

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

100th Legislative Day

May 1, 1996

PRESIDING OFFICER: (SENATOR DONAHUE)

Regular Session of the 89th General Assembly will come to order. Will our Members please be in their seats, and our guests in the gallery please rise. Our -- prayer today will be given by Pastor Jeff Nelson, Cherry Hills Baptist Church, Springfield, Illinois. Pastor Nelson.

PASTOR JEFF NELSON:

(Prayer by Pastor Jeff Nelson)

PRESIDING OFFICER: (SENATOR DONAHUE)

Pledge of Allegiance, by Senator Todd Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDING OFFICER: (SENATOR DONAHUE)

Reading of the Journal. Senator Butler.

SENATOR BUTLER:

Madam President, I move that reading and approval of the Journal of Tuesday, April 30th, in the year 1996, be postponed, pending arrival of the printed Journal.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Butler moves to postpone the reading and approval of the Journal, pending arrival of the printed transcripts. There being no objection, it is so ordered. Committee Reports.

SECRETARY HARRY:

Senator Sieben, Chair of the Committee on State Government Operations, reports House Bills 2250 and 3658 Do Pass; House Bill 3662 Do Pass, as Amended.

Senator Klemm, Chair of the Committee on Local Government and Elections, reports House Bills 2413, 3057 and 3638 Do Pass; and House Bills 2421, 2529, 2737, 3041 and 3414 Do Pass, as Amended.

And Senator Hawkinson, Chair of the Committee on Judiciary, reports House Bills 346, 548, 2621, 2658, 3618 and 3670 Do Pass; and House Bills 347, 1249, 3048, 3348, 3448, 3455, 3510 and 3601

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Do Pass, as Amended.

PRESIDING OFFICER: (SENATOR DONAHUE)

...the information of the Body, we will be going to the Order of 2nd Readings. So the sooner you get to the Floor, the quicker we can proceed. It will be -- on the bottom of page 5 is where we'll begin. Senator Jacobs, Senator Cronin, Senator Hawkinson, you will be the first up. If you're in the hearing of my voice, please come to the Floor. Resolutions.

SECRETARY HARRY:

Senate Joint Resolution 98, offered by Senator DeAngelis.

It's substantive.

PRESIDING OFFICER: (SENATOR DONAHUE)

...Bowles, for what purpose do you seek recognition?

SENATOR BOWLES:

As a point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR BOWLES:

I would like to take this opportunity this morning to recognize a person who has made tremendous contributions as a member of the Illinois Fire Protection District organization of the State of Illinois: Mr. Kenneth Long, who is in the President's Gallery this morning. Kenny has worked for -- in excess of thirty-four years on behalf of the organization with which he belongs. He's been responsible for fire -- smoke detection legislation, for fees for nonresidents in fire districts, the regulation of cost of water, and so forth. He has been instrumental in the formation of over sixty-nine fire protection districts in the State of Illinois. He has exemplified, by his service, the highest standards of good leadership. And I would like to recognize Kenny this morning.

PRESIDING OFFICER: (SENATOR DONAHUE)

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Kenny, would you please rise and be recognized by the Illinois Senate? Welcome. On the Order of 2nd Reading, bottom of -- bottom of page 5, Senator Jacobs, on House Bill 379. Senator Jacobs? Roll -- read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 379.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any other Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Cronin, on House Bill 545. Senator Cronin? Senator Cronin. Out of the record. Senator Hawkinson, on House Bill 739. Out of the record. Senator Cronin, on House Bill 885. Senator Cronin. Out of the record. Senator Fitzgerald, on House Bill 907. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 907.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Agriculture and Conservation adopted Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Cronin, on House Bill 995. Read the

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bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 995.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted Amendment No. 2.

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Woodyard, for what purpose do you seek recognition?

SENATOR WOODYARD:

Thank you, Madam President. On a point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR WOODYARD:

I -- I apologize for not getting on the Floor quick enough. But Senator Bowles did an introduction a -- a few minutes ago of a person from down in her district, Kenny Long, who is President of the Fire District Association. First met Kenny quite a number of years ago, and he and I found a -- a very quick empathy due to the fact that I served as a small rural fire district trustee for over fifteen years. And I just wanted to join with Senator Bowles in certainly the recognition for Kenny and his wife, who have contributed so much to the rural fire districts in our State. And with that, Madam President, thank you for letting me do that.

PRESIDING OFFICER: (SENATOR DONAHUE)

Thank you, Senator Woodyard. Senator Watson, for what purpose do you seek recognition?

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SENATOR WATSON:

Yes. The same point, Madam President. I had my light on when Senator Bowles was speaking in behalf of -- of Kenny Long and introducing him. I -- I met Kenny when Babe and I were seatmates back in the House. Kenny would come to Springfield and represent the fire districts and the fire associations, and at no pay, and -- and a very dedicated individual who -- who had a very sincere heart of what he wanted to do and the people that he represented. I -- those kinds of people are -- are hard to find any more, Kenny. And -- and we want to thank you for what you've done for -- not only for fire protection districts and the firemen and fire associations all over this State, but the people that are served by those associations. And thank you very much.

PRESIDING OFFICER: (SENATOR DONAHUE)

Thank you, Senator Watson. Senator Demuzio, for what purpose do you seek recognition?

SENATOR DEMUZIO:

On the same point. I was -- momentarily stepped off the Floor and I, too, want to pay my respects to Ken, who's up in the gallery with his family. And I want to tell you, after twenty-two years of working with you, it's been a great pleasure. And one thing -- one thing about this guy: He never quits. Whenever there's an issue that he feels strongly about, he will get on the telephone or do whatever is necessary to make sure that he makes it better for other people who come after him. So I want to salute you too, my -- my friend, today. Kenny.

PRESIDING OFFICER: (SENATOR DONAHUE)

Thank you, Senator Demuzio. Senator Cronin, for what purpose do you seek recognition?

SENATOR CRONIN:

On a point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

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Please state your point.

SENATOR CRONIN:

Thank you, Madam President. I'd like to call the attention of the Ladies and Gentlemen of the Senate to the gallery behind the Republican side, and ask that the -- the students and the parents and families of the mighty Bethel Academy from my community rise and be recognized.

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you please rise and be recognized by the Senate? Welcome. Thank you. If we could have your attention for just a moment. All right. We're at the top of page 6, House Bills 2nd Reading. Senator Cronin, on House Bill 995. Just did that one. That's 3rd. House Bill -- Senator Cronin, on House Bill 1684. Senator Cronin? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1684.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Now, if I could have everyone's attention; if you could be in your seat for a moment. We do have a special guest. And I will turn the microphone over to Minority Leader -- Emil Jones.

SENATOR JONES:

My colleagues of the General Assembly, Illinois Senate, I am deeply honored today to present to you Dr. Pasquala D'Avino,

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General Consul of Italy in Chicago and President of the Member States of the European Union and the Consulars Office in Chicago. He's with us. He will have a -- share a few words with us. So receive him warmly. Dr. D'Avino.

DR. PASQUALA D'AVINO, CONSUL GENERAL OF ITALY:

(Remarks by Dr. Pasquala D'Avino)

SENATOR JONES:

Capisce. And now Senator -- Senator Demuzio and Senator DeAngelis, you know my brothers and my cousins and so forth, we're so glad to have you here. Now we have Senator Garcia, who has the Consul -- we're going to bring forward Consul General from Mexico.

SENATOR GARCIA:

Good afternoon, Ladies and Gentlemen, Members of the Senate, and our guests here today. Today is a very international day, because you've just heard from one Consul General from Europe and joining us today, for a very proud occasion in Springfield, Illinois, is the Consul General of Mexico in the Midwest. He is here today for his very first time, and we're very honored to have him. He is participating with us in a May 5th celebration, where we celebrate the sovereignty of the State of Mexico and independence. And we'd like to invite each and every one of you to partake in our celebration, which will commence at 12 noon. I'd like to introduce our guest for this afternoon. He is the Honorable Leonardo Ffrench, the Consul General of Mexico in Chicago for the Midwest region. It is his first time in the capital city of Springfield. And it's significant that he be here today because Illinois is one of the most important centers of Mexican-American population in the country. It has become one of the leading -- members of the international community that trades with the State of Illinois. And the State of Illinois is doing very, very well, in terms of Mexican trade. He is here to share with the Springfield community some of the Mexican history, some

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of the ceramic exhibition that has just arrived from the City of Puebla. Without further ado, it is the great honor of this Senator and State Senator Miguel del Valle to introduce to you the Honorable Leonardo Ffrench, Consul General of Mexico.

MR. LEONARDO FFRENCH, CONSUL GENERAL OF MEXICO:

(Remarks by Mr. Leonardo Ffrench)

PRESIDING OFFICER: (SENATOR DONAHUE)

...right. In the middle of page 6 of your Calendar, on the Order of 2nd Reading, is House Bill 2230. Senator Cronin, House Bill 2230. Out of the record. Senator DeLeo, on House Bill 2516. Senator DeLeo. 2516. Out of the record. Senator Cronin, on House Bill 2593. Senator Cronin. 25 -- out of the record. Senator Watson, on House Bill 2596. Senator Watson. Out of the record. Senator Clayborne, for what purpose do you seek recognition?

SENATOR CLAYBORNE:

A point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR CLAYBORNE:

Yes. I'd like for the Senate to -- to recognize a couple of my constituents from Cahokia: Officer Scott Peeples and his wife Beth, and his two kids.

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you please rise and be recognized by the Senate? Welcome. Senator Maitland, on House Bill 2616. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2616.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DONAHUE)

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SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Lauzen, on House Bill 2631. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2631.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Hawkinson, on House Bill 2651. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2651.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Klemm, on House Bill 2735. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2735.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted Amendment No. 1.

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PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Clayborne, on House Bill 2738. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2738.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Madigan, on House Bill 2927. Out of the record. Senator Maitland, on House Bill 3050. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3050.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Raica, on House Bill 3052. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3052.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

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No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Dillard, on House Bill 3141. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3141.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. With leave of the Body, we'll come back to House Bill 3151. Senator Butler, on House Bill 3193. Out of the record. Senator Watson, on House Bill 3230. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3230.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Parker, on House Bill 3233. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3233.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Parker.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Parker, on Amendment No. 1.

SENATOR PARKER:

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Thank you, Madam President. The amendment is merely technical. All it -- does is make it more clear that the intent has to be that a person has to be actually committing the act of terrorism, not that they are maybe thinking of it. But it has to have been -- intent to commit.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing none, those in favor will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Dudycz, on House Bill 3349. Out of the record. Senator Barkhausen -- read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3396.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. House Bill 3426. Senator Parker. Out of the record. Senator Klemm, on House Bill 3436. Out of the record. Senator Maitland, on House Bill 3532. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3532.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

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SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Mahar, on House Bill 3548. Out of the record. Senator Raica, on House Bill 3578. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3578.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Raica, on House Bill 3617. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3617.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Fawell, on House Bill 3629. Read the bill, Mr. Secretary.

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SECRETARY HARRY:

House Bill 3629.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Fitzgerald, for what purpose do you seek recognition?

SENATOR FITZGERALD:

Point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR FITZGERALD:

Madam President, Ladies and Gentlemen of the Senate, I have here with me today a Page for a Day, named Mindy Usalis, from my district in Palatine. And Mindy's here with her mom Patti and her brother Tommy, and with Richard Plager. All in the gallery. If you'd please stand and be recognized by the Senate.

PRESIDING OFFICER: (SENATOR DONAHUE)

Welcome to Springfield. Please stand and be -- and be recognized. With leave of the Body, we will go back to House Bill 2516. Senator DeLeo. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2516.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. ...leave of the Body, we will have Senator Sieben handle House Bill 3151. Leave -- leave is granted. On the Order of House Bills 2nd Reading is House Bill 3151. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3151.

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(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator O'Daniel, for what purpose do you seek recognition?

SENATOR O'DANIEL:

Thank you, Madam President, Members of the Senate. I have a young lady here with me from White County. She's the niece of Director Whetstone with the Department of Community -- Developmental Affairs. I'd like for you to recognize her, please.

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you please rise and be recognized? Welcome to the Illinois Senate.

SENATOR O'DANIEL:

Her name -- her name is Jill Hoskins.

PRESIDING OFFICER: (SENATOR DONAHUE)

Welcome, Jill. On the bottom of page 3 is House Bills 3rd Reading. Ladies and Gentlemen, this is House Bills 3rd Reading. If we could have some order in the Chamber, please. We're going to House Bills 3rd Reading. First up will be Senator Dudycz, on House Bill 115. Out of the record. Senator Fawell, on House Bill 378. Senator Fawell? Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 378.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This is the House Transportation Committee bill. It does five things. It says that pickup trucks do not have to have a -- flares and other warning devices unless

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they are towing cars. It allows the counties or the townships to post weight restrictions. There is a change in the Motor Vehicle Franchise Act. It allows the antique trolley in Galena to use bells instead of horns. And it allows car dealerships to only display one license plate. Passed out of the House 108 to nothing. I'll be glad to answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Discussion? Discussion? Senator Raica.

SENATOR RAICA:

Question to the sponsor, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates she'll yield, Senator Raica.

SENATOR RAICA:

Senator Fawell, you mentioned that it allows car dealerships to display one plate. Is that one plate to customers that test-drive their vehicle, or one plate to people who -- employees who use the dealers' vehicles traveling throughout the State of Illinois?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

Under this provision -- when a dealer buys plates, he buys a number and he buys a number of plates. Under this provision, instead of the Secretary of State, who is, by the way, on board with this, to give them a hundred plates, he would give them fifty plates, if -- if that's what they bought. So it would allow them to use one plate. It's really for when they test-drive and that type of thing.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Raica.

SENATOR RAICA:

Just a clarification, Madam President, if I might. Senator

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Fawell, you mentioned this is just for test-driving. So it's not for the employees who use the dealership vehicles? You know, like a dealer -- one of the salesmen takes a car home with him and he currently displays two plates. This -- what you're saying is just for the vehicles that leave the lot that are test-driven within a short distance and not for the employees that -- or, for the salespersons that take vehicles home with them. Right?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

What I have been told is that the -- those dealers that are driving those cars -- they are -- they are for sale, so it would be the same thing.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Raica.

SENATOR RAICA:

Senator, my understanding, originally, is that the State police were against this provision, that they wanted -- they did not mind a vehicle that left the lot that was driven a short distance to be test-driven, but they were opposed, originally, to one of the salespeople taking a car home with -- just -- just displaying one plate. Can you tell me, has their opposition been removed from the bill?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

State police are neutral on this bill, now.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there further discussion? Further discussion? Seeing none, the question is, shall House Bill 378 pass. Those 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?

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Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 378, having received the required constitutional majority, is declared passed. Senator Peterson, do you seek leave of the Body to return House Bill 427 to the Order of 2nd Reading for the purposes of an amendment? Senator Peterson seeks leave of the Body and -- House Bill 427 to the Order of 2nd Reading for the purposes of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 427. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 2, offered by Senator Dunn.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dunn, on Amendment No. 2.

SENATOR DUNN:

Thank you, Madam President. This is a technical amendment that was requested by the Department of Revenue.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there further amendments approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Rauschenberger, on House Bill 456. Senator Rauschenberger? Out of the record. Senator DeAngelis, on House Bill 527. Out of the record. Senator Cronin, on House Bill 999. Out of the record. Senator Luechtefeld, on House Bill 1645. Out of the record. Senator Madigan, on House Bill 1796. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

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House Bill 1796.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Madam President. House Bill 1796 is the Department of Insurance administration bill. Does three things: It creates the Viatical Settlements Act; amends the Regulatory Agency Sunset Act; and amends the Medicare Supplement Section of the Insurance Code. Viatical settlements have to do with newly emergent companies that are specializing in purchase of life insurance policies of terminally ill individuals. This creates -- or puts these companies under the jurisdiction of the Department of Insurance with those rules and regulations to be promulgated. It extends the sunset of the thirteen Articles of the Insurance Code to January 1st of 2007. And in regards to the Medicare supplements, it just brings Illinois' Statute into compliance with federal changes, which needs to be done, which was supposed to have been done about five days ago. I'd be glad to answer any questions on House Bill 1796, and otherwise would ask for its approval.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Senator Palmer.

SENATOR PALMER:

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates he'll yield, Senator Palmer.

SENATOR PALMER:

Senator, just so I understand, what we're saying here is that insurance companies will give terminally ill people some percentage of the insurance that they carry already during their

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lifetime, so they can have an income?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Madigan.

SENATOR MADIGAN:

That's correct, Senator Palmer. It's rated based upon the value and life span.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Further discussion? Senator Madigan, to close. The question is, shall House Bill 1796 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 1796, having received the required constitutional majority, is declared passed. Senator Mahar, on House Bill 2294. Senator Cronin, on House Bill 2338. Out of the record. Senator Madigan, on House Bill 2347. Out of the record. Senator Dillard, on House Bill 2406. Senator Syverson, on House Bill 2533. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2533.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Madam President. House Bill 2533 amends the Public Aid Code, and it's -- it's something that's been discussed and -- and introduced in the past by Senator Jones. It -- if you have long-term care insurance in place, you will be -- it -- this gives credit when it comes time to the assets allocation. I'll be happy to answer any questions that you might have on this, and otherwise I don't know of any objection to it.

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PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, the question is, shall House Bill 2233 {sic} (2533) pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. House Bill 2533, having received the required constitutional majority, is declared passed. Senator Dillard, on House Bill 2587. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2587.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dillard.

SENATOR DILLARD:

Thank you, Madam President and Ladies and Gentlemen of the Senate. This bill amends the Illinois Health -- or, Health Finance Reform Act, and requires the Illinois Health Care Cost Containment Council to now start establishing a system for the collection of outpatient surgical data. When we originally created this particular body, back in the 1980s, most surgical procedures were done in a hospital setting, wherein they were inpatients. Today, it's estimated that sixty percent of the total personal health care spending is now on outpatient care, and this will expand the research ability of this particular body so that we may have better data, hopefully, to -- to hold health care costs down. I'd be happy to answer any questions and would hope for a favorable vote. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Senator Smith.

SENATOR SMITH:

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Thank you, Madam President and Ladies and Gentlemen of the Senate. I'd like to just have something to say in regards to this legislation. I remember Prescott Bloom during his time, and I think Senator Donahue and myself are just about the only two living that were with that committee, and -- so was Senator Carroll was with us in all. In fact, the day that my son died, we were in committee with him. But I want to encourage the people on this side of the aisle to join in with Senator Dillard and the Body in voting for this piece of legislation. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

The question is, shall House Bill 2587 pass. Those 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, there are 57 Ayes, 1 Nay, none voting Present. House Bill 2587, having received the required constitutional majority, is declared passed. Senator Syverson, on House Bill 2618. Out of the record. Senator Petka, on House Bill 2649. Out of the record. Senator Karpiel, on House Bill 2664. Out of the record. Senator Syverson, on House Bill 2702. Out of the record. Senator Weaver, on House Bill 2745. Read the bill, Mrs. -- Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2745.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Weaver.

SENATOR WEAVER:

Thank you, Madam President. Senate {sic} Bill 2745 would amend the Sanitary District Act of 1917 to provide that territory separated by public utility property shall be considered contiguous territory for the purpose of annexation of property to

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the district. The bill also provides that trustees may borrow from financial institutions and pledge district revenues or encumber district assets as security for notes. The maximum loan is increased from -- to ten million from one million; for the period of repayment increased from -- to twenty years from five years. I know of no objection, but be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Senator Trotter.

SENATOR TROTTER:

Thank you very much, Madam President. I don't have any questions. I just want to bring to the attention of the Members of this side that in committee we all did vote Present for this bill, and we all need to be looking at it, and be concerned about your own individual district. This bill exempts competitive bidding procedures for some downstate districts for contracts for construction of a facility or a structure for a district when that facility will be designed, built, or tested before being conveyed to the district. Although this provision may be intended for only one district, it is applicable to all districts under -- organized under the Act of 1917. And if you have a concern about it and your district has a concern about it, I think you need to vote accordingly. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any further discussion? Further discussion? Senator Weaver, to close.

SENATOR WEAVER:

Thank you, Madam President. Well, let me explain the increase here. There are sanitary districts that feel that basically a turnkey operation proven and tested would be more economical than to bid it out separately and that was the reason for the increase in the authority. I'd say there -- there's no -- I've heard of no

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objections to it, and they think it will be more economical to create sanitary facilities through this process. I'd appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR DONAHUE)

The question is, shall House Bill 2745 pass. Those 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, there are 39 Ayes, 2 Nays, 15 voting Present. House Bill 2745, having received the required constitutional majority, is declared passed. Senator Karpiel, on House Bill 2819. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2819.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Karpiel.

SENATOR KARPIEL:

Thank you, Madam President. Last year we passed a bill which allowed large charitable organizations to engage in charitable annuities. This bill seeks to provide for smaller charitable organizations to issue charitable gift -- gift annuities with the backing of an insurer. This bill is supported by the Department of Insurance, the Life Insurance Council and industry interests. And I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, the question is, shall House Bill 2819 pass. Those 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, there are 58 Ayes, no Nays, none voting Present. House Bill 2819, having received the required

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constitutional majority, is declared passed. Senator Burzynski, on House Bill 2836. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2836.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Out of the record. Senator Burzynski, on House Bill 2915. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2915.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President. This bill really is an agreed bill. If you recall, last year Illinois undertook an effort to continue protecting minors from abuse and neglect in family situations, but also disentangling DCFS from serving delinquent youth who were neither abused nor neglected. This bill clarifies the intent - the legislative intent. And also, I think, it's been agreed to. It reaffirms the duty of DCFS to provide services to children who are victims of neglect and abuse.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, the question is, shall 2915 pass. Those 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, there are 56 Ayes, 1 Nay, none voting Present. House Bill 2915, having received the required constitutional majority, is declared passed. Senator Raica, on House Bill 2916.

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Out of the record. Senator Hawkinson, on House Bill 3047. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 3047.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hawkinson.

SENATOR HAWKINSON:

This is the land transfer of the abandoned and now unused IDOT building on Knoxville Avenue in Peoria from IDOT to the Peoria Park District. The environmental clean-up costs on the bill {sic} are going to, probably, exceed the -- the value of it, but it's something that IDOT and the park district want to do. It's the former IDOT building in the City of Peoria.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, the question is, shall House Bill 3047 pass. Those 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? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 3047, having received the required constitutional majority, is declared passed. Senator Thomas Walsh, on House Bill 3091. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 3091.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Walsh.

SENATOR WALSH:

Thank you, Madam President. House Bill 3091 provides that, in

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Leyden Township only, if a majority of all the voters of a school district vote to abolish the school -- the township school trustee and the township school treasurer, such offices shall be abolished. And I would be happy to ask -- answer any questions that anyone might have.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, the question is, shall House Bill 3091 pass. Those 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, there are 52 Ayes, 5 Nays, none voting Present. House Bill 3091, having received the required constitutional majority, is declared passed. ...leave of the Body, we are going to return to House Bill 2799. Senator Philip. Read the bill, Madam Secretary. Oh! Do you wish this bill to be returned to the Order of 2nd Reading for the purposes of an amendment? Senator Philip seeks leave of the Body to return House Bill 2799 to the Order of 2nd Reading for the purposes of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2799. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 1, offered by Senator Demuzio.

PRESIDING OFFICER: (SENATOR DONAHUE)

With leave of the Body, we will ask Senator Philip to handle that amendment. Senator Philip, on Amendment No. 2 -- or, Amendment No. 1.

SENATOR PHILIP:

Yeah. Unfortunately -- unfortunately, Senator Demuzio is down having his picture taken with some schoolkids. So I told him I would handle his amendment. This -- this bill originally would allow people of the Masonic Order to have a special license plate.

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Vince suggested we ought to let the KCs do the same thing. And basically what this does is allows the KCs to have the same plates as Masonic Order. So I would move the adoption of Amendment No. 1 to Senate {sic} Bill 2799.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Hearing none, all those in -- in favor of Amendment No. 1 to House Bill 2799, say Aye. All those opposed, say Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. ...could have everybody's attention for the purposes of what the rest of the day will hold. We will be recessing until the call of the Chair. But it will be necessary, after committees end today, for the Members of the Body to return to the Floor. There will be further business conducted later this afternoon. So it will be at the call of the Chair. It will be after committees have completed. But you will need to return to the Floor. Senator Mahar.

SENATOR MAHAR:

Thank you, Madam President. For the purpose of an announcement. The Senate Environment and Energy Committee will be meeting tomorrow morning at 8:30 a.m. in Room 400.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Raica.

SENATOR RAICA:

Yeah. The purpose of an announcement, Madam President. The Public Health and Welfare Committee will meet at 1 o'clock in Room A-1 of the Stratton.

PRESIDING OFFICER: (SENATOR DONAHUE)

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Senator Maitland.

SENATOR MAITLAND:

Thank you, Madam President. I rise on -- on a point of personal privilege, if I might.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR MAITLAND:

Filing into the gallery, on the left side of the Chamber and in the rear of the Chamber, is the Graymont Middle School from Pontiac, Illinois. Their teachers are Sandy Erickson and Dawn Wausen. Students from -- from Graymont Middle School. Also Mike Shaughnessy is with them. I'd like them to rise and please be recognized by the Senate. Welcome to Springfield.

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you please rise and be welcomed? Welcome. Senator Madigan.

SENATOR MADIGAN:

Thank you, Madam President. Purpose of an announcement that the -- Senate Insurance, License and Activities Committee {sic} will meet at 1 p.m. in Room 400.

PRESIDING OFFICER: (SENATOR DONAHUE)

Resolutions.

ACTING SECRETARY HAWKER:

Senate Resolution 203, offered by Senator Cullerton. It is a death resolution.

PRESIDING OFFICER: (SENATOR DONAHUE)

Consent Calendar.

ACTING SECRETARY HAWKER:

And Senate Joint Resolutions 99 through 102, offered by Senator Berman.

They are all substantive.

PRESIDING OFFICER: (SENATOR DONAHUE)

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Senator Karpel.

SENATOR KARPIEL:

Thank you, Madam President. Just, I would like to announce an Executive Committee meeting in Room 212 at 1 o'clock. We have quite a bit of business to do today in committee, so I would urge all Members to be on time. Thank you very much. 1 o'clock.

PRESIDING OFFICER: (SENATOR DONAHUE)

As I indicated, the Senate will stand in recess to the call of the Chair. And all Members, you will be required to come back to the Floor. Senate stands in recess.

(SENATE STANDS IN RECESS)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR WEAVER)

Senate will come to order. Committee Reports.

SECRETARY HARRY:

Senator Madigan, Chair of the Committee on Insurance, Pensions and Licensed Activities, reports House Bills 3199, 3271 and 3520 Do Pass; and House Bills 322 and 2557 Do Pass, as Amended.

Senator Raica, Chair of the Committee on Public Health and Welfare, reports House Bills 22, 24, 3238 and 3547 Do Pass; and House Bills 2691, 3309 and 3613 Do Pass, as Amended.

Senator Karpel, Chair of the Committee on Executive, reports House Bill 3380 Do Pass; House Bills 1286, 2206, 2524, 2632, 3157 and 3227 Do Pass, as Amended.

PRESIDING OFFICER: (SENATOR WEAVER)

For what purpose Senator Demuzio arise?

SENATOR DEMUZIO:

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Thank you, Mr. -- thank you, Mr. President. I'm just trying to get a handle on what we're doing. We're -- we're just going to be doing -- moving bills to 3rd Reading, not any particular voting. Is that correct?

PRESIDING OFFICER: (SENATOR WEAVER)

That's correct.

SENATOR DEMUZIO:

What time are we coming back tomorrow? Any idea?

PRESIDING OFFICER: (SENATOR WEAVER)

11 a.m. Senator Demuzio.

SENATOR DEMUZIO:

Yes. And Senator Molaro is absent today due to illness. Would -- wish the...

PRESIDING OFFICER: (SENATOR WEAVER)

The record will so reflect. Message from the House.

SECRETARY HARRY:

Message from the House by Mr. McLennand, 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 1783, with House Amendment No. 1.

Passed the House, as amended, May 1st, 1996.

PRESIDING OFFICER: (SENATOR WEAVER)

On Supplemental Calendar No. 1, there appears House Bill 2632. Senator Rauschenberger, do you wish to move the bill? Mr. -- Mr. Secretary, would you read the bill?

SECRETARY HARRY:

House Bill 2632.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Executive adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR WEAVER)

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Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Is there further business to come before the Senate? If not, the Senate will stand adjourned until 11 a.m., Thursday, May the 2nd. Senate stands adjourned.

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