

STATE OF ILLINOIS
87th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

48th Legislative Day

June 21, 1991

PRESIDENT ROCK:

The hour of nine having arrived, the Senate will please come to order. Will the Members be at their desks, and will our guests in the gallery please rise. Our prayer this morning by Reverend Victor Kaltenbach, St. Patrick's Catholic Church, Springfield, Illinois. Father.

THE REVEREND VICTOR KALTENBACH:

(Prayer by the Reverend Victor Kaltenbach)

PRESIDENT ROCK:

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

SENATOR HALL:

Thank you, Mr. President. I move that reading and approval of the Journals of Tuesday, June the 18th; Wednesday, June the 19th; and Thursday, June the 20th, in the year 1991, be postponed pending arrival of the printed Journals.

PRESIDENT ROCK:

You've heard the motion as placed by Senator Hall. Is there any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. Message from the House.

SECRETARY HAWKER:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to wit:

Senate Bill 33 with House Amendments 1 and 2.

Passed the House, as amended, June 20, 1991.

I have like Messages on:

Senate Bill 201 with House Amendment No. 1.

Senate Bill 233 with House Amendment 1.

Senate Bill 628 with House Amendment 1.

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Senate Bill 800 with House Amendment 1.
Senate Bill 895 with House Amendments 1, 2 and 3.
Senate Bill 972 with House Amendment 1.
Senate Bill 1009 with House Amendment 2.
Senate Bill 1071 with House Amendment 1.
Senate Bill 1079 with House Amendments 1 and 2.
Senate Bill 1295 with House Amendments 1 and 2.
And Senate Bill 1309 with House Amendment 1.

PRESIDENT ROCK:

Secretary's Desk. Resolutions.

SECRETARY HAWKER:

Senate Resolution 567 offered by Senator Schaffer.

It is congratulatory.

PRESIDENT ROCK:

Consent Calendar. If I can have your attention, Ladies and Gentlemen. It's Friday, June 21st. We are confronted with a Tuesday and Wednesday deadline next week. We will be returning Monday at the hour of noon. In the meantime, for today's purposes, we would like to go through the Order of House Bills 2nd Reading - there are a hundred and thirty-one bills on House Bills 2nd, including appropriation bills, - and move them along as best we can so that we can deal, I hope, with the appropriations on Monday and send them back to the House. We'll begin then on Page 13 on the Calendar. Page 13, Ladies and Gentlemen. Page 13 on the Calendar, on the Order of House Bills 2nd Reading. House Bill 3. Senator Marovitz. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 3.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

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SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 46. Senator Marovitz. Read the bill.

SECRETARY HAWKER:

House Bill 46.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Consumer Affairs offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Marovitz, on Committee Amendment No. 1.

SENATOR MAROVITZ:

Thank you very much, Mr. President, Members of the Senate. This is a technical change only and makes clear that the bill applies only to Chicago.

PRESIDENT ROCK:

Senator Marovitz has moved the adoption of Committee Amendment No. 1 to House Bill 46. 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 committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Marovitz offers Amendment No. 2.

PRESIDENT ROCK:

Senator Marovitz, on Amendment No. 2.

SENATOR MAROVITZ:

I -- I don't have a copy of this amendment, Madam Secretary. This is strictly a technical change. There's no substantive change whatsoever.

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PRESIDENT ROCK:

Senator Marovitz has moved the adoption of Amendment No. 2 to House Bill 46. 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. 86. Senator del Valle. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 86.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator del Valle offers Amendment No. 1.

PRESIDENT ROCK:

Senator del Valle, on Amendment No. 1.

SENATOR DEL VALLE:

Thank you, Mr. President. This amendment comes from CMS. It permits the director of Central Management Services to approve requests for extensions of the employment eligibility periods for the purposes of achieving affirmative action goals. I move for its adoption.

PRESIDENT ROCK:

Senator del Valle has moved the adoption of Amendment No. 1 to House Bill 86. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

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No further amendments.

PRESIDENT ROCK:

3rd Reading. 1-2-1. 121. Senator Cullerton. 136. Senator
Leverenz. Read the bill.

SECRETARY HAWKER:

House Bill 1-3-6.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator Marovitz offers Amendment No. 1.

PRESIDENT ROCK:

Senator Marovitz, on Amendment No. 1.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate.
I'd like to withdraw Amendment No. 1.

PRESIDENT ROCK:

Withdraw at the request of the sponsor. Further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Barkhausen.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members, Amendment No. 1 - not in any way
meant to be an unfriendly amendment - is an attempt to clarify
what the requirements would be for recording a lien in a situation
where a real estate broker has an -- a written agreement with a
prospective buyer. It also clarifies, I think and I am told, what
is otherwise the -- intent with regard to valid prior recorded
liens of mortgages, deeds, leases, easements, or other instruments
of a similar nature. I have discussed this matter both with the

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Realtors, who are encouraging the adoption of the bill, and the -- both the mortgage bankers and the title insurance industry, which is concerned about the -- the draft of the bill without this amendment as to whether the matters attempted to be clarified in this amendment would -- would be as clear as they want them to be. And for that reason I offer the amendment. I don't think the -- while the Realtors don't think the amendment is necessary, they don't really seem to oppose it on the merits. They would just rather not go through what they seem to regard as the inconvenience of -- of having to go back to the House for concurrence. I'd be glad to answer your questions.

PRESIDENT ROCK:

Senator Barkhausen has moved the adoption of Amendment No. 1 to House Bill 136. Discussion? Senator Leverenz.

SENATOR LEVERENZ:

Thank you, Mr. President. Senator Barkhausen, I would have liked to have had you at least talk with me about the amendment. I understand that that amendment that you have is taken care of in the bill. As liens are filed, it establishes its own priority. I understand that the Realtors are in opposition to the amendment today. So for that reason, I would object to the amendment, and ask that the amendment be defeated.

PRESIDENT ROCK:

Further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much. I've just talked to the -- the people from the Chicago Title and Trust. And my feeling is if this amendment does not go on, the chances of having this bill passed are -- are -- are going to be a little -- a lot more difficult. This amendment doesn't really do anything except clean up some language that Chicago Title and Trust feels they absolutely must have. Otherwise there's going to be a hidden lien. And they are

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going to, rather vehemently, oppose this whole bill and this whole concept, unless we get this amendment on. For that reason, I strongly urge that the Members do accept this amendment, and let's get this show on the road, so that both the Realtors and Chicago Title and Trust are happy with this bill.

PRESIDENT ROCK:

Further discussion? Further discussion? Senator Barkhausen, you wish to close?

SENATOR BARKHAUSEN:

Just in response to Senator Leverenz. Senator, I do apologize for not getting to you. This has all sort of come about at the last minute. There is an honest disagreement of opinion, it appears, between the Realtors on the one hand and the title insurance industry and the mortgage bankers on the other, as to whether this -- this amendment is necessary. On -- on the merits and on the substance there doesn't seem to be any reason not to adopt the amendment. And, in fact, for reasons stated by Senator Fawell, it appears that it will enhance chances of the bill's ultimate passage. And I therefore move its adoption.

PRESIDENT ROCK:

Senator Barkhausen, has moved the adoption of Amendment No. 1 to House Bill 136. Those in favor of the amendment will vote Aye. Opposed, vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 28 Ayes, 30 Nays, none voting Present. The amendment fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 176. Senator Rea. 214. Senator Maitland. 247. Senator O'Daniel. Read the bill, Madam Secretary, please.

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SECRETARY HAWKER:

House Bill 2-4-7.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator. No. No. 2nd Reading.

SECRETARY HAWKER:

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

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 313. Senator Cullerton. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 3-1-3.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on State Government Organization and Administration offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Cullerton, on Committee Amendment No. 1.

SENATOR CULLETON:

Thank you, Mr. President, Members of the Senate. Committee Amendment No. 1 simply adds to the contracts that would be covered under this bill artistic and professional, and I move for its adoption.

PRESIDENT ROCK:

Senator Cullerton has moved the adoption of Committee Amendment No. 1 to House Bill 313. 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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SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Cullerton offers Amendment No. 2.

PRESIDENT ROCK:

Senator Cullerton, on Amendment No. 2.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. This amendment was at the request of the Department of Transportation, and it simply says that this -- provisions of this Section shall not apply to any State agency that has awarded contracts for these services to minority and female-owned businesses if they, in the aggregate, total more than five million dollars. Move for its adoption.

PRESIDENT ROCK:

Senator Cullerton's moved the adoption of Amendment No. 2 to House Bill 313. 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. 316. Senator Marovitz. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 316.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

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SECRETARY HAWKER:

Senator Geo-Karis offers Amendment No. 1.

PRESIDENT ROCK:

Senator Geo-Karis, on Amendment No. 1.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, my amendment tries to clean up some of the very bad portions of this bill. It requires the following three elements to be found by a judge before convening a statewide grand jury: a) The investigation must involve more than one county; b) The investigation and indictment cannot be effectively carried out by a county grand jury; and c) The investigation must focus on particular offenses. Several state's attorneys have expressed concern about the way the statewide grand jury can be manipulated by a politically-minded Attorney General, whether he's Democrat or Republican, to run up numbers of indictments of cases more appropriately handled by local grand juries. The bill, as sent from the House, has these same flaws and is without any specific criteria for convening a statewide grand jury. And it allows, two -- my bill would all for -- my amendment would allow for consolidation of indictments returned by a local grand jury and a statewide grand jury, if the presiding judge determines that this would be appropriate for trial. Three, requires the Attorney General to prosecute an indictment returned by the statewide grand jury, unless the state's attorney agrees to prosecute the indictment. The bill, as drafted, allows the Attorney General to dump indictments on state's attorneys, who may not be in a position to effectively handle the trial of them. And four, my amendment amends the powers and duties of the Attorney General to specifically give him authority with respect to statewide grand juries. The bill, as drafted, is defective, because it does not provide the Attorney General with such authority. I move the

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passage of my amendment, because otherwise this bill, whether it's in the hand of an Attorney General who's a Democrat or Republican, can be loaded with political nuances which are not healthy for the State.

PRESIDENT ROCK:

All right. The Lady has moved the adoption of Amendment No. 1 to House Bill 316. Discussion? Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. I rise in strong opposition to this amendment. The bill, as it is presently constituted, now requires the Attorney General to petition the Supreme Court of the State for appointment of a circuit judge to preside over any statewide grand jury. The AG must show cause to the appointed judge why a statewide grand jury should even be impanelled. This means that the AG must first have probable cause to believe that certain individuals are involved in narcotics trafficking and a narcotics-trafficking conspiracy in that region of the State. The region must include more than one county. Any state's attorney in that region can appear at the show-cause hearing and convince the judge that a statewide grand jury investigation is not necessary - any state's attorney. The judge decides whether the grand jury should be convened. Senator Geo-Karis' amendment, the one we're talking about right here, would require that the AG obtain the consent of all state's attorneys in the region before the judge should even impanel a statewide grand jury for whatever reason, including a political reason - including a political reason. One state's attorney in a multi-county region could veto a statewide grand jury. This amendment would emasculate the statewide grand jury law and prevent prosecution of serious drug-trafficking cases in our State. Senator Geo-Karis would have you believe that this bill cuts the state's attorneys out of the process. Let me tell you

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how the state's attorneys are involved in the process and not cut out of the process. This bill involves the state's attorneys throughout the whole process. The bill requires the Attorney General to notify the state's attorney that he's calling for a statewide grand jury investigation. It requires the Attorney General to obtain the consent of the appropriate state's attorney before granting immunity to any witness. It requires the Attorney General to get the state's attorney's permission to have the statewide grand jury impanelled in his county. It permits the State's Attorney to assist the Attorney General in the grand jury proceeding and in the subsequent prosecution. There is no need for this amendment. It would severely curtail the Attorney General's power under this bill and create an adversarial relationship between the AG and state's attorneys. The bill now provides for cooperation and coordination between the Attorney General and the state's attorney. Let's keep it that way and vote No on this amendment.

PRESIDENT ROCK:

Further discussion? Senator Cullerton.

SENATOR CULLERTON:

Would the sponsor yield for a question?

PRESIDENT ROCK:

Sponsor indicates she will yield, Senator Cullerton.

SENATOR CULLERTON:

Senator Geo-Karis, on Page 4, I believe it is, of your amendment, where you add to the duties of the Attorney General the requirement to -- to attend, present evidence to and prosecute indictments returned by each statewide grand jury - is it your intent that this be done personally by the Attorney General, or just anyone in his office?

PRESIDENT ROCK:

Senator Geo-Karis.

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SENATOR GEO-KARIS:

The assistants of -- could ask for him.

PRESIDENT ROCK:

Further discussion? All right. Senator Geo-Karis, to close.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, let me point out a few things that my opponent on the other side has not pointed out to you. First of all, under current law, the Attorney General cannot act in criminal matters without the consent of the state's attorney. The same should be true of the statewide grand jury. Only in these cases -- in this way will cases that truly should be before the statewide grand jury be -- be guaranteed. If any state's attorney does not consent, the Attorney General can still obtain a statewide grand jury if he can show good cause why the grand jury should be convened over the objections of the state's attorney. The second change is that a circuit judge from a circuit where the statewide grand jury is sought to be convened, is to be appointed to consider impanelling the grand jury. The bill, as drafted, would allow any circuit judge to be appointed regardless of where the site is that the grand jury will be. In other words, a person can be riding with someone who uses cocaine and this person not know the party is using cocaine, can be picked up in Lake County, Illinois, and if the Attorney General sees fit, he can go to the -- ask the chief judge for a judge in Carbondale, Illinois, and get him and have the situs -- of the grand jury meet in Carbondale when the people are from Lake County. This is wrong. There is no notice that the Attorney General has to give to a state's attorney before he goes ahead and goes to the chief judge and asks for a judge to give him a statewide grand jury. I think that my amendment makes safeguards in the bill, because I'm against drug pushers as much as anyone, but I do want fair play, and I don't want to see these state's attorneys emasculated by a

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political football. And I ask for favorable support of my amendment.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 1 to House Bill 316. Those in favor of the amendment will vote Aye. Opposed, vote Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 31 Ayes, 21 Nays, none voting Present. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Hawkinson.

PRESIDENT ROCK:

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. I believe this is an agreed amendment. It regards the -- the granting of immunity. It provides that before granting transactional immunity, the State's Attorney must consent to the granting of immunity. And prior to granting use immunity, the State's Attorney would be consulted with. I would ask for its adoption.

PRESIDENT ROCK:

Senator Hawkinson's moved the adoption of Amendment No. 2 to House Bill 316. 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. 3 offered by Senator Marovitz.

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President, Members of the Senate.

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This amendment returns the bill to its original form but takes into account the provisions that Senator Hawkinson just talked about, which removes the requirement that the witness before the grand jury must be given use immunity. Senator Hawkinson's amendment cleared that up, and he was absolutely correct. That should be treated as a separate issue, and we -- we have dealt with that in Senator Daley's bill - Senate Bill 822. This amendment also deletes the provision that the AG must prosecute other offenses that arise in the course of a felony narcotics offense. This provision's not necessary, because the multiple joinder requirement of the Code of Criminal Procedure provides that a prosecutor must join all collateral offenses arising out of the same conduct as the principal offense. This means that if a grand jury is going to indict an individual for drug trafficking, and the evidence shows that the individual was involved in a conspiracy to commit murder, the prosecutor must move for a murder indictment as well as the narcotics indictment. This is a very important amendment and, I think, will go a long way toward dealing with drug trafficking in our State.

PRESIDENT ROCK:

Senator Marovitz has moved the adoption of Amendment No. 3 to House Bill 9 -- 316. Discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Senator Rock and Members of the Senate, this amendment knocks out my amendment. This amendment deletes my changes. It restores the bill to nearly the same form it came over from the House. It does incorporate the immunity provisions from Senate Amendment 2. Then, it's a dilatory amendment since it is deleting the changes that I have in my amendment. It leaves the bill in a defective form. The language is too loosely drawn and has minimal protections for conflicting investigations with state's attorneys. It allows the state -- the Attorney General to seek the convening

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of a statewide grand jury by only showing a judge it is necessary. It deletes the requirement of the violation to be investigated involve more than one county. There's no protections in this amendment for people who could be innocent. And therefore, I move that this amendment be defeated.

PRESIDENT ROCK:

Further discussion? Senator Brookins.

SENATOR BROOKINS:

Thank you. Will the sponsor yield for a question?

PRESIDENT ROCK:

Sponsor indicates he will yield, certainly. Senator Brookins.

SENATOR BROOKINS:

Thank you. Your bill would allow a state's attorney or law enforcement officer to go to Cairo, Illinois, get an eavesdropping permit and then eavesdrop on conversations, et cetera, in Chicago?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

This bill does not allow a state's attorney to do that.

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Who does it allow to do that?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Attorney General.

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Now, when he goes there, must he have permission of the State's Attorney in Cook County, or do he needs the permission of

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the State's Attorney in Cairo?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Senator Brookins, there's no eavesdropping in this bill whatsoever. There is no eavesdropping in this bill. None.

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Describe what your bill does again.

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

I guess we're talking about the bill, not -- not the amendment. But the bill would allow the Attorney General to impanel a grand jury in any county of the State to prosecute drug-trafficking offenses - multi-county drug-trafficking offenses. It does not involve eavesdropping in any way.

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Thank you.

PRESIDENT ROCK:

Senator D'Arco.

SENATOR D'ARCO:

Thank you. Mr. President, I don't know what either one of these amendments do to be honest with you. But I know this - I know Adeline Geo-Karis personally, and if this amendment knocks out Adeline's amendment, it can't be a good amendment. That I know.

PRESIDENT ROCK:

Further discussion? Senator MacDonald.

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SENATOR MACDONALD:

Would the sponsor yield for a question?

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Macdonald. Senator Marovitz, question being posed. Senator Macdonald.

SENATOR MACDONALD:

Senator Marovitz, when you say that there is no eavesdropping, didn't we pass a bill - I think it was Senator Barkhausen's bill - that allows for drug cases -- eavesdropping - electronic eavesdropping? And wouldn't the Attorney General, who is the chief attorney for the State, would he not have the right to do what Senator Brookins asked you if he would have the right to do?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

That bill -- that bill died in the House.

PRESIDENT ROCK:

Senator Macdonald.

SENATOR MACDONALD:

Oh. Okay.

PRESIDENT ROCK:

Further discussion? Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President, at risk of clouding the issue even further, in response to the last point, I think it needs to be made clear that regardless of what some of us would like our laws to say, that the only personnel who have authority to apply for a -- an order authorizing eavesdropping are state's attorneys' personnel, either under the existing law or this bill that's before us or any of the amendments that's before us. This subject has nothing to do with eavesdropping. One of my main misgivings regarding this amendment is that I'm -- I'm told that it does away with the provision that

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would allow for the statewide grand jury to have jurisdiction over other criminal offenses that might be uncovered in -- in the process of investigating a drug offense; so that in the situation where that happened, then a separate grand jury would have to be convened by the State's Attorney to prosecute the separate offense that might come to light in -- in the process of investigating the drug offense. And I don't think that's a step that we want to take here. So, I would -- I would urge opposition to this particular amendment.

PRESIDENT ROCK:

All right. Question is the adoption of Amendment No. 3. Further discussion? Senator Marovitz, to close.

SENATOR MAROVITZ:

Well, the intention of this bill and the intention of this amendment is to allow for multi-county prosecutions in drug trafficking offenses. I don't think that anybody in this Chamber would disagree that the number one scourge on our society is drugs. And that's what this bill and this amendment is intended to do. Now, if you want to get at multi-county, big drug dealers, we want to assist law enforcement agencies in doing that. That's what this amendment is all about - to give the Attorney General the power to do that. And anybody that can assist state's attorneys in doing that - and this will allow the AG to assist state's attorneys in doing that - is going to help get at the drug problem. If you don't feel that the drug problem is the number one priority, then I guess maybe you should vote No on this. But I feel that it is, and that's why I'm offering this amendment.

PRESIDENT ROCK:

Senator Geo-Karis, the Gentleman was closing. For what purpose do you arise?

SENATOR GEO-KARIS:

To tell him that my amendment does exactly what he wants to do

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to get after the drug pushers.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 3 to House Bill 316. Those in favor of Amendment No. 3 will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 23 Ayes, 34 Nays, none voting Present. Amendment No. 3 fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. All right. Top of Page 14. On the Order of House Bills 2nd Reading. Senator Demuzio. 319. Read the bill.

SECRETARY HAWKER:

House Bill 319.

(Secretary reads title of bill)

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

PRESIDENT ROCK:

Senator Carroll, on -- Senator Marovitz. Senator Marovitz.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is a transfer amendment with no dollar impact - taking money from retirement and -- to audits, studies and investigations. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 319. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

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No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 329. Senator Leverenz. Read the bill, please.

SECRETARY HAWKER:

House Bill 3-2-9.

(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. 331. Senator Marovitz. Read the bill, please.

SECRETARY HAWKER:

House Bill 3-3-1.

(Secretary reads title of bill)

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

PRESIDENT ROCK:

Senator Marovitz, on Committee Amendment No. 1.

SENATOR MAROVITZ:

Thanks very much, Mr. President, Members of the Senate. Amendment No. 1 expands the offenses requiring an offender to wait five years before being allowed expungement, and these include operating an uninsured motor vehicle, criminal sexual abuse, domestic battery, reckless driving. I would ask for adoption of Amendment No. 1.

PRESIDENT ROCK:

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Senator Marovitz has moved the adoption of Committee Amendment No. 1 to House Bill 331. 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 committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Marovitz offers Amendment No. 2.

PRESIDENT ROCK:

Senator Marovitz, on Amendment No. 2.

SENATOR MAROVITZ:

Thank you, Mr. President, Members of the Senate. Amendment No. 2 allows the court access to a defendant's complete criminal record for the purpose of any subsequent felony sentencing. The complete criminal record shall include any supervisions which were expunged, impounded or sealed. I ask for adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz has moved the adoption of Amendment No. 2 to House Bill 331. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 373. Senator Hall. On the Order of House Bills 3rd Reading -- or 2nd Reading is House Bill 3-7-3, Madam Secretary.

SECRETARY HAWKER:

House Bill 3-7-3.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Senator Hall.

SENATOR HALL:

Yes. It's -- reduces it to one dollar.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 376. On the Order of House Bills 2nd Reading is House Bill 376, Madam Secretary.

SECRETARY HAWKER:

House Bill 3-7-6.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 would reduce the appropriation to one dollar. I'd move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 3-7-6. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 3-7-8. Senator Hall. On the Order of House Bills 2nd Reading is House Bill 3-7-8, Madam Secretary.

SECRETARY HAWKER:

House Bill 3-7-8.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

This is no dollar change. It only removes the effective date. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 1. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 384. Senator Carroll. On the Order of House Bills 2nd Reading is House Bill 3-8-4, Madam Secretary.

SECRETARY HAWKER:

House Bill 3-8-4.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This reduces the appropriation to one dollar. I'd move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 384. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd -- any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. On the Order of House Bills 2nd Reading is House Bill 3-8-6, Madam Secretary.

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SECRETARY HAWKER:

House Bill 3-8-6.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 388. On the Order of House Bills 2nd Reading is House Bill 388, Madam Secretary.

SECRETARY HAWKER:

House Bill 3-8-8.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 393, Madam Secretary. Read the bill, please.

SECRETARY HAWKER:

House Bill 3-9-3.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is a transfer amongst the various lines

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of our legislative support agencies with no net dollar change. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 393. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Holmberg and Rock offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Holmberg. Senator Jones.

SENATOR HOLMBERG:

Thank you, Mr. President. This amendment restores fifty-eight thousand to the Commission on Intergovernmental Cooperation's '92 budget request in order to pay the annual membership dues to the Midwestern Higher Education Compact. As this Chamber realizes, that bill passed the Senate yesterday, and it will now be necessary for them to have this in their budget.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there a discussion? If not, Senator Holmberg has moved the adoption of Amendment No. 2 to House Bill 393. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 394. On the Order of House Bills 2nd Reading is

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House Bills 394, Madam Secretary.

SECRETARY HAWKER:

House Bill 3-9-4.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bills 2nd Reading is House Bill 395, Madam Secretary.

SECRETARY HAWKER:

House Bill 3-9-5.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 adds language specifying the appropriations for redistricting expenses. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 452. Senator Leverenz. 505. Senator Carroll.
On the Order of House Bills 2nd Reading is House Bill 505, Madam
Secretary.

SECRETARY HAWKER:

House Bill 505.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.
This is the ordinary and contingent expenses of the Supreme Court.
Amendment No. 1 would be our guidelines-type amendment. I would
move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No.
1 to House Bill 505. Discussion? If not, those in favor will
indicate by saying Aye. Opposed, Nay. The Ayes have it.
Committee Amendment No. 1 is adopted. Further committee
amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment -- or Floor Amendment No. 2 would add 1.2 million from the Mandatory Arbitration Fund to support those services in Cook, Lake, DuPage and Winnebago Counties. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 2. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. On behalf of Senator Savickas and I, I offer Amendment No. 3. In committee I was in error when we thought that these -- these judicial assistants of the court were new positions; they are, in fact, existing positions. We had taken them out. This would reverse that and leave them. And I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. 3. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

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SENATOR KEATS:

My light's a different reason. This amendment, I believe, has to do with the Cook County Circuit Court. I would ask to withdraw that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The sponsor seeks to withdraw. Withdraw.

SENATOR KEATS:

Mr. President. Mr. President. While we are on this, the second amendment returning the coat carriers to the Supreme Court -- having voted on the prevailing side, I would move that we reconsider the motion by which that amendment was accepted.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats, what -- which amendment are you filing?

SENATOR KEATS:

Amendment No. 2, placed on by Senator Carroll, which returns the coat carriers to the Supreme Court. We -- I have -- it was a voice vote. I voted on the prevailing side. And having voted on the prevailing side, I move that the vote be reconsidered. We are on the same bill. Same sponsor. That is an in-order motion.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well. File your motion in writing with the Clerk. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll. File your motion, it'll be called. Senator Carroll.

SENATOR CARROLL:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further amendments? Senator Keats. Senator Keats. Senator Keats, you're recognized - for the last two

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minutes.

SENATOR KEATS:

Thank you, Mr. President. I appreciate your gentlemanly behavior and I apologize.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All you have to do -- all you have to do is file the motion. We'll come -- we'll come back to your motion. Senator Keats.

SENATOR KEATS:

Do we have leave of the Senate to come back? We have never needed to do this in writing before. It's been done -- as recently as yesterday without writing.

PRESIDING OFFICER: (SENATOR DEMUZIO)

We -- we went by the amendment. If you wanted to move to reconsider you came -- you could of came down to the desk and filed the motion. All right. Senator Keats is recognized.

SENATOR KEATS:

Thank you, Mr. President. Having voted on the prevailing side of the Second Amendment, I move that we reconsider the vote by which it was passed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Keats has -- has voted on the prevailing side. He moves to reconsider the vote by which Amendment No. 2 was adopted. All in favor will indicate by saying Aye. Opposed, Nay. In the opinion of the Chair, the Nays have it. Senator Keats requests a roll call. All right. Senator Keats, having voted on the prevailing side, moves to reconsider the vote by which Amendment No. 2 was adopted. All -- all in favor will vote Aye. Those opposed, Nay. The -- all in favor 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. On that question, the Ayes are 25, the Nays are 30, none voting Present. The Motion to Reconsider fails. Further amendments?

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SECRETARY HAWKER:

Amendment No. 4 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats. Senator --

SENATOR KEATS:

Okay. Let's get a little excitement. The trouble with this Chamber is too many of you guys are asleep. I'm waking somebody up. The next amendment --

PRESIDING OFFICER: (SENATOR DEMUZIO)

Take your time.

SENATOR KEATS:

Okay, Mr. President. The next amendment removes a hundred and fifty thousand dollars of General Revenue Fund from the budget. Right now, there is -- they are planning a study of the future of the Illinois courts with General Revenue Fund. I find a hard time defending a hundred and fifty thousand dollars of General Revenue Funds --

PRESIDING OFFICER: (SENATOR DEMUZIO)

You're still on.

SENATOR KEATS:

I know. I know. I thought you were asking me to hold a minute.

PRESIDING OFFICER: (SENATOR DEMUZIO)

No.

SENATOR KEATS:

This takes a hundred and fifty thousand dollars out of the General -- General Revenue Fund and gives it to the Supreme Court to make a study that probably could be done for free by five of us. What this will do is allow the hundred and fifty thousand dollars to put back in the General Revenue Fund to be used for education, Medicaid reimbursement, for whatever level we would want, and does not simply sloop into the budget for some study that

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frankly no one can figure out why they want it, what they want it for, or what it will even do. I would solicit an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Keats has moved the adoption of Amendment No. 4. Is there a discussion? Senator Keats, do you request a roll call? All in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 4 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Well, we handled that. House Bill 545. On the Order of -- I beg your pardon -- is 525. Senator Welch. On the Order of House Bills 2nd Reading is House Bill 525, Madam Secretary.

SECRETARY HAWKER:

House Bill 5-2-5.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Elementary and Secondary Education offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. The committee amendment adds educational service centers as entities which are able to receive grants to implement educational, telecommunications systems. I would move for adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch has moved the adoption of Committee Amendment No. 1 to House Bill 525. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee

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amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Welch offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. During the committee, there was some question by CMS as to who should be in charge of the telecommunication equipment. Well, we've reached an agreement with CMS on this amendment, and what the amendment says is that schools may, not shall, obtain telecommunications systems through the Department of Central Management Services. CMS may conduct a study to determine specifications for the networking of existing and future education telecommunications systems. I'd move for adoption of the Floor amendment as well.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Top of Page 15 is House Bill 545. Senator Savickas. On the Order of House Bill 545, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 5-4-5.

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(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 merely adds those funds in the Improvement Bond Fund for debt service. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 545. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 550. Senator Marovitz. 555. Senator Geo-Karis. On the Order of House Bills 2nd Reading is House Bill 5-5-5, Madam Secretary.

SECRETARY HAWKER:

House Bill 5-5-5.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

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SECRETARY HAWKER:

Senator Geo-Karis offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, this amendment was worked on by the Child Care Association and in concert with the Department of Children and Family Services, and I -- it simply amends House Bill 555 on Page 3, Line 3 by inserting, quote, "in an approved individual or group treatment program or in a licensed shelter facility," end of quote, after "training," quote, end of quote. I move its passage.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there a discussion? Senator Geo-Karis has moved the adoption of Amendment No. 1 to House Bill 555. If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 576. Senator Leverenz. 581. Senator Schaffer. On the Order of House Bills 2nd Reading is House Bill 581, Madam Secretary.

SECRETARY HAWKER:

House Bill 5-8-1.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

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

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This is the guidelines amendment, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 581. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 629. Senator Topinka. 629. Senator Topinka. Senator Topinka. Senator Topinka. 629. You know, this would go a lot faster if -- if we have some signals as to what we are doing here. Without the sponsor -- you know, I don't want to move a bill without the sponsor's knowledge. So, if you could -- all right. House Bill 629, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 6-2-9.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, giving the signals. The Committee Amendment No. 1 would reduce the ETAP grants to the currently known reappropriation level. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 629. Is there a discussion? If not, those in favor will indicate by saying. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 2 is in addition of 4.7 - almost 4.7 - million for operations and grants from taking it from DCCA and the State Board of Education for the training grants that would now go to Prairie State. And I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 2. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. On the Order of House Bills 2nd Reading is House Bill 6-3-0. Madam Secretary, read the bill.

SECRETARY HAWKER:

House Bill 6-3-0.

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(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This reduces the appropriation to a dollar. I'd move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee -- Committee Amendment No. 1. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 631. On the Order of House Bills 2nd Reading is House Bill 631, Madam Secretary.

SECRETARY HAWKER:

House Bill 631.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines-type amendment, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 631. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Brookins offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President and Ladies and Gentlemen of the General Assembly. The amendment reduces the Lottery FY'92 request from the State Lottery Fund for payment of prizes and awards by thirteen million dollars and appropriates thirteen million from the State Lottery Fund to -- for deposit in the Common School Fund - in the Common School Fund. The intent of the amendment is to reduce the Lottery prizes requested by the amount equal to the Lottery projection that unclaimed prize money will total thirteen million in FY'92. Rather than impart an unclaimed prize money directly into the Common School Fund, the Lottery currently uses unclaimed prize amount to increase existing prizes, creating special funds or undertaking special promotions. The Lottery somehow can't get its story straight on how much unclaimed prize money it has used in any given fiscal year or how much of the

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Common School Fund transfers was generated by unclaimed prizes. The number above were received from the Lottery just yesterday. And that was in FY'90 -- '89, fourteen million dollars in unclaimed amount was spent. The goal transfer forty-five million dollars. The actual transfer was only thirty-one. In FY'90, ten million was in unclaimed. Seventeen million was transferred. But only a net of seven million dollars was actually transferred to the Common School Fund. In FY'91, eighteen million is spent. Gross transfers is 20.5 million, but actually only two point five million was transferred. Every year it has been reduced. But the previous Lottery has stated that 10.1 million in unclaimed prize money was used in FY'91 to generate 16.3 million in gross Common School Fund transferred in FY'90. The above charts show a decrease of -- of a hundred thousand in unclaimed prize money used in that year - an increase of seven hundred thousand in the transfer that money was supposed to have been generated. Lottery earlier estimated that unclaimed prize money would total 12.8 million in FY'91. Now it says the amount will be eighteen million. Which number is correct? Also, if the numbers in the above charts are correct, they show a dramatic decrease in the Lottery effectiveness in using unclaimed prize money to generate greater transfers. From the net profit of thirty-one million on a fourteen million investment in '89, the estimated net for FY'91 has dropped only -- dropped to only 2.5 million on an eighteen million dollar investment. Given that trend, it is not unreasonable to assume that the thirteen million in unclaimed prize money projected for FY'92 would generate no net increase in transfer or that the gross transfer could even fall below the thirteen million. I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there a discussion? Senator Etheredge.

SENATOR ETHEREDGE:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. I am very much in sympathy with what the Senator is trying to do. I, too, would like to see more money placed into the Common School Fund. However, I would suggest to you that the adoption of this amendment would have precisely the opposite effect. These monies are used to sweeten the pots and to encourage, generate interest and encourage more people to participate in the -- in the Lottery and also to promote some of our existing games. If we were to take these monies away from the Lottery, what we do is to reduce the sales of Lottery tickets and therefore, ultimately, we reduce the amount of money that goes to the Common School Fund. I would remind everyone that this was a -- an amendment that was defeated in committee, and we certainly should not be about the business of adopting this amendment on the Floor. I would respectfully request the Senator to withdraw the amendment; but, if he is unwilling to do so, then I would request everyone to vote No on the amendment, because we are penalizing the Common School Fund by its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there further discussion? If not, Senator Brookins may close.

SENATOR BROOKINS:

I don't think there's a Member in this Chamber that cannot -- do not return to their district and say what happens to the Lottery money? Where do it go? I'm saying this is a clear message to every citizens in the State of Illinois that we're interested in education; that we spent the money to do that; that we passed Lottery in the first place to contribute the money to the education fund of the State of Illinois, which is called the Common School Fund. Number one, this money is spent, I'm told and was told in committee, to promote the Lottery - to do advertisement, to do extra advertisement. Every year, I've said

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in appropriation, that -- the advertisement budget for the Lottery has gone up, up and up. Why give them additional fourteen million dollars to spend at their own discretion for -- for more advertisement? I contend with, Ladies and Gentlemen -- this is a good amendment. It does what it's supposed to do. It does what we are obligated and pledged ourselves to do - give money to the educational fund and for the children of the State of Illinois. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Brookins has moved the adoption of Amendment No. 2. All in favor will indicate by saying Aye. Opposed, Nay. In the opinion of the Chair, the Nays have it. Senator Brookins has -- has requested a -- has requested a roll call. Senator Brookins has moved the adoption of Amendment No. 2 to House Bill 631. 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? Last call. Have all voted who wish? Take the record. On that question, the Ayes are 26, the Nays are 28, none voting Present. Amendment No. 2 fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 632. On the Order of House Bills 2nd Reading is House Bill 632, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 6-3-2.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

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SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 will reduce the appropriation to a dollar. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 633. Senator Topinka. On the Order of House Bills -- 633. Madam Secretary, read the bill.

SECRETARY HAWKER:

House Bill 6-3-3.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Why, thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment, turnover and hiring lag, eliminating out-of-state travel, et cetera. And I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment

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No. 1 to House Bill 633. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would add sixty-three thousand in federal funds to the budget which, though included in the supplemental that's now on the Governor's desk, we'll not have time to spend in Fiscal 91, so we need it also in Fiscal 92. And I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Amendment No. 2 to House Bill 633. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 634. On the Order of House Bills 2nd Reading is House Bill 634, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 6-3-4.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers

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Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 634. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 635. Senator Schaffer. On the Order of House Bills 2nd Reading is House Bill 635, Madam Secretary.

SECRETARY HAWKER:

House Bill 635.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This reduces the appropriation to a dollar. I would move its adoption.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 635. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 636. Senator Etheredge. On the Order of House Bills 2nd Reading is House Bill 636, Madam Secretary.

SECRETARY HAWKER:

House Bill 636.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is a guidelines amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 636. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee

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amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 637. Senator Woodyard. On the Order of House Bills 2nd Reading is House Bill 637, Madam Secretary.

SECRETARY HAWKER:

House Bill 637.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President...(machine . cutoff)...Committee Amendment No. 1 is the guidelines amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 637. Those -- is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

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Thank -- thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 2 is to protect the quail. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 2 to House Bill 637. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further -- I'm sorry. Amendment No. -- Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 3 adds monies from the Wildlife and Fish Fund to accommodate the increases in deer permits. And I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Committee Amendment No. 3 to House Bill 637. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 3 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Etheredge offers Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment would add two hundred ninety thousand dollars in non-GRF funds at the request of the department. These dollars are -- it is anticipated will be matched by additional revenue into these funds. I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge has moved the adoption of Amendment No. 4. Is there a discussion? If not, all those in favor, indicate by saying Aye. Opposed, Nay. Opposed, Nay. The Ayes have it. Amendment No. 4 is adopted. Further amendments?

SECRETARY HAWKER:

Committee Amendment No. -- pardon me. Amendment No. 5 offered by Senator Jacobs.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President. House -- House Amendment -- I mean Floor Amendment No. 3 merely cuts the operations - the contractual services line by ten percent from the GRF.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Jacobs has moved the adoption of Amendment No. 5. Is there a discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Well, I rise in -- in opposition to this amendment. I'm not certain -- could you explain what it is you're trying to do here, Senator Jacobs?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

Thank you. Most certainly. Last year - and we do understand

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we do have a different arrangement this year; we have a different Governor - but there's a lot of things that happened last year that I think we should talk about somewhere down the line with the Department. There are a number of no-bid contracts that the -- the Department entered into last year. As an example, the ARC group of Chicago secured a hundred and nineteen thousand no-bid contract to produce a half-hour pilot program for the proposed television series "Down the Road". Williams Kuebeleck, of urban California, secured a ninety thousand no-bid contract to study the best option for hotel development at North Point Marina. Seidman was -- was awarded a twenty-nine thousand no-bid contract to determine whether it is feasible to privately finance over -- overnight lodging. We just want to make sure that this type of thing doesn't happen. We're willing to sit down and talk with the Department -- sure that those things are done. If they are done, they're going to be done on a bid procedure.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Etheredge.

SENATOR ETHEREDGE:

Well, I -- I believe you'll find, if you'll check in some of the earlier amendments that we have approved, some of these things that are of concern to you, Senator, have been removed already. I think what we're talking about now is reducing a contractual service line item out of which the Department has -- has to pay things such as its -- its electric bills. I, at this point, would regard this as a punitive amendment, and I stand in opposition to it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? If not, Senator -- I'm sorry. Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, I, too, rise in opposition to this amendment.

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I think that we have a new Director. That Director sat before our Appropriations Committee and assured the committee that he shared our concerns about those kind of activities. I would point out also that we have not only a new director, we have a new type of Director. This gentleman is a professional conservation person, does not come from the same direction that some of the past directors have come from. He's given us our -- his word that they're going to clean that up. I'm confident, from a brief acquaintance from that man, that he's going to do it. I think those of us that are concerned about conservation would not want to vote for a bill that turns the lights out for the whole effort.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Jacobs may close.

SENATOR JACOBS:

Thank you. In addition to just asking for a favorable vote, I -- I -- I do have to -- to respond to Senator Schaffer's remarks, because I, too, have met with the Director. And I'm glad that you find him to be very responsive. And I'm glad you find him to listen to you, because in my case that wasn't the case. And, in fact, he is such a strong Director that he told me he was going to have to go back and talk to his boss in the super Cabinet before he could make a decision. I want to clarify that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs has moved the adoption of Amendment No. 5. Those in favor will indicate -- those in favor will indicate by saying Aye. Opposed, Nay. Senator Jacobs has requested a roll call. On the Order -- Senator Jacobs has moved the adoption of Amendment No. 5. 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 30, the Nays are 26, none voting Present. Amendment No. 5 is adopted.

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Further amendments?

SECRETARY HAWKER:

Amendment No. 6 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Amendment No. 6 reappropriates five million dollars from the -- the Capitol Development Fund - for shoreline development and other water-related improvements in the City of East Peoria - to the Department of Conservation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Luft has moved the adoption of Amendment No. 6. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 6 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 7 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

I would ask to withdraw that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch seeks leave to withdraw Amendment 7. All right. Leave is granted. Further amendments?

SECRETARY HAWKER:

Amendment No. 7 offered by Senator Jones.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones. Seeks leave to withdraw. Sponsor seeks leave to withdraw. Withdraw. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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3rd Reading. On the Order of House Bills 638 is House -- Madam Secretary, read the bill, please. House -- House Bill 6-3-8.

SECRETARY HAWKER:

House Bill 6-3-8.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public -- on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is a -- reduces it to one dollar, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 638. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 639. On the Order of House Bills 2nd Reading is House Bill 639, Madam Secretary.

SECRETARY HAWKER:

House Bill 639.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 restores it to the introduced level. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 639. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 2 purportedly eliminates 9.6 million for land acquisition of a low-level waste facility. It may be technically incorrect, but at this time, I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 2 to House Bill 639. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. On the Order of House Bills 2nd Reading is House Bill 6-4-0, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 640.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 640. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 641. Senator Schaffer. On the Order

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of House Bills 2nd Reading is House Bill 641, Madam Secretary.

SECRETARY HAWKER:

House Bill 641.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The Committee Amendment No. 1 adds funds to various grant line-items to restore some of the House reductions. It is still almost forty million below the original Governor's budget, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 641. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 2 reallocates 7.5 mill from GRF -- from the Corridors of Opportunities grants, the municipal clerks. No dollar change. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 2 to House Bill 641. Is there a discussion? If not, those in

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favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment -- Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 3 is the appropriation for the Illinois version joining in the European Community 1992 Trade Project. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 3 to House Bill 641. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 3 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 4 appropriates some two hundred and thirty thousand for stipends to sheriffs operating county jails as provided in Public Act 86-1442. I'd move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 4. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 4 is adopted. Further committee

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amendments?

SECRETARY HAWKER:

Committee Amendment No. 5.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 5 reduces the ITP grants by some two million which we had already dealt with by giving it to Prairie State 2000 Authority. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 5. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 5 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 6.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. In committee, we had thought we had accomplished this by committee amendment. Apparently, there was a drafting error. This would, in fact, phase in or only -- phase out and provide only six-month funding for three of the foreign offices under review for closure - up to the Department which three. And I would move its adoption.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. 6. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 6 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 7 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment restores 22.8 million dollars deleted by House action. These items were all included in the DCCA budget as submitted by the Governor. And I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Senator Etheredge has moved the adoption of Amendment No. 7. Is there a discussion? If not, those in favor will indicate by Aye. Opposed, Nay. The Ayes have it. Amendment No. 7 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 642. Senator Maitland. On the Order of House Bills 2nd Reading is House Bill 642, Madam Secretary.

SECRETARY HAWKER:

House Bill 6-4-2.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

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Why, thank you, Mr. President, Ladies and Gentlemen of the Senate. This reduces the operation request consistent with our guidelines. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 642. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. On the Order of House Bills 2nd Reading is House Bill 643. Madam Secretary, read the bill.

SECRETARY HAWKER:

House Bill 643.

(Secretary reads title of bill)

2nd reading of the bill. No -- pardon me. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would, in fact, reduce the contribution to the Great Lakes Protection Fund - one million of General Revenue Service to free up some GR. Our sister states have not contributed their full amount either. And it would also make the normal guidelines cuts. I would move its adoption.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 643. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Etheredge offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment would increase the reappropriations to reflect the anticipated FY'92 balances. And I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 644. On the Order of House Bills 2nd Reading, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 6-4-4.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers

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Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines-type amendment, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd -- 3rd -- 3rd Reading. On the Order of House Bills 2nd Reading is House Bill 645, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 6-4-5.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. We freed up the Local Labor Relations Board bill to be a vehicle

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for future use and, therefore have, by amendment, put that budget into the State Labor Relations Board bill as well and then applied the guidelines. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 645. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 646. On the Order of House Bills 2nd Reading is House Bill 646, Madam Secretary.

SECRETARY HAWKER:

House Bill 6-4-6.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is a guidelines amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 646. Discussion? If not, those in favor will

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indicate by saying Aye. Opposed, Nay. The Ayes have it.
Committee Amendment No. 1 is adopted. Further committee
amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.
By Committee Amendment No. 2, we have placed the Police Merit
Board budget into this bill, because we had freed that bill up to
also be a vehicle for future use. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment
No. 2 to House Bill 646. Is there a discussion? If not, those in
favor will indicate by saying Aye. Opposed, Nay. The Ayes have
it. Committee Amendment No. 2 is adopted. Further committee
amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. On the Order of House Bills 2nd Reading is House
Bill 647, Madam Secretary. Read the bill, please.

SECRETARY HAWKER:

House Bill 6-4-7.

(Secretary reads title of bill)

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

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee No. 1 eliminates House action which adds 6.2 million; reduces travel by 17.2; reduces telecommunication by two hundred thou; reduces printing by 18.5; and reduces EDP by a hundred and eighty-seven four. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Senator Hall has moved the adoption of Committee Amendment No. 1 to House Bill 647. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Brookins offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. This amendment transferred 2.2 million from institution and group homes to be returned to the operation of -- of two DCFS shelters to the State. In the introduction budget, DCFS had proposed transferring the operation of two of the three state shelters to private operations. If DCFS operate the shelters and are able to maintain the client census of twenty-five or below, they will be able to claim federal reimbursements. And I don't think that we want to lose that. I

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ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Brookins has moved the adoption of Amendment No. 2 to House Bill 647. Discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. This is -- this is a reallocation of -- of money that was in the original Governor's request. We're concerned about what this does to the group home line item. We're also believe, Senator, that this puts a -- 4E federal funds in jeopardy. And we really need to look at this. The Director made a very careful decision when making this decision. We think it's an appropriate one and would like you to withdraw the amendment, otherwise, would urge opposition.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator -- Senator -- further discussion? Senator Brookins may close. Oh, I'm sorry. Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I have just learned also, Senator Brookins - I'm sorry I didn't have a chance to talk to you - this apparently would diminish federal funds, not increase. We would actually lose federal funds because if the agency is under twenty-five in their homes, they get federal funds; if they're over, they lose them. Your amendment would put them over. The reason for transferring them out was to put them under in order to garner federal funds, as I understand it and, therefore, think that at this stage we are better served without the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Well, I would also add, Senator Brookins, and -- and indicate

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to you that the lawsuit that is now pending is based on also the overcrowding of -- of the shelters. And I think this is a very serious, critical amendment, and you might want to withdraw it.

END OF TAPE

TAPE 2

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Brookins may close.

SENATOR BROOKINS:

The reason that the shelters may be overcrowded, as the Senator has indicated, is because there's a dire need for these facilities in the City of Chicago and in the area that they are located in. There's a dire need for it. Let me just give you a little history of what we are attempting to do as respect to the mental institutions where we closed them and we said that we were going to fund those in community organization, in the community, where these people could be better treated. This is almost the identical same thing. We now notice that we have cut back the funds on funding any community centers, et cetera. And I don't think it take a rocket scientist or a genius or psychiatrist to go to one of the cities, even here in Springfield and see people eating out of the garbage can and walking backwards down the street. That is multiplied a thousand times in the City of Chicago. I am saying to you, yes, that we are able to say that we are going to transfer these and do it by private shelters and fund private shelters, and I say to you that next year we'll be here cutting budget to go into private shelters. I say that we need to keep control of this, we need to help these shelters, we need this in the City of Chicago and in the State of Illinois. I ask for a

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favorable vote on this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Brookins has moved the adoption of Amendment No. 2. Those in favor will indicate by saying Aye. Opposed, Nay. In the opinion of the Chair, the Nays have it. Do you wish to -- Senator Brookins has requested a roll call. Senator Brookins has moved the adoption of Amendment No. 2 to House Bill 647. 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 14, the Nays are 32, 2 voting Present. Amendment No. 2 fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 3 to House Bill 647 transfers two hundred and fifty thousand from the foster home and specialized foster care line to the community services grant line to provide for an equity increase, and I would move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland has moved the adoption of Amendment No. 3. Is there a discussion? Senator Hall.

SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senator Maitland, I know this is a great gesture, but it reallocates two hundred fifty for -- at a rate of 7.5 percent. Now, if we are going into rate increases for youth providers, where are we going to get the money to do that?

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Senator, we, first of all, are transferring the money from the foster home line item into the community services grant line item. But I think there is a greater savings here. This is a -- a terribly cost-effective program, which -- and the results are -- are there, there for us to see. We have not been maintaining equity in this line item. The last three years it has grown by a average of only about 3.9 percent where the other line item has grown substantially more than that. We think this is an equity issue. It -- it transcends political boundaries here. All parts of the State believe that it is a proper amendment and would seek your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Welch. I'm sorry, Senator Hall.

SENATOR HALL:

Go ahead, Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. Well this amendment, as I understand it, takes money away from foster care and reallocates it for seven and a half percent pay raise for youth service providers. Well I don't it's much of a -- I don't think it's a very good idea to take money away from foster care providers, because we have been trying to encourage people to take children and have them as foster parents. Now we are taking money away from them. Secondly, youth service providers are not under the four and a half percent Grotberg-mandated increase. This is a group that isn't under the Grotberg provisions and this is more than 4.5 percent. So there's a couple of good reasons to vote

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against this. If you want to vote against foster care families then you vote for the amendment; otherwise, I would urge a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? WCIA has requested permission to videotape. Is leave granted? Leave is granted. Further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much. I happen to serve on -- on the Aurora advisory committee and -- and there is a couple of problems with foster care. Number one, we can't find foster care parents any more, because most of the women are working and very frankly it's -- it is very difficult to -- to have foster parents. The ones that we do get quite often end up adopting the -- the children they have in foster care and then withdraw from the program. The other -- the other thing is, if we put this the community services which is sort of like our fifteen hundred boards, we quite frequently -- we will keep these children on the straight and narrow and we keep them in their own homes, which is really what we should be trying to do. I think this is a good amendment, and I think we ought to support it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall.

SENATOR HALL:

Well, in all due respect, there's never been a time here that we have ever had monies left from the foster care line. And at this time, this is a bad move. I know it's -- we're in a crunch. I'd like to see everything go well, but to transfer this much money -- it's not in the Governor's budget, and so I'd ask for this amendment be defeated.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? If not, Senator Maitland may

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close.

SENATOR MAITLAND:

Thank you, Mr. President and Members of the Senate. I -- I'm very much aware of the fact that many of you don't know really the magnitude of this program. This is a community program that -- that intercedes before the child is either on its way to foster care or into the juvenile court system. It is community members - volunteers in many respects - intervening here to get these children at a very critical time in their life. The outcome is extremely, extremely good. There's a hundred and thirty-six million dollars plus in the foster care line item - maybe not enough, Senator Hall. I don't know - never is, but this is a movement of a small portion of that money into a program that has positive results which may reduce the need for some of those other line items, and I would, again, Mr. President, move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland has moved the adoption of Amendment No. 3 to House Bill 647. Those in favor will indicate by saying Aye. Opposed, Nay. In the opinion of the Chair, the Ayes have it. Senator Berman has requested a roll call. Senator Maitland has moved the adoption of Amendment No. 3 to House Bill 647. 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 35, the Nays are 23, 1 voting Present. Amendment No. 3 fails. Further amendments? I'm sorry, amendment is adopted. On that question the Ayes are 35, the Nays are 23, 1 voting Present. The amendment is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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3rd Reading. On the Order of House Bills, 649. Senator Weaver. On House Bills 2nd Reading is House Bill 649, Madam Secretary.

SECRETARY HAWKER:

House Bill 649.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a guidelines amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 649. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 650. Senator Schaffer. On the Order of House Bills 2nd Reading is House Bill 6-5-0, Madam Secretary.

SECRETARY HAWKER:

House Bill 650.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers

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Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As we indicated earlier, we had taken the Office of Public Counsel's budget and -- and stripped it down to a dollar to make it a vehicle. This would now add it to the Civil Service Commission, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 650. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Page -- top of Page 17. We have some special guests with us today that we'd like to introduce, if we might. Ladies and Gentlemen, we are joined on the podium by a -- a number of individuals that represent the Illinois Governmental Internship Program. Many of -- of us have interns that have been, and were in -- serving, with respect to all of us and since 1979. There is, in fact, a resolution that is pending. With leave of the Body, we'll go to the Order of Resolutions, and Madam Secretary, I might add that -- with leave of the Body to add all Members of the Senate to this resolution. And I would ask that the Secretary please read -- read the resolution.

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SECRETARY HAWKER:

Senate Resolution 546 offered by Senators Demuzio, Severns, Davidson, Watson and all other Members.

(Secretary reads SR 546)

PRESIDING OFFICER: (SENATOR DEMUZIO)

At this time I'd like to introduce to the Body, for those of you who do not know him - and I'm sure everyone does - Dr. Donald Davis. Dr. Davis.

DOCTOR DAVIS:

(Remarks by Dr. Donald Davis)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Davidson.

SENATOR DAVIDSON:

Mr. President and Members of the Senate, I'd just like to add words to support this group who is before you. I don't know how many of you have participated in this internship, but it's been an outstanding program. It's been an ongoing -- which began with a lot of help from a lot of people, both from within the government and without, but particularly within the educational field. I think we particularly need to pay tribute to Dr. Don Davis, who's with the Springfield School District 186 System, who heads this up. These interns are from all over the State. Many of you -- I don't know if any of you in the Senate have had them, but if you haven't, it's your misfortune. And it's been a very positive program. We're teaching these young people to go on to be our replacement or someone's replacement in leadership in government in the future. And I want to commend you who -- opportunity -- the opportunity that you had to be an intern. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. I also

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want to add my words of thanks and congratulations for the -- just the excellent job that all of you do, with Dr. Davis and Guy Anderson and all the participants in the program, who I think provide and promote a standard of excellence in government. Thanks for doing the wonderful job.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Severns has moved to suspend the rules for the immediate consideration and adoption of House -- of Senate Joint -- Senate Resolution 546. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The rules are suspended. Senator Davidson and Severns now move the adoption of Senate Resolution 546. All in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The resolution is adopted. Congratulations. Dr. Miedema, nice to have you with us also today. All right. 651. Senator Etheredge. On the order of House Bills 2nd Reading is House Bill 651, Madam Secretary.

SECRETARY HAWKER:

House Bill 651.

(Secretary reads title of bill)

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

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 first reduces the reappropriations of the available balance and then does the guidelines-type cuts. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 651. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee

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amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 652. On the order of House Bills 2nd Reading is House Bill 652, Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 652.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment, I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 651. <sic> Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 653. Senator Donahue. On the Order of House Bills 2nd Reading is House Bill 653, Madam Secretary.

SECRETARY HAWKER:

House Bill 653.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator -- any committee amendments? No committee amendments. Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 654. Senator Fawell. On the Order of House Bills 2nd Reading is House Bill 654, Madam Secretary.

SECRETARY HAWKER:

House Bill 654.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would be a guidelines amendment and I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Committee Amendment No. 1. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

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SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Fawell offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This restores twenty-seven thousand seven hundred dollars into the Prison Review Board. I'm doing this at the request of former Speaker Bill Redmond, and -- and the Review Board. Right now they have two cars that have got a hundred and six thousand miles on it and, by the time they turn them in on March, they will have over a hundred and fifty thousand. These -- the Prison Review Board by law must go to the various prisons all over the State. They drive and the staff drives. There has been some question about, well, they could get cheaper cars, but I don't know if a cheaper car, frankly, could go a hundred and fifty thousand miles. And that's the reason they have the -- the more upgraded car. I think we're -- we're being very penny-wise and pound-foolish when we take this small amount - it's twenty seven thousand dollars, for crying out loud - from an agency like this. I am doing this at the request of the former Speaker and -- and I would ask your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there a discussion? If not, Senator Carroll.

SENATOR CARROLL:

While normally, Senator Fawell, it is a minor amount and I wouldn't even bother to oppose it, I think it's just -- I have to for one simple reason. We cut about six thousand, this adds back twenty -- almost twenty-two thousand. So you are, in fact,

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putting them above the level it came in to the Senate. They are, in fact, going to be significantly above - though it's a small agency - '91 spending, which would treat them significantly different than all the other agencies. They would have about nine percent growth, and it's just something we should not be doing, and there's no reason -- I mean -- lot of people have a lot of needs - we all understand that - but to almost quadruple that which we cut, I think would be a mistake to do at this time and truly send a bad signal to a lot of other agencies as well. And I would oppose the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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

SENATOR FAWELL:

Well, you know, we have taken twenty-seven thousand seven hundred dollars out of their budget. This is a very, very small agency. I don't think this is asking too much. Frankly, it was the House that took the money out. I think that -- that they have more than -- than had their -- their supply of cuts and I would ask for a -- a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell has moved the adoption of Amendment No. 2. Those in favor will indicate by saying Aye. Opposed, Nay. The opinion of the Chair, the Nays have it. Senator Fawell. Senator Fawell has moved the adoption of Amendment No. 2. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted -- have all vote who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question the Ayes are 19, the Nays are 33, 1 voting Present. Amendment No. 2 fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 656. On the Order of House Bills 2nd Reading is House Bill 656, Madam Secretary.

SECRETARY HAWKER:

House Bill --

PRESIDING OFFICER: (SENATOR DEMUZIO)

6-5-6. Oh I'm sorry, I skipped one. I beg your pardon. With leave of the Body take 656 out of the record. With leave of the Body we will return to House Bill 6-5-5, Madam Secretary. Read the bill, please.

SECRETARY HAWKER:

House Bill 6-5-5.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Ladies and Gentlemen of the Senate, this Amendment No. 1 reduces travel by five, reduces EDP by 2.5 and reduces retirement and Social Security by 12.1. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the the adoption of Committee Amendment No. 1. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

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SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 656. Now, on the Order of House Bills 2nd Reading is House Bill 6-5-6, Madam Secretary.

SECRETARY HAWKER:

House Bill 6-5-6.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 first would transfer three million of the surplus in the Fire Prevention Fund into general revenue funds and then applies the guidelines amendment. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 6-5-6. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Leverenz offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Leverenz. Senator Leverenz on the Floor? All right.

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Please withdraw the amendment, Madam Secretary. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 657. Senator Fawell. On the Order of House Bills 2nd Reading is House Bill 6-5-7, Madam Secretary.

SECRETARY HAWKER:

House Bill 6-5-7.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 reduces operation by one to implement guideline cuts. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 1 to House Bill -- 6-5-7. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor Amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 658. Senator Schaffer. On the Order of House Bills 2nd Reading is House Bill 658, Madam Secretary.

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SECRETARY HAWKER:

House Bill 658.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 eliminates House action, which adds 14.6 million, reduces printing by 38.3, reduces contractual by five hundred and fifty thousand, and reduces travel by nineteen. I move for the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to House Bill 658. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. What this amendment does is remove 3.3 million dollars from the fund to allow a move to St. Anne's Hospital. During testimony before the Appropriations II Committee, it was brought out that it was quite possible to maintain the patients in the existing building without going over to St. Anne's Hospital - renovating that building and moving in. So what is happening is with this amendment, we would take away the 3. million dollars the Department has budgeted for that move, basically forcing them to keep the patients in the ISPI Building,

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and renovate it while patients are in the building. I'd be glad to answer any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch has moved the adoption of Committee Amendment No. 2. Is there a discussion? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I am not at all pleased with the proposed amendment, for the reason that there was some discussion some years ago as to whether or not - or some speculation, at least - as to whether or not the State ought to invest in and purchase St. Anne's Hospital on the great West Side. It was then thought by the Governor that he really didn't wish to do that, for a whole host of reasons. But the fact is I don't think there's anybody - at least that I've spoken with over the past couple of years - that won't readily admit that the patient care and the research that currently goes on at ISPI simply can't, if they're going to do a proper renovation job. And so there was a plan to literally move bag and baggage and patients into this facility. I just think to stop this at this point is not -- is not well-conceived. We really ought to afford the -- the Department the opportunity to pursue their original plan. There are some who quarrel with the amount. Frankly, I was surprised when I read in the paper what the proposed amount was. Yes, indeed, the State of Illinois could have purchased that property for apparently less than will be ultimately spent in terms of renovation and rent. That was a decision that was made, in my judgment, very consciously; but one that we ought not now summarily discount at -- at risk -- at the risk of -- of these patients that are so ably served in that institution. I would like to see this amendment defeated.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Maitland.

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SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. In support of Senator Rock -- Senator Welch, you and I have both been involved in this dialogue for several days and -- and -- and both of us are still a bit confused as to what the actual facts are. I would simply suggest that -- that the Senate oppose this amendment now, with the full recognition that in the days ahead, all of us - Republican and Democrat alike - are going to get to the bottom of this and -- and leave here with a proper -- with a proper decision having been made. I would urge opposition.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President, Ladies and Gentlemen of the Senate. I would stand in support of -- of the amendment, and I'll tell you why. And I -- I think when we have seen the frittering away of money that we can't account for -- there has been no move after this has been anticipated. We were originally promised that all of this could be handled with eight hundred thousand dollars. I don't know, indeed, that there is a plan. I -- I mean, I know Representative McGann and I have -- have turned this over to the Legislative Audit Commission - we're moving in that direction. I have not heard from the Director of Mental Health on -- on letters I have written him saying, "What are you going to do about this?" I know the Governor is upset by it, but really does not have a plan, except what do we do? This is like throwing good money after bad, until we really know what is going to be happening over there. It is a wholesale mess. And I think until we do that, this money would be better spent in other directions in Mental Health.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Fawell.

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SENATOR FAWELL:

Thank you very much, Mr. President and Members of the Assembly. I, along with Senator Kelly, serve on the Commission for Mental Health, and we took a tour of this facility not too long ago. We only did not get stuck in the elevator through the grace of God. But using it -- it jerked two or three times, and I understood, very frankly, that it was not uncommon for the patients to get stuck in elevators. Now these are -- these are very -- psychotic, yeah, patients and to be -- to be confined in -- in a stuck elevator is certainly not doing much as far as the treatment is concerned. What they are planning on doing is taking down a stairwell. There is a -- a wall that you can see as you go down this stairwell, which is on about a forty-five degree angle, because it's bulging out. And there seems to be differences of opinion why. We were told that it was a structural deficiency in the building. To keep this kind of patient inside a building like that while they are taking down asbestos, removing stairwells, and doing all the other things that have -- that they have to do, is crazy. We should move these patients. I agree with Senator Rock. Unfortunately, it's going to cost more than we thought, but I think we ought to do it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Kelly.

SENATOR KELLY:

Thank you. Senator Fawell's right on the statement that we did go on a tour of ISPI, and we did have an elevator that was somewhat very scary. But I guess I'm sort of with Senator Topinka on this issue, and that is that this started off as a small appropriation and now it's up to sixteen million dollars. It would be enough money right here to take care of our shortfall in Mental Health. And I think it is an issue that's gotten way out of hand. And I will support Senator Welch's amendment.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? If not -- Senator Lechowicz.

SENATOR LECHOWICZ:

Very briefly, Mr. President and Ladies and Gentlemen of the Senate. There's no way you can change horses in midstream. And that's exactly what this amendment would do. It's unfortunate that the State didn't acquire St. Anne's Hospital when it was offered to them. They made a decision, and the decision was that they're going to rehabilitate that facility and have it available to the State patients after it's rehabilitated. Unfortunately, the cost, everyone agrees, is rather staggering, but there's no way you -- what you should -- that what you should do now is adopt this amendment and stop this in the progress that it's proceeded. You know, you talk about mental health and the Health Code of this State, and the hospitals in this State. St. Anne's closed down, and it was a very good hospital. And unfortunately, the West Side of the City of Chicago -- that facility did not provide the medical care that it did in the past, because of the reimbursement rate. So now we finally get the State to assume their responsibilities to mental health. We're asking them to do the right thing, and because of the cost - not because of the hospital or the neighborhood or the patients - we're saying now we're going to stop this funding. I would hope that this amendment would be defeated.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Collins.

SENATOR COLLINS:

Thank you, Mr. President and Members of the Senate. I -- I think that this program is -- is worthy of the State keeping its agreement in terms of rehabbing this -- this facility. This facility is now -- has now been taken over by probably one of -- of the agencies -- social service agencies in this State that has

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probably the highest credibility in terms of their productivity in providing social service programs and, also, a great track record as it relates to going out and forming various partnerships with private financial institutions and foundations in order to raise money to provide very critical services in the area. I think that they took over this hospital with the understanding that the State would, in fact, contribute to this rehab portion of this facility, and that this facility, once they got out of it - ISPI got out of it - would, in fact, be an asset to -- to the community. And I think we should keep that agreement.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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

SENATOR WELCH:

Well, thank you -- thank you, Mr. President. Let me just say that this wasn't a decision by a bunch of us sitting in the Appropriations II Committee to cut the budget by 3.3 million without any background information. We had two separate hearings on this issue that -- one hearing went on for two hours. We brought them back the following week. We went on for another hour. And what happened was there was an expert group that went through this hospital and decided, in agreement with the original contractor hired by the State, that the hospital could be repaired while patients remained in the hospital. Now if we're going to use as a criteria that the elevator gets shaky when you ride in it to evacuate a building, we had all better get out of this building, because those elevators back there get shaky every now and then. That is -- that is not much of an argument for vacating a building. The experts went through. Architects and Realtors and surveyors all agreed that the building could be repaired without moving the patients out. The original contractor said the difference in cost would be 2.4 million, if we left the patients

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in and repaired the building, as opposed to evacuating the patients and moving them to another spot. What we've done now is ended up spending millions and millions of dollars more than we should have. And if we spend this 3.3 million dollars to move the patients to St. Anne, we're going to be faced with renovation costs, the cost of moving, and ever-mounting costs. I think we should nip it in the bud right now - not spend the money to move the patients to St. Anne, and let the Department go ahead and fix the building they are in at this time. I would urge an Aye vote for this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The question is, shall -- Senator Welch has moved the adoption of Committee Amendment No. 2. 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? Have all voted who wish? Take the record. On that question, the Ayes are 22, the Nays are 32, none voting Present. The Committee Amendment No. 2 is not adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 3 is a -- an attempt to actually appropriate the 2.2 million that the agency apparently failed to appropriate. There is a fourteen million dollar availability of

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federal funds. They only appropriated 11.8 of it. This would, in fact, appropriate the other 2.2 million. It also transfers nine and a half million from the clinical option - a new program that they were seeking to start this year - taking the money out of the underfunded MI regional grants and -- and puts them back in the regions that exist, rather than create a new one, and make sure that we capture the additional 2.2 million of federal funds. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. 3. Is there a discussion? Senator Maitland.

SENATOR MAITLAND:

Well, thank you very much, Mr. President, Members of the Senate. Senator Carroll, it's unfortunate we rise in support of part of your amendment and in opposition of another part, so that makes us opposed to your entire amendment. Transfers are all right. There is an uncertainty with respect to the 2.2 million dollars in GRF. That could -- we're not certain -- we're not certain we're going to capture that money. And in the event we don't, this becomes a straight GRF add-on, and at this time, would rise in opposition.

PRESIDENT ROCK:

Further discussion on Amendment No. 3? Senator Carroll, you wish to close?

SENATOR CARROLL:

Thank you, Mr. President. Only to say that the numbers we derived, we derived from the Bureau of the Budget, as to the amount they expect to capture. And I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Amendment No. 3 to House Bill 658. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further

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amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Topinka.

PRESIDENT ROCK:

I'm sorry. Senator Maitland.

SENATOR MAITLAND:

Roll call.

PRESIDENT ROCK:

Roll call was requested. On Amendment No. 3, the question is the adoption of Amendment No. 3 to House Bill 6-5-8. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 29 Ayes, 24 Nays, none voting Present. Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Topinka.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

Mr. -- Mr. President, Ladies and Gentlemen of the Senate, this amendment certainly would have been a lot easier had Senator Welch's amendment gone on. But since we've chosen to continue to waste money on that ISPI Program, it will make using that money in a more effective manner - just transferring it over - impossible. And now I would ask that this amendment add on three million three hundred thousand dollars in mental health funds to the Singer and Madden children and adolescent programs, which currently are not going to be funded. This covers youngsters from Cook and DuPage County. Obviously, if Senator Welch's amendment had gone on, that ISPI money would have, indeed, funded this actively in mental health. Now we must seek new funding. I would ask your support.

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PRESIDENT ROCK:

The Lady has moved the adoption of Amendment No. 4.
Discussion? Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. I rise in support of this amendment. This would make possible the keeping open of a wing at the Singer Mental Health Center and a very important, family-oriented program that cannot be conducted unless the program is located in the area in which the patients and the families live. And I would second Senator Topinka's amendment.

PRESIDENT ROCK:

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Well, thank you very much, Mr. President, Members of the Senate. Well, here we go on this spending orgy again. You know, we sit over here and others of us find a lot of programs across State budget -- across the State that are critically important to all of us, but the money isn't simply there. Senator Holmberg, it's great to stand up and say you support this add-on and that's -- and that add-on. We just simply don't have the money, and we can't do it. This is another 3.3 million dollars in General Revenue, and ought to be defeated.

PRESIDENT ROCK:

Further discussion? Further discussion? Senator Topinka, you wish to close?

SENATOR TOPINKA:

No, I think I've said enough.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 4 to House Bill 6-5-8. Those in favor will vote Aye. Opposed, vote Nay. And the voting's open. Have all voted who wish? All voted who wish? All voted who wish? Take the record. On that question, there are 10

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Ayes, 40 Nays, none voting Present, and Amendment No. 4 fails.
Further amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senator Rea.

PRESIDENT ROCK:

Senator Rea, on Amendment No. 5. Senator Rea on the Floor?
Senator Rea on the Floor? All right. Withdraw the amendment,
Madam Secretary. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 6-5-9. Senator Etheredge. Read the bill, Madam
Secretary, please.

SECRETARY HAWKER:

House Bill 6-5-9.

(Secretary reads title of bill)

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

PRESIDENT ROCK:

Senator Hall on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Mr. Chairman and Ladies and Gentlemen of the
Senate. Amendment No. 1 eliminates House action, which adds 14.6
million, reduces printing by 38.3 million -- wait a minute, I'm on
the wrong bill -- I'm sorry, Department of Alcoholism, is that the
bill we're on?

PRESIDENT ROCK:

That's the bill we're on. Yes, sir.

SENATOR HALL:

All right. It's House Bill 659, Department of Alcohol and
Substance Abuse. Amendment No. 1 reduces operation of auto by
1.7. Phases long-term vacancy by twenty-five. Eliminates a

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contract for institutes for aerobics research for seventy-five thousand. Reallocates one hundred twenty-five thousand to restore house cuts. I move for the adoption of Amendment No. 1.

PRESIDENT ROCK:

Senator Hall's moved the adoption of Committee Amendment No. 1 to House Bill 659. 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 committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Demuzio offers Amendment No. 2.

PRESIDENT ROCK:

Senator Demuzio on Amendment -- on Amendment No. 2.

SENATOR DEMUZIO:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 2 simply breaks out the line item, the funding for the Addictions Research Institute. Currently, it is a lump sum, and it seems to me that if we're going to be having accountability with respect to how we are spending our money these days, it seems to me that we ought to break it out. And I would move its adoption.

PRESIDENT ROCK:

Senator Demuzio moves the adoption of Amendment No. 2 to House Bill 659. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I have discussed this proposed amendment and I am in sympathy with what you are trying to do here, Senator. However, I am told that the Director has already identified, as one of his high priorities

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of objectives this next year, to review the operations of this Institute and I gather that there is a -- a feeling that there is significant need for change in the operations of the Institute. I am further informed that if we were to break out this appropriation as this amendment suggests, that that might in fact impede this evaluation by removing the flexibility he may have to make changes during the course of this year. So, I would request, Senator, that we -- that you withdraw this amendment in order that we might provide the Director that -- that flexibility.

PRESIDENT ROCK:

Further discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you, Mr. President. We -- we are not changing any dollar items here. All we are doing is saying -- and the Director should have come in and -- given us, as part of our evaluation with respect to the budget, how he intends to spend the money. And that's all we are asking for, and we obviously we didn't get it. And so, now, we are just simply saying, we're line iteming -- line item all of these -- all of these to afford us the opportunity to also to evaluate how they are spending their money with respect to DASA, and I would move its adoption.

PRESIDENT ROCK:

Senator Demuzio's moved the adoption of Amendment No. 2 to House Bill 659. Those in favor will vote Aye. Opposed, vote Nay. And the voting's open. Have all voted who wish? All voted who wish? All voted who wish? Take the record. On that question, there are 31 Ayes, 20 Nays, none voting Present. And Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 660. Senator Donahue. 679. Senator Jacobs.

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Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 679.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jacobs offers Amendment No. 1.

PRESIDENT ROCK:

Senator Jacobs, on Amendment No. 1.

SENATOR JACOBS:

Thank you, Mr. President. Committee -- I mean House -- Floor Amendment No. 1 removes the open-endedness of the fee structure and establishes caps for investigation of title storage and ensuring the collateral, loan closing and making daily reports to law enforcement officials, losses and other expenses. And just ask for its approval.

PRESIDENT ROCK:

Senator Jacobs moved the adoption of Amendment No. 1 to House Bill 679. 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, you wish to go to 660? Thank you. On the Order of House Bills 2nd Reading is House Bill 660. Read the bill.

SECRETARY HAWKER:

House Bill 660.

(Secretary reads title of bill)

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

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 660. Discussion? In not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. Bottom of Page 17. On the Order of House Bills 2nd Reading is House Bill 736. Read the bill, please.

SECRETARY HAWKER:

House Bill 736.

(Secretary reads title of bill)

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

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is a guidelines amendment eliminating

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approximately a million and a half dollars from the Office of the Attorney General. I'd move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 736. 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 committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator Etheredge offers Amendment No. 2.

PRESIDENT ROCK:

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you very much, Mr. President, Ladies and Gentlemen of the Senate. This would reduce the spending level for the Office of the Attorney General by an amount equal to a 3.3 millions of dollars. Basically what I would -- the point that I would like to make here is that by the guidelines that we have established and implemented here within the Senate in dealing with the budgets of each one of the constitutional officers, is to appropriate in FY'92 an amount equal to FY'91 expenditures. Of all of the constitutional officers there is only one exception to that -- to that guideline and this is the -- the appropriation bill for the Attorney General. So what this amendment would do would bring this spending level down, in the AG's office, down to FY'91 levels, and I would move for its adoption.

PRESIDENT ROCK:

Senator Etheredge has moved the adoption of Amendment No. 2 to House Bill 736. Discussion? Senator Carroll.

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SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I do rise in opposition to this amendment. And Senator Etheredge is partially correct/partially incorrect. No, he's not the only constitutional officer who sought an increase in his budget; the other happens to be the Office of the Secretary of State. Office of Secretary of State, though basically now raiding the road funds, - with our permission - found himself in the same bind, and that is that a budget in '91 insufficient to handle normal '92 operations. As we'll get to the Office of the Secretary of State, we found that his predecessor left him with no license plates - also, he claimed, no postage. We've agreed those are things that have to be done. Here we find that because of first time union agreements, unlike the other constitutional officers who already have these very same unions in their agencies - and we in fact gave them the increases when they first were unionized, who are now into several years in those other constitutional officers; this is a first - we have to, in fact, fund it as we've done with ASFME here in many instances, et cetera. Additionally, certain funds are in the supplemental appropriation on the Governor's desk that, in fact, impact the '91 budget. This would take '92 below a reasonable level for that. Some of that may have been covered in this amendment, but it's takes them below an essential level to maintain operations. And thirdly, it takes funds from the Crime Victims' Fund and I don't think we want to do that. And I would urge opposition to the amendment.

PRESIDENT ROCK:

Further discussion on Amendment No. 2? Senator Etheredge, to close.

SENATOR ETHEREDGE:

Thank you, Mr. President. I would respectfully suggest that Senator Carroll is partly right and partly incorrect. There --

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this amendment provides for the money which was included within the supplemental, so that -- that is allowed for. I would also like to suggest that there is a difference between thirty-three new positions, which the AG budgets -- budget includes and -- and license plates. There is a -- I think what we're looking at here is a budget that contemplates significant expansion in staff, in contractual services, and in travel and in some of these other line items. And I would merely suggest this is not the year for that, and I would urge a No vote.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 2 to House Bill 736. Those in favor of the amendment will vote Aye. Opposed, vote Nay, and the voting is open. Have all voted who wish? Have all voted who wish? I liked the way the board looked before. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 27 Ayes, and 31 Nays, none voting Present. Amendment No. 2 fails. Senator Etheredge, for what purpose to you arise, sir?

SENATOR ETHEREDGE:

Mr. President, I would request a verification of the No votes.

PRESIDENT ROCK:

That request is in order. Will the Members please be in there seats. Senator Etheredge has requested a verification of the negative roll call. Madam Secretary, please proceed to read the negative roll call.

SECRETARY HAWKER:

The following Members voted in the negative: 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, Luft, Macdonald, Marovitz, O'Daniel, Palmer, Rea, Severns, Smith, Vadalabene, Welch and Mr. President.

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PRESIDENT ROCK:

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

SENATOR ETHEREDGE:

Senator Rea.

PRESIDENT ROCK:

Senator Rea on the Floor? Senator Rea on the Floor? Strike his name.

SENATOR ETHEREDGE:

Senator J.E. Joyce.

PRESIDENT ROCK:

Senator Joyce on the Floor? Senator Joyce on the Floor? Strike his name.

SENATOR ETHEREDGE:

Senator Daley.

PRESIDENT ROCK:

Senator Daley -- Senator Daley on the Floor? Yes, back in the phone booth.

SENATOR ETHEREDGE:

Senator Cullerton.

PRESIDENT ROCK:

Happy to report he is in his seat. All right, Senator Etheredge. The roll's been verified. On that question, there are 27 Ayes, 29 Nays. Amendment No. 2 fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 737. Senator Philip. Read the -- I'm sorry. I understand another amendment has just been filed on the 736. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Etheredge.

PRESIDENT ROCK:

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Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the -- an amendment which would reduce the funding level to 2.9 millions of dollars for the budget for the Attorney General. It is -- the reductions are similar to those that were proposed in the prior amendment. However, this amendment would leave the AG's '92 budget at 1.4 percent above FY'91 estimated expenditures, and those expenditures do include spending from supplementals recently approved by the General Assembly. I would move for the adoption of this amendment.

PRESIDENT ROCK:

Senator Etheredge has moved the adoption of Amendment No. 3 to House Bill 736. Discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. We had not seen this amendment, obviously, neither had the Secretary, till seconds ago. I would have, first, a question of the sponsor. Assuming this one fails, do you have a few more? Can we discuss them all at once? You know, as former Senator -- Hudson Sours said, "In seriatim or in tatum, either way is okay with us." While I am speaking though and before you answer, this seems to me to be - quickly looking at it - almost as bad as the last one, and I would urge its defeat.

PRESIDENT ROCK:

Any further discussion? Senator Etheredge, to close.

SENATOR ETHEREDGE:

Thank you very much. This is a -- this amendment is quite similar, Senator Carroll, to the one that was just dealt with; the difference being that this amendment would fund all the union contracts within the Office of the Attorney General, and I move for its adoption.

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PRESIDENT ROCK:

Senator Etheredge has moved the adoption of Amendment No. 3 to House Bill 7-3-6. Those in favor of the amendment will vote Aye. Opposed to the amendment, will vote Nay, and the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 29 Nays, 28 Yeas, none voting Present, and the amendment fails. Further amendments?

SECRETARY HAWKER:

No further amendments

PRESIDENT ROCK:

3rd Reading. 737. Senator Philip. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 737.

(Secretary reads title of bill)

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

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment including the three million dollar addition in the Road Fund, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 737. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

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No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Brookins offers Amendment No. 2.

PRESIDENT ROCK:

Senator Brookins, on Amendment No. 2.

SENATOR BROOKINS:

Thank you, Mr. President. This would add 3.1 million dollars for construction, reconstruction, equipment and financing acquisitions or rehabilitation to the Brainerd Branch of the Chicago Public Library, and I move for a favorable roll call.

PRESIDENT ROCK:

Senator Brookins has moved the adoption of Amendment No. 2 to House Bill 737. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President, Ladies and Gentlemen of the Senate, I rise in opposition to the amendment. I would just like to point out to everyone that the Secretary of State's Office has released eighteen million dollars in CDF funds for the construction and rehabilitation of fifteen other libraries. There's also a 3.6 million dollars in CDB funds to be reappropriated for the purpose. Plus there is another ten million dollars in civic center bond funds. I -- I would suggest that -- that there is a good bit of money that we are investing into the libraries of this State. And I understand full well that the needs exceed the available funds at the present time, but I would further suggest that what we ought to do is be a little more patient and wait our turn in line. And I rise in opposition to this amendment.

PRESIDENT ROCK:

Further discussion? Senator Carroll.

SENATOR CARROLL:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. This time I have to say that Senator Etheredge is all right. Instead of part right and part wrong, and I've told Senator Brookins this. I, in fact, in my district have two libraries in similar situations that need funds. They're just not available this year. The full account has already been appropriated. The eighteen million has already been allocated. If, in fact, this passed, either it would just not be funded or it would have to take money away from existing library projects. There's just no money for it and at this time, unfortunately, I have to also rise in opposition.

PRESIDENT ROCK:

Further discussion? Senator Brookins, to close.

SENATOR BROOKINS:

Thank you, Mr. President and to the Chairman and the spokesperson. Look like I've been in line so long that I'm always at the end of the line, or the bottom of the barrel, et cetera. It just hurts to know that the little kids that needs this. We talk about reading and math in the minority areas. This is where it's really needed, and I have to know that I have to yield on this point, so I'll withdraw this from the record, at this time.

PRESIDENT ROCK:

All right. Withdraw the amendment. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 18, Ladies and Gentlemen. And I would point out we are quickly approaching the hour of noon. Top of Page 18. 7-6-2. Senator Lechowicz. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 7-6-2.

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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 Lechowicz offers Amendment No. 1.

PRESIDENT ROCK:

Senator Lechowicz, on Amendment No. 1.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the amendment that we discussed in committee. It's for Cook County. It provides them the opportunity to raise their fees as far as the Clerk of the Circuit Court, the County Clerk, as well as the Recorder of Deeds. It's a recommendation by Grant Thornton, a management consulting firm, and I move for its adoption.

PRESIDENT ROCK:

Senator Lechowicz has moved the adoption of Amendment No. 1 to House Bill 762. 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 Lechowicz.

PRESIDENT ROCK:

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. This changes the effective date of the bill to become effective 01/01 of '92, and I move for its adoption.

PRESIDENT ROCK:

Senator Lechowicz has moved the adoption of Amendment No. 2 to House Bill 762. Discussion? If not, all in favor indicate by

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

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 766. Senator Etheredge. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 766.

(Secretary reads title of bill)

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

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would reduce it to a dollar so it could be used as a vehicle. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 766. 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 committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 7-9-4. Senator Jacobs. Read the bill, Madam Secretary.

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SECRETARY HAWKER:

House Bill 7-9-4.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Jacobs, on Committee Amendment No. 1.

SENATOR JACOBS:

Thank you, Mr. President. Committee Amendment No. 1 simply allows the state's attorney of a county within a forest preserve district to represent that district with respect to legal matters.

PRESIDENT ROCK:

Senator Jacobs moves the adoption of Committee Amendment No. 1 to House Bill -- 794. 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 committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jacobs offers Amendment No. 2.

PRESIDENT ROCK:

Senator Jacobs, on Amendment No. 2.

SENATOR JACOBS:

Thank you, Mr. President. This amendment strictly states that it doesn't -- it applies in counties with a population under five hundred thousand; it excludes then, DuPage and Lake.

PRESIDENT ROCK:

Senator Jacobs has moved the adoption of Amendment No. 2 to House Bill 794. 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. 808. Senator Demuzio. Read the bill, please.

SECRETARY HAWKER:

House Bill 808.

(Secretary reads title of bill)

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

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is in the form of a guidelines-type amendment, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 808. 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 committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDENT ROCK:

Senator Carroll, on Amendment No. 2.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. We apparently cut too deep in the administrative division out of

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the county fund section and this would restore eighteen thousand. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Amendment No. 2 to House Bill 808. 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. 840. Senator Marovitz. Read the bill.

SECRETARY HAWKER:

House Bill 840.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Marovitz offers Amendment No. 1.

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 1 merely corrects a typographical error. No substantive change.

PRESIDENT ROCK:

Senator Marovitz has moved the adoption of Amendment No. 1 to House Bill 840. 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. 841. Senator Joyce. 879. Senator Leverenz.
Read the bill.

SECRETARY HAWKER:

House Bill 8-7-9.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on State Government
Organization and Administration offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Leverenz, on Committee Amendment No. 1.

SENATOR LEVERENZ:

Thank you, Mr. President. The amendment would open a window
from three to five years and that's the only change it makes. It
allows or makes permissive a funding possibility for two
incubators currently in the State. Move for the adoption of the
amendment.

PRESIDENT ROCK:

Senator Leverenz has moved the adoption of Committee Amendment
No. 1 to House Bill 879. 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 committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Leverenz offers Amendment No. 2.

PRESIDENT ROCK:

Senator Leverenz, on Amendment No. 2.

SENATOR LEVERENZ:

Withdraw that.

PRESIDENT ROCK:

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Withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 8-8-5. Senator Berman. Read the bill.

SECRETARY HAWKER:

House Bill 8-8-5.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Elementary and Secondary Education offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Berman, on Committee Amendment No. 1.

SENATOR BERMAN:

Thank you, Mr. President. Committee Amendment No. 1 permits Chicago schools which are placed on the academic watch list to use their existing school improvement plans. Limits waiver of State rules and regulations to issues related to school improvement. Requires districts to notify employee unions about applications for waivers or State rules and regs. Makes other clarifications. I know of no other opposition to this amendment.

PRESIDENT ROCK:

Senator Berman's moved the adoption of Committee Amendment No. 1 to House Bill 885. 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 committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Demuzio offers Amendment No. 2.

PRESIDENT ROCK:

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Senator Demuzio, on Amendment No. 2.

SENATOR DEMUZIO:

Well, thank you, Mr. President, Ladies and Gentlemen of the Senate. I would seek to withdraw Amendment No. 2 at this time.

PRESIDENT ROCK:

Withdraw. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 8-8-6. Senator Maitland. Read the bill.

SECRETARY HAWKER:

House Bill 8-8-6.

(Secretary reads title of bill)

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

PRESIDENT ROCK:

Senator Hall, on Committee Amendment No. 1. 8-8-6.

SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen. This is a guideline amendment.

PRESIDENT ROCK:

8-8-6.

SENATOR HALL:

It deletes all. Appropriation to be transferred to House Bill 888.

PRESIDENT ROCK:

All right. Senator Hall's moved the adoption of Committee Amendment No. 1 to House Bill 8-8-6. 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 committee amendments.

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PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 8-8-7. Senator Berman. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 8-8-7.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I -- pardon me, Appropriations II offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Hall.

SENATOR HALL:

Yeah. This deletes all but one dollar. All appropriations will be transferred to House Bill 8-8-8. I move for the adoption.

PRESIDENT ROCK:

All right. Senator Halls moved the adoption of Committee Amendment No. 1 to House Bill 887. 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 committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading.

PRESIDING OFFICER: (SENATOR DEMUZIO)

On the Order of House Bills 2nd Reading is House Bill 8-8-8,

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Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 8-8-8.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll. I'm sorry, Senator Hall.

SENATOR HALL:

Mr. President and Ladies and Gentlemen of the Senate, this is Amendment No. 1. It is Hall and Maitland. It adds appropriations from House Bill 886 and House Bill 887. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to House Bill 888. Is there a discussion? If not, those in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

No. 2 is Maitland, Hall. Adjusts federal funds appropriations level at the SBE request. Move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 2. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

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SECRETARY HAWKER:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

I defer to Senator Maitland on Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the -- of the Senate. Amendment No. 3 appropriates five million dollars to capture -- to capture special education/Medicaid dollars. This is a new -- it's a new initiative, but it is to capture federal dollars that are -- that are available from the federal law, and I would move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland has moved the adoption of Committee Amendment No. 3. Discussion? Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would just like to oppose this amendment. And the reason that I am standing in opposition is that the proposed new program was found by the 11th Circuit Court of Appeals on May 24th of this year that a Florida program similar to this violated the Federal Education of the Handicapped Act. The case was Jenkins vs. The State of Florida. The letter that was sent to the Florida Department of Health and Rehabilitative Services, the offices of the General Counsel of the United States Department of Education stated, and I quote, "Part B of the Federal Education of the Handicapped Act requires that all handicapped children have available to them a free, appropriate public education. Therefore, for education reasons, public funds to which a parent or child would be entitled, regardless of the

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child's residential placement, cannot be used, without parental agreement, by the public agency to maintain the child." It would appear to me that the proposed change, as stated as being a new initiative by Senator Maitland, should be opposed, number one, as being a new program in a year when we are not doing many new programs, and secondly, because the Federal Court is going to declare it unconstitutional in any event. So I would urge Senator Maitland to withdraw the amendment, or if not, I would urge a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Maitland -- Senator Maitland, you wish to close?

SENATOR MAITLAND:

Yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Senator, I'm -- I'm aware of the lawsuit. That was going on for about six years and was -- and was finally concluded. I have been following this for several months now. I've had a number of the same questions that I think you have. I think you could bring third party providers in. I think you could bring a lot of concerns in here right now. I have talked to the State Board as recently as this morning, and told them of my further concern and I knew of your concern. My request would be that we allow this to stand, to stay here for now. This is a match with local funds, slightly different than the Florida situation. In other words, we are matching these Medicaid dollars with local funds at a time when school districts around the State are facing a serious fiscal dilemma - as we are. This is an attempt to capture some dollars to assist them with their problem as well. I -- I would urge

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support of the committee amendment, and -- and let's visit about it further next week. I would further move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Maitland has moved the adoption of Committee Amendment No. 3. Those in favor will indicate by saying Aye. Opposed, Nay. The opinion of the Chair, the Ayes have it. Senator Welch has requested a roll call. Senator Welch <sic> has moved the adoption of Committee Amendment No. 3. 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 24, the Nays are 30, none voting Present. On that motion -- the motion -- the committee amendment fails. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

This is Maitland, Hall. Reallocates two hundred and forty thousand from the school improvement program to operational expenses for a new regulatory process. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Hall has moved the adoption of Committee Amendment No. 4. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 4 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

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SECRETARY HAWKER:

Senator Rock offers Amendment No. 5.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. This is the one which -- which was intended to reduce, by fifty million GRF, this appropriation. I am not, frankly, prepared today to throw in the towel, so I'd withdraw this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Sponsor seeks to -- to withdraw. Withdraw. Further amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senator Rock.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Withdraw.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock -- sponsor seeks to withdraw. Withdrawn. Leave is granted. Further amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senator Rea.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea. Senator Rea -- Senator Rea on the Floor? Senator Rea on the Floor? All right. Senator Rea on the Floor? All right. Senator Carroll, for what purpose do you arise? Senator Carroll.

SENATOR CARROLL:

Senator Rea had indicated to me that he was going to be off the Floor at some meetings. If the Chair would like, I would offer Amendment No. 5.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there leave to have Senator Carroll handle that amendment? Leave is granted. Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. This would be a transfer of thirty-five thousand General Revenue Funds from travel to the Youth in Government Program. On behalf of Senator Rea, I'd move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Carroll has moved the adoption of Amendment No. 5. Those in favor will indicate by saying Aye. Opposed, Nay. In the opinion of the Chair, the Nays have it. Amendment No. 5 fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 6 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch. Seeks leave -- seeks leave to withdraw. Withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 6 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. Amendment No. 6 simply completes the steps that we have already taken in the Approp Committee, and with the substantive language offered by Senator Fawell and myself eliminating the High Impact Training Services Program from SBE, and it is now resting in Prairie State 2000. I know of no opposition, would urge its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Severns has moved the adoption of Amendment No. 6. Is there discussion? If not, those in favor

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will indicate by saying Aye. Opposed, Nay. The Ayes have it.
Amendment No. 6 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 7 offered by Senator Jones.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. Amendment No. 7 is a mere transfer of fifty thousand dollars from GRF from travel and fifty thousand dollars from the contractual line item, which was inadvertently taken out in the House amendment, and I move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones moves the adoption of Amendment No. 7. Is there discussion? Senator Maitland.

SENATOR MAITLAND:

Well, thank you, Mr. President. I -- I think we are somewhat neutral on -- on this amendment. I -- I would suggest to the sponsor that there may be -- there may be a drafting error.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

No, there is no drafting error as such. This maintains the level of funding at the current fiscal year. The House inadvertently took out those dollars. The State Board of Education increased the -- their contractual line item at the expense of this particular program, so that's the reason why this amendment is offered. Okay.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Maitland.

SENATOR MAITLAND:

Senator I -- I didn't need an explanation of that -- I just

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simply -- we believe that there is a drafting error. If you're not concerned, I'm sure not concerned.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones has moved the adoption of Amendment No. 7. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 7 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 8 offered by Senator Rea.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea. Senator Rea on the Floor? Senator Carroll? Senator Carroll seeks leave to handle that amendment for Senator Rea. Is leave granted? Leave is granted.

SENATOR CARROLL:

On the last one Senator Rea actually left me a note, asking me to handle it. This one I don't have a note. He didn't leave me a note.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. -- Senator Carroll's moved the adoption of Amendment No. 8. Is there discussion? Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, some of us on this side of the aisle are getting concerned about Senator Rea's presence, and we would -- we would kind of like to see him presenting on the Floor again here, not on any attempt to verify him, just out of concern for him.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Maitland.

SENATOR MAITLAND:

I'm concerned about Senator Rea, too. I think he might be in Franklin County, but this -- this amendment does affect Franklin County. It's a rather unique situation. It's one we've dealt with here before and talked about, been defeated before and ought

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to be defeated again. I hope both sides of the -- the aisle would agree.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Carroll, wish to close? Senator Carroll has moved the adoption of Amendment No. 8. Those in favor will indicate by saying Aye. Opposed, Nay. The Nays have it. Amendment No. 8 fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 9 offered by Senator Thomas Dunn.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Thomas Dunn seeks leave to -- Senator -- seeks leave to withdraw. Withdraw the amendment. Further amendments?

SECRETARY HAWKER:

Amendment No. 9 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Withdraw.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Maitland seeks leave to withdraw. Withdraw. Further amendments?

SECRETARY HAWKER:

Amendment No. 9 offered by Senators Berman and Maitland.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

This provides forty thousand dollars for the operations of the Task Force on School Finance. Would move the adoption of Amendment No. 8. 9? 9.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman has moved the adoption of Amendment No. 9. Discussion? If not, those in favor will indicate by saying Aye.

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Opposed, Nay. The Ayes have it. Amendment No. 9 is adopted.
Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 942. Senator Lechowicz. On the Order of House
Bills 3rd Reading, <sic> is House Bill 942, Madam Secretary.

SECRETARY HAWKER:

House Bill 942.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Lechowicz offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.
Amendment No. 1 creates a funding mechanism for Cook County
Hospital only, so they can apply for additional federal funds.
Similar -- it's based after Senator Rock's bill that passed here
overwhelmingly, and I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz has moved the adoption of Amendment No. 1.
Is there a discussion? If not, those in favor will indicate by
saying Aye. Opposed, Nay. Senator -- I'm sorry. Senator
DeAngelis.

SENATOR DeANGELIS:

Could -- Senator Lechowicz, could you just give us a brief
outline what that mechanism is?

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Lechowicz.

SENATOR LECHOWICZ:

I'm sorry I didn't hear his question.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator DeAngelis.

SENATOR DeANGELIS:

Could you give us a brief outline on what that mechanism is?

SENATOR LECHOWICZ:

Surely. Absolutely.

SENATOR DeANGELIS:

Because I'm not so certain the County Board President has an understanding of what mechanism is necessary to get those funds.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

I believe the Gentleman asked for a brief outline of the amendment. I'll be more than happy to explain it. Basically this amendment creates a local fund matching program for Cook County Public Hospital. The funds assessed would then be matched dollar-for-dollar by the Federal Government. The federal matching dollars along with the original assessments would be returned to Cook County in the form of an additional Medicaid payment. No State funds would be involved and the amendment is budget neutral to the State of Illinois. It's based upon Senator Rock's bill that passed this Chamber a couple of weeks ago. Another provision of the amendment would -- would permit the Department of Public Aid in Cook County to enter into an agreement whereby the Department would provide services to the county, which the county would pay for. Any funds which Cook County pays to the Department of Public Aid under such an agreement would be eligible for federal matching dollars. This provision would also be budget neutral to the State. Basically, that's the purpose of this

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amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Lechowicz has moved the adoption of Amendment No. 1. Those in favor indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1048. Senator Alexander. On the Order of House Bills 2nd Reading is House Bill 1048, Madam Secretary.

SECRETARY HAWKER:

House Bill 1048.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

This is the contingent --

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sorry. Senator Alexander.

SENATOR ALEXANDER:

Funding for the State Appellate Defender's Office. And it is a regular budget that come before you. There is a committee amendment which asked for the elimination of -- of one -- a hundred and thirty-five thousand dollars by eliminating all costs associated with two of five positions that was added by the House. I ask for the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there a discussion? Senator -- Senator Alexander has moved the adoption of Committee Amendment No. 1.

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Those in favor indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Etheredge offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

END OF TAPE

TAPE 3

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment would remove ninety-one thousand GRF funding. What it does - there were -- five new employees were added by House amendment. Committee amendment deleted two of those. This amendment removes funding for the remaining three new employees, and move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge has moved the adoption of Amendment No. 2. Is there a discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in opposition to Amendment No. 2, and I do so because we, the State, basically through the Supreme Court, have, in fact, imposed upon the Defender's Office the requirement that they now

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handle misdemeanor cases on appeals. These are a minimum number of people now to handle those; three only. We cut them from five to three. They have no choice but to handle them, and I think this cut would really be counterproductive. I would urge its defeat.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. I also rise in opposition to this amendment. We're putting this requirement on them. We're also putting a requirement on that we're trying to reduce the time in death penalty cases. We've imposed new requirements on them so that we can speed up the hearing of those appeals, and this would simply disrupt that scheme and would cause those appeals to drag out even longer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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

SENATOR ETHEREDGE:

Thank you very much. Just let me remind everyone - when you say that we're imposing a new responsibility on the Appellate Defender, let me remind you that we relieved them of this responsibility just a short period of time ago, and we did not reduce their personnel line items when we did so. All -- so that when we come back and we impose this responsibility on them once again, let me remind you that those folks who were doing this work before are still -- they're still there. So this is not a situation where we are imposing new responsibilities without the money in which to do them. I urge support for this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge has moved the adoption of Amendment No. 2. All in favor will indicate by saying Aye. Opposed, Nay. In the

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opinion of the Chair, the Nays have it. Amendment No. 2 fails.
Senator Etheredge. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Philip.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would reduce the State Appellate Court Defender's four hundred and forty-one thousand from GRF and four hundred and fifty-five thousand from others; a total of eight hundred and ninety-six thousand dollars. Move -- its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Philip has moved the adoption of Amendment No. 3. Is there a discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in opposition to the Minority Leader's suggestion for two basic reasons. One is that the amendment cuts federal funds that the agency would be allowed to spend. It's silly for us to deny ourselves the availability of federal funds that are, in fact, there for the Capital Resource Center. And it also reduces General Revenue funds below the Fiscal '91 spending level, actually reducing the operation of this agency below that which they had last year. And I just think that it's counterproductive to a speedy system of justice -- of criminal justice. If, in fact, we lowered these people, then appeals would take longer, rather than shorter, and it just does not make sense. I would urge a rejection.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Philip may close.

SENATOR PHILIP:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. Some of us people think they shouldn't even be Appellate Court public defenders. In the first place, we give a criminal who is convicted a free lawyer on the first shot. Now we give them the second shot - we give them another free lawyer. The next time we turn around, we'll give them one for the Supreme Court. I'll give you an example of how lazy these guys are. In my Appellate Court District, which is the 2nd District, an Appellate Court judge normally works on a month twelve to fourteen cases. You know what the caseload is for those Appellate Court public defenders? Two to four cases. If that's the best they can do, it's a joke. We ought to all abolish the whole office, as far as I'm concerned, and I'll ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Philip has moved the adoption of Amendment No. 3 to House Bill 1048. All in favor will indicate by saying Aye. Opposed, Nay. Opinion of the Chair, the Ayes have it. All right. Senator Carroll has requested a roll call. Senator Philip has moved the adoption of Amendment No. 3. 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 30, the Nays are 27, none voting Present. Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Like to point out that my hearing is not that bad. 1078. Senator Berman. On the Order of House Bills 2nd Reading is House Bill 1078, Madam Secretary.

SECRETARY HAWKER:

House Bill 1078.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Berman offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Thank you. This is an immediate effective date amendment. I move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman has moved the adoption of Amendment No. 1. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Page 19, at the top, 1079. Senator Berman. House Bills 2nd Reading is House Bill 1-0-7-9, Madam Secretary.

SECRETARY HAWKER:

House Bill 1079.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Berman offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

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This is an immediate effective date amendment. I move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Berman has moved the adoption of Amendment No. 1 to House Bill 1079. If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1098. I'm sorry, 1097. Senator Berman. House Bills 2nd Reading is House Bill 1097, Madam Secretary.

SECRETARY HAWKER:

House Bill 1097.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Berman offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

This changes one word -- innocuous word on the bill. I move the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman has moved the adoption of Amendment No. 1. Is there a discussion? Senator Keats. Senator Keats, your light is on.

SENATOR KEATS:

It doesn't go off.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Personally, I hope it burns out, myself. Senator Berman has moved the adoption of Amendment No. 1. Is there further discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

SENATOR KEATS:

Amendment -- Amendment No. 2 - and I'd just say this out loud because this is a very substantive amendment. So, if anyone's interested in very substantive amendments, I just want to warn you - this is one. As everyone knows, there is a lawsuit against the State's school funding formula right now. The Legislature, thus far, has been somewhat inert on the subject, and we really have not been able to come back with a response. We've had a commission who's been working on it that hasn't quite been able to come back with a response. This amendment is a response to that. One of the difficult problems is many of the districts are spending so much that the State is simply incapable of bringing the other districts up. I mean, we can't raise taxes enough to do that. What this amendment says in two pages I'll say in one sentence. Any school district that accepts no State funds can ignore every State mandate but two: special education, 94-142 of federal; and the teacher certification. Those two issues they are completely bound by. But if they will accept no State money, every other mandate - and, you know, the mandates are, you know, this thick - they can say, "Good-bye." Now, they have to do it in a public meeting. Their school board must meet in public, discuss this public and, in a public vote, vote to do this. So, they'd be relying a hundred percent on property taxes and they must file

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sixty days before the beginning of the school year so the State Board has plenty of notice, and they can reconsider it every, single year. As I said, this is a fairly substantive amendment. People allege it would take - and again, there's no way to estimate accurately because, until the school districts decide, you don't know - but it could take as much as fifty to a hundred million dollars of new money at no cost to the general taxpayers and shift it from the suburban school districts that are spending from seven to eleven thousand per and send it to the school districts that are spending more like three thousand per. It would go straight back into the formula without any other program. There are limitations to the amendment. There can be some arguments about how it's implemented. But by doing it on an annual basis, we hopefully override some of those. With that, I would offer -- see if anyone has any comments or thoughts. I have offered it to Senator Berman and he seemed extremely excited, and I'm sure he'd be glad to comment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Berman.

SENATOR BERMAN:

That was a good word. Excited, I think, was appropriate. I would suggest that with this amendment, that the -- that the movant take seven steps to his right and show this to the Chairman of the Mandates Subcommittee for his evaluation. And I will be glad to use this in the deliberations of the School Finance Task Force. But I think, at this time, I'm not sure it's workable within the framework of how we handle school districts, and I would respectfully suggest that it be withdrawn.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Maitland.

SENATOR MAITLAND:

Well, thank you very much, Mr. President and Members of the

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Senate. This -- this the first time that I -- I've had this bill in my hands. I guess my first question, if he will yield, Mr. President, is, Senator, who wants this bill?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

SENATOR KEATS:

A great number of parents and school board members in the areas that are the higher spenders but are higher spenders based upon property taxes, not based on State aid. The idea comes from the dozens of meetings with parents and school board people who are very frustrated with the State but recognize that our level of spending really is difficult for the State to handle because they can't come up with the money to bring the bottom schools up.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

I -- I think really, Senator, you have oversimplified this by -- you mentioned only two mandates that they had to provide. There are many other that they're going to be responsible for. Indeed, every school in this State, including the wealthiest in your district, gets State dollars outside of the two mandates that you've already mentioned. So, it would be a substantial - even to the richest school district - a substantial reduction in dollars that they get from the State and that would obviously be transferred to the local property tax owner. I would suggest to you, Senator, that we already have a system in this State that does this, and it's called private schools. And there is always that option available to every parent in this State. And I think this is an idea whose time has surfaced today and probably ought to sink today.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Keats may close.

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SENATOR KEATS:

Thank you. I would say to my learned colleague seven steps to my right - you're right, but I think you misunderstood. And because you had not read it, I do not blame you for misunderstanding. You're right. It did oversimplify the process. We abolished the process. We abolished it. We simply said if people are willing to pay a hundred percent themselves out of their property taxes or whatever source they decide to use other than State funds, well then, we'll leave them alone. You're right. You can't get simpler than that. We leave the two mandates: special ed 94-142, which is the federal - and we really cannot walk away from that; and the teacher certification. It is that simple, and it must be done in public in full discussion with the parents. But I would say, as much as I would like to move this, because my Education Committee Chairman, who is truly a Gentleman and a scholar, has said, "Please, not on my bill," I will gladly withdraw the amendment, but we would like to make sure that this is something being considered because many of the schools that are at the top end of spending can buy this program and have said, publicly and privately, they're very interested in this concept.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The sponsor seeks to withdraw. Granted - withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1155. Senator Carroll. On the Order of House Bills 2nd Reading is House Bill 1155, Madam Secretary.

SECRETARY HAWKER:

House Bill 1155.

(Secretary reads title of bill)

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2nd Reading of the Bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is to break out by line item the new H-O-M-E Program, HOME Program and reallocate certain other funds within the Treasurer's budget. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 1155. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1249. Senator Luft. Senator Luft on the Floor? 1297. Senator Carroll. On the Order of House Bills 2nd Reading is House Bill 1-2-9-7, Madam Secretary.

SECRETARY HAWKER:

House Bill 1-2-9-7.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

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Senator Carroll offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 would be to create the State Bond Board Act and define its powers and duties, making the members the Governor, the Comptroller and the Treasurer. I would answer any questions and ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. 1. Is there a discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senators Severns and Kelly.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. Amendment No. 2 is identical to Senate Bill 405 that we passed out of here without opposition except that it removes the in-house provision for the State Travel Management Plan. It's an agreed-upon amendment. I know of no objection and would urge its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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3rd Reading. 1321. Senator Berman. On the Order of House Bills 2nd Reading is House Bill 1321, Madam Secretary.

SECRETARY HAWKER:

House Bill 1321.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Berman offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Thank you. This amendment is in response to requests from the Committee. There were two parts of the bill; one dealing with going in for child support modification after three years, and that is stricken by this amendment; the other part dealing with a beneficiary of a health insurance policy remains in the bill. Move the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman has moved the adoption of Amendment No. 1. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1352. Senator Hawkinson. On the Order of House Bills 2nd Reading is House Bill 1352, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 1352.

(Secretary reads title of bill)

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2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1449. Senator Macdonald. Senator DeAngelis, I can't see Senator Macdonald. Oh, no. Okay. 1512. Senator Woodyard. 1514. Senator Leverenz. On the Order of House Bills 2nd Reading is House Bill 1514, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 1514.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1549. Senator Davidson. On the Order of House Bills 2nd Reading is House Bill 1-5-4-9, Madam Secretary.

SECRETARY HAWKER:

House Bill 1549.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1564. Senator Thomas Dunn. On the Order of House Bills 2nd Reading is House Bill 1-5-6-4, Madam Secretary.

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SECRETARY HAWKER:

House Bill 1564.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Thomas Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. We put on an amendment in the Committee, and the amendment reflects that the Attorney General got clarifying language that he requested. Secondly, there is language that reflects an agreement between the Attorney General's Office and some congressionally chartered veterans' organizations dealing with public disclosure for fund-raising activities. I know of no objection to the amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Thomas Dunn has moved the adoption of Committee Amendment No. 1. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1587. Senator Alexander. Bottom of Page 19. Top of Page 20, 1608. Senator Smith. I'm sorry. Senator Macdonald. I beg your pardon. On the Order of House Bills 2nd Reading, top of Page 20, is House Bill 1608, Madam Secretary,

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please.

SECRETARY HAWKER:

House Bill 1608.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Macdonald offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. This amendment is an amendment at the suggestion of the Illinois Bar Association and removes their objections to the bill. The amendment now becomes the bill, and it requires the courts to inquire in certain cases if there has been an order of protection issued involving any of the parties or children of the parties. It would apply in juvenile cases, paternity cases, divorce cases and domestic violence cases. The purpose of the bill is to ensure that orders of protection are not overlooked when additional orders are entered into during the same or related proceedings. It is also designed to make sure that there are no orders issued that are in conflict. I know of no opponents to the amendment and I ask for your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All 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. 1632. Senator Dunn. Read the bill, Madam

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Secretary.

SECRETARY HAWKER:

House Bill 1632.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This amendment will allow a ...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Yeah. Wait a minute.

SENATOR T. DUNN:

... Manufacturer of computers to donate them for a literacy pilot program in the Department of Corrections.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1685. Senator Brookins. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1685.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Brookins, on Committee Amendment No. 1.

SENATOR BROOKINS:

Thank you, Mr. President. Committee Amendment No. 1 changes

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the name of the fund monies are to be deposited in from the Law Enforcement Service Fund to the State Police Service Fund.

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 committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Brookins offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Brookins.

SENATOR BROOKINS:

Thank you. Mr. President, due to the increased importance of keeping bus stops clear so that life-equipped buses can function properly and safely, this amendment simply permits the formation of intergovernmental agreement to allow the CTA to assist in regulating no parking and bus stops laws. This is essential because only ticketed vehicles can be removed in an expidatious <sic> manner -- expeditious manner.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion on this expeditious amendment? 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. 1733. Senator Luft. Read the bill, Madam Secretary.

SECRETARY HAWKER:

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House Bill 1733.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft, Committee Amendment No. 1.

SENATOR LUFT:

Thank you, Mr. President. Committee Amendment 1 was requested by the Department of Revenue, and it's a new tax enforcement proposal. It's very lengthy. I'll go through it as fastly -- fast as I can. The amendment restricts investment capital tax to those assets that are dedicated to providing utility service rather than the entire asset of the business. Exempt a building operator of an apartment or office building who purchases and resells electricity or natural gas to tenants of the building for paying an investment capital tax based upon the entire assets of such a business. And it changes the date when annual returns should be filed on investment tax capital. Allows employers to file W-2 and W-2P via magnetic tape, and records from optical disk storage can be considered as original documents. We have enabling language to permit taxpayers to file by electronic fund transfer. Specifies that property -- used in Illinois by businesses that moved into the State shall not be subject to use taxes. Excludes Circuit Breaker checks sent to the Comptroller from the requirement that any State mailing of fifty thousand or more contain a CUB enclosure and revises the law with regard to taxation of business in interstate commerce or business that cannot be taxed due to the Constitution and Statutes of the United States. I would attempt to ask -- answer any questions; otherwise, ask for the adoption of Amendment -- Committee Amendment No. 1 to House Bill 1733.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any discussion on the amendment? 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 committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1838. Senator Luft. Read the bill, Madam Secretary. Oh, I'm sorry. Take it out of the record. 1852. Senator Geo-Karis. Out of the record. 1853. Senator Cullerton. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1853.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Cullerton offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President and Members of the Senate. This amendment is intended to satisfy some concerns raised in committee. The amendment is also recommended by the Illinois Medical Society and addresses some concerns of transmission of diseases through eye wear reuse and adequate monies for implementation of the bill and corrected some drafting errors. Move for its adoption.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman moves the adoption of Floor Amendment No. 1. 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. 1854. Senator Madigan. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1854.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Madigan. Any amendments from the Floor?

SECRETARY HAWKER:

Senator Madigan offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President. Floor Amendment No. 1 -- actually the bill has to do with permits for visiting physicians and Floor Amendment No. 1 is a clarifying amendment establishing definitions for those visiting residents. And I would move for its 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:

Amendment No. 2 offered by Senator Madigan.

SENATOR MADIGAN:

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Thank you, Mr. President. Amendment No. 2 establishes a grace period for physicians when their license has expired. It changes that expiration from -- or changes that license expiration to a lapse period. It also demands that the physician comply with all existing requirements for renewal and to pay an additional fee which would be determined by the Department of Professional Regulation. This is requested by the Med Society. And I'd be glad to answer any questions.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion on Amendment No. 2? Those 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. 1857. Senator Jacobs. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1857.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1878. Senator Severns. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 1878.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers

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Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. The effect of Committee Amendment No. 1 is simply to delete the bill and appropriate one dollar to the Capital Development Fund, to CDB, for the Illinois Community College Board. I would urge its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Committee 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 committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1929. Senator Cullerton. Out of the record. House Bill 2-0-0-5. Senator Luft. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2005.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Luft offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Presently, in the State of Illinois, there are four not-for-profit regional tourism councils. This amendment adds one more, the geographical area consisting of the tri-county area of Peoria, Tazewell and Woodford counties. I know of no objection to the amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? 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. 2-0-1-0. Senator Luft. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2-0-1-0.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health, Welfare and Corrections offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft, Committee Amendment No. 1.

SENATOR LUFT:

Thank you, Mr. President. Presently, a Medicaid provider is able to use as an asset and collateral for loans to financial institutions the debt that is owed to that provider by the State of Illinois. What this amendment does is provide that that vendor may pledge the -- as a collateral the assets that are owed the accounts receivable from the State of Illinois to the Illinois Health Facility Authority. I would attempt to answer any questions or move for the adoption of the amendment.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

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

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 2-0-1-2. Senator Karpziel. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 2-0-1-2.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Karpziel offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. This is the amendment that I had committed to the Committee that I would work out. All it says is that the -- the children involved would be the handicapped children who have been determined at an IEP meeting to be in need of participation in the supported employment services. This amendment now has the approval of the State Board and the -- all other parties that are involved in it.

PRESIDENT ROCK:

Senator Karpziel has moved the adoption of Amendment No. 1 to House Bill 2012. Discussion? Senator Severns.

SENATOR SEVERNS:

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Thank you, Mr. President.

PRESIDENT ROCK:

I'm sorry. As a personal privilege? All right. If not, all in favor of the adoption of the amendment, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Severns, for what purpose do you arise?

SENATOR SEVERNS:

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

PRESIDENT ROCK:

State your point, please.

SENATOR SEVERNS:

I'm delighted to have with us today in the President's Gallery both Katherine Bond and Edna Koontz of Pana, and I'd like the Senate to join me in welcoming them here today.

PRESIDENT ROCK:

Will our guests please stand and be recognized. Welcome. All right. Ladies and Gentlemen, it is approaching one o'clock. I said we would quit at one o'clock, and I mean what I say. We will reconvene on Monday at the hour of noon, and we will commence on the Order of House Bills 2nd Reading where we left off. Messages from the House.

SECRETARY HAWKER:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, to wit:

Senate Bill 15 -- pardon me -- 153 with House

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Amendment No. 1.

I have a like Message on:

Senate Bill 185 with House Amendment 1;
Senate Bill 267 with House Amendments 1, 2 and 3;
Senate Bill 661 with House Amendment 1;
Senate Bill 673 with House Amendment 1;
Senate Bill 703 with House Amendment 1;
Senate Bill 909 with House Amendments 1 and 2;
Senate Bill 1053 with House Amendment 1;
Senate Bill 1283 with House Amendments 1, 2 and 3;
And Senate Bill 1296 with House Amendments 1, 2 and 3.

PRESIDENT ROCK:

Secretary's Desk.

SECRETARY HAWKER:

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

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

House Joint Resolution 66.

It is congratulatory.

PRESIDENT ROCK:

With leave of the Body, we'll add that to the Consent Calendar. The Secretary informs the Chair that the Consent Calendar has been distributed. Resolutions.

SECRETARY HAWKER:

Senate Resolution 568 offered by Senator Schuneman.
Senate Resolution 569 offered by Senator Lechowicz.
Senate Resolution 570 offered by Senator Schuneman.

They're all congratulatory and death resolutions.

PRESIDENT ROCK:

All right. With leave of the Body, we'll add those also to

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the Resolutions Consent Calendar. Leave is granted. Resolutions.

SECRETARY HAWKER:

Senate Resolution 571 offered by Senator Topinka.

It is substantive.

PRESIDENT ROCK:

Executive. Madam Secretary, have any objections been filed to the Resolutions Consent Calendar?

SECRETARY HAWKER:

There have been no objections filed, Mr. President.

PRESIDENT ROCK:

All right. In addition to the Calendar as distributed, we have added, with leave of the Body, Senate Resolutions 568, '9 and '70 and House Joint Resolution 66. Senator Demuzio moves the adoption of the Resolutions Consent Calendar. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The resolutions are adopted. Resolutions.

SECRETARY HAWKER:

Senate Joint Resolution 77 offered by Senator Demuzio.

(Secretary reads SJR No. 77)

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the adjournment resolution, calls for us, upon conclusion of our business today, to come back Monday, June the 24th at the hour of noon. I would move to suspend the rules for the immediate consideration and adoption of House -- Senate Joint Resolution 77.

PRESIDENT ROCK:

Senator Demuzio has moved to suspend the rules for the immediate consideration and adoption of the adjournment resolution, calls for us to return on Monday at the hour of noon.

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All in favor of the Motion to Suspend, indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Demuzio now moves the adoption of Senate Joint Resolution 77. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. Further business to come before the Senate? Announcements? If not, Senator Demuzio moves that the Senate stand adjourned until Monday, June 24th, at the hour of twelve o'clock noon. Noon on Monday, Ladies and Gentlemen. We'll start on the Order of House Bills 2nd and get those finished. Senate stands adjourned.

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