeks leave of the Body to return House Bill 1254 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. 1254. Senator Fawell, on the amendment. Which one, now? Would you please recognize Senator Geo-Karis at Senator Severns' desk.

SENATOR GEO-KARIS:

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Mr. President, Ladies and Gentlemen of the Senate, the amendment -- Senator Fawell can better explain it, and I have no objection to it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

I'm sorry. Senator Fawell.

SENATOR FAWELL:

Thank you very much, Mr. President. This is an amendment that's been asked for by the Urban Counties. And all it does is it says that a county that has elected to self-insure, under Section 9-103 of the Local Governmental and Governmental Employees Tort Immunity Act may also elect to self-insure with respect to official bonds, and thus satisfy the requirements of the Section. It's really to save the counties money, and I would ask for the adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1 -- Floor Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch, Amendment No. 2.

SENATOR WELCH:

Thank you, Mr. President. Amendment No. 2 affects only DeKalb County. What it says is that counties of less than eighty thousand population, rather than seventy-five, as is the current law, are not required to have a separate office of county auditor. DeKalb County was at seventy-four thousand people. With the new census, it grew to seventy-seven thousand, forcing the county to elect an auditor. This allows them - the County Board - to decide whether to elect one or appoint one by raising the population

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threshold to eighty thousand people. I would urge adoption of the amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 2 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1353. House Bill 1353. Senator Donahue seeks leave of the Body to return House Bill 1353 to the Order of 2nd Reading for the purpose of amendment. Hearing no objections, leave is granted. Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment simply makes -- puts the burden of mistakes that are made in determining the assets and income of Medicaid residents on the Department of Public Aid, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Floor Amendment No. 1 be adopted. All in favor, signify by saying Aye. Aye. Opposed. Amendment No. 1 is adopted. Any further amendments? Hello.

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1528. Senator Welch seeks leave of the Body to return House Bill 1528 to the Order of 2nd Reading for the purpose of amendment. Hearing no objections, leave is granted. Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. To -- what Amendment No. 1 is -- is

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an amendment that repeats House Bill 591. It includes within the definition of dependent, for State Employee Group Health Insurance Act allocations, full-time students who are ineligible to be claimed as a dependent for State income tax purposes due to their getting a student loan, a grant, or other form of financial aid and having to declare themselves independent for that reason. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he'll yield.

SENATOR SCHUNEMAN:

Senator Welch, I'm -- I'm sorry. I didn't hear all of the explanation. As I understand, what you're trying to do is extend the State Employees Group Insurance coverage for dependents who continue to be full-time college students. Is that -- is that where this is aimed?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch.

SENATOR WELCH:

Yes, it is.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Schuneman.

SENATOR SCHUNEMAN:

Do you have an estimated cost on this, Senator, as prepared by CMS?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Can we have a little order, please? Senator Welch.

SENATOR WELCH:

Senator, we have two estimates. CMS estimates the cost at 1.1

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million. AFSCME estimates the cost at three hundred and eighty thousand dollars.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Schuneman.

SENATOR SCHUNEMAN:

CMS estimates cost at one point what? 1.1. Okay. Well, I simply -- I think that it's fair to point out to the Body that there was recently an agreement struck between the administration and AFSCME as to what health insurance benefits would be provided this year. This goes, apparently, more than a million dollars over whatever the administration agreed to, and I guess we have to ask ourselves where we're going to get the money to pay for it. We may not have all the money to pay for what's already been agreed to. So I think we ought to be cautious about adopting this amendment.

END OF TAPE

TAPE 4

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Welch, to close.

SENATOR WELCH:

Well, thank you, Mr. President. I'd just like to point out that individuals who have children between the ages of nineteen and twenty-three often are unable to keep them on their health insurance policy because they're students. And when they become students, they sometimes declare themselves to be emancipated so that they can partake in student loans. Well, it's a Catch-22, because then they end up without health insurance. And this amendment would remedy that, and I urge its adoption.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. -- Floor Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. The Ayes have it. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Wants a roll call. Get it back. Question is, shall Floor Amendment No. 1 be adopted. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Let's go. Have all voted who wish? Please take the record. On this question, there are 28 Ayes, 27 Nays, and the amendment's adopted. Gentleman asks leave of the Body for a verification. It's in order. Would you please verify the affirmative vote? Would the Membership please be in their chairs.

SECRETARY HAWKER:

The following Members voted in the affirmative: Alexander, Berman, Brookins, Carroll, Cullerton, Daley, D'Arco, del Valle, Demuzio, Thomas Dunn, Hall, Hawkinson, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Luft, Marovitz, O'Daniel, Palmer, Severns, Smith, Vadalabene, Welch and Mr. President.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Are there any questions of the affirmative vote? Senator Schuneman.

SENATOR SCHUNEMAN:

Senator Cullerton.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Cullerton on the Floor? Cullerton. Remove him.

SENATOR SCHUNEMAN:

Senator Jeremiah -- Oh, I see him.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

He's here.

SENATOR SCHUNEMAN:

Senator Berman.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Berman's in that educational conference.

SENATOR SCHUNEMAN:

I'm sorry, Mr. President.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

I told you to strike Cullerton, yes, Ma'am.

SENATOR SCHUNEMAN:

I'm sorry. I didn't hear the response to Senator Berman.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

All right. Berman is in that educational conference. I think there's an agreement between the Leadership on that.

SENATOR SCHUNEMAN:

I don't -- we don't know anything about an education conference, Mr. President. Senator Savickas.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Savickas. He's not recorded.

SENATOR SCHUNEMAN:

Well -- Mr. President, I'm not sure about the whereabouts of Senator Berman. As far as we know, there's been no request that

--

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Why don't you check with your Leadership?

SENATOR SCHUNEMAN:

You know, the usual request that we fail to verify those Members.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

We went -- why don't you check with your Leadership on that, okay? I think that's been granted.

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SENATOR SCHUNEMAN:

Well, Mr. President --

PRESIDING OFFICER: (SENATOR LECHOWICZ)

You got anybody else?

SENATOR SCHUNEMAN:

Mr. President, you say leave has been granted? By whom, Mr. President?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

I think your Leadership. It wasn't granted by me.

SENATOR SCHUNEMAN:

Well, I think that's a prerogative of the Chair, Mr. President.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Then the prerogative is we'll leave him the way it is. Anything else?

SENATOR SCHUNEMAN:

Well, thank you very much for your courtesy, Mr. President.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

You're welcome -- you're welcome. Anyone else? Okay. Senator Welch, for what purpose do you seek recognition? On this, there is 27 Ayes, 27 Nays. I think Senator Welch wants leave of the Body now to verify. Is that correct? Verify the negative. Verify the negative, please.

SECRETARY HAWKER:

The following Members voted in the negative: Barkhausen, Butler, Davidson, DeAngelis, Donahue, Dudycz, Ralph Dunn, Etheredge, Fawell, Friedland, Geo-Karis, Hudson, Karpiel, Keats, Macdonald, Madigan, Mahar, Maitland, Philip, Raica, Rigney, Schaffer, Schuneman, Topinka, Watson, Weaver and Woodyard.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Are there any questions of the negative votes?

SENATOR WELCH:

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Yes.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

And would -- we start Senator Cullerton back on the roll call. He just walked in. That's okay. Just so you know about it. Senator Welch.

SENATOR WELCH:

Well, if Senator Cullerton is restored to the roll, it'll be 28-27.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Well, you better --

SENATOR WELCH:

Is he restored to the roll?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Well, you'd better check with your -- you normally go through this process, though.

SENATOR WELCH:

All right. Senator Barkhausen.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Barkhausen on the Floor? He's on the Floor. Yes, he is.

SENATOR WELCH:

All right. Senator -- well, then -- well, he told me to keep going. All right. No further questions.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

What's the count? Madam Secretary, what's the count? Senator Schuneman.

SENATOR SCHUNEMAN:

President, we just spoke with the Minority Leader. There's been no agreement on his part that there would not be a verification. And it is customary here that we make these arrangements prior to any verification. So I simply want to point that out to the Chair.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

I appreciate that. I also checked with Senator Rock, and he thought there was an agreement. So what's the count? 28 Ayes, 27 Nays. The amendment's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1545. Senator Marovitz seeks leave of the Body to return House Bill 1545 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objections, leave is granted. Senator Marovitz.

SENATOR MAROVITZ:

Thanks very much, Mr. President and Members of the Senate. Amendment No. 1 to House Bill 1545 just clarifies that the superintendent of each institution, DCFS's institution, can make rules as needed in that institution, and I would ask for adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Dudycz. No? Any discussion? Question is, shall Floor Amendment No. 1 be adopted. All those in favor, signify by saying Aye. Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1668. Senator Raica seeks leave of the Body to return House Bill 1668 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. Senator Raica.

SENATOR RAICA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I would like to Table Floor Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Gentleman asks leave of the Body to Table Floor Amendment No. 1. Hearing no objection, Floor Amendment No. 1 is Tabled. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Let's go back to House Bill 700. Senator Leverenz seeks leave of the Body to return House Bill 700 to the Order of 2nd Reading for purpose of amendment. Hearing no objection, leave is granted. Senator Leverenz.

SENATOR LEVERENZ:

Thank you, Mr. President. The amendment we are moving to adopt would have the immediate effective date added to the bill. I move the adoption of the amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Floor Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. House Bill 1972. Senator Jones seeks leave of the Body to return House Bill 1972 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. Senator Jones. Sorry -- Senator Madigan, on the amendment.

SENATOR MADIGAN:

Thank you, Mr. President. Floor Amendment No. 2 amends the Illinois Land Sales Registration Act to bring -- or adding a Section to that Act to bring that Act to comply with the Federal Interstate Land Sales Full Disclosure Act. I'll try to answer any questions if -- or try to answer any questions if anybody's got

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any. Other than that, I'd move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Floor Amendment No. 2 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 2125. Senator Barkhausen. It's on recall. 2139. Senator Jones seeks leave of the Body to return -- it's for Weaver's amendment. You don't have the amendment. Okay. 2174. Senator Watson seeks leave of the Body to return House Bill 2174 to the Order of 2nd Reading for the purpose of amendment. Hearing no objection, leave is granted. Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. This is the annual land conveyance bill. The amendment we have here restores access for the sum of three hundred and seventy-six thousand eight hundred dollars in an area in Lake County with the Department of Transportation. Move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Floor Amendment No. 3 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 3 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator DeAngelis, Amendment No. 4.

SENATOR DeANGELIS:

Thank you, Mr. President. This amendment extends an unincorporated area of Cook County into the -- the Metropolitan Sanitary District of Greater Chicago. There's no objection on the

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part of the Sanitary District. I urge its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Floor Amendment No. 4 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 4 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. House Bill 2190 will be handled by Senator Demuzio - seeks leave of the Body to return House Bill 2190 to the Order of 2nd Reading for purpose of amendment. Hearing no objection, leave is granted. Senator Rigney, on the amendment.

SENATOR RIGNEY:

Mr. President, this is a clarification here, inasmuch as this suggested checkoff, the Ryan White AIDS Fund, administrative duties inadvertently were assigned both to Public Health and to Public Aid. This amendment takes Public Aid out of it and gives it to Public Health.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Demuzio.

SENATOR DEMUZIO:

Yes, thank you, Mr. President. I'm indeed handling this for Senator Luft, who is momentarily off the Floor. He indicates that this is an agreed-to amendment. I would urge its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall Floor Amendment No. 2 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Leave of the Body, Senator Tom Dunn will handle

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2208 for Senator Berman. Senator Tom Dunn seeks leave of the Body to return House Bill 2208 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objections, leave is granted. Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This amendment deletes the original provision which permitted the service of process on any individual thirteen years of age or older living with a defendant. This would restore it to its current law, which would require that thirteen-year-old or older to be a family member. Urge adoption. PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Floor Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 2498. Senator Marovitz seeks leave of the Body to return House Bill 2498 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President. Amendment No. 1 to 2494 <sic> (2498) just clarifies when the foreclosure sale extinguishes the lien of the association, and that damages of the unit owner -- if the unit owner does not give proper notification to the association when the unit has been mortgaged. These are clarifying amendments, and I would ask for adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Floor Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Floor Amendment No. 1 is adopted. Any further amendments?

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SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Do we have ...(machine cutoff)...

PRESIDENT ROCK:

Senator Marovitz, for what purpose do you arise?

SENATOR MAROVITZ:

Thank you very much, Mr. President. I would ask leave of the Body to re-refer House Bill 2160 to the Committee on Health where it came from. 2-1-6-0. It's on 3rd Reading, Page 20.

PRESIDENT ROCK:

All right. The Gentleman seeks leave of the Body to re-refer House Bill 2160 to the Committee on Public Health. Without objection, leave is granted. It's so ordered. All right. Ladies and Gentlemen, we have effectively concluded the Recall List. There will obviously be others, but -- with leave of the Body, we'll return now to the top of the Order - House Bills 3rd Reading. I'd turn your attention to Page 6 on the Calendar. Page 6. And as I indicated earlier, we will be working until approximately six o'clock. Page 6 on the Calendar. That would be Senators Lechowicz, Brookins, Holmberg, del Valle, Mahar, Rea, Collins and Marovitz. On the Order of House Bills 3rd Reading, middle of Page 6, is House Bill 2. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 2.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Lechowicz.

SENATOR LECHOWICZ:

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

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House Bill 2 is a agreed bill that was worked out between the thirteen major veterans' organizations, the Illinois Department of Veterans' Affairs and the Illinois Veterans' Assistance Commission. It extends veterans' preference laws affecting State employment to Persian Gulf veterans and veterans of any future conflict. It allows cumulative preference so disabled conflict veterans receive an extra point preference. It extends a three-point preference to peacetime veterans, including Illinois National Guard members and reservists, and it adds that a surviving spouse or surviving child is entitled to the same preference to which the veteran would have been entitled to. I know of no objection to this bill, and I ask for your favorable consideration.

PRESIDENT ROCK:

All right. The Gentleman has moved passage of House Bill 2. Is there any discussion? Discussion? If not, the question is, shall House Bill 2 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 57 Ayes, no Nays, none voting Present. House Bill 2, having received the required constitutional majority, is declared passed. House Bill 5. Senator Brookins. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 5.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. Senate Bill No. 5 requires that persons complete a safety training course as designed by the

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Secretary of State to operate vehicles weighing over six thousand -- sixteen thousand pounds. Requires safety tests before the driver can operate a truck over sixteen thousand pounds. Will increase public safety. Ask for a Do Pass.

PRESIDENT ROCK:

Discussion on House Bill 5? Senator Demuzio.

SENATOR DEMUZIO:

I just have a question, if I might ask the sponsor. If -- if I drive a Ryder rental truck that weighs eighteen thousand pounds, do I still have to get a special -- complete a safety training course?

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Yes.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Well, I -- for everybody who has a daughter or son at college that has been using Ryder trucks, I'd kind of like for you to look at this one. You may have to hire it -- have it done these days.

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Let me correct what you're thinking. This test is administered -- this test -- Senator Demuzio? Senator Demuzio? This test is administered by an agent in the rental truck facility, and they give them the instructions, et cetera. And that's how that takes place.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

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Well, my point, I guess, is -- Senator, is I've done it three times now - four times, I guess - in the last few weeks. I mean, does that mean I have to go and take a test every time I go in there to -- in order to rent this Ryder truck to -- ? You know, what happens if I flunk the test? Does my kid have to stay at school or what? I mean, how do you -- how do you do this?

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Senator Demuzio, what it is is that they will give you instructions in -- in how to back the truck up, how to go forward, see if you can drive the truck before they will allow you to take it out on the streets. Once they are satisfied that you are a safe driver and can drive the truck, then they'll allow you to drive it on the streets.

PRESIDENT ROCK:

All right. Further discussion on House Bill 5? Further discussion? If not, the question is, shall House Bill 5 -- I'm sorry. Senator Butler.

SENATOR BUTLER:

Will the speaker yield, please?

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Butler.

SENATOR BUTLER:

I'm a little confused. You mean to say that someone can drive a huge truck on the basis of an over-the-counter or some kind of in-cab minimal kind of instruction? Is there -- and it's going to be administered by a clerk or somebody in the rental office?

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

That is semi-correct. That's up to twenty-six thousand

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pounds. This person that gives you the testing and the training will be approved by rules and regulations that the Secretary of State has established. They will administer this to you when you go to rent the truck. If you are capable of handling the truck to their satisfaction, then the truck will be rented to you. And to one other question - back to Senator Demuzio, while we have the mike - if you were driving a truck that large in the City of Chicago prior to the passing of this bill, you were illegal in the State of Illinois. It was illegal.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Brookins, to close. I'm sorry. Senator Butler.

SENATOR BUTLER:

I need a semaphore here on this location.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

What do you need?

SENATOR BUTLER:

I'm flabbergasted. A twenty-six-thousand-pound truck is a huge truck, and we're going to give -- allow somebody to get a perfunctory training and they can take it out -- maybe we ought to have a big -- like a student driver sign on it or something like that. This is astounding. People go to school for days to learn how to operate a truck like this.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Brookins.

SENATOR BROOKINS:

Let me say to you in closing - am I correct? In closing, Mr. President?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Are you -- do you have any more questions, Senator Butler? I can't answer that question right now. No. In closing.

SENATOR BROOKINS:

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In closing, thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

No, I'm sorry. Senator Fawell's got a question. Senator Fawell.

SENATOR FAWELL:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

He indicates --

SENATOR FAWELL:

Is this what we normally call a two-and-a-half-ton truck?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Brookins.

SENATOR BROOKINS:

I think that is correct.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Fawell. Senator Fawell? Senator Brookins, to close.

SENATOR BROOKINS:

Thank you. Normally -- normally, these trucks are driven -- normally, these trucks are driven by people renting trucks anyway. As you know, the trucks today are automatic. There's no shifting of gears. The normal person can drive this truck. I have even had, in passing this bill and in conferring with it, people in my own office - my secretary, in particular - has driven trucks this large. The Secretary of State Safety Task Force has reviewed this legislation and has agreed to sign off on the bill if some minimum education requirements are provided and met at the truck rental sites. The amendment prepared by the Secretary of State will be offered -- has been offered. The Teamsters has removed their opposition. So, as I talk to you, I know of no opposition to this bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall House Bill 5 pass. Those in favor,

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vote Aye. All those 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 20 Ayes, 28 Noes, 1 recorded as Present. This bill, having failed to receive the constitutional majority, is hereby declared lost. Senator Brookins asks leave of the Body to put it on Postponed Consideration. Leave is granted. Postponed Consideration. House Bill 12. Senator Holmberg. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 12.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Lady from Winnebago, Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. House Bill 12, as amended in the House, creates the Gender Balanced Appointments Act and amends the Civil Administration Code to require that all appointive boards, commissions, committees and councils of the State, created by the laws of the State, shall be gender balanced to the extent possible and to the extent that appointees are qualified to serve on those boards, commissions, committees and councils. If gender balance is not possible, then appointments shall provide for significant representation of both sexes to boards, commissions, committees and councils governed by this Act.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall House Bill 12 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 23 Ayes, 29 Nays, 3 recorded as Present. This bill, having failed to receive the constitutional majority, is hereby declared lost. Lady asks leave

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to put it on Postponed Consideration. Leave is granted.  
Postponed Consideration. House Bill 66. Senator del Valle.  
Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 66.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. House Bill 66 adds involuntary manslaughter to the list of offenses covered under the Crime Victims Compensation Act. The Illinois Crime Victims Compensation Act provides for payment or reimbursement of various expenses of crime victims and their families, including burial expenses. This would add involuntary manslaughter to that list that would be eligible. I ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall House Bill 66 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 72. Senator Mahar. Out of the record. 104. Senator Rea. Read the bill, Madam Secretary. 104.

SECRETARY HAWKER:

House Bill 104.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ).

Senator Rea.

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SENATOR REA:

Thank you, Mr. President. House Bill 104 amends the School Code. It requires the school boards to file a copy of their collective bargaining agreements or salary schedule with the Illinois Education Labor Relations Board. I know of no opposition, and would ask for your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Karpziel. Karpziel, please.

SENATOR KARPIEL:

Yes, thank you, Mr. -- Mr. President. Senator Rea, is this the bill that says that all the school boards have to -- have to file a copy of all their agreements and written policies and salary schedules for all of their employees, not just their educational employees?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Rea.

SENATOR REA:

It would require whatever is included within their collective bargaining agreement or salary schedule.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Karpziel.

SENATOR KARPIEL:

Well, to the Body: I just don't want to prolong proceedings - everyone's got their minds on a lot of things - except to say that the School Board Association is very much opposed to this. Right now, they have to file and -- and they have the information there. This will make them have to file all the information dealing with their policies, their collective bargaining policies, and their salary schedules, with every one of their employees - their maintenance people, clerical people, et cetera. And this is a bad bill. I urge a No vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any further discussion? Senator Butler.

SENATOR BUTLER:

Will the Gentleman yield?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will.

SENATOR BUTLER:

According to our analysis, it says that everyone, regardless of whether or not they have a contract, must file the -- their salary schedules and their written policy. Seems to me this provides a great deal of research; that if someone is interested, they ought to do it for themselves. This would be a tremendous burden, it seems to me, on every school board in this State. I don't see the necessity for it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Rea, to close.

SENATOR REA:

Thank you, Mr. President. We passed a similar bill out of here earlier - Senate Bill 741. There was not opposition. This bill was passed out of the House 109 to 2. -And actually, this is not an extra burden upon the people, and it is a good procedure to make this available. And I would ask for your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

For what purpose does the Lady from DuPage, Senator Karpziel, seek recognition?

SENATOR KARPIEL:

I am sorry. I've just looked over the bill, and this is the wrong bill. There is no opposition to this one.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Thank you. The question is, shall the correct bill, House Bill 104, pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. It's getting rougher, Jimmy. Have all voted who wish? Have all voted who wish? Please take the record. On

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this question, there are 56 Ayes, 1 Nay, 1 recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 137. Senator Collins. 137. House Bill 137. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1-3-7.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Collins.

SENATOR COLLINS:

Yes, thank you, Mr. President, Members of the Senate. House Bill 137 was recommended by the Speaker's Blue Ribbon Task Force on Foster Care, and what it simply does is it recommends that DCFS would furnish medical records to foster parents in -- when they take in foster children. And it's very important, because they need it based on sometimes the immunizations programs or whatever they have taken or not taken, especially those kids that are school age; and also medications. They are finding that there are problems as a record of history as to what kind of medication a child has been on or may be allergic to. So it's very simple, and I would just ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 137 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 162. Senator Marovitz. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 162.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Roger. Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President. House Bill 162 exempts Armed Forces personnel serving in the Persian Gulf from interest and penalties on 1990 tax liabilities which would otherwise result, despite extensions granted for filing returns in 1991. Ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 162 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. Please turn to Page 7, appears House Bill 185. Senator Carroll. Out of the record. 186. Senator Carroll. Out of the record. 202. Senator Hall. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 202.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The purpose of House Bill 202 is to make sexual abuse counseling available to juveniles residing in DOC juvenile detention centers. Similar service would be provided to sex offenders. National and State studies show that many youths who

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are incarcerated are victims of sexual abuse. Currently, State law mandates such counseling for women and children who are victims of sexual abuse. House Bill 202 adds incarcerated youth to the mandate. I urge your most urgent support for this.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 202 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 57 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. House Bill 209. Senator Collins. Out of the record. 218. Senator Marovitz. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 218.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. House Bill 218 is a very controversial bill. It changes the reference from the Illinois Building Authority to the Capital Development Board, reflecting a change in the name of the agency. That is all the bill does.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Discussion? Discussion? If not, the question is, shall House Bill -- 218 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 50, the Nays are 1, none voting Present. House Bill 218, having received

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the required constitutional majority, is declared passed. 240 was on the Recall List this morning. 242. Senator Lechowicz. On the Order of House Bills 3rd Reading is House Bill 2-4-2, Madam Secretary.

SECRETARY HAWKER:

House Bill 2-4-2.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 242 prohibits a State employee from receiving a lump sum payment for accrued leave if he or she returns to the same position within thirty days. There was a similar bill that we passed out of the Senate by a 57 to nothing vote. I know of no opposition to this bill, and I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall House Bill 242 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 59, the Nays are none, none voting Present. House Bill 242, having received the required constitutional majority, is declared passed. 244. 254. Senator Rea. On the Order of House Bills 3rd Reading is House Bill 2-5-4, Madam Secretary.

SECRETARY HAWKER:

House Bill 2-5-4.

(Secretary reads title of bill)

3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea.

SENATOR REA:

Thank you, Mr. President. House Bill 254 clarifies the definition of "mine subsidence." We've had several hearings on this. It also permits arbitration in the event of a dispute between a policyholder and an insurer convening <sic> damage by mine subsidence. I know of no opposition to this bill, and would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 254 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 59, the Nays are none, none voting Present. House Bill 254, having received the required constitutional majority, is declared passed. 273. Senator Marovitz. On the Order of House Bills 3rd Reading is House Bill 273, Madam Secretary.

SECRETARY HAWKER:

House Bill 273.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. House Bill 273 establishes a nutrition outreach and public education program under the auspices of the Department of Public Health. The purpose of the program is to identify areas where people eligible for food programs are not received, and to help enroll such people in these programs, most of which are federally

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funded. A very recent study done in Illinois verified that there are about five hundred and fifty thousand children under the age of twelve suffering from hunger in Illinois. Obviously, these numbers are staggering, and we may not be able to do everything we can about it, but this bill, which is supported by children, seniors, veterans and the homeless, will help find programs - federally funded programs - and notify these individuals of these programs so they can get on these programs. Numerous studies by DPH and the Citizens Assembly on Public Aid show that food assistance is increasingly needed by the unemployed, by veterans, seniors, homeless and children. And this bill, hopefully, will help solve many of those hunger problems and get those people on programs that currently exist but individuals don't know about. Solicit an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President, Ladies and Gentlemen of the Senate, this bill is similar to that which made it to the Governor's desk last year. He did veto it at that time, and the reasons remain the same. Basically, we have a number of departments who are operative at this point in trying to achieve outreach, have been doing so, have been trying to extend their efforts on their current budget. This, indeed, would increase their ability to be able to go further and not necessarily be able to fund them, because this is asking for something like two hundred and seventy thousand annually, and they're not even sure if this will cost more beyond that point because of the -- the target areas that have to be developed. It does cover, you know, a lot of statistical gathering. The Governor's Office last year felt it was burdensome in trying to make all that statistical data come together. I think the points remain exactly the same. State

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can't afford it. It's a good idea. There's lots of good ideas. But we can't afford it at this time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Marovitz may close. Sorry. Senator Collins.

SENATOR COLLINS:

Yes, Senator Marovitz, a question, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Collins.

SENATOR COLLINS:

Yes. Senator, I think when this bill was in committee we raised some concerns about whether or not the problem is not being able to identify the hungry people or the programs, but -- but whether or not those who have been identified are being served. Did you find any information to clarify how many people were currently now waiting for food-type services and who are not receiving those services because they don't have the actual resources there to provide the services for them?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

I was recently given a package right here. I imagine there's probably hundreds of pages in here. I'd be happy to turn this over to you. It has a lot of documentation from a lot of the groups that did the studies on hunger in -- in Illinois. And I'd be happy to turn this over to you. I think all the questions that's you're interested on are in here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins.

SENATOR COLLINS:

Senator, it is not the statistical data that I need in terms of the number of hungry people out there and the need, because I'm

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fully aware of that. As a matter of fact, a committee that I conducted did the first Statewide hunger study. But I'm concerned about giving the people out there some illusions that we are doing something to help the hungry. And it is very rare that I can agree with Senator Topinka on any kind of human service program, but I tend to agree with her on this, because what you're talking about is to -- giving a group two hundred and fifty thousand dollars, or somewhere in close proximity of that, to do some kind of outreach, when there are all kind of waiting lists available. She said two hundred fifty thousand. The question was raised in committee, how much would it cost. I thought she said two hundred plus thousand. Well, what's the fiscal impact?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Well, in the first place, this bill doesn't give any group two hundred and fifty thousand dollars or any money whatsoever. So I don't know where that impression came from. This -- that's exactly the opposite of what we're trying to do. We're trying to get people enrolled in programs - federal programs. We're not giving any dollars to people. The Department of Public Health said this would be -- the cost of this program would be about a hundred and forty thousand dollars; but, included in their estimates, they said, "Well, if we do this, we're going to have to hire typists," and, "Well, if we do this, we're going to have to buy equipment for thirty thousand dollars, and hire more typists, and do more travel, and we've got commodities that we're going to have to buy." The fact is, the Department of Public Health has the staff to do this right now without spending one additional dollar and yet, feeding -- helping families in Illinois, needy and hungry families in Illinois get on federally funded programs without spending one Illinois dollar. That's what this is all

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about - getting these needy and hungry families on federally funded programs without spending Illinois dollars.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Collins.

SENATOR COLLINS:

Is that Public Aid's -- I mean, Public Health's responsibility or Public Aid? Are you dealing with Public Aid or Public Health?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Public -- Public Health.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Marovitz may close.

SENATOR MAROVITZ:

I think -- you know, I think this is a heck of an idea - to get a big bang for a buck. Really, it'll cost no State dollars and help a lot of -- hundreds of thousands of needy kids and veterans get on federally funded - not State-funded - federally funded programs so that they can be fed and no longer be hungry. And I solicit your Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 2-7-3 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 31, the Nays are 26. House Bill 273, having received the required constitutional majority vote, is declared passed. Senator Topinka, for what purpose do you rise?

SENATOR TOPINKA:

I'd like to verify that roll call, please, of the affirmatives.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Okay. Senator Topinka has sought a verification of those Members who voted in the affirmative. All Members will be in their seats. The Secretary will read the names of those Members who voted in the affirmative.

SECRETARY HAWKER:

The following Members voted in the affirmative: Alexander, Berman, Brookins, Carroll, Collins, Cullerton, Daley, D'Arco, del Valle, Demuzio, Thomas Dunn, Geo-Karis, Hall, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Leverenz, Luft, Marovitz, O'Daniel, Palmer, Rea, Severns, Smith, Vadalabene, Welch and Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka, do you question the presence of any Member who voted in the affirmative?

SENATOR TOPINKA:

Yes, the -- the Joyce brothers, J.J. and Jerome.

PRESIDING OFFICER: (SENATOR DEMUZIO)

We don't have any J.J./Jerome Joyce brothers. We have two individuals.

SENATOR TOPINKA:

I know. I understand. Senator Joyce and Senator Joyce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator, which one do you wish? All right.

SENATOR TOPINKA:

There's one. Okay. How about Jeremiah?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jerome Joyce is on the Floor. Senator Jeremiah Joyce on the Floor? Senator Jeremiah Joyce on the Floor? Strike his name.

SENATOR TOPINKA:

Senator Dunn, please. Tom Dunn.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Tom Dunn on the Floor? Senator Thomas Dunn on the Floor? Strike his name.

SENATOR TOPINKA:

That's it. That's all.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. On a verified roll call, the -- there are 29 Ayes, 26 Nays, 1 voting Present. Senator Marovitz seeks Postponed Consideration. And Postponed Consideration is granted. 293. Senator Joyce. 298. Senator Luft. 318. Marovitz. House Bills 3rd Reading is House Bill 3-1-8, Madam Secretary. Bottom of Page 7.

SECRETARY HAWKER:

House Bill 3-1-8.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President. House Bill 318 prohibits the separation of families and placements when neglect, abuse or dependency can be cured by the provisions of secure, suitable and permanent housing, and requires the juvenile court to order relief when such housing is not available. Obviously, the intent of this bill is to try and keep families together, intact, as long as possible. And that's really what the bill is.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall House Bill 3-1-8 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 38 -- the Ayes are 56, the Nays are none, one voting Present. House Bill 318, having received the

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required constitutional majority, is declared passed. Page 8.  
342 is Senator del Valle. 370. Senator Daley. 420. Luft. On  
the Order of House Bills 3rd Reading is House Bill 4-2-0.

SECRETARY HAWKER:

House Bill 420.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. House Bill 420 permits home rule municipalities and counties in which they are located to share their local sales tax receipts through an intergovernmental agreement. In the City of Peoria, the City -- or the County was constructing a retail center, and the City annexed the property and laid claim to the sales tax. Therefore, they tried to come to an intergovernmental agreement and found that you couldn't do it without legislative approval. I'm asking for that legislative approval, and would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall House Bill 420 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, the are 59 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 426 was on the Recall. 428. Senator Marovitz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 428.

(Secretary reads title of bill)

3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President, Members of the Senate. For several years, federal rules have provided a postcard acknowledgement procedure for service of process. The State Bar Association proposal embodied in House Bill 428 tracks the federal rule exactly. Current Illinois Service of Process Statutes encourage obstruction by letting defendants dodge service without penalty and raise the cost of giving notice by requiring hand delivery when mail delivery would normally suffice. Under the Waiver of Service Statute, the plaintiff can mail to the defendant a copy of the complaint, a request to waive service of a summons, and a prepaid response form. If the defendant returns the response form, the action will proceed as though service had occurred, and the defendant will retain all objections to venue and personal jurisdiction. If the defendant does not return the response form, the plaintiff will still have to make formal service as currently. The aims of this Statute are to eliminate the cost of service of summons on many parties and to foster cooperation among adversaries and counsel. This device should be particularly useful in dealing with defendants who are outside the United States and can be actually served only at very substantial expense. I know of no opposition to this, and solicit your Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 428 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. 431 was on

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the Recall List. House Bill 434. Senator Tom Dunn. Out of the record. 455. Senator Holmberg. Out of the record. 473. Senator Maitland. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 473.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from McLean, Senator Maitland.

SENATOR MAITLAND:

Well, thank you very much, Mr. President and Members of the Senate. House Bill 473 is an agreement with the IHSA which calls for the gubernatorial appointment of two Members from the General Assemblies -- General Assembly to serve as liaison representatives to the Board of Directors of the Illinois High School Association. It is advisory, and they shall report to the Members of the General Assembly. I know of no opposition. Would appreciate your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 473 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 475. Senator Kelly. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 475.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Kelly.

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SENATOR KELLY:

Thank you, Mr. President. House Bill 475 eliminates the need for a teaching certificate for an assistant regional superintendent. Currently, you have to have both the administrative certificate and teaching certificate. This would eliminate the need for the teaching certificate, and I would solicit your support. The bill did pass the House by 110 to 4.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Topinka.

SENATOR TOPINKA:

Yes, if I may ask the sponsor some questions, and if he would yield.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will.

SENATOR TOPINKA:

Would you have any idea if this particular bill could be used in such a way that the assistant regional superintendent in Cook County, who has always been somewhat of a leash-keeper to the current superintendent, Richard Martwick, would now - should he depart mid-term, be elevated to his position? I mean, would that possibly occur, or could it possibly occur with -- under this bill?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Kelly.

SENATOR KELLY:

That's not the legislative intent, and I would not hope that that would occur. And in fact, with the elimination of the department, this would apply to -- mostly to the downstate districts being -- not having this teaching certificate. So I would think the downstaters are probably just as interested as -- as those up in the metropolitan area of Chicago.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Topinka.

SENATOR TOPINKA:

I appreciate what Senator Kelly is doing, because I know he's always been a very -- strong advocate of cleaning up that department, and I appreciate what his legislative intent is. But I would submit that this would not necessarily be limited to central and southern Illinois regional superintendents, but indeed could very possibly be used in just the capacity I cited. And then, should she be there and these other bills that we have to eliminate the office come to pass, and if another concurrent bill which is out here which would seemingly sweeten everybody's pension considerations, as we aid Mr. Martwick out of office, I would think that that might conceivably set her up for some nice, sweet pension benefits as well. And it might seem that this bill would be maybe part of a package. I mean, I only speculate, but I put that out for your consideration. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Kelly, to close.

SENATOR KELLY:

I would solicit your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall House Bill 475 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 36 Ayes, 19 Noes, 3 recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. House Bill 477 was on the Recall List. House Bill 478. Senator Kelly. Out of the record. Please turn to Page 9, appears House Bill 489. Senator Smith. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 489.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Lady from Cook, Senator Smith.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 489 is -- makes revisions in the Nursing Home Care Act concerning duties, functions of a monitor or receiver. And House Bill 489 is the recommendation of the Illinois Citizens for Better Care. The Department of Public Health is neutral on this particular bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 489 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 57 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 506. Senator Marovitz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 506.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President, Members of the Senate. In order to become a more well-rounded individual, I have sponsored this very important agriculture bill. It requires -- requires the Department of Agriculture --

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The whole board lit up, Billy.

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SENATOR MAROVITZ:

Requires the Department of Agriculture to develop and administer a Governor's Agricultural Heritage Award Program, the proceeds of which shall be used for its agricultural marketing programs. This bill is supported by the Department of Agriculture and all farm organizations in my district and within the State of Illinois.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Rigney. Question is, shall House -- House Bill 506 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 48 Ayes, 4 Nays, and none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 516. Senator Mahar. Out of the record. 518. Senator Savickas. 522. Senator Berman. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 522.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. House Bill 522 requires the Chicago Board of Education to give notice to adjoining property owners when they're going to construct a new school or convert an existing building to a school. I'd be glad to respond to any questions, and solicit your Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 522 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

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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. 533. Senator Berman. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 533.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. This requires that elementary schools shall ensure that students receive instruction designed to assist them to make appropriate career choices. High schools should provide instruction to prepare students for work opportunities upon graduation. Each school board has the total prerogative of determining the amount of instruction needed to fulfill this charge. It's strongly supported by the Illinois Chamber of Commerce. I solicit your Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? Question is, shall House Bill 533 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 32 Ayes, 26 Nays, 1 recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. House Bill 554. Senator Macdonald. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 554.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Lady from Cook, Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. This bill amends the child support withholding provisions to provide that if a payor knowingly fails to pay the monies that have been withheld from employee for child support, that the payor shall be liable to the custodial spouse in the amount of a hundred dollars for each day after the expiration of three business days. The bill also provides that the second or more failure to pay the -- the withheld child support in a timely manner creates a presumption that the failure is intentional. There are no known opponents to this bill since we amended it yesterday to take care of the opposition by some of the business groups. So I urge your support of House Bill 554.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 554 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. 562. Senator Jones. 575. Senator Joyce, J.E. No. 583. Senator Marovitz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 583.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. DCFS would identify siblings of a child being transferred to its care and custody and provide for joint placement, unless it would

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not be in the best interest of the child. I should make it very clear that the best interest of the child is what is paramount here. If DCFS concludes that joint placement should not be made, the Department would make arrangements for regular visitation and communication between the children at least twice a month, unless that, in and of itself, is not in the best interest of the child. And I'd ask for an affirmative vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Lady from Cook, Senator Topinka.

SENATOR TOPINKA:

Yes, again, and I would commend Senator Marovitz, because he does indeed have a good heart, and he's trying to do the right thing. And, you know, I -- there's lots of good ideas. Our problem is, is that in the current budget situation, we're trying to fund the programs that are already either not funded, anticipated for being cut, or underfunded to begin with. So, as a result, adding to the cost of all of these things and creating new programs or extending programs is probably not in the best interest of everyone, because we're going to cut somebody somewhere. This program has a two hundred and seventy thousand dollar price tag. Already, I think we've seen that DCFS has begun placing more than half the children moved from their homes into the care of relatives. This bill does not even begin to address the lack of foster homes that are able to handle several children. I mean, I don't know that the bill does what it says it's supposed to do, and it costs money we just don't have. So I would urge your opposition reluctantly, but nevertheless, must urge that opposition.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Marovitz, to close.

SENATOR MAROVITZ:

Well, this is just another one of those cases where sometimes

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the Department takes a look at something and says, "Well, we don't want to do this, so we're going to put an artificially high fiscal impact on this. There's no fiscal impact whatsoever. For the Department to take a look and see what's in the best interest of a kid, if his brother or sister are being transferred to care, and to see if there could be joint placement -- the Department has plenty of staff right now without hiring one more person, no more computers, no more travel. This is only in the best interest of the kids to see if kids are being adopted or transferred to foster care - maybe their brothers and sisters could be placed with them. That's all this bill does, and I solicit your Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall House Bill 583 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 35 Ayes, 23 Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 589. Senator Marovitz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 589.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President. Well, here's a bill that does cost money. Okay? In all honesty, it does, but it'll -- it'll challenge the Legislature to decide where our priorities are. This mandates the Department of Children and Family Services to maintain reasonable workloads for child welfare specialists and child protective investigators. The Department itself

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acknowledges that its current workloads are excessive. They oppose the bill because they feel that it's -- it costs too much. DCFS is the defendant in several lawsuits charging it does not adequately protect children because of a drastic shortage of workers and -- and caseloads. There are lawsuits pending right now. AFSCME claims that the current workload is fifty-six to one. There are many caseworkers in Illinois handling ninety cases - ninety cases. The nationally accepted standard is twenty-one to one. We're talking about many caseworkers having ninety to one caseloads. Now, let me ask you, Ladies and Gentlemen: Are the kids in Illinois being well-served if a caseworker investigating abuse, trying to protect these kids, have ninety cases? You know the answer is no, and you know that our priorities have to be with reducing the caseloads of these workers. Admittedly, this bill costs some money, but the fact is it's a priority for -- for our kids in the State of Illinois. I don't think any of these other bills could be a higher priority than this one, which makes sure that our kids will be well-served by the caseworkers that try and protect them.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Lady from Cook, Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President, Ladies and Gentlemen of the Senate. You know, again, I would commend Senator Marovitz for, you know, trying to do something that is good and well-intentioned. He's not grousing around on this one, in terms of cost. Yes, it does cost some money. "Some" should be interpreted as thirty-one million. That's no small amount of change. I would point out that we do already have seven hundred million dollars of back bills from last year to pay. We haven't even begun to start looking at this year's budget - how to balance it. We're anticipating fourteen hundred layoffs minimum, trying to adjust

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that. Why would we also necessarily want to immediately set a twenty-five youngster per social worker limit? Because if these caseloads are as large as Senator Marovitz would suggest - and in some cases they are - then let's try and bring them down; but in some cases, we're going to have to bring them down gradually because we just don't have the staff to pull this off. It's a nice idea. It's well-intentioned. We don't have the money. We don't have the people. The year is such where we just cannot afford to do this. And, Ladies and Gentlemen, there just is no way we're going to come up with thirty-one million dollars unless you all are prepared to cut further, harder and deeper than is already anticipated, or we're going to raise taxes. Those are your two options.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady from DuPage, Senator Fawell.

SENATOR FAWELL:

Thank you very much. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will.

SENATOR FAWELL:

Senator Marovitz, do you have any idea how many caseworkers we've got in Cook County right now?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Marovitz.

SENATOR MAROVITZ:

Not enough, but I'm sure you'll tell me the exact figure.

SENATOR FAWELL:

Well --

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Fawell.

SENATOR FAWELL:

I certainly will. I have been on the advisory committee of

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our DCFS region for the last four or five years. Cook County right now has one thousand forty-seven caseworkers and can't get the work done. The Aurora region, which is the five collar counties, Kankakee, Grundy and -- and one other - there's eight counties altogether - has ninety-seven caseworkers. In my county of eight hundred thousand people, we have eleven caseworkers, if indeed one of them hasn't been shot recently. And yet we manage to get the work done. Seems to me before we ever start investigating -- and start investing in more caseworkers - who, by the way, count their caseloads a lot differently than they do in counties like Will and like DuPage and like they do in McHenry and Kane and all the others - that we ought to find out where the money is going presently, what those caseworkers are doing presently, and have a uniform method of counting the caseworkers -- caseloads. Let me tell you one of the things they do in Cook County. If a child is put in an institution and that institution is completely taking care of that child, that child is still counted as a full caseload in Cook County. No other where in the State is it. And it seems to me we ought to just slow down and try and make sure that the money is properly spent on the kids, and not just go helter-skelter and spend thirty-one million dollars in a system that, frankly, right now is not working.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Marovitz, to close.

SENATOR MAROVITZ:

Well, I -- I totally agree with Senator Fawell. It is about time that we know where the kids are, and it is about time that we know what the caseloads are. And DCFS has not asked for one additional caseworker in Cook County for Fiscal '92, and that's why this bill is needed - so that we can know where the kids are, so we can know what the caseload -- the caseloads are. The case that's currently being litigated, the BH case involving DCFS, is

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soon to be settled. And with the money that will be settled, there will be a supplemental request coming in. This bill would say where the supplemental dollars have to go. We need caseworkers to protect our kids, to find out where they are, Senator Fawell, to find out what the problems are and what placement is needed and what protective orders are needed. That's what this bill is about. That's why AFSCME has made this the number one priority in the Legislative Session, and I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall 589 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. It's going to be close. Yes. On this question, there are 30 Ayes, 25 Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. Senator Watson. Topinka. Senator Topinka requests leave to verify. Doesn't have to have leave. Membership please be in their seats. Would the affirmative vote be verified, please, Mr. Secretary?

ACTING SECRETARY: (MR. HARRY)

The following voted in the affirmative: Alexander, Berman, Brookins, Carroll, Collins, Cullerton, Daley, D'Arco, del Valle, Demuzio, Thomas Dunn, Hall, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Leverenz, Marovitz, O'Daniel, Palmer, Rea, Savickas, Severns, Smith, Vadalabene, Welch and Mr. President.

SENATOR TOPINKA:

May I go forward? Okay. J.E. Joyce.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Are there any questions of the affirmative vote?

SENATOR TOPINKA:

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Yes. J.E. -- Senator Joyce, Jeremiah.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Joyce. Senator Joyce on the Floor? Remove him. Where? No, it's the other Joyce.

SENATOR TOPINKA:

And Senator Daley.

SENATOR DALEY:

Senator Daley is here. He'll be out in a minute. He's on the phone.

SENATOR TOPINKA:

Senator Savickas.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Savickas on -- on the Floor? Please remove him.

SENATOR TOPINKA:

Thank you. That'll do.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

What's the count? What's the count? Oh, I'm sorry. On this question, there are 28 Ayes, 25 Nays, none recorded as Present. Senator Marovitz asks leave to postpone consideration. Hearing no objection, Postponed Consideration. Okay. 598. Senator Berman. Read the bill, please.

ACTING SECRETARY: (MR. HARRY)

House Bill 598.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. This is a request from the State Board of Education. It would prohibit employees or officers of various educational agencies from having a financial interest in any agreement between the individual's employer or agency and any

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company which collects special education health care benefits. Be glad to respond to any questions, and solicit an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 598 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. 619. Senator Welch. Out of the record. 624. Senator del Valle. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 624.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President... This bill is identical to Senate Bill 714 that was passed out of the Senate. It permits the debtor to keep forty-five times the federal minimum hourly wage before any wages may be garnished, and also indicates that the cost of obtaining a wage deduction order will be charged to the judgment debtor unless the court finds that the costs incurred by the judgment creditor were improperly incurred, and also provides that a personal property exemption does not apply to any wage deduction order entered under Part 8 of Article VII <sic> (XII). I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 624 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

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the record. On this question, there are 57 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. House Bill 669. Senator Berman. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 669.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. This bill requires that a school board notify a regional superintendent of a vacancy on its board within five days, and also provides thirty days for the regional superintendent to fill that vacancy. Be glad to respond to any questions, and I solicit an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 669 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, 1 Nay and 1 recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. Please turn to Page 10, appears -- on Page 10 is House Bill 682. Senator Weaver. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Bill 682.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Champaign, Senator Weaver.

SENATOR WEAVER:

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Thank you, Mr. President. House Bill 682 would require athletic associations to follow due process requirements in enforcing rules upon member institutions in Illinois. Violations must be proved -- proven by clear and convincing evidence before penalties may be imposed. Judicial review is utilizing the Code of Civil Procedures as provided for. If there are any questions, I'd be happy to try to answer them. Appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? Question is, shall House Bill 6-8-2 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 57 Ayes, no Nays, 2 recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. House Bill 687, 691 and 700 are on Recall. So we'll go to House Bill 703. Senator DeAngelis. Aldo? 703? Read the bill, Madam Secretary.

END OF TAPE

TAPE 5

SECRETARY HAWKER:

House Bill 703.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. This is a bill which is identical to a bill that came out of here. It requires on public works

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projects that there be a prompt payment, and that payment be done within thirty days after delivery of the service -- the invoice. Subcontractors must be paid within fifteen days after that. And if it is not done, there's a penalty of one and a half percent for for late payments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Gentleman from Cook, Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. A question of the sponsor.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he'll yield.

SENATOR RAICA:

Senator DeAngelis, this doesn't have any provisions of Senate Bill 1099 on it, does it?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator DeAngelis.

SENATOR DeANGELIS:

Senator, 1099 has gone to bye-bye land.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Scurrilous question. Senator DeAngelis, to close.

SENATOR DeANGELIS:

Ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall House Bill 703 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. 706. Senator Welch. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 706.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from LaSalle, Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. What this bill does is allow local governments to recover their costs incurred due to hazardous waste remedial or removal actions. The responsible parties are to reimburse the appropriate emergency response agency or private contractors the agencies use, for any response activity due to a hazardous waste emergency. I would be glad to answer any questions.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 706 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. House Bill 714. Senator Hawkinson. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 714.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Knox, Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. This is a vehicle bill that the -- by the Illinois Library Association, and we intend to use this for a recodification of the Public Libraries District Act. It's our intention to put this into conference committee.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any discussion? Question is, shall House Bill 714 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. 735. Senator Rea. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 7-3-5.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Franklin, Senator Rea.

SENATOR REA:

Thank you, Mr. President. House Bill 735, as amended, provides, in addition to a surety bond, a long-term care facility may use insurance in an acceptable method to protect residents' funds from loss or theft. The amount and form of insurance would be determined by the Department of Public Health in consultation with the Department of Insurance. This came out of the Health Committee 13-0, from the House 113-0. I know of no opposition as it is amended now. Would ask for your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 735 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. 7-3-8. Senator Carroll. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 7-3-8.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 738 is the Prompt Payments Act that requires a payment of interest under the Prompt Payments Act as an automatic payment if payment is not made to the vendor within sixty days of the bill having been approved. The only exception would be if the interest payment is less than twenty-five dollars. In that case, the vendor would have to request it. We also included the Department of Transportation as one of those advisory agencies, because of the volume of bills that they have that run through their agency, and we have redefined "small business" to make construction and regular small business equal in size. I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The Lady from Lake, Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President and Ladies and Gentlemen of the Senate, I concur with the Senate sponsor, but can we afford it at this time? This is the problem we have.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll, to respond.

SENATOR CARROLL:

The cost should not be any different than it would be, other than the ease in which the vendor will get paid. Right now under Prompt Payment, after sixty days, the vendor is entitled to interest. The problem is, of course, that they have to jump through hoops and all kinds of bureaucratic red tape in order to get that interest. In fact, one of the biggest problems has been

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they cannot even ask for the interest until they get paid. So if, for example, Senator Geo-Karis, you have a pharmacy in Zion that has not been paid since December, they cannot even request interest until they get paid, which may not be till July or August. Then they can even ask for the interest. The reason there's been so few in the past requesting interest is there's been very few times in history that we've been over the sixty days, particularly over to the extent we are now. So that this would just say it's automatic. They're going to have to pay the interest instead of making the people who do business with the State file all kinds of documents.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall House Bill 738 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, 1 Nay, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. House Bill 739. Senator Smith. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 739.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Lady from Cook, Senator Smith.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 739 establishes a toll-free number for applicants of Public Aid to appeal a decision of the Department of Public Aid. Requires the Department of Public Aid to expand the number of sites whereby a pregnant woman or a child under twenty-one can apply for medical assistance. And it requires the Department of

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Public Aid to inform an applicant how earned income will affect her or his grant level. It clarifies and codifies certain aspects of the Healthy -- Healthy Kid Program, and OBRA '89 mandates that the State provide Healthy Kids services. I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 739 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, none -- none recorded as Present -- no Nays, no Present. This bill, having received the constitutional majority, is hereby declared passed. 742 has been -- was on Recall. 743. Senator Woodyard. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 743.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Edgar, Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President, Members of the Senate. House Bill 743 would require the Code agencies to develop plans for flexible work requirements. What we're trying to do is reduce the need for day care for children. And I believe the first report back to the General Assembly would be by March 1st of 1992.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 743 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

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constitutional majority, is hereby declared passed. 755. Senator Welch. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 755.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from LaSalle, Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. What this bill does is require that the State Board of Education establish, within an existing program, its Tech Prep Program, scholarships for vocational education teachers to attend courses and seminars to improve their educational knowledge and skills. I believe it passed out of the committee unanimously, and it passed out of the House 105 to 2. I'd be glad to answer any questions.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 755 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Before the bombers come in. 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. House Bill 760. Senator Berman. Take it out of the record. Please turn to Page 11. 761. Senator Berman. Out of the record. 763. Senator Berman. Out of the record. 764. Senator Jones. Out of the record. 772. Senator Keats. Keats. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 772.

(Secretary reads title of bill)

3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Keats.

SENATOR KEATS:

As amended, it's a very simplified bill. It basically reads exactly as it is in the program. It sets up formal training and professional development programs for an executive branch agency, gives the investigators and attorneys, hearing officers, the kind of training that they need to help deal with their backlog that sometimes runs for years. It's an agreed amendment, and I would appreciate your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 7-7-2 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, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 796. Senator Holmberg. Out of the record. 798. Senator O'Daniel. Out of the record. 799. Senator O'Daniel. Out of the record. 801. Senator Joyce. Out of the record. 803. Senator Cullerton. Out of the record. 811. Senator Joyce. Out of the record. 816 was on a Recall. 818. Senator Karpziel. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 818.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. Amendment No. 1 to House Bill 818 becomes the bill -- is the bill, and it adds -- it establishes

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that the State air permits will be federally enforceable. Under the provisions of the new Federal Clean Air Act, the states are required to take numerous actions to bring the State implementation plans into conformance with this new law. House Bill 818 will allow the U.S. EPA to accept a key part of the regulatory package which was worked out between the Illinois Chamber and the IEPA and adopted by the Pollution Control Board, and it will allow the U.S. EPA to accept these -- this package of -- this regulatory package.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall House Bill 818 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 57 Ayes, no Nays, none recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. 843. Senator Watson. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 843.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Bond, Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. This legislation does exactly what the Calendar says. It amends the School Code and requires driver's education to include instruction on railroad crossing safety. It was supported in committee by the Secretary of State, the Illinois Railroad Association and the Illinois Commerce Commission. Be glad to answer any questions. Otherwise, appreciate your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any discussion? Question is, shall House Bill 8-4-3 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. 8-4-4. Senator Maitland. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 8-4-4.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Madam President. House Bill 844 requires the State Board of Education to annually prepare a report describing and listing the cost of each State mandate that applies to public schools. An amendment suggested by Senator Berman clarifies whether or not it's a federal mandate or not. I know of no opposition. Would appreciate your support.

PRESIDING OFFICER: (SENATOR COLLINS)

Any discussion? Senator Berman.

SENATOR BERMAN:

Thank you, Madam President. I just invite all of us to take a look at this. I understand what the bill calls for, but I just wonder whether it makes any sense for us to go through this process. We are constantly being inundated by persons who seem to be able to get this information on their own. I just think this is a public flagellation by ourselves of ourselves. So I just think there's better ways we can spend our money.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Maitland, to close.

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SENATOR MAITLAND:

Well, thank you -- thank you very much, Madam President. I thought with the amendment that was put on, that that generated the support of Senator Berman. Evidently not. I think this is -- we are complete inundated with the cost of mandates and this is an opportunity. The State Board has indicated that this is not a great fiscal problem for them, and I would appreciate your support.

PRESIDING OFFICER: (SENATOR COLLINS)

The question is, shall House Bill 844 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 52 Ayes, no Nays, 6 voting Present. Having received the constitutional majority, House Bill 844 is declared passed. House Bill 852. Senator Welch. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 8-5-2.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This bill requires the disclosure of deceased persons' mental health records to a coroner when the coroner believes that the information is necessary to determine if there was a suicide and the individual is a resident of a mental health institution. The bill passed out of the House unanimously. We amended it to gain the support of the Coroners' Association Statewide. I'd be glad to answer any questions.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? If not, the question is, shall House Bill

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852 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 58 Ayes, no Nays, none voting Present. Having received the constitutional majority, House Bill 852 is declared passed. House Bill 875. Senator Severns. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 875.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Severns.

SENATOR SEVERNS:

Thank you, Madam President, Members of the Senate. House Bill 875 simply requires that DCCA report on an annual, rather than periodic, basis, the effect of the State mandates and local governments. I know of no opposition, would urge its passage.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? ...If not, the question is, shall House Bill 875 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 59 Ayes, no Nays, none voting Present. Having received the constitutional majority, House Bill 875 is declared passed. House Bill 883. I'm sorry. House Bill 889. Senator Lechowicz. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 889.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Lechowicz.

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SENATOR LECHOWICZ:

Thank you, Madam President and Ladies and Gentlemen of the Senate. House Bill 889, as amended, grants quick-take powers of eminent domain to the City of Chicago, the County of Cook, and the Collar Counties, for the acquisition of land and interest in land for highway and road purposes; permits the acquisition of occupied residential property only after one year has passed after the local government notifies the property owner of its intent to acquire the property for highway purposes. That's the intent of the bill. It was amended at the request of both -- the Minority Spokesman on the committee. I know of no opposition. I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR COLLINS)

Discussion? Senator Keats.

SENATOR KEATS:

Just a clarification question of the sponsor.

PRESIDING OFFICER: (SENATOR COLLINS)

He indicates he will yield.

SENATOR KEATS:

This is limited to Cook and the Collar Counties. This is nothing outside of that area. Correct? And there is the one-year waiting period. Correct?

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Lechowicz.

SENATOR LECHOWICZ:

And the City of Chicago as well. That is correct.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Lechowicz, to close.

SENATOR LECHOWICZ:

Ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR COLLINS)

The question is, shall House Bill 889 pass. Those in favor

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will 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, Madam Secretary. On that question, there are 39 Ayes, 15 Nays, 1 voting Present. Having received a constitutional majority, House Bill 889 is declared passed. House Bill 894. Senator Berman. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 894.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Berman.

SENATOR BERMAN:

Thank you. Thank you, Madam President. This bill is in response to the request of the Illinois Society of Professional Engineers and the Illinois Council of the American Institute of Architects to create its own fund within DPR and to create its own unit within the Department of Professional Regulation. Be glad to respond to any questions.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? If not, the question is, shall House Bill 894 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 58 Ayes, no Nays, 1 voting Present. Having received the constitutional majority, House Bill 894 is declared passed. House Bill 897. Senator Jacobs. House Bill 901. Senator Schaffer. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 901.

(Secretary reads title of bill)

3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR COLLINS)

Senator Schaffer.

SENATOR SCHAFFER:

This bill is a very simple one. It would simply allow the CDB to issue written interpretations of the standards for the Accessibility for Public Facilities Act within thirty days upon request. Many of the building officers and the people in the construction industry come up with rather unusual circumstances in the course of designing buildings, and they need to get some guidance from CDB to comply with this law. I don't think there's anyone opposed to it.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? If not, the question is, shall House Bill 901 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 56 Ayes, no Nays, none voting Present. Having received the constitutional majority, House Bill 901 is declared passed. House Bill 908. Senator Luft. House Bill 914. Senator Karpziel. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 9-1-4.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Madam President. House Bill 914 increases the maximum payment that a downstate school board may make to any person, firm or corporation without having to report the name of the entity and the payment in the school board's annual statement of affairs, from the present five hundred dollars to a thousand

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dollars.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? If not, the question is, shall House Bill 914 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 59 Ayes, no Nays, none voting Present. Having received the required constitutional majority, House Bill 914 is declared passed. House Bill 915. Senator Demuzio. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 9-1-5.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Demuzio.

SENATOR DEMUZIO:

...(machine cutoff)...you, Madam President and Ladies and Gentlemen of the Senate. House Bill 915 creates the Future Education Account Act. It is an initiative of the State Treasurer. It is a program that is designed to allow parents and others to purchase tuition contracts for children now and guaranteeing full payment of tuition when the child later attends an Illinois public college. I would solicit your support.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Discussion? If not, the question is, shall House Bill 915 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 54 Ayes, 2 voting Nay, 1 voting Present. Having received the required constitutional majority, House Bill 915 is declared passed. House Bill 916. Senator Smith. Read the

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bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 916.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Smith.

SENATOR SMITH:

Thank you, Madam President, Ladies and Gentlemen of the Senate. I'm happy to say that House Bill 916 does just what the Calendar states, and it came out of committee on the Agreed Bill List. I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR COLLINS)

Discussion? Discussion? If not, the question is, shall House Bill 916 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 59 Ayes, no Nays, none voting Present. Having received the required constitutional majority, House Bill 916 is declared passed. House Bill 927 on the Recall List. So at the top of Page 13, House Bill 931. Senator Berman. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 9-3-1.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Berman.

SENATOR BERMAN:

Thank you, Madam President. House Bill 931 requires the Department of Revenue to maintain and supply a list of Circuit Breaker grantees available to municipalities upon the request of

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the municipalities to be used for the local municipality's official purposes only. Be glad to respond to any questions.

PRESIDING OFFICER: (SENATOR COLLINS)

Question -- Discussion? If not, the question is, shall House Bill 931 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 59 Ayes, no Nays, none voting Present. Having received the required constitutional majority, House Bill 931 is declared passed. House Bill 933. Senator Berman. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 933.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Berman.

SENATOR BERMAN:

Thank you, Madam President. This bill authorizes the expansion of the library grant money that the State provides to include planning as well as construction of libraries. Be glad to respond to any questions.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? If not -- Senator Macdonald. Senator Donahue. I'm sorry.

SENATOR DONAHUE:

Yes, thank you, Mr. President. I'm sorry - Madam President. I think I would just point out that this is doing something -- it is allowing the use of bonded dollars for planning and design, and it is something that we are not allowed under the law to do today. And I would point that out to the Members on this side. It's a new program at a time when maybe we should be using those dollars

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for construction and not design.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Berman, to close.

SENATOR BERMAN:

I think the best way to use construction money is to properly plan for it. I solicit your Aye vote.

PRESIDING OFFICER: (SENATOR COLLINS)

The question is, shall Senate -- House Bill 933 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 52 Ayes, 13 Nays, 1 voting Present. Having received the required constitutional majority, House Bill 933 is declared passed. House Bill 943. Senator Lechowicz. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 943.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Madam Chairman, Members -- Madam President, Members of the Senate. House Bill 943 would require a change in the publication deadline for the Metropolitan Water Reclamation District annual appropriation ordinance from January 10th to January 20th of each year. Current law requires them to publish the annual appropriation ordinance in a newspaper of general circulation by the 10th of January of each year. By changing the date to January 20th, it allows for an additional ten days, for a total of thirty days, after the final adoption of the budget by the Metropolitan Water Reclamation District's Board. This additional time reduces the amount of staff overtime which is

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currently incurred to produce the document in the very short period of -- very short time frame. I know of no opposition. I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR COLLINS)

Discussion? Discussion? If not, the question is, shall House Bill 943 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 58 Ayes, 1 voting Nay, none voting Present. Having received the required constitutional majority, House Bill 943 is declared passed. House Bill 945. Senator Lechowicz. House Bill 954. Senator Schaffer. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 954.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Schaffer.

SENATOR SCHAFFER:

Members of the Senate, this bill creates a -- an early Intervention Systems Act that requires the creation over a period of five years of a Statewide system of early intervention services for infants and toddlers with measurable developmental disabilities. If I learned anything in my years of involvement on mental health and developmental disability issues, it's that early intervention and early action with these kids is extremely important if we're able to maximize their capabilities and to indirectly minimize governmental responsibilities for their care. I think this is a well-thought-out program, and solicit your support.

PRESIDING OFFICER: (SENATOR COLLINS)

Discussion? Senator DeAngelis.

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SENATOR DeANGELIS:

Just a point of personal privilege, Madam President. I -- on House Bill 943, I inadvertently pushed the wrong button. I meant to vote Aye.

PRESIDING OFFICER: (SENATOR COLLINS)

The record will so show. Further discussion? If not, the question is, shall House Bill 954 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 59 Ayes, no Nays, none voting Present. Having received a required constitutional majority, House Bill 954 is declared passed. House Bill 957. Senator Lechowicz. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 9-5-7.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 957 passed the House 105 to nothing, came out of committee without a dissenting vote. Beginning -- what the bill would do, beginning January 1st, 1992, it would prohibit the use of any untreated grease trap sludge by any land application method. I know of no opposition. Ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR COLLINS)

Discussion? Discussion? If not, the question is, shall House Bill 957 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there

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are 59 Ayes, no Nays, none voting Present. Having received the required constitutional majority, House Bill 957 is declared passed. House Bill 969. Senator Jones. House Bill 1001. Senator Marovitz. House Bill 1014, Recall List. House Bill 1020. Senator Carroll. Senator Carroll. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1020.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll.

SENATOR CARROLL:

Thank you, Madam President and Ladies and Gentlemen of the Senate. House Bill 1020 is an effort to codify an Illinois Supreme Court case, Department of Mental Health versus Phillips, - not Senator Philip - in which they -- basically the issue is, when trusts are created as a supplemental trust for people with disabilities in State institutions, in order to supplement Social Security, SSI payments and things like that, that the State is not allowed to invade that trust, and therefore dry it out; that it's really there for the benefit of those disabled people as a supplement. This codifies what the Illinois Supreme Court said should be done, and I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR COLLINS)

Any discussion? If not, the question is, shall House Bill 1020 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 59 Ayes, no Nays, none voting Present. Having received the required constitutional majority, House Bill 1020 is declared passed. House Bill 1021. Senator Severns. Read the bill, Madam

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Secretary.

SECRETARY HAWKER:

House Bill 1021.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Severns.

SENATOR SEVERNS:

Thank you, Madam President, Members of the Senate. House Bill 1021 simply provides that a Defense Contract Procurement Division is created within the Department of Commerce and Community Affairs to help assure that Illinois receives more federal DOD contracts. I know of no opposition, would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR COLLINS)

Discussion? If not, the question is, shall House Bill 1021 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 58 Ayes, no Nays, 1 voting Present. Having received the required constitutional majority, House Bill 1021 is declared passed. House Bill 1024. Senator Kelly. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1024.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Kelly.

SENATOR KELLY:

Thank you, Madam President and Members of the Senate. House Bill 1024 provides for out-of-state and out-of-district tuition to be waived for a community college student who is employed for at least thirty-five hours per week by an entity -- by a company

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located in the district. There also was an amendment which was adopted by Senator Carroll and Senator Butler which provided for contractual agreements to also be covered under this, which goes beyond the thirty-five hours. I -- this legislation did pass the House by 113 votes to 1, and I would solicit your support.

PRESIDING OFFICER: (SENATOR COLLINS)

Discussion? If not, the question is, shall House Bill 1024 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 57 Ayes, no Nays, none voting Present. Having received the required constitutional majority, House Bill 1024 is declared passed. House Bill 1035. Senator Jones. House Bill 1073 is on the Recall List today. House Bill 1085, Recall List. House Bill 1092. Senator Lechowicz.

PRESIDENT ROCK:

All right. Ladies and Gentlemen, the hour of six is approaching rapidly, and as per our earlier agreement, we will not go beyond it. Senator Jacobs, for what purpose do you arise, sir?

SENATOR JACOBS:

Thank you, Mr. President. There was a bill that was passed earlier, House Bill 407. The Attorney General's Office suggested that we read this into the record, and it is - "House Bill 407 is a clarification of the legislative intent of Public Act 86-717, which became effective January 1, 1991. The language contained in that Act needs to be clarified by this bill since an Attorney General opinion exists from 1975 that conflicts with the legislative intent of the original Act. Opinion No. S-877 contends that individuals may not be appointed to any office in a county during the entire four-year term that they were elected to, regardless of whether they first resign. With this classification and this statement, any resignations tendered and appointments

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made pursuant to Public Act 86-717 will be ratified." Thank you.

PRESIDENT ROCK:

All right. The record will so reflect. Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 559 offered by Senator Raica.

Senate Joint Resolution 74 offered by Senator Raica.

They're both congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

And Senate Joint Resolution 75 offered by Senators Davidson and Vadalabene.

It is substantive.

PRESIDENT ROCK:

Executive. All right. Ladies and Gentlemen, I needn't remind you there is an Executive Appointments Committee tomorrow at nine o'clock to consider the appointments of the Governor in three or four of his Messages. So the Senate will reconvene at 11:30 - 11:30 tomorrow morning - and we will begin on 3rd Reading where we left off. 11:30 tomorrow morning for the Regular Session. We will again work until about six, and then Friday we'll work from nine until probably noon or one o'clock. Further business to come before the Senate? I would also remind the Democratic Members, if I can have their attention. Senator Marovitz, I want you to print this on your forehead. There's a 10:30 caucus in the morning - 10:30 in Room 212. We're serving -- Senator Carroll has promised us lox and bagels. 10:30 tomorrow in Room 212. Senator Kelly. Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I do want to emphasize that we do have a meeting of the Executive Appointments and Veterans' Affairs

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Committee tomorrow at nine o'clock sharp in Room 212. I'd appreciate it if the Members would be there and we can get through with our business in an orderly fashion.

PRESIDENT ROCK:

All right. Nine o'clock in 212 for the Executive Appointments Committee. 10:30, 212 for a Democratic Caucus. 11:30 on the Floor of the Senate. Any further business to come before the Senate? If not, Senator Vadalabene moves that the Senate stand adjourned until Thursday, June 20, tomorrow at the hour of 11:30 a.m. Senate stands adjourned. Have a nice evening, everybody.

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