

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

49th Legislative Day

May 15, 1997

PRESIDING OFFICER: (SENATOR GEO-KARIS)

...Gentlemen of the Senate, I humbly ask that you come to the Chambers and take your positions. The regular Session of the 90th General Assembly will come to order. Will the Members please be at their desks, and will our guests in the gallery please rise? Our prayer today will be given by Father Brendan Keane, Christ the King Church, Catholic Church, of Springfield, Illinois. Father Keane.

FATHER BRENDAN KEANE:

(Prayer by Father Brendan Keane)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

At this time, we'll have the Pledge of Allegiance, led by Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Reading of the Journal, by Senator Butler.

SENATOR BUTLER:

Madam President, I move that reading and approval of the Journals of Monday, May 12th; Tuesday, May 13th; Wednesday, May 14th, in the year 1997, be postponed, pending arrival of the printed Journals.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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 Mahar, Chair of the Committee on Environment and Energy, reports Senate Bill 431, the Motion to Concur with House Amendment 1, Be Adopted, Senate Amendment 2 to House Bill 470 Be Adopted, Amendment 1 to House Bill 989 {sic} (998) Be Adopted, Amendment 2 to House Bill 1147 Be Adopted, Amendment 2 to House

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Bill 1174 Be Adopted, Amendment 1 to House Bill 1230 Be Adopted, Amendment 1 to House Bill 1457 Be Adopted, and Amendment 1 to House Bill 1493 Be Adopted.

Senator Sieben, Chair of the Committee on Agriculture and Conservation, reports Amendment 2 to House Bill 282 Be Adopted, Amendments 1, 2 and 3 to House Bill 674 Be Adopted, and Amendment 1 to House Bill 1051 Be Adopted.

Senator Peterson, Chair of the Committee on Revenue, reports Amendment 2 to House Bill 526 Be Approved for Consideration, Amendment 2 to House Bill 528 Be Approved for Consideration, Amendment 2 to House Bill -- or, 847 Be Approved for Consideration, Amendment 4 to House Bill 1513 Be Approved for Consideration, and Senate Bill 804, the Motion to Concur with House Amendments 1 and 2, Be Approved for Consideration.

Senator Cronin, Chair of the Committee on Education, reports Amendment 1 to House Bill 574 and Amendment 1 to House Bill 898 both Be Adopted.

And Senator Butler, Chair of the Committee on Local Government and Elections, reports Amendment 1 to House Bill 652, Amendment 2 to House Bill 768, Amendment 3 to House Bill 1641, Amendment 2 to House Bill 2161 all Be Adopted, and Senate Bill 1118, the Motion to Concur with House Amendment 1, Be Adopted.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Clayborne, for what purpose do you rise, sir?

SENATOR CLAYBORNE:

Madam President, I rise for a point of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Will you state your point, sir?

SENATOR CLAYBORNE:

In the gallery behind me we have Crossroads Preparatory Academy, which my youngest son attends, and my wife on the Floor and my other son, Joseph, is on the Floor. And I'd like for the

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Senate to acknowledge them and welcome them.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Will our guests please rise? We welcome you here, and we welcome Mrs. Clayborne and your son. Messages.

SECRETARY HARRY:

Message from the President.

Dear Mr. Secretary - Pursuant to Rule 2-10, I hereby revise the Senate Schedule for the week of May 19th through the 23rd. Please be advised that the Senate will be in Session on May 19th and we will convene on this date at 3 o'clock p.m. This date should be added to the 1997 Spring Session Schedule.

Sincerely, President Philip.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Messages from the House.

SECRETARY HARRY:

Message from the House by Mr. Rossi, 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 76, together with the following amendment, which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Amendment No. 1 to Senate Bill 76.

Passed the House, as amended, May 14th, 1997.

We have like Messages on the following Senate bills with House amendments: 171, with Amendments 1 and 2; 299, with Amendment 1; 457, with Amendment 1; 509, with Amendments 1 and 2; 543, with Amendments 1 and 2; 561, with Amendment 1; 574, with Amendment 1; 663, with Amendments 1 and 2; 677, with Amendment 1; 680, with Amendment 1; 713, with Amendment 2; 730, with Amendment 1; 852, with Amendments 2 and 3; 862, with Amendment 1; 910, with Amendments 1 and 2; and 918, with House Amendment 1.

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All passed the House, as amended, May 14th, 1997.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Resolutions, Mr. Secretary.

SECRETARY HARRY:

Senate Resolution 79, offered by Senator Link and all Members.
It's a death resolution, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Consent Calendar. ...page 10 of today's Calendar is the Order
of House Bills 2nd Reading. Mr. -- we will start with House Bill
70. Senator Dillard? I repeat, we are in order to conduct the
business of the Senate. Please come to your seats, Members of the
Senate. We are -- we are going to start on the Order of 2nd
Reading on page 10. On 2nd Reading, House Bill 70. Senator
Dillard. This is the last day, you know, for 2nd Reading.
Senator Dillard? House Bill 70? Senator Dillard? This is the
last day for 2nd Reading. You wish that bill called, Senator
Dillard? Read the -- read the bill, Mr. Secretary. House Bill
70.

SECRETARY HARRY:

House Bill 70.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

No -- no further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 260. Senator Maitland. Out of the
record. House Bill 282. Senator Sieben? Roll -- read the bill,
Mr. Secretary.

SECRETARY HARRY:

House Bill 282.

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(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Agriculture and Conservation adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Luechtefeld.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Luechtefeld, on Amendment No. 2.

SENATOR LUECHTEFELD:

Yes, Madam President and Members of the -- of the Senate, this amendment, Floor Amendment 2 to House Bill 282, will promote and expand existing markets for Illinois coal by providing tax credits for companies producing air pollution control equipment. By granting these tax credits, we are not only saving us, yes, the southern Illinois coal, but to both economic growth and quality jobs. I would answer any questions that you might have, otherwise ask for...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion on this bill -- on this amendment? Senator Cullerton.

SENATOR CULLERTON:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates he will.

SENATOR CULLERTON:

Senator, is there a fiscal impact to this bill?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

Senator, the Department of Revenue has -- really doesn't know what effect it will have.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Cullerton.

SENATOR CULLERTON:

Well, maybe you could describe the tax credits, what the numbers are on the tax credits, and maybe you can also tell us why the Department of Revenue doesn't know.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

This particular amendment -- it's simply an income tax -- to create a five-percent income tax credit for companies producing air pollution control equipment. The details -- the equipment that the -- it would qualify a company for a tax credit. This particular tax credit would be available to counties who have had economic problems, especially with the downfall of the coal industry. It -- it also, in the bill -- or, in the amendment, you have to have had a coal mine that is closed within the last ten years and, you know, those sorts of things. A determination would be made by DCCA as to who would, you know, qualify for this.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Hearing none, Senator Luechtefeld moves the adoption of Amendment 2 to House Bill 282. Those in favor, say Aye. Those opposed will say Nay. The opinion of the Chair, the Ayes have it, and the amendment is adopted. Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senator Bowles, for what purpose do you rise?

SENATOR BOWLES:

Thank you, Madam Chairman -- Madam President. I rise for a point of personal privilege.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point.

SENATOR BOWLES:

In the gallery behind me here on the Democratic side of the Senate are the students from Our Lady Queen of Peace in Bethalto, and Mrs. Scheibal, their teacher, and the music teacher is with them and some of the parents. And I'd like to have them stand and be recognized by...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Will you please rise? And welcome to Springfield. Senator Hendon, for what purpose do you rise?

SENATOR HENDON:

Thank you, Madam President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point, sir.

SENATOR HENDON:

Actually, I'm going to take two. You're -- you're looking absolutely lovely today in that yellow outfit. I want to let you know.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Your comments are well-taken.

SENATOR HENDON:

And -- and I'll see you for dinner later, if you're not busy. You know what I mean?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Well-taken.

SENATOR HENDON:

But in the -- on the Republican side of the aisle, Senator Trotter is in a meeting with our fearless Leader, Senator Jones, but we have the eighth graders from Senator Trotter's district, from the Ninos-Hereos Academy, and we'd like for them to stand and be welcomed to the Senate.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Welcome to the Senate. I hope you enjoy your stay. Thank you. With leave, we'll return to House Bill 260. Senator Maitland. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 260.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Environment and Energy adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any -- any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 398. Senator Rauschenberger? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 398.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Have there been any Floor amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senator Demuzio, for what purpose do you rise, sir?

SENATOR DEMUZIO:

Well, thank you, Madam President. Today is a very glorious day and perhaps a historic day in the history of the State of Illinois and, particularly, the Illinois Senate. I think we have

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today a birthday of, perhaps, the oldest living Member of the Illinois Senate. George Shadid is having a birthday today.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Happy birthday. And I'll correct you. He's not the oldest living Member of the Senate, but go ahead.

SENATOR DEMUZIO:

And I -- I think he turned fifty-nine today. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Happy birthday, Senator Shadid. House Bill 412. Senator Rauschenberger? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 412.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 455. Senator Rauschenberger? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 455.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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3rd Reading. House Bill 483. Senator Luechtefeld. Senator Luechtefeld? Out of the record. House Bill 558. Senator Bomke? Read the bill, Mr....

SECRETARY HARRY:

House Bill 558.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 574. Senator Petka? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 574.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

Amendment No. 1, offered by Senators Petka and Shadid.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Thank you very much, Madam President and Members of the Senate. Senate Floor Amendment No. 1 does two things. First of all, it provides a mechanism for a small portion of vacant land to be annexed to a neighboring municipality; takes care of a local concern in Will County. The second portion of the amendment, with -- I will handle also; it involves a -- a situation in Senator Shadid's district. It provides a mechanism for consolidation of two elementary districts so that voter approval by referendum is required in each of the districts, rather than both of the districts together. I would urge its adoption.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Any further discussion? Hearing none, Senator Petka moves the adoption of the amendment to House Bill 574. Those in favor, say Aye. Those opposed, say Nay. In the opinion of the Chair, the Ayes have it, and the amendment is adopted. Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 674. Senator Sieben. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 674.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Sieben.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Madam President. Floor Amendment No. 1 clarifies language in regard to what extent police powers are available to animal control officers, and it removes the language that indicated unless additional powers are authorized by county ordinance. Clears up a question that was raised in the committee, and I'd move for its adoption.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Sieben moves for the adoption of this amendment to -- to House Bill 674. Those in favor will say Aye. Those opposed, say Nay. In the opinion of the -- the Chair, the Ayes have it. The amendment is adopted. It is very difficult for the Secretary

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of the Senate to hear well here because of the din in the Senate. Please confine your talking to whispers. Thank you. House Bill 768. Senator... Any further amendments?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Burzynski.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Burzynski, on Amendment No. 2.

SENATOR BURZYNSKI:

Thank you, Madam President, Ladies and Gentlemen of the Senate. Senate -- or, Floor Amendment No. 2 will allow the Department of Agriculture to designate what livestock diseases are contagious or infectious and if the diseases should then be reported to the Department. I know of no opposition to the amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Hearing none, Senator Burzynski moves the adoption of Amendment No. 2 to -- to House Bill 674. Those in favor will say Aye. Those opposed will say Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HARRY:

Amendment No. 3, offered by Senator Sieben.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Sieben, on Amendment No. 3.

SENATOR SIEBEN:

Thank you, Madam President. Floor Amendment 3 amends the Illinois Public Labor Relations Act to allow arbitration for police officers' residency requirements in municipalities with a population under one thousand residents. And I'd move for its adoption.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Hearing none, Senator Sieben moves the adoption of Amendment No. 3 to House Bill 674. Those in favor

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will say Aye. Those opposed will say Nay. In the opinion of the Chair, the Ayes have it, and the amendment is adopted. Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 768. Senator Dudycz? Read the -- read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 678 {sic}.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

House Bill 768, Senator -- Senator Dudycz. Any Floor amendments?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Dudycz.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Madam President. The amendment removes -- the amendment removes language from the bill which said that the fees may be used for costs associated with preparing to responding {sic} (respond) -- and responding to fires and other safety-related situations in those structures. With the amendment, the fees may only be used to pay costs associated with administration of the program and inspection of the buildings. And I would seek the adoption of Amendment No. 2 to House Bill 768.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Sieben {sic} moves the adoption of this amendment to House Bill 768. Those in favor will say Aye. Those opposed, say

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Nay. The Ayes have it, in the opinion of the Chair. The amendment is adopted. Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 868. Senator -- Senator Rauschenberger? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 868.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 871. Senator Rauschenberger. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 871.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 877. Senator Rauschenberger. Read the bill, Mr. Secretary.

SECRETARY HARRY:

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House Bill 877.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

No further amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 881. Senator Rauschenberger. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 881.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 898. Senator Maitland. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 898.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Senator Maitland, on Committee Amendment No. -- on Floor Amendment No. 1.

SENATOR MAITLAND:

Thank you very much, Madam President, Members of the Senate. Senate Amendment No. 1 to House Bill 898 is the amendment that has been discussed by a number of us to -- to clean up the language in the temporary relocation bond bill. It passed out of the Education Committee this morning. It does provide, for districts qualifying for the loan program, grants to -- to provide assistance to districts qualifying for the loan program to cover the allowable expenses that exceed costs the district can finance through the loan provisions. Senator Berman and I worked on this language together, and I would seek the adoption of the amendment, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Hearing none, Senator Maitland moves the adoption of this amendment to House Bill 898. Those in favor will say Aye. Those opposed will say Nay. In the opinion of the Chair, the Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd -- 3rd Reading. House Bill 918. Senator Maitland? 918. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 918.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd -- 3rd Reading. Senator Collins? I'm sorry. Senator

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Burzynski?

SENATOR BURZYNSKI:

Thank you, Madam President. I rise for the purpose of -- of an introduction.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Proceed.

SENATOR BURZYNSKI:

Thank you. Today with me on the Senate Floor I have two young ladies who are paging, from DeKalb, Illinois. They are Hannah and Heather Wood. Their mother is with them in the gallery on the left side, on the Democratic side, as well as their grandparents, Bea and Paul Landrith, who happen to be constituents of Senator Fitzgerald. Not only are they here today, but they've been spending some time in Springfield this week at the Illinois History Fair, and as a result of that Fair, Hannah will be representing the State of Illinois in Washington, D.C., later this summer in the History Fair. She did a dramatic interpretation on the women participation in the World's Columbian Exposition of 1893. So I'd like for the Senate to recognize them and -- and to greet them here today.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

We welcome you to the Senate and appreciate your talents. House Bill 922. Senator Walsh. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House, or... House Bill 922.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further amendments?

SECRETARY HARRY:

No further amendments reported.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 995. Senator Hawkinson? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 995.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 1101. Senator Hawkinson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1101.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Could I ask the -- your indulgence in quieting your comments so that the Secretary here can hear himself speak and so the rest of us can hear the bills? Thank you. House Bill 1151 -- 1101, 3rd Reading. House Bill 1151. Senator Cullerton? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1151.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

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No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 1373. Senator Sieben. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1373.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

No Floor amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill -- 1373. I'm sorry. 1526. Senator Watson? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1526.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Watson.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Watson, on Amendment No. 1. Hold on just a minute, Senator Watson.

SENATOR WATSON:

Yes, thank you, Madam President. This particular amendment allows school districts to request waivers for rules and regulations pertaining to special education, and it also sunsets all State of Education rules and regulations -- State Board of Education's rules and regulations governing special education on

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December 31st, 1999. And it requires the State Board of Education to develop a -- new special ed rules that are streamlined and that do not impose any mandates or local -- on local districts beyond those imposed by the federal law.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Hearing none, Senator Watson moves the adoption of this amendment. Those in favor will say Aye. Those opposed will say Nay. The Ayes have it, in the opinion of the Chair. The amendment is adopted. Any further amendments?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Watson.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Amendment No. 2, Senator Watson.

SENATOR WATSON:

Thank you, Madam President. Amendment No. 2 addresses an indexing problem that was brought out in the committee -- Education Committee. It just states that it would now be -- personal reimbursement be twenty-two percent of the statewide average teacher salary. I move for its adoption.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Watson has moved for the adoption of this amendment. Those in favor will say Aye. Those opposed will say Nay. In the opinion of the Chair, the Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 1589. Senator Farley. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1589.

(Secretary reads title of bill)

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2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

No amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. After the Secretary finishes, we're going to go into 3rd Reading. Committee Reports.

SECRETARY HARRY:

Senator Madigan, Chair of the Committee on Insurance and Pensions, reports the following amendments to House bills: Amendment 1 to House Bill 23, Amendment 2 to House Bill 223, Amendment 1 to House Bill 313, Amendment 1 to House Bill 586, Amendment 2 to House Bill 593, and Amendments 1, 2, 3 and 4 to House Bill 1881 all Be Adopted.

Senator Syverson, Chair of the Committee on Public Health and Welfare, reports Senate Amendment 2 to House Bill 2059 Be Adopted; Senate Bill 327, the Motion to Concur with House Amendment 1, Be Adopted; Senate Bill 956, the Motion to Concur with House Amendment 1, Be Adopted; and Senate Bill 1030, the Motion to Concur with House Amendment 1, Be Adopted.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

We are now on the Order of 3rd Reading. Page 2. And I will, again, ask you, pray to you, that you please quiet down your conversations so that the Secretary can hear himself speak and the rest of us can hear the bills. House Bill 18. Senator Maitland. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 18.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Mr. Maitland.

SENATOR MAITLAND:

Thank -- thank you very much, Madam President, Members of the Senate. House Bill 18, as amended, is the school bond bill that we had amended the other day with a technical amendment just to move this through the process and send it back over to the House. This is the -- the bill that will be used for, hopefully, the school construction bonds that we all have an interest in. I know of no opposition, Madam President. I would seek support of the Body.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Hearing none, the question is, shall House Bill 18 pass. And those in favor will vote Aye. Those opposed will vote No. And the voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 54 voting Aye, none voting No, none voting Present. This bill, having received the required constitutional majority, is hereby declared passed. House Bill 23. Senator Parker, did you wish to recall this bill to 2nd Reading? There's an amendment on this bill. Senator Parker -- read the bill, Mr. Secretary. Do you wish this bill to be recalled? Yes. Senator Parker seeks leave of the Body to return House Bill 23 to the Order of 2nd Reading for the purpose of amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 23. Mr. Secretary, read the bill -- are there any Floor -- Floor amendments...

SECRETARY HARRY:

Amendment No. 1, offered by Senator Fitzgerald.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Fitzgerald.

SENATOR FITZGERALD:

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Yes. This Senate Floor Amendment No. 1 to House Bill 23 would allow downstate police and firemen's pension funds to invest up to thirty-five percent of their assets in equity securities. Right now that limit is ten percent. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Senator Fitzgerald moves the adoption of this amendment. All those in favor will vote Aye. Opposed, vote No. And in the opinion of the Chair, the amendment is adopted. Any further Floor amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 50. Senator Klemm. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 50.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Klemm.

SENATOR KLEMM:

Thank you, Madam President. For a point of personal privilege, if I may, on this bill. We do have some guests in the gallery, the President's Gallery. We have Tom Fulham, Rick Robinson and Ken Kalte. Those are parents of three of the children that had a -- died tragically in an accident that this bill does relate to. We also have the Police Chief, Bob Polston, up in the gallery. Perhaps we could give them a warm welcome for being in Springfield.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Please rise, guests who in the gallery, and we welcome you

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here to Springfield. House Bill 50. Senator Klemm.

SENATOR KLEMM:

Thank you, Madam President. House Bill 50 requires the ICC to conduct a rail safety study in conjunction with the Village of Fox River Grove. That's where the seven children were killed and the twenty-six children were injured in an accident that received national attention in October of 1995. At least one public forum to discuss rail safety and the impact of lowering passenger train speeds will be held. Included in the study will be, as I understand, the very first pilot project ever undertaken in Illinois for the ICC to evaluate the relationship of passenger train speeds to rail safety. The site is selected that we'd use for this pilot program, is limited to the Village of Fox River Grove, which incidentally is being honored this month by -- is to be receiving -- a recipient of the Operation Lifesaver Award for their rail safety efforts. And then, for this project, only a few select passenger trains will need to reduce their speeds to fifty miles per hour. The ICC is required to give the General Assembly and the Governor their results. Their pilot program would not start until next year and would be completed at the end of -- the year 2000. I'll be delighted to answer any questions, if necessary. I do ask for your support.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Hearing none, the question is, shall House Bill 50 pass. Those in favor, vote Aye. Those opposed will vote Nay. And the -- the voting's open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 58 voting Aye, none voting No, 1 voting Present. And this bill, having received the required constitutional majority, is hereby declared passed. House Bill 66. Senator Karpel? Out of the record. House Bill 108. Senator Weaver? Read the bill.

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SECRETARY HARRY:

House Bill 108.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Weaver.

SENATOR WEAVER:

Thank you, Madam President. This is the GO Bond -- Obligation Bond Act. A reduction in order -- this amendment was put on in order to get it back to the House for a future vehicle for GO Bonds. Appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Hearing none, the question is, shall House Bill 108 pass. Those in favor, vote Aye. Those opposed will vote Nay. And the voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 59 voting Aye, none voting No, none voting Present. This bill, having received the required constitutional majority, is hereby declared passed.

PRESIDING OFFICER: (SENATOR MAITLAND)

House Bill 110. Senator Bomke? House Bill 131. Senator Rauschenberger? House Bill 131. House Bill 154. Senator Parker? House Bill 165. Senator Karpiel. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 165.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Karpiel.

SENATOR KARPIEL:

Thank you, Mr. President. House Bill 165 is a bill that was up in the Judiciary Committee and what it -- what it does is it

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amends the Children and Family Services Act and the Juvenile Court Act to emphasize the importance of concurrent planning for reunification and permanency in the best interests of the child. The people that contributed to this collaborative effort, which has gone on for, I -- I believe, about a year, is the Illinois Foster Parent Association; the Office of the Presiding Judge, Nancy Salyers, in the Cook County Juvenile Court; Illinois State Bar Association; Cook County Public Guardian's Office; Lutheran Social Services of Illinois; Catholic Conference of Illinois; Cook County State's Attorney's Office; Cook County Public Defender's Office; Child Care Association of Illinois; Council on Adoptable Children; DCFS and the Governor's Office. And I'd be glad to answer any questions you may have on the legislation, but let me just say to those that are on the committee and know that there were some problems in -- in committee with it, and -- the -- the changes in the bill to answer the problems and the concerns of the Cook County State's Attorney and actually a lot of State's attorneys around the -- around the State and some of the questions of the Public Defender, as well as anyone else that had any problems with it, will be coming along in House Bill 66.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 165 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, Mr. Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. House Bill 165, having received the required constitutional majority, is declared passed. House Bill 172. Senator Dudycz. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 172.

(Secretary reads title of bill)

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3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President. House Bill 172, as amended, increases the penalty for transmitting a false report to a peace officer to a Class 4 felony. There was a committee amendment that was adopted at the request of the City of Chicago. It has three parts. The first part expands the prohibitions against making false reports by changing the disorderly conduct Statute and the 9-1-1 Statute, making them consistent. It further makes it a penalty for causing a false report to be transmitted, rather than just transmitting the report. It adds protection for public safety agencies; for example, Natural Disaster Relief. The first offense for making the false 9-1-1 report is a Class A misdemeanor, and the second or subsequent one would be a Class 4 felony. It also adds reports of future or present crimes to peace officers to the Statute, as opposed to prohibiting only reports of crimes already committed. And it increases the penalties for requesting a policeman or an ambulance to a Class 4 felony for the first offense. And the second part of the amendment is in response to a recent Illinois Supreme Court case striking down the use of no-knock search warrants. This part of the amendment permits a court to issue such a warrant if the applicant for a warrant shows that a weapon would be used against the officer or another, or that there is imminent danger of evidence destruction if notice were given. And the final part of the amendment addresses a problem with the commencement of adjudicatory hearings for abused, neglected or dependent minors. The bill requires a hearing to be commenced within the same ninety days as before, but permits a court to delay the hearing if necessary to ensure a fair hearing. And I would ask your affirmative support.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Hendon.

SENATOR HENDON:

Thank you, Mr. President. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Hendon.

SENATOR HENDON:

Senator Dudycz, on the no-knock portion of this bill, I just wanted...

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hendon.

SENATOR HENDON:

No, I...

PRESIDING OFFICER: (SENATOR MAITLAND)

Okay. Senator Dudycz.

SENATOR DUDYCZ:

Mr. -- Mr. President, I'd like to take this out of the record.

PRESIDING OFFICER: (SENATOR MAITLAND)

Out of the record. House Bill 190. Senator Watson. Senator Watson on the Floor? House Bill 204. Senator Syverson. House Bill 223. Senator Lauzen, do you wish this... I'm sorry. Senator Madigan, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment? Senator Madigan seeks leave of the Body to return House Bill 223 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 223. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Madigan.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Madigan.

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SENATOR MADIGAN:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 2 to House Bill 22 -- 223 was taken up by the Senate Insurance and Pensions Committee this morning. Passed out -- or, was recommended Do Adopt unanimously and clarifies language with regards to the Guaranty Fund dealing with solvent insurers. I'd be happy to answer any questions on House Bill 223, as amended.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there...

SENATOR MADIGAN:

Floor -- Floor Amendment No. 2 to House Bill 223.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? If not, Senator Madigan moves the adoption of Floor Amendment No. 2 to House Bill 223. Those in favor, say Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Are there any further Floor amendments?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 228. Senator Lauzen. Senator Lauzen. House Bill 274. Senator Tom Walsh. Senator Walsh. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 274.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Walsh.

SENATOR T. WALSH:

Thank you, Mr. President. House Bill 274, as amended, amends the Emergency Medical (Services) Systems Act and the Open Meetings Act to provide that deliberations for disciplinary decisions of

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the State EMS Disciplinary Review Board shall be conducted in private. And this was an agreement between the Medical Society and the Press Association. It amends the Open Meetings Act to provide that municipally owned utility companies' decisions involving contracts relating to the purchase, sale or delivery of electricity or natural gas or load forecast studies shall be held in closed session. Amends the Freedom of Information Act to clarify existing law, specifically that the news-gathering process is not a commercial use of public -- of public information and amends numerous license Acts to provide that in addition to all other information required on licensure applications, every application for -- for an original, renewal or restored license shall be -- shall include the applicant's Social Security number. And there is no opposition to the bill that I am aware of, but -- and I'd be happy to answer any questions that...

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 274 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, Mr. Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. House Bill 274, having received the required constitutional majority, is declared passed. Senator Dillard, for what -- what purpose do you arise, sir?

SENATOR DILLARD:

A very high point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

State your -- state your point, Senator.

SENATOR DILLARD:

Right behind me over here by Senator Weaver are two very distinguished visitors - frequent visitors, at least in the past - to our Chamber: the former First Lady of Illinois, Jayne

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Carr-Thompson, and perhaps the State's greatest Governor ever, Governor James R. Thompson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Governor Jim and Jayne Thompson, it's so nice to have you here today. Governor, it's a familiar sight to see you here on the Floor in the closing days of the Session. House Bill 297. Senator O'Malley. Senator O'Malley, on 297. House Bill 310. Senator Lauzen. Senator Lauzen on the Floor? House Bill 313. Senator O'Malley. Senator O'Malley, do you wish this bill returned to the Order of 2nd Reading for the purpose of amendment? Senator O'Malley seeks leave of the Body to return House Bill 313 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 313. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President, Members of the Senate. Amendment No. 1 to House Bill 313 contains the original provisions of House Bill 313, and it also creates an omnibus pension bill. It contains numerous items. These items have all been through the Pension Laws Commission. I'm not aware of any opposition to them, and I understand there's no cost to the State. I'd be happy to answer any questions there might be.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is -- is there discussion? Is there discussion? If not, Senator O'Malley moves the adoption of Floor Amendment No. 1 to House Bill 13 -- 313. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any

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further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 353. Senator Rauschenberger. Senator Rauschenberger? This was a recall, Senator. Yeah, okay. Thank you. Senator Rauschenberger, do you wish this bill returned to the Order of 2nd Reading for the purpose of amendment? Senator Rauschenberger does seek leave of the Body to return House Bill 353 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 353. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President. This amendment will gut the bill and puts it in a position that we can do a conference committee. There is some technical problems in the incorporation request, and we'd like the help of the Body to move this along the process.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? If not, Senator Rauschenberger has moved for the adoption of Floor Amendment No. 1 to House Bill 353. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

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3rd Reading. House Bill 362. Senator Mahar. With leave of the Body, we'll return to House Bill 362. House Bill 379. Senator Link. Senator Link? House Bill 447. Senator Smith. On -- thank you. House Bill 449. Senator Cronin. Senator Cronin, on 449? Did you say no? Oh, I'm sorry. I'm sorry. With leave of the Body, we'll return to House Bill 468. House Bill 470. Senator Rauschenberger, do you wish this bill returned to the Order of 2nd Reading for the purpose of amendment? Senator Rauschenberger seeks leave of the Body to return House Bill 470 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill... On the Order of 2nd Reading is House Bill 470. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment was requested by the Illinois Municipal League. It permits a municipality that has a waste ordinance -- a landscape waste ordinance to amend that ordinance without losing their exclusion from the Pollution Control Board rules.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Rauschenberger has moved the adoption of Floor Amendment No. 2 to House Bill 470. All those in favor will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

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PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill... Ladies -- Ladies and Gentlemen, earlier we asked leave of the Body to return to House Bill 468. House Bill 468. Senator Butler. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 468.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Butler.

SENATOR BUTLER:

Thank you very much. Ladies and Gentlemen, House Bill 468 is a rare bill, in that we are -- we are allowing a municipality to reduce the -- the tax for persons sixty-five years of age or over. That is the telecommunication tax, which they are now permitted to -- to enact, as you know. This does permit them -- them the -- the municipalities to exempt local governments from paying a municipal utility tax several years ago. This merely says that they can now extend a tax forgiveness to senior citizens over sixty-five years of age. I think it's a good taxpayer bill. I'd appreciate your support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 468 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, Mr. Secretary. On that question, there are 51 Ayes, 5 Nays, 1 Member voting Present. House Bill 468, having received the required constitutional majority, is declared passed. House Bill 475. Senator Rauschenberger. House Bill 522. Senator Sieben. Read the bill, Mr. Secretary.

SECRETARY HARRY:

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House Bill 522.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Mr. President. This legislation creates the Home Medical Equipment and Service Providers Licensing Act. It establishes the appropriate rules and regulation requirements, amends the Regulatory Sunset Act to repeal this ten years hence. We did add an amendment to clarify some of the inspection requirements the Department of Professional Regulations was concerned about, and I think the bill is agreed to at this point. Ask for an Aye -- Aye vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 522 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, Mr. Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. House Bill 522, having received the required constitutional majority, is declared passed. House Bill 526. Senator Peterson. Read the bill, Mr. Secretary. Senator Peterson, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment? Senator Peterson seeks leave of the Body to return House Bill 526 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 526. Mr. Secretary, are there any Floor amendments approved for consideration? Senator Peterson seeks leave to handle Senator Philip's amendment. Mr. Secretary.

SECRETARY HARRY:

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Amendment No. 2, offered by Senator Philip.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. Amendment 2 amends the Sales and Use Tax Acts to exempt industrial gases used or consumed in the manufacturing process, and this would include neon, argon, helium, hydrogen, nitrogen, acetylene, carbon dioxide and oxygen. This exemption would not apply to the use of fuel or electricity. The exemption also would not apply to the same gases used in nonmanufacturing activities. It would sunset in five years.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Hawkinson.

SENATOR HAWKINSON:

I read the -- I read the amendment, but maybe you can help me with what kinds of gases. I know the identity, but -- but what context are we exempting them from tax, and -- and why do we need to do this?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

A company in Senator Philip's district that manufacturers metal parts sent this to the Senator for consideration, and I believe that there is a -- a tax that's paid on those gases which I read - neon, acetylene, helium, et cetera - that go in the manufacturing process. And these gases are not taxed in many of the surrounding states - Wisconsin, Pennsylvania, Michigan and

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Connecticut - and the -- we feel that it would be about a three-percent reduction in manufacturing costs to Illinois companies.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? Further discussion? If not, Senator Peterson -- I'm sorry, Senator Welch. Senator Welch.

SENATOR WELCH:

Thank -- thank you. I have a question of the sponsor.

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Welch.

SENATOR WELCH:

Senator, Department of Revenue opposes this. Do they have an estimate of how much money the State will lose in income if this bill passes and is signed into law?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

In committee, the representative from the Department of Revenue did not give us a dollar amount. He just said, naturally, if you give companies a break on the tax on these gases, there's going to be a loss to the State, but they had no dollar amount.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Welch.

SENATOR WELCH:

My -- my understanding is the Department said it'd be tens of millions of dollars. You know, we're running around here this last week trying to find money for education. We put off negotiating with the State employees because we're waiting to see if we have any money available at the end of the year to enter into a contract with them, and that put off negotiating on their pensions. It doesn't seem to me this is the right time to continue to give tax breaks to corporations when, number one, we

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don't know how much we're going to lose, we don't know what the effect of it's going to be and, of course, there's the vague idea that this is going to help businesses somehow. I mean, that is always out there, hovering above us. Just eliminate -- if we eliminated all tax on businesses, I'm sure that would really help 'em, but I think you have to draw the line. And when we're looking for all this money, and with you as Chairman of the Revenue Committee, you're probably going to be in charge of looking for money this year, so I -- I think this is a good place to start, by not reducing the amount of money coming into the State of Illinois. And I'd urge us to vote No.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? If -- Senator Peterson, to close.

SENATOR PETERSON:

Thank you, Mr. President. Yes, I agree with Senator Welch. It -- it does give a tax break to those companies using those gases, but also it's -- the tens of millions of dollars, I never saw any documentation on that. If -- if the representative from the Department of Revenue did state that, I did not hear that in committee. So I would ask for your support for Amendment No. 2.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson has moved the adoption of Floor Amendment No. 2 to House Bill 526. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Senate Bill 586. Senator Madigan, do you wish this bill recalled to the Order of 2nd Reading for the purpose of amendment? Senator Madigan... I'm sorry, Senator Madigan. I got ahead of myself. House Bill 528. Senator Peterson, do you wish

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this bill returned to the Order of 2nd Reading for the purpose of an amendment? Senator Peterson has sought leave of the Body to return House Bill 528 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 528. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Peterson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. This bill corrects a problem of overlapping taxing districts, specifically mosquito abatement districts that overlap municipalities, where both the municipality and the mosquito abatement district are taxing property owners for the same service. This bill would correct that problem by making a reduction from one to the other so that there's not a double taxation. I ask for your support of this amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Just a simple question of the sponsor, if he'd yield.

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Jacobs.

SENATOR JACOBS:

Which -- which governmental entity, then, are we going to -- to allow to tax? If they're both providing a service, does this imply then that only one of the two will be doing the service?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

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Senator Jacobs, it would require the municipalities to transfer funds to the mosquito abatement district so there wasn't double taxation, and they would reduce -- in turn reduce their levy to compensate.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there further discussion? If not, Senator Peterson moves the adoption of Floor Amendment No. 2 to House Bill 528. Those in favor will vote Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill -- House Bill 586. Senator Madigan, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment? Senator Madigan seeks leave of the Body to return House Bill 586 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. And House Bill 586 is on 2nd Reading. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senators Madigan and Severns.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President and Members of the Senate. Floor Amendment No. 1 to House Bill 586 becomes the bill and is the legislation, or proposed legislation, that will allow those banks or financial institutions that are currently prohibited from selling insurance in the State of Illinois to conduct that type of business. This is something that we've all been hoping for, for -- for some us, a very long time. I think as far as any

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discussion on the bill, I -- hopefully we can handle that on 3rd Reading. We've got to do some legislative intent, insofar as some of the language in the bill, to continue defining a term, but otherwise would ask for the adoption of Floor Amendment No. 1 to House Bill 586.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Madigan moves the adoption of Floor Amendment No. -- No. 1 to House Bill 586. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Senate {sic} Bill 593. Senator Madigan, do you wish this bill recalled to the Order of 2nd Reading for the purpose of an amendment? Senator Madigan seeks leave of the Body to return House Bill 593 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 593. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Molaro.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Molaro.

SENATOR MOLARO:

...you, Mr. President. What the amendment does, Cook County Pension Code has an optional retirement plan that's paid for by the employee. Sunsetting in 1997 for the second time. This just continues the bill on to the year 2002. So it allows five more years for the optional retirement plan. Thank you.

PRESIDING OFFICER: (SENATOR MAITLAND)

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Is there discussion? Is there discussion? If not, Senator Molaro has moved the adoption of Floor Amendment No. 2 to House Bill 593. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. With leave of the 'Body, we'll return to House Bill 602. House Bill 611. With leave of the Body, we will -- we will return to House Bill 611. House Bill 613. Senator Cullerton. Senator Cullerton on the Floor? Senator Cullerton? House Bill 635. Senator Syverson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 635.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 635 would require that the Department of Human Services conduct an assessment of the capacity of the State to provide child care services to clients of the Department and to develop a plan to provide financial -- financing for those child care services. In light of the welfare reform and all the children that will be coming into this program, we believe the study needs to -- the Department needs to tell us how we're going to fill those needs. That's what this study is requesting. I know of no opposition and would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the

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question is, shall House Bill 635 pass. Those in favor will vote Aye. Opposed, Nay. The opening -- voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 58 Ayes, no Nays, no Members voting Present. House Bill 635, having received the required constitutional majority, is declared passed. Top of page 5 is House Bill 652. Senator Rauschenberger, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment? Senator Rauschenberger seeks leave of the Body to return House Bill 652 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 652. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 to House Bill 652 takes care of the constitutional problem of transitioning people who have been traditionally elected in the November odd-numbered year elections. This has been with the cooperation of the School Board Association, the Community College Trustees Association and the Park District Trustees Association. It's an agreed amendment, makes the bill better, and takes away the constitutional problem. I'd appreciate its adoption.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well, let me ask a quick question. This also applies to school

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board elections, and I'm told that the amendment then makes sure that not all of the members of the school board on the staggered terms end up having to run at the same time. Thank you.

PRESIDING OFFICER: (SENATOR MAITLAND)

Further discussion? If not, Senator Rauschenberger has moved the adoption of Floor Amendment No. 1 to House Bill 652. Those in favor will say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 679. Senator Walsh, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment? Senator Walsh seeks leave of the Body to return House Bill 679 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 679. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Tom Walsh.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Tom Walsh.

SENATOR T. WALSH:

Thank you, Mr. President. Senate Amendment No. 1 to House Bill 679 makes the prosecution of an underage alcohol purchaser permissive rather than mandatory in the event that the retail licensee is prosecuted for selling alcohol to minors. Senate Amendment No. 1 changes the language in the Section from "shall" to "may".

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? If not, Senator Tom Walsh moves the

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adoption of Floor Amendment No. 1 to House Bill 679. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No -- no further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. With leave of the Body, we'll return to -- we will return to House Bill 680. House Bill 689. Senator Burzynski. Read the bill, Mr...

SECRETARY HARRY:

House Bill 689.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. 689, as amended, does two things. It allows a seven-day notification when a school board -- to the collective -- unit of -- collective bargaining unit when a school board is going to have a public hearing on a waiver, and it also allows the school board the flexibility to remove themselves from a waiver that they've received from the State Board of Education.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 689 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, Mr. Secretary. On that question, there are 57 Ayes, no Nays, no Members voting Present. House Bill 689, having received the required constitutional majority, is declared passed. Senator

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Link, for what purpose do you arise, sir?

SENATOR LINK:

Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

State your point, sir.

SENATOR LINK:

In -- behind me today is the newly elected Mayor of my real hometown of North Chicago, the Honorable Jerry Johnson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Mayor Johnson, welcome to the Senate. House Bill 709. Senator Weaver. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 709.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. House Bill 709 would allow taxpayers to make payments by electronic fund transfers.

PRESIDING OFFICER: (SENATOR MAITLAND)

Okay. Is there any discussion? Any discussion? If not -- if not, the question is -- House Bill 709 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, Mr. Secretary. On that question, there are 56 Ayes, 2 Nays, 1 Member voting Present. House Bill 709, having received the required constitutional majority, is declared passed. House Bill 725. Senator Tom Walsh. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 725.

(Secretary reads title of bill)

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3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Tom Walsh.

SENATOR T. WALSH:

Thank you, Mr. President. House Bill 725 does two things. First, it contains a provision requested by the Catholic Conference to extend the provision of Right of Conscience Act to those entities which arrange for and pay for health care services when their organizational documents clearly indicate their moral and religious foundations. This provision passed the Senate overwhelmingly earlier this spring. Second, the bill amends the Health Care Surrogate Act to establish procedures whereby a health care surrogate can make regular medical treatment decisions for patients that lack the capacity to make the decision themselves. At present, the Health Care Surrogate Act only applies to individuals with qualifying conditions and establishes procedures for surrogate decision-makers to make decisions regarding life-sustaining treatment. Again, this bill only applies to regular treatment decisions and all of the numerous safeguards of the current Act would apply. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Petka.

SENATOR PETKA:

Thank you, Mr. President. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Petka.

SENATOR PETKA:

Senator, just for purposes of legislative intent. Are you saying then, sir, that a surrogate would not be allowed to withhold, withdraw or terminate all or any portion of life-sustaining treatment with knowledge that the patient's death is likely to result? In other words, a surrogate could not

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knowingly and intentionally decide to kill a patient.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Walsh.

SENATOR T. WALSH:

No.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Petka. Is there further discussion? Senator Hendon.

SENATOR HENDON:

Thank you, Mr. President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Hendon.

SENATOR HENDON:

Senator, are there any opponents to this legislation? And if...

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Walsh.

SENATOR T. WALSH:

None that -- none that I am aware of.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there further discussion? If not, the question is, shall House Bill 725 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, Madam Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. House Bill 725, having received the required constitutional majority, is declared passed. Ladies and Gentlemen, let me have your attention, please, if you can hear me. We really have had a number of complaints this morning. The noise level is -- is -- is really pretty high. And -- and personal conversations need to go on and we understand that, but please talk close together and keep your voices low, if you would, please. It's very difficult for us to hear here, and for those of

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you who are presenting out there, to hear. So, please, help us if you can. House Bill 740. Senator Watson. House Bill 740. Senator Watson? House Bill 740. Senator Watson? I'm sorry. House Bill 748. Senator Fawell. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 748.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This amends the Vehicle Code. It prohibits a county or a home rule unit from imposing a tax, license fee upon commercial motor vehicles that are operated in interstate commerce. The amendment that we added yesterday removed the Section of the bill that requires municipalities who impose this tax to pay it back. And it is now prospective. With that, I know of no objection.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 748 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, Madam Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. House Bill 748, having received the required constitutional majority, is declared passed. House Bill 754. Senator Cronin. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 754.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

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Senator Cronin.

SENATOR CRONIN:

Thank you, Mr. President. House Bill 754 amends the School Code and the State Finance Act. It requires the State Board of Education to provide access to the statewide technology network to nonpublic schools. We voted on and passed out a bill almost identical to this one on this particular subject matter. It is an agreed bill, in that it -- the language in it is agreed to by the State Board of Education. The monies are segregated in a revolving fund. There is also a portion of this bill, a component, that adds the contents of a bill, House Bill 449, and that amendment simply changes the reimbursement claim dates for four categorical programs. I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 754 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, Madam Secretary. On that question, there are 56 Ayes, no Nays, 1 Member voting Present. House Bill 754, having received the required constitutional majority, is declared passed. House Bill 844. Senator Fawell. Read the bill, Madam Secretary.

END OF TAPE

TAPE 2

ACTING SECRETARY HAWKER:

...Bill 844.

(Secretary reads title of bill)

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3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

Thank you, Mr. President. This bill will repeal the two-hundred-dollar limit on a negligent renter's liability for damage they cause to a rental car. In addition, this bill will permit operators to offer collision damage waivers to rental customers under strictly regulated circumstances. This bill has been endorsed by the Federal Trade Commission as a pro-consumer and pro-competition bill. It has been drafted with input from the Consumer Protection Division of the Illinois Attorney General's Office, as well as the Illinois Department of Insurance. This amended bill is the result of a compromise between the car rental industry and the insurance industry. And it is -- universally supported by the car rental industry, auto dealers - Chrysler, GM, Ford - Hotel Association, Travel and Tourists Association. Be glad to answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 844 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 54 Ayes, 1 Nay, 2 Members voting Present. House Bill 844, having received the required constitutional majority, is declared passed. House Bill 847. Senator Fawell, do you wish this bill returned to the Order of 2nd Reading for the -- Senator Fawell? You wish this bill returned to the Order of 2nd Reading for the purpose of amendment? Senator Fawell seeks leave of the Body to return House Bill 847 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order

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of 2nd Reading is House Bill 847. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 2, offered by Senator Fawell.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

SENATOR FAWELL:

I believe I have to table No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell seeks leave of the Body to table Floor Amendment No. 1. Is leave granted? Leave is granted, and Floor Amendment No. 1 is tabled. Is there -- are there further -- Senator Fawell.

SENATOR FAWELL:

Thank you very much. Amendment No. 2 becomes the -- the bill. It amends the Property Tax Extension Limitation Laws, requiring the transfer of services. And it is for Warrenville, who needs to have a levy transferred from the city to the park district for their retarded citizens. That's all it does.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen. The question -- just a question of the sponsor, if she'll yield.

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates she will yield, Senator Jacobs.

SENATOR JACOBS:

Senator, I think what you're trying to do here is noble and everything, but is this yet another consequence of -- unintended consequence of the tax cap law?

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Fawell.

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SENATOR FAWELL:

No. What happened was, when Warrenville joined this association, which is a -- an association for retarded citizens that they -- they have in the county, and most of the park districts in DuPage County are involved with this association, at that time Warrenville did not have a park district association, so the city did it. They would like now to have their park district, which has since then been formed, assume these responsibilities.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Jacobs.

SENATOR JACOBS:

Thank you for your explanation, Senator. I'm going to vote for your bill, but I think the answer that you just gave me was a roundabout way of saying yes.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there further discussion? Senator Fawell has moved the adoption of Floor Amendment No. 2 to House Bill 847. Those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

ACTING SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 883. Senator Radogno? Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 883.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Radogno.

SENATOR RADOGNO:

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Thank you, Mr. President. This bill amends the Property Tax Code in the Sections that relate to tax-delinquent properties, and it does four things. It increases the fees in the indemnity fund in Cook County only. This fee is paid by the purchasers of tax-delinquent properties. Secondly, it provides for the return of unpaid taxes to the delinquency rolls after a certificate of error has been adjudicated. Thirdly, it reverses a ruling from the Fifth Appellate District requiring an owner to protest a tax bill in order to redeem property sold for tax deed. No other appellate district has held in this manner, so this will unify the -- the situation in the State. And fourthly, it clarifies the Section on sales in error, providing that a tax purchaser does not need to have prior knowledge of approved liens. And that provision is similar to the federal Tax Code. Be happy to try to answer any questions.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank -- thank you, Mr. President. Since I raised a question yesterday, I thought I would -- would clarify. I have spoken with the sponsor and -- and those originating this bill, and as I understand it, it will have no impact on either cutting off any prior liens or on the tax purchaser's duty to do a lien sale subject to the application for deed. So my question's been answered.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there -- further discussion? If not, the question is, shall House Bill 883 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, Madam Secretary. On that question, there are 55 Ayes, 1 Nay, no Members voting Present. House Bill 883, having received the

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required constitutional majority, is declared passed. House Bill 909. Senator Fitzgerald. Senator Fitzgerald? Top of page 6 is House Bill 940. Senator Watson. Senator Watson on the Floor? House Bill 974. Senator O'Malley. Senator O'Malley. House Bill -- 989. Senator Larry Walsh. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 989.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Walsh.

SENATOR L. WALSH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. What this bill does is require the Department of Nuclear Safety to provide written notice to the appropriate municipalities or county board within thirty days after it receives an application for a new radioactive materials license or a license amendment for a new facility. Notice should be given to the municipality in which the facility is to be located. If the facility is to be located in an unincorporated area, notice shall be provided to the county in which the facility is to be located and every municipality within one and one half miles. I know of no opposition, and I would try to answer any questions and ask for a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 989 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, Madam Secretary. On that question, there are 58 Ayes, no Nays, no Members voting Present. House Bill 989, having received the required constitutional majority, is declared passed. House

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Bill 994. Senator O'Daniel. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 994.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. House Bill 994, with the Floor Amendment 1, amends the Downstate Public Transportation Act, and it -- it deals with two mass transit districts in Southern Illinois, in my district and Senator Luechtefeld, Senator Watson and Senator Rea's area. And with Amendment No. 1, Floor Amendment No. 1, it removed IDOT's opposition to the bill. So I -- I know of no opposition. Appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 994 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, Madam Secretary. On that question, there are 58 Ayes, no Nays, no Members voting Present. House Bill 994, having received the required constitutional majority, is declared passed. House Bill 998. Senator O'Daniel, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment? Senator O'Daniel does seek leave of the Body to return House Bill 998 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection -- hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 998. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

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Amendment No. 1, offered by Senator O'Daniel.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 1 is just a technical amendment for clarification and I know of no opposition to it. Appreciate a...

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Daniel has moved the adoption of Floor Amendment No. 1 to House Bill 998. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

ACTING SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1029. Senator Link. Senator Link, on 1029? House Bill 1051. Senator Myers, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment? Senator Myers has sought leave of the Body to return House Bill 1051 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1051. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 1, offered by Senator Myers.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Myers.

SENATOR MYERS:

Amendment No. 1, Mr. President, states that the renaming of Site M Fish and Wildlife Area would be as the Harry "Babe" Woodyard Conservation Area. I would urge adoption of this amendment.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is -- I'm sorry. Senator Myers has moved adoption of Floor Amendment No. 1 to House Bill 1051. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

ACTING SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. 3rd Reading. House Bill 1112. Senator Hawkinson. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1112.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank -- thank you, Mr. President. House Bill 1112, as amended, authorizes the State Board of Education to enter into intergovernmental agreements with other State agencies, community colleges, public universities, libraries, museums, school districts, and the like, in the areas of technology, telecommunications and information. Representative Moffitt, the House sponsor, and I are -- are members of a Western Illinois Consortium, involving Western Illinois University, Carl Sandburg College, Blackhawk and others, and the public schools throughout western Illinois, to try and figure out a way to hook up our schools into two-way interactive technology systems, so that we can extend the life of rural schools and offer boys and girls this kind of education offered, perhaps, by Western or our community

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colleges, or other public schools. We found when we got into the process, however, that current State law does not authorize the State Board of Education to allow our universities and community colleges to enter into these agreements with our public schools and others. And this amendment is -- and the bill is necessary to allow that kind of venture. There's been a -- a -- the amendment just provides that CMS mandates would be followed. And there's been a concern raised with me as to confidentiality and the potential of sharing student records. This bill is in no way intended to allow a breach of any confidentiality provisions of existing State law, nor is it introduced or offered for the purpose of allowing the sharing of student records for any purpose. Be happy to answer any questions, otherwise urge your affirmative vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? If not, the question is, shall House Bill 1112 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, Madam Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. House Bill 1112, having received the required constitutional majority, is declared passed. House Bill 1115. Senator Dudycz. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1115.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Dudycz.

SENATOR DUDYCH:

Thank you, Mr. President. House Bill 1115, as amended, amends the Vehicle Code, eliminating the medical exemption to the tinted

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window law. This -- this bill has been introduced at the request of the Illinois State Medical Society. Under current law, no person may drive a motor vehicle with any sign, poster, reflective material, nonreflective material or tinted film upon the front -- front windshield, sidewings or side windows immediately adjacent to each side of the driver. There is an exemption to the prohibition on tinted windshields on the front, side windows for persons afflicted with or suffering from a medical illness, ailment or disease that require -- requires them to be shielded from the direct rays of the sun's effect, and the exemption also applies to a vehicle used in transporting that person. The -- the -- a physician licensed to practice medicine in Illinois must certify that the person operating or being transported in the vehicle is afflicted with or suffers from such illness and the certification must be carried in the vehicle at all times, and the information must be renewed annually by the physician. The Medical Society argues that most medical afflictions that would require tinted windows could be accommodated simply by wearing sunglasses. Those that have the -- the windshields and the side windows already tinted are grandfathered in. And I would be more than happy to answer any question, otherwise I would ask for your affirmative vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 1115 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, Madam Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. House Bill 1115, having received the required constitutional majority, is declared passed. House Bill 1118. Senator Peterson, do you wish this bill recalled -- returned to the Order of 2nd Reading for the purpose of an

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amendment? Senator Peterson seeks leave of the Body to return House Bill 1118 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1118. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 1, offered by Senator Peterson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. Amendment 1 was prompted and -- and proposed by the Illinois County Treasurer's Association. It -- there are large numbers of unsold delinquent property taxes on mineral rights that are cluttering up the books in many downstate counties, and many of these mineral rights are deemed of marginal value, so the owner won't pay the taxes and the tax buyers won't buy them; consequently, they are carried on the books forever. And this legislation would clean up the bookkeeping. I ask for your support of Amendment 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? If not, Senator Peterson has moved the adoption of Floor Amendment No. 1 to House Bill 1118. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

ACTING SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1121. Senator Peterson, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment? Senator Peterson does seek leave of the Body to return House Bill 1121 to the Order of 2nd Reading for the purpose

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of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1121. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 1, offered by Senator Peterson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. As many of you may recall, House Bill 601 that had to do with the lease tax was passed by this Body a few days ago, went to the Governor's desk. And at that time, we said there was a few problems with it. Revenue had some problems, and the municipalities had some problems. This amendment cleans up those problems. The Department and the municipalities. Now, with this amendment, support House Bill 601. I ask for your support of Amendment 1 to House Bill 1121.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? If not, Senator Peterson has moved the adoption of Floor Amendment No. 1 to House Bill 1121. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

ACTING SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1140. Senator Cullerton. Senator Cullerton on the Floor? Top of page 7 is House Bill 1141. Senator Bowles. Senator Bowles? Senator Bowles? All right. House Bill 1142. Senator Jones. Senator Jones on the Floor? With leave of the Body, we'll return to House Bill 1144. House Bill 1147. Senator O'Malley, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment. Senator

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O'Malley seeks leave of the Body to return House Bill 1147 to the Order of 2nd Reading for the purpose of an amendment? Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1147. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 2, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President and Members of the Senate. The underlying bill has to do with the Telecommunications (Municipal) Infrastructure Maintenance Fee Act. Committee {sic} Amendment No. 2 represents suggestions made by the DuPage Mayors and Managers to embellish this fine piece of legislation. I'd be happy to answer any questions there might be.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? If not, Senator O'Malley has moved the adoption of Floor -- Floor Amendment No. 2 to House Bill 1147. Those in favor, say Aye. Opposed Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

ACTING SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1169. Senator Mahar. With leave of the Body, we'll return to House Bill 1169. House Bill 1171. Senator Rauschenberger. Do you... Okay. Thank you. House Bill 1174. Senator Karpel. Do you wish this bill returned to the Order of 2nd Reading for the purpose of amendment? Senator Karpel does seek leave of the Body to return House Bill 1174 to the Order of 2nd Reading for the purpose of an amendment. Hearing

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no objection, leave is granted. On the Order of 2nd Reading is House Bill 1174. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 2, offered by Senator Karpziel.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. This is an agreed amendment, which removes the opposition of the chemical industry and I believe also of the Fire Marshal's Office. And what it does is what I explained this bill did -- a few days ago on 3rd Reading. It reduces the threshold for receiving reimbursement to require the cost of supplies to -- cannot exceed two percent, rather than five percent. It now -- the bill applies to -- or, the Statute applies to all communities, and it has an immediate effective date.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, Senator Karpziel has moved the adoption of Floor Amendment No. 2 to House Bill 1174. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

ACTING SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1180. Senator O'Malley. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1180.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

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Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 1180 is -- is now the -- the product of two amendments. The first amendment adds the contents of Senate Bill 848, which had passed the Senate earlier this year 51 to 5, but did not make it out of the House. The language of this amendment is traditionally referred to as the community college rate bill and it is used to implement the State appropriation for community college grants. The other amendatory language comes from the Community College Trustees Association. It increases the maximum amount of indebtedness each community college may have outstanding for protection, health and safety purposes from one million five to four million five. I might add that this adjustment is directly related to inflation. If you were to bring this -- this -- this dollar amount is intended to be a rate cap in absolute dollars and is brought forward with -- from one million five to four million five to deal with inflation since the cap was originally put on. I also want to make sure that everybody realizes that the basic tax rate that -- that is -- is built into the original law remains in effect. It is not being adjusted by this legislation. Be happy to answer any questions there may be.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President, Members of the Senate. I rise in strong support of this bill, especially with Amendment No. 2 on it. It -- it raises the -- the cap up from 1.5 million to 4.5, as -- as Senator O'Malley says. That's -- that's just taking care of the rate of inflation. It's very important to the -- to maintaining the facilities at these community colleges, and I would ask everyone's support.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Is there further discussion? If not, the question is, shall House Bill 1180 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, Madam Secretary. On that question, there are 58 Ayes, no Nays, no Members voting Present. House Bill 1180, having received the required constitutional majority, is declared passed. House Bill 1210. Senator Dillard. House Bill 1212. Senator Donahue. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1212.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Donahue.

SENATOR DONAHUE:

Well, thank you, Mr. President. This legislation is the annual conveyance bill for the Illinois Department of Transportation and Department of Natural Resources. I know of no opposition and I would simply ask for your support.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 1212 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, Madam Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. House Bill 1212, having received the required constitutional majority, is declared passed. House Bill 1215. Senator Burzynski. House Bill 1230. Senator Luechtefeld. Senator Luechtefeld, do you wish this bill returned to the Order of 2nd Reading for the purpose of amendment? Senator Luechtefeld

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has sought leave of the Body to return House Bill 1230 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1230. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 1, offered by Senator Luechtefeld.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

Thank you, Mr. President and Members of the Senate. This particular amendment -- last year we passed the Ozone Transport Act, which basically said that we would study -- before entering into agreements with other states on ozone, we would make a study and -- and -- and look at the economic impact. This particular language in this amendment simply attempts to do that. In three parts of the State, there will be meetings to explain the economic impact of -- of possible entering into an agreement on the ozone problem.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? If not, Senator Luechtefeld has moved the adoption of Floor Amendment No. 1 to House Bill 1230. Those in favor, vote Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration, Madam Secretary?

ACTING SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. House Bill 1239. Senator Mahar. With leave of the Body, we'll return to House Bill 1239. House Bill 1252. Senator Dillard. On 1252. Senator Dillard? Okay. Top of page 8. 1254. Senator Cronin. House Bill 1268. Senator Shaw. House

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Bill 1280. Senator Madigan. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1280.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President, Members of the Senate. We had this bill yesterday and I took it out of the record. It has regards to filing financial statements -- financing statements with regards to perfecting a security interest on agricultural equipment, land, crops or equipment. Rather than just filing those with the county clerk, we'll change that the primary filing will be with the Secretary of State and an informational copy will be sent to the county recorder in the county in which the borrower resides, together with a ten-dollar filing fee which is to be designated or earmarked for automation purposes. Yesterday we had a question about where would a -- somebody who wanted to determine whether or not there was a...

PRESIDING OFFICER: (SENATOR MAITLAND)

All right.

SENATOR MADIGAN:

...interest security interest filed. Currently, they should be looking -- it is recommended that they look at both places now. This -- both with the county clerk and recorder -- and/or recorder and the Secretary of State. And this would not change that until about five years from now. And I would be happy to answer any additional questions on House Bill 1280.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, the question is, shall House Bill 1280 pass. Those in favor will vote

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Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. House Bill 1280, having received the required constitutional majority, is declared passed.

PRESIDING OFFICER: (SENATOR DUDYCZ)

With leave of the Body, we had passed over several bills sponsored by Senator Mahar, specifically House Bill 1169 and 1239. With leave of the Body, we will be accommodating Senator Mahar so he can continue on with his negotiations that are going downstairs and we will go to that order of business immediately. On the Order of House Bills 3rd Reading, in the middle of page 7, is House Bill 1169. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1169.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and Members. House Bill 1169 amends the Vehicle Code and -- Illinois Identification Card Act. It allows the Secretary of State to use digital imaging, an information storage technology. Also allows school bus driver permits to be renewed, instead of having to be replaced with a new permit. Passed the House 115 to 1. Passed the Transportation Committee unanimously. I know of no opposition.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Lauzen.

SENATOR LAUZEN:

Questions for the sponsor?

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Sponsor indicates he will yield. Senator Lauzen.

SENATOR LAUZEN:

Senator, I'm -- I've received several calls at home where people are saying that what this bill does is federally mandates that citizens will be required to carry ID cards, and that the digital is not technology, but it's actually digital as in fingerprint.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

No, that's absolutely incorrect.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Further discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Cullerton.

SENATOR CULLERTON:

I haven't received any calls on this bill, but I -- my understanding is that this would allow for the Secretary of State to keep a -- a photograph, that you would normally have on a driver's license. They would have a record of that that they could pull up just by having the -- the driver's license number. So that if -- if someone had to record their driver's license number, if say they rented a car, and you wanted to find out who that -- that person was, that there'd be access to that photograph. Is that basically what this does?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

Yes, that's correct.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Senator Cullerton.

SENATOR CULLERTON:

And do you know how long it will take for this to be fully implemented by the Secretary of State's Office?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

The question is, how long it would take them to implement this? They're getting a new computer system, I'm told by the staff. So I -- we don't know exactly how long it would take to implement. That has not...

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, the question is, shall -- Senator Lauzen, for a second time.

SENATOR LAUZEN:

...do -- I do apologize for rising a second time. Is there any part of any language in this bill that provides machine-readable document pilot program requires employers to procure a document reader linked to the federal government Social Security Administration have to take this card through?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

No, there's no language in this legislation that even remotely deals with that.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, Senator Mahar, to close. The question is, shall House Bill 1169 pass. All those in favor 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? Take the record. On that question, there are 53 Ayes, 1 Nay, 1 voting Present. And House Bill 1169, having received the

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required constitutional majority, is declared passed. The bottom of page 7, in the Order of House Bills 3rd Reading, is House Bill 1239. Senator Mahar. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1239.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. -- thank you, Mr. President and Members. This is a bill which is requested by the Illinois Department of Transportation. It adds a definition of "knowingly" to the Hazardous Materials Transportation Act. Knowingly means a person has actual knowledge of the facts giving rise to the violation or a reasonable person acting in the circumstances and exercising due care with such knowledge. Apparently, the IDOT had a couple of civil suits thrown out because it didn't have -- it lacked this definition in the Statute. And I know of no opposition.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 1239 pass. All those in favor 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? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. And House Bill 1239, having received the required constitutional majority, is declared passed. So with leave of the Body, we had to pass several bills that were sponsored by Senator Maitland while he was presiding. We shall return to these bills at the -- at the moment, due to the necessity of Senator Maitland also attending on negotiations downstairs. We will be going to Senate -- to House Bills 602, 680 and 1144. So if you turn your

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Calendars to the Order -- to page 4, the middle of page 4, in the Order of House Bills 3rd Reading is House Bill 602. Senator Maitland. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 602.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, for your courtesy. House Bill 602 represents a compromise between all concerned parties and provides for graduated fees and license increases for pesticide product registration. The revenues that are generated by this, of course, are used by the Department for the purpose of conducting public educational programs on the proper use of pesticides and other -- other inspection programs which are currently in place, many by act of this Body and -- and signed by the Governor. I believe this represents now a compromise and all parties are agreed, and, Mr. President, I would seek support of the Body.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 602 pass. All those in favor 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? Take the record. On that question, there are 54 Ayes, 2 Nays, none voting Present. And House Bill 602, having received the required constitutional majority, is declared passed. The top of page 5 of your regular Calendars, in the Order of House Bills 3rd Reading, is House Bill 680. Senator Maitland. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 680.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President. House Bill 680 represents a transfer of the entrepreneurship -- Institute for Entrepreneurship Education to Illinois State University. This was at Northern. The Community College program had it. It now will be at the Illinois State University. I know of no opposition and seek support of the Chamber.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 680 pass. All those in favor will vote Aye. Opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. And House Bill 680, having received the required constitutional majority, is declared passed. On top of page 5 of your regular Calendars, in the Order of House Bills 3rd Reading, is... Nope. Top of page 7 of regular Calendars, in the Order of House Bills 3rd Reading, is House Bill 1144. Senator Maitland. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1144.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. House Bill 1144 is an administrative -- actually it's an

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administrative clean-up bill. And the bill repeals the Laser System Act and creates the Laser System Act of 1997. The Laser -- the Laser System Act of '97 authorizes the Department of Nuclear Safety to regulate the use of laser systems throughout -- through registration requirements. I know of no opposition, Mr. President, and would seek support of the Body.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 1144 pass. All those in favor 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? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. And House Bill 1144, having received the required constitutional majority, is declared passed. If you turn your Calendars back to our regular order of business, where we had left off, on the top of page 8, in the Order of House Bills 3rd Reading, is House Bill 1337. Senator Bomke. House Bill 1344. Senator Dillard. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1344.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. While this bill is drafted broadly, it really only impacts one emergency medical services freestanding emergency center, and that's one in Bolingbrook, Illinois. And what this bill does is it just extends out an act we passed a year ago by one year, because the Illinois Department of Public Health has just recently promulgated rules to go with a bill that we approved

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here a year ago. And it also raises the threshold of a community where one of these can be in from fifty thousand to sixty thousand persons, primarily because Bolingbrook, Illinois, is the fastest growing suburb in Chicago. And this just extends this Act out by a year that we passed one year ago. I'd appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 1344 pass. All those in favor 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? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. And House Bill 1344, having received the required constitutional majority, is declared passed. House Bill 1345. Senator Madigan. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1345.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President, Members of the Senate. House Bill 1345 is an initiative of the Illinois Association of Realtors, and it has to do with placing liens by real estate brokers. And it clarifies the Act by -- by providing that a real estate broker who has a written brokerage agreement with a prospective tenant or prospective buyer of commercial real estate and they don't reach an agreement on the -- or -- and no agreement with the seller or lessor -- lessor of the real estate, that the broker would have a right to place a lien only against the interest in the commercial real estate to be purchased or leased -- or, purchased by or

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leased by the tenant. This would have to do with commercial buildings where you've got multi-ownership of a building or multi-floor ownership and in turn that broker would only be able -- if they were dealing with the twenty-third floor or whatever, they would only be able to place a lien on that twenty-third floor. I'd be happy to answer any -- any questions...

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any...

SENATOR MADIGAN:

...on House Bill 1345.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Thomas Walsh.

SENATOR T. WALSH:

I'm sorry. Question of the sponsor.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Walsh.

SENATOR T. WALSH:

The -- you were talking about the twenty-third floor and a lien there. In Lincoln, Illinois, which -- is there a building that's twenty-three stories?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Madigan.

SENATOR MADIGAN:

No.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Welch. Patrick Welch.

SENATOR WELCH:

I have a question of the sponsor.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Welch.

SENATOR WELCH:

Senator Madigan, how would you place a lien on the

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twenty-third floor of a building? The whole building is registered by the lot, not by the building. You couldn't place a lien against a certain floor.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Madigan.

SENATOR MADIGAN:

It's only to apply to that particular area. I used the twenty-third floor as a -- obviously, a very poor example. But it would apply only to the ownership or leasehold interest in that single floor of a building. And that was the original intent of this Act, but apparently that issue has come into question and this is clarifying language to the original Commercial Real Estate Broker Lien Act.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Welch.

SENATOR WELCH:

Is -- is it supposed to be a lien on the lease, but not on the real estate? Is that what you're attempting to do?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Madigan.

SENATOR MADIGAN:

Only against the interest in that -- that commercial real estate.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Berman.

SENATOR BERMAN:

I -- I hear the -- the sponsor's explanations, but let -- Senator Madigan, let me pose a hypothetical for legislative intent. I own a commercial building with multiple tenants. I own a commercial building with multiple tenants. One of those tenants, under this bill, does -- fails to pay a broker's fee and the broker files a lien under this bill. After that lien is filed

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by the broker against the tenant, I try to sell my building. Is my title clear, or is my title burdened by that lien?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Madigan.

SENATOR MADIGAN:

The lien would be against the interest in the building. The lien would be against the owner of that interest. Is that right?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Berman.

SENATOR BERMAN:

I'm not -- I'm not sure. The problem is that my impression is that I could not sell -- my buyer - the buyer of my building - isn't going to get a clear title and I would have to satisfy that lien before he would accept the sale. He's not going to pay me. In other words, if -- if the lien is worth a -- a thousand dollars and the purchase price is a hundred thousand dollars, he'll give me a check for ninety-nine thousand and send a thousand dollars to the broker, even though it wasn't my debt as the owner of the building. These are my questions, and I -- okay. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Madigan.

SENATOR MADIGAN:

I think those are legitimate questions, Mr. President. And I don't have the correct answer to that. And I think that it -- those answers need to be -- need to be made; therefore, I would remove this...

PRESIDING OFFICER: (SENATOR DUDYCZ)

Out of the record.

SENATOR MADIGAN:

...from the record with the option that we...

PRESIDING OFFICER: (SENATOR DUDYCZ)

Out of the record. House Bills on the Order of 3rd Reading,

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House Bill 1347. Senator Donahue. Senator Donahue. House Bill 1374. Senator Thomas Walsh. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1374.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Walsh.

SENATOR T. WALSH

This is a bill that passed earlier this spring 58 to -- to nothing. It provides that the Director of Personnel shall note the duties of each classification and fix lines of promotion for lower classifications to higher classifications at the Water Reclamation District. We put a -- an amendment on to make it effective immediately.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 1374 pass. All those in favor 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? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. And House Bill 1374, having received the required constitutional majority, is declared passed. House Bill 1400. Senator Madigan, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Madigan seeks leave of the Body to return House Bill 1400 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1400. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 1, offered by Senator Madigan.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 1 to House Bill 1400 deletes the effective date. This is a technical amendment for the purpose of establishing House Bill 1400 as a vehicle.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1457. Senator Geo-Karis. Senator Geo-Karis, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Geo-Karis seeks leave of the Body to return House Bill 1457 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 1457. Madam Secretary, are there any Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 1, offered by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 to House Bill 1457 corrects a problem that many of us from the appropriations point of view had about using a continuing appropriation in the bill. This provides for multiyear grants, so that groups, as they work on their plans and their --

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their improvements, can carry the money forward. It's an agreed-to amendment. I'd appreciate its adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any discussion? If not, all those in favor say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On the Order of House Bills 3rd Reading is House Bill 1485. Senator Bomke. Out of the record. House Bill 1493. Senator Rauschenberger. Senator Rauschenberger, do you wish this bill returned to the Order of 2nd Reading for the purposes of an amendment? Senator Rauschenberger seeks leave of the Body to return House Bill 1493 to the Order of 2nd Reading for the purpose of an -- of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1493. Madam Secretary, are there any Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 1, offered by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President. Amendment No. 1 to House Bill 1493 takes care of the opposition that the Dental Society had to setting their -- the time at which their X-ray machines would be inspected by rule. They wanted it to stay in Statute. This meets the Dental Society's objections, and it was done with the cooperation of the Department. I'd appreciate its adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye.

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Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments that -- that have been approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1513. Senator Clayborne. Madam Secretary, read the bill. Senator Clayborne, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Clayborne seeks leave of the Body to return House Bill 1513 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1513. Madam Secretary, are there any Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 4, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you -- thank you, Mr. President and Ladies and Gentlemen of the Senate, and also to Senator Clayborne for being gracious enough to allow this amendment to House Bill 1513. What Amendment No. 4 does is -- is expand the ability of local municipalities when they have a surplus of funds to provide for tax reimbursements beyond the present authorization to homeowners and -- and -- and allows them to extend it to commercial and industrial parcels, with two limitations. One is that at least fifty percent of any such monies do go to homeowners. And secondly, no commercial or industrial parcel located within a TIF district would be eligible. Be happy to answer any questions there may be.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

No further amendment reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On bottom of page 8 in -- out of on your regular Calendars, in the Order of House Bills 3rd Reading, is House Bill 1550. Senator Jones. Senator Jones. Senator Bomke, what purpose do you rise?

SENATOR BOMKE:

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

PRESIDING OFFICER: (SENATOR DUDYCZ)

State your point.

SENATOR BOMKE:

Like to introduce to the Senate, behind the President's chair, Russ Benning and his class from Trinity Lutheran School.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Will our guests in the gallery please rise and be recognized? Welcome to Springfield. On the top of page 9 of your regular Calendars, in the Order of House Bills 3rd Reading, is House Bill 1612. Senator Parker. House Bill 1633. Senator Syverson. House Bill 1641. Senator O'Malley. Madam -- oh. Senator O'Malley, do you wish this bill returned to the Order of 2nd Reading for the purposes of an amendment? Senator O'Malley seeks leave of the Body to return House Bill 1641 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 1641. Madam Secretary, are there any Floor amendments that have been approved for our consideration?

ACTING SECRETARY HAWKER:

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Amendment No. 3, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator O'Malley.

SENATOR O'MALLEY:

Again, thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment 3 to 1641 adds to the underlying bill, which deals with the Metropolitan Water Reclamation District. What the amendment does is authorize the Cook County Sheriff to appoint two additional members to the Cook County Sheriff's Merit Board, with the advice and consent of the Cook County Board. It also provides that the Cook County Sheriff's chief executive title shall be changed from Executive Director to Director. Be happy to answer any questions there would be, but would request your support.

PRESIDING OFFICER: (SENATOR DUDYCZ)

If there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1651. Senator Cronin. Senator Cronin. House Bill 1664. Senator Sieben. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1664.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Mr. President. This legislation now exempts

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certain persons from the Act to practice hypnosis without being licensed under the Clinical Psychologist Act. This is agreed to language. It's been worked out with the Medical Society, the clinical psychologists and hypnotherapists, and it essentially allows hypnotherapists in the State of Illinois to be doing what they've been doing in this State for many decades, without any interference from the psychologists' association. So I move for its approval. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 1664 pass. All those in favor 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 wished? Take the record. On that question, there are 56 Ayes, 1 Nay, none voting Present. And House Bill 1664, having received the required constitutional majority, is declared passed. House Bill 1699. Senator Parker. House Bill 1705. Senator Cronin. House Bill 1707. Senator Rauschenberger. House Bill 1735. Senator Trotter. Senator Trotter. House Bill 1751. Senator Dillard. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1751.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This bill authorizes the State Board of Education and the Illinois Board of Higher Education to award grants to not-for-profit arts and humanities organizations and cultural institutions, subject to the appropriation by the General Assembly. It came out of the

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Education Committee, I believe, unanimously. And I would be happy to answer any questions and appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I guess a couple of questions from... Since, this year, the House has been rather busy and the consideration of their bills, frequently, was a very short period of time, I guess I've got some concerns. It seems to me that -- that granting arts and cultural grants ought to be the business of the Illinois Arts Council. And I'm a little concerned when we talk about the Board of Higher Education. Inasmuch as now we have transferred the -- well, eliminated the appropriation authority over tuition monies, we may be getting into some areas of actions by Board of Higher Ed that we may not be comfortable with. I just -- I just wondered if there's a good reason why we shouldn't expect the Illinois Arts Council to handle most of these things, rather than having the Board of Higher Ed or the Board of Education doing it?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President. I guess, Senator Rauschenberger, the reason is -- and I'm the sponsor of this bill, and I guess it's my philosophy that these types of things, if your committee - the Senate Appropriation Committee - deems them worthy, are educational-related items, and I believe that this is sort of an extension of education, just like libraries are an extension outside of the normal schoolhouse door, and that's why I put these with the State Board of Education and the Illinois Board of Higher Education instead of the Arts Council, which, quite frankly, Senator Rauschenberger, is sometimes controversial. I believe it's

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education-related. And again, your committee controls the appropriation, sir.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President. I appreciate the -- the sponsor's candor, but I guess I would -- I would point out to -- to he and the rest of the Body that we do not have full appropriation authority any longer over the Board of Higher Education, by action of the General Assembly last year. So -- they're not subject to appropriation on almost thirty-five percent of the revenues they receive. I guess, we're talking about either tuition dollars or taxpayer funds that are supposed to be directed at -- at education, not necessarily at sponsoring symphonies or doing other things. And with the -- the current notoriety of the State Board of Education, I don't know how you could call the Illinois Arts Council more controversial than the State Board of Education right now. I guess I would urge you to really think about whether we wanted to proceed with this bill. It might be one that -- that needs a little bit more study. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Hendon.

SENATOR HENDON:

Thank you, Mr. President. I rise in support of this legislation. I do believe that arts and museums are a form of -- of education. I'm certain that my great, distinguished friend, Senator Rauschenberger, is simply doing his job, which is to be the fiscal conservative watcher over the dollars in this Chamber, and if he did not have that position, he would not be against this bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, Senator Dillard, to close.

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SENATOR DILLARD:

Just appreciate a favorable roll call. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

The question is, shall House Bill 1751 pass. All those in favor 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? Take the record. There are -- on that question, there are 50 Ayes, 7 Nays, none voting Present. And House Bill 1751, having received the required constitutional majority, is declared passed. House Bill 1757. Senator Garcia. Senator Garcia. House Bill 1817. Senator Watson. House Bill 1881. Senator Madigan, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Madigan seeks leave of the Body to return House Bill 1881 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 1881. Madam Secretary, are there any Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 1, offered by Senators Parker and Severns.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Parker.

SENATOR PARKER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This language in House Bill 1881 provides for two things - the amendment does. One is, it has Senate Bill 711 in it, which passed the Senate, that has our mastectomy legislation, which requires individual and group policies of health and accident insurance to cover in-patient care for a time following a mastectomy which is deemed necessary by a physician. Also it has House Bill 333, which requires health plans offered under those Acts to cover mammograms annually for women aged forty and over.

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PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 2, offered by Senators Petka and Peterson.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Petka.

SENATOR PETKA:

Thank you very much, Mr. President, Members of the Senate. Senate Floor Amendment No. 2 would amend the Insurance Code to provide for coverage for Pap tests, prostate-specific antigen tests, and I would also require coverage for an annual cervical smear test - a Pap smear. I urge its adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 3, offered by Senator Peterson.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. Amendment 3 creates a new Section which requires group policies of health and accident insurance to cover prescriptions for enteral and oral formulas used in the treatment of PKU. There is specific language stating these coverages do not apply to policies written to cover for specific illnesses or other limited health benefit plans. We're still negotiating this language. We wish to proceed and have this adopted and continue to negotiate with those people on the -- PKU

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issue.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any...

SENATOR PETERSON:

Ask for adoption of Amendment 3.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 4, offered by Senator Thomas Walsh.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Thomas Walsh.

SENATOR T. WALSH:

Thank you, Mr. President. Senate Amendment No. 4 contains language that subjects insurers to provide coverage for naprapathic services and are subject to the jurisdiction of the Department of Insurance. Amends the CHIP plan to include coverage for naprapathic services under the minimum benefits available under the Act. It includes a naprapath within the scope of the term "medical professional" under the Insurance Information Protection Article of the Insurance Code. I don't know of any opposition and I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On the top of your regular Calendars -- on top

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of page 10 of your regular Calendars, in the Order of House Bills 3rd Reading, is House Bill 1883. Senator Myers. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 1883.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Myers.

SENATOR MYERS:

Mr. President, this bill would prohibit adult entertainment facilities from locating within a thousand feet of a school, day care center, cemetery, public park, public housing, or place of religious worship, and we would -- I would urge an affirmative vote on this bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 1883 pass. All those in favor, say Aye. Opposed... All those in favor will vote Aye. Opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 -- 57 Ayes, no Nays, none voting Present. And House Bill 1883, having received the required constitutional majority, is declared passed. House Bill 1887. Senator Karpel. House Bill 2030. Senator Cronin. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2030.

(Secretary reads title of bill).

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cronin.

SENATOR CRONIN:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. This bill is same -- the same as a bill that passed here earlier, supported by the City of Chicago. It -- it -- the bill allows private process servers or other law enforcement officers to serve eviction papers in Cook County only. It creates a New section governing standard of proof, establishing that plaintiffs in an eviction case must prove their case by a preponderance of the evidence. It adds a new Section governing the stay of enforcement, similar to provision found in House Bill 1140. It may not be more than seven days. It changes the emergency public housing eviction proceeding by deleting the requirement the housing be public, in essence governing all apartments public and private. And it broadens the activities which subject a person to eviction, including possessing, serving, using, selling, or giving away. This is an effort to try to combat drug trafficking or related activities in various housing units, whether they be public or private, and to broaden the definition to allow for more effective enforcement and eviction. I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 2030 pass. All those in favor 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? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. And House Bill 2030, having received the required constitutional majority, is declared passed. House Bill 2059. Senator Parker, do you wish this bill returned to the -- 2nd Reading for the purposes of an amendment? Senator Parker seeks leave of the Body to return House Bill 2059 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2059. Mr. Secretary,

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are there any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Parker.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Parker.

SENATOR PARKER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is merely a technical amendment, which adds in requirements for going out for an RFP.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor -- Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On the Order of 3rd Reading is House Bill 2060. Senator Viverito. Senator Viverito. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 2060.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Viverito.

SENATOR VIVERITO:

Yes. This bill is -- it has a technical amendment on it. And what it does is to extend a TIF in the -- in my particular township, which is about a mile from Midway Airport. It's a redevelopment for a blighted area. It's much needed in the area. There's some old factories that have to be taken down, and your

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consideration would be deeply appreciated.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 2060 pass. All those in favor will vote Aye. Opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 54 Ayes, 5 Nays, none voting Present. And House Bill 2060, having received the required constitutional majority, is declared passed. House Bill 2132. Senator Radogno. House Bill 2152. Senator Cullerton. Senator Cullerton. House Bill 2161. Senator Klemm. Senator Klemm, do you wish this bill returned to 2nd Reading for the purposes of an amendment. Senator Klemm seeks leave of the Body to return House Bill 2161 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 2161. Mr. Secretary, are there any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Klemm.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Klemm.

SENATOR KLEMM:

Thank -- thank you, Mr. President. Floor Amendment No. 2 to House Bill 2161 allows and authorizes some sanitary districts under the 1939 {sic}, I think it is, Sanitary District Code to allow them to construct sewers and donate 'em to a sanitary district, and that if people hook -- hook up into their district sewage system, that they would be able to recapture some of those costs that have been outlaid before. It does not force anybody to connect into the sewer system and it doesn't require them to pay any fee unless they are receiving a benefit. And I know of no opposition. I ask for your support.

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PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. On Order of House Bills 3rd Reading is House Bill 2164. Senator Mahar. Senator Mahar. Senator Mahar, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Mahar seeks leave of the Body to return House Bill 2164 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 2164. Mr. Secretary, are there any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 4, offered by Senator Mahar.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. Floor Amendment No. 4 is technical and I would move its adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 2171. Senator Maitland. House Bill

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2211. Senator O'Malley. Senator O'Malley. House Bill 2215.
Senator Dillard. ...Secretary, have there been any motions filed?

SECRETARY HARRY:

Yes, Mr. President. Senator Butler has filed a motion with respect to House Bill 729.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Mr. Secretary, the Chair requests that these motions -- that this motion be printed on the Calendar. So ordered. ...your Calendars to the middle of page 16, in the Order of Secretary's Desk, Concurrence, Senate Bills. We will be considering three bills that -- where motions have been filed to nonconcur. All right. If you turn your Calendars to the top of page 18, in the Secretary's Desk, Concurrence, Senate Bills, is Senate Bill 356. Senator Parker. Senator Parker, on the Order of Non-concurrence, Senate Bill 356. Mr. Secretary.

SECRETARY HARRY:

Senate Bill 356, with House Amendment No. 1. Senator Parker has filed a motion to nonconcur.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Parker.

SENATOR PARKER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move to nonconcur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Parker moves to nonconcur in House Amendment No. 1 to Senate Bill 356. All those in favor, say Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Middle of page 20 is Senate Bill 859. Senator Burzynski. Mr. Secretary.

SECRETARY HARRY:

Senate Bill 859, with House Amendment No. 1. Senator Burzynski has filed a motion to nonconcur.

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PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President. I just move to nonconcur in House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, Senator Burzynski moves to nonconcur in House Amendment No. 1 to Senate Bill 859. All those in favor, say Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 955. Senator Fawell. Mr. Secretary.

SECRETARY HARRY:

Senate Bill 955, with House Amendment No. 1. Senator Fawell has filed a motion to nonconcur.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. I would like to nonconcur in 955.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Fawell moves to nonconcur in House Amendment No. 1 to Senate Bill 955. All those in favor, say Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. ...information of the Membership, we are waiting for Supplemental Calendar No. 1, which is currently being printed up, will be brought to the Floor. And it will be distributed on your desks shortly. Supplemental Calendar No. 1 has been distributed on the Members' desks. We will now go to the order of business of Motions in Writing to Reconsider the Vote on House Bill 729. Mr. Secretary.

SECRETARY HARRY:

Pursuant to Senate Rule 7-15, and having voted on the prevailing side, I move that the Senate reconsider the vote by

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which House Bill 729 passed.

Filed by Senator Butler.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Butler.

SENATOR BUTLER:

Yes, thank you very much. Ladies and Gentlemen, this is necessary because I inadvertently passed this bill and there was a -- an amendment to be added. So I would appreciate your -- your approval of this. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Having voted on the prevailing side, Senator Butler moves to reconsider the vote by which House Bill 729 passed. Is there any discussion? If not, all those in favor 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? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. And the motion carries. ...Peterson, what purpose do you rise?

SENATOR PETERSON:

Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR DUDYCZ)

State your point.

SENATOR PETERSON:

We have a group up in the gallery. On the Republican side are students from my district from the Ray Taveirne School in the Big Hollow School District, up in Fox Lake. We'd like to welcome them to the Senate.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Will our guests in the gallery please rise and be recognized? Welcome to the Illinois Senate. ...Luechtefeld, what purpose do you rise?

SENATOR LUECHTEFELD:

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I -- Mr. President, point of personal privilege.

PRESIDING OFFICER: (SENATOR DUDYCZ)

State your point.

SENATOR LUECHTEFELD:

I have two young ladies here today from my district from Marissa High School. They're both freshmen, who are Pages today. We're really glad to have them, and like to welcome Lacy Voytas and Dana Mulholland. Lacy and Dana.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Welcome to Springfield.

SENATOR LUECHTEFELD:

...would welcome, please.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislation Measures have been assigned: Referred to the Committee on Executive - Senate Amendment 1 to House Bill 131, Amendment 2 to House Bill 313, Amendment 1 to House Bill 1347, and Senate Resolution 76; to the Committee on Financial Institutions - Senate Amendment 2 to House Bill 23, Amendment 3 to House Bill 922, and Amendment 2 to House Bill 2211; to the Committee on Judiciary - Amendment 1 to House Bill 66, Amendments 2 and 3 to House Bill 297, Amendment 1 to House Bill 613, Amendment 1 to House Bill 1101, and Amendment 1 to House Bill 1151; to the Committee on State Government Operations - Senate Amendment 3 to House Bill 1757; and Be Approved for Consideration - Senate Amendment 2 to House Bill 260, Amendment 2 to House Bill 447, Amendment 3 to House Bill 1147, Amendment 3 to House Bill 1210, Amendment 2 to House Bill 1215, Amendment 1 to House Bill 1252, Amendment 5 to House Bill 1513, Amendment 2 to House Bill 1699, Amendment 2 to House Bill 2132, and Amendment 2 to House Bill

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2215.

PRESIDING OFFICER: (SENATOR WATSON)

...the intention of the Chair to return to House Bills 3rd Reading and start over again. We'd like to move as many bills as we can today so we may have the opportunity to get out earlier tomorrow. And there's some recalls on there. So be alert for the recalls on -- we'll take it back to 2nd Reading for those sponsors who wish to do so. ...on page 2 of the regular Calendar. Page 2. The first bill is House Bill 66, Senator Karpel? House Bill 66. 3rd Reading. Senator Karpel. Out of the record. House Bill 110. Senator Bomke? Is Senator Bomke on the -- out of the record. House Bill 131. Senator Rauschenberger. Out of the record. House Bill 154. Senator Parker. Mr. Secretary, please read the bill.

SECRETARY HARRY:

House Bill 154.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Parker.

SENATOR PARKER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Current law allows public high school administrators to exercise control over student publications for legitimate educational purposes. House Bill 154 establishes guidelines that prohibit certain types of student expression and defines when administrators can exercise control over a student publication. This bill was created over the past two years with input from the School Management Alliance, Illinois Federation of Teachers, Illinois Journalism Education, Illinois Press Association. There is no known opposition to this bill. I would answer any questions.

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PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Any discussion? Any discussion? If not, the question is, shall House Bill 154 pass. All those in favor, vote Aye. Opposed, vote No. 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 voting Yes, no voting No, no voting Present. House Bill 154, having received the required constitutional majority, is declared passed. With leave of the Body, we'd like to return to House Bill 190. House Bill 204. Senator Syverson. Senator Syverson on the Floor? Out of the record.

END OF TAPE

TAPE 3

PRESIDING OFFICER: (SENATOR WATSON)

House Bill 228. Senator Lauzen? Senator Lauzen. Out of the record. House Bill 297. Senator O'Malley? Out of the record. House Bill 310. Senator Lauzen? Out of the record. House Bill 379. Senator Link? Out of the record. Senator Smith, do you wish to have House Bill 447 returned to the Order of 2nd Reading for the purpose of an amendment? The Secretary asks that consideration. She asks leave of the Body to return House Bill 447 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 447. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Smith.

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PRESIDING OFFICER: (SENATOR WATSON)

Senator Smith, to explain the amendment.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 2 would amend the House Bill 447 by -- on the one thing that was said that, as soon as it's passed, it'll become effective -- date will come in effect right immediately -- it will take effect -- become -- on becoming the -- the law -- the bill. That's what we're trying to do...

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Seeing none, all those in favor, say Aye. Senator Donahue.

SENATOR DONAHUE:

Excuse me, Mr. President. I have had -- no, no -- I've had my light on from the beginning here. I do have a question of the sponsor, please.

PRESIDING OFFICER: (SENATOR WATSON)

Sponsor indicates she'll yield, Senator Donahue.

SENATOR DONAHUE:

Thank you. Senator Smith, this morning in committee we were able -- we -- there was an -- Amendment No. 1 was defeated in committee. What are the intentions of putting the effective date -- or, is it the intention to put this bill into conference?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Smith.

SENATOR SMITH:

No. This is -- we want to pass this bill out. We had an amendment this morning that we were trying to get on the bill, and it failed in committee, and as a result of its failure, what I wanted to do is make another amendment, No. 2. It's to make this bill effective upon coming law. Right back in its right place. That's all.

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PRESIDING OFFICER: (SENATOR WATSON)

Senator Donahue.

SENATOR DONAHUE:

Okay. So the point is not to put it into conference. We won't see this bill again with something else?

PRESIDING OFFICER: (SENATOR WATSON)

Ma'am, wait -- wait till you're recognized. Senator Smith, go right ahead. Your microphone wasn't on.

SENATOR SMITH:

Oh, I'm sorry.

PRESIDING OFFICER: (SENATOR WATSON)

You can proceed.

SENATOR SMITH:

To our Chairman, and to my colleague, Ms. Donahue, what we wanted to do after we could not succeed with the amendment that was tried -- we tried to put on this morning, we wanted to return the bill to its rightful status and say, upon becoming law, that the bill will take effect immediately. That's all.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. We have absolutely no objection to that. Thank you, ma'am.

PRESIDING OFFICER: (SENATOR WATSON)

All those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

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I just wanted to compliment you on -- on your presiding, because normally when my light's on, you don't recognize me either. So you do the same thing to your own Members, so I see you're very fair. Thank you.

PRESIDING OFFICER: (SENATOR WATSON)

We try to be. House Bill 449. Senator Cronin? Senator Cronin. Out of the record. House Bill 475. Senator Rauschenberger. Mr. Secretary, please read the bill.

SECRETARY HARRY:

House Bill 475.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

No. I'm sorry. Out of the record. Out of the record. I'm sorry.

PRESIDING OFFICER: (SENATOR WATSON)

Out of the record. House Bill 611. Senator Mahar? Senator Mahar on the Floor? Senator Mahar. Out of the record. House Bill 613. Senator Cullerton? Out of the record. Bottom of page 5, we're -- House Bill 909. Senator Fitzgerald. Out of the record. With leave of the Body, we'd like to return to House Bill 940. Leave is granted. House Bill 974. Senator O'Malley? Out of the record. We're at the bottom of page 6. House Bill 1140. Senator Cullerton? Out of the record. House Bill 1141. Senator Bowles. Out of the record. House Bill 1142. Senator Jones? Senator Jones on the Floor? Out of the record. House Bill 1171. Senator Rauschenberger, do you wish to return House Bill 1171 to the Order of 2nd Reading for the purpose of an amendment? He -- the Senator seeks leave of the Body to return House Bill 1171 to the Order of 2nd Reading for the purpose of an amendment. Hearing

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no objection, leave is granted. On the Order of 2nd Reading is House Bill 1171. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a technical amendment to send this bill over and hopefully position it for a conference committee report in working with the -- the House. I'd appreciate if it was adopted.

PRESIDING OFFICER: (SENATOR WATSON)

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. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. House Bill 1210. Senator Dillard, do you wish this bill returned to the Order of 2nd Reading for the purpose of an amendment? He does not. Out of the record. House Bill 1215. Senator Burzynski, do you wish to seek leave of the Body to return this to the Order of 2nd Reading? The gentleman does. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1215. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Burzynski.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Burzynski.

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SENATOR BURZYNSKI:

Thank you, Mr. President. This amendment adds an immediate effective date to the bill.

PRESIDING OFFICER: (SENATOR WATSON)

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

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. Bottom of page 7 is House Bill 1252, Mr. Secretary. Senator Dillard seeks leave of the Body to return House Bill 1252 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1252. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Dillard.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President. This is a technical amendment. I believe this bill probably will be in a posture to go to conference committee, and it just clarifies when one does and does not have to go to court in a public guardian situation with respect to health care. And I'd move its adoption.

PRESIDING OFFICER: (SENATOR WATSON)

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

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SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. Top of page 8. House Bill 1254. Senator Cronin. Out of the record. House Bill 1268. Senator Shaw. Senator Shaw on the Floor? Out of the record. House Bill 1337. Senator Bomke? Out of the record. House Bill 1347. Senator Donahue? Out of the record. House Bill 1374. Senator Tom Walsh. Senator Walsh on the Floor? Would you like... Beg your pardon. That bill has already been -- already passed. House Bill 1485. Senator Bomke? Out of the record. House Bill 1550. Senator Jones? Senator Jones on the Floor? Out of the record. We're at the bottom of page 8. We have House Bill 1513. Senator Clayborne asks leave of the Body to return Senate -- House Bill 1513 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1513. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 5, offered by Senators Clayborne and Weaver.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Clayborne.

SENATOR CLAYBORNE:

Thank -- thank you, Mr. President. Amendment No. 5 basically adds language to the senior homestead exemption application process where it requires the county board's approval to implement an automatic renewal process for this exemption. It is permissive language based upon the assessor -- the county assessor or township assessor coming up with a program and it being approved by the county board. I ask for your favorable consideration in this amendment.

PRESIDING OFFICER: (SENATOR WATSON)

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Is there any discussion? Any discussion? All those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. House Bill 1612. Senator Parker? Out of the record. House Bill 1633. Senator Syverson. Out of the record. House Bill 1651. Senator Cronin? Senator Dan Cronin on the Floor? House Bill 1651. Mr. Secretary, please read the bill.

SECRETARY HARRY:

House Bill 1651.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Cronin.

SENATOR CRONIN:

I was engaged in important discussion with Representative Saviano. Excuse me. House Bill 1651 adds an amendment -- or, an amendment was added that imposes an immediate effective date. I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Any discussion? Senator Bowles.

SENATOR BOWLES:

...you, Mr. -- thank you, Mr. President. Question of the sponsor.

PRESIDING OFFICER: (SENATOR WATSON)

Sponsor indicates he'll yield, Senator Bowles.

SENATOR BOWLES:

Senator Cronin, in committee this bill was -- it was indicated that this bill was for an agreement between Cook County Forest Preserve and Rosemont for a new park along the Des Plaines River.

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It looks now -- or it appears that this is about ready to go into a conference committee, and I wondered whether you had any more specific information as to what the intentions are on this bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Cronin.

SENATOR CRONIN:

There are negotiations that are continuing to go forward, and there is -- there's nothing in this bill that we all couldn't support right now.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Bowles. Senator Bowles.

SENATOR BOWLES:

Thank you very much, Mr. Chairman. I still -- I feel uncomfortable about this, because it -- because of the lack of specificity on what the purpose of this bill is going to be.

PRESIDING OFFICER: (SENATOR WATSON)

Any further discussion? Senator Cronin, to close. I beg your pardon. Senator Hendon, for what purpose do you rise?

SENATOR HENDON:

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

PRESIDING OFFICER: (SENATOR WATSON)

Sponsor indicates he'll yield.

SENATOR HENDON:

Is this a quick-take bill?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Cronin.

SENATOR CRONIN:

Senator Hendon, this is not any bill at all. Right now this is simply a shell. There's nothing in it. We pass shell bills out of here as a matter of routine. You'll all get an opportunity to express your position on this matter if it becomes a matter.

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Right now there is nothing there. I ask for your favorable consideration for the opportunity to let the negotiations continue. You will be fully advised about the content of the bill when I know the content of it. This is just a shell, and we love shell bills. Please.

PRESIDING OFFICER: (SENATOR WATSON)

You know. Maybe -- maybe our whistling friends can kind of -- that's House activity. You know, that's something that you do over in the House, not in the Senate. Senator Hendon, what -- what purpose do you rise?

SENATOR HENDON:

That -- that was from your side of the aisle, but...

PRESIDING OFFICER: (SENATOR WATSON)

I don't care where it came from. It ought to -- it ought to be...

SENATOR HENDON:

That's right, Frank, you... My only comment is, on -- in our analysis -- and I guess it got gutted. I -- I don't know. But it says it's a quick-take bill, and I'd hate to vote for a quick-take bill and -- or -- so I guess we're going to vote up or down on nothing. So, all right.

PRESIDING OFFICER: (SENATOR WATSON)

Any further discussion? If not, Senator Cronin, to close.

SENATOR CRONIN:

I ask for your favorable consideration on this shell of a bill.

PRESIDING OFFICER: (SENATOR WATSON)

The question is, shall House Bill 61 pass -- House -- House Bill 1651 pass. All those in favor, vote Aye. Opposed, vote No. 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 42 voting Yes, 9 voting No, 1 voting Present.

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House Bill 1651, having received the required constitutional majority, is declared passed. House Bill 1699. Senator Parker, do you wish this particular piece of legislation to be returned to 2nd Reading for the purpose of an amendment? She does. And she asks leave, and the leave is granted. On the Order of 2nd Reading is House Bill 1699. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Parker.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Parker.

SENATOR PARKER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The amendment merely changes the effective date of the bill. The purpose of us doing that is to bring it into conference committee. Today, in our Public Health and Welfare Committee, there was discussion on ongoing agreement that we are working with Public Health on, on a task force and on certain immunization procedures, and we want to have an opportunity to come to agreement on that.

PRESIDING OFFICER: (SENATOR WATSON)

Is there discussion? Senator Butler. Out -- okay. The question is, then, those in favor shall say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. Senator Cronin, House Bill 1705. Out of the record. House Bill 1707. Senator Rauschenberger? House Bill 1707. Senator Rauschenberger. Out of the record. House Bill 1735. Senator Trotter? Senator Trotter. Senator Trotter on the Floor? Out of the record. House Bill 1757. Senator Garcia.

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...Bill 1757. Senator Garcia? Senator Butler, for what purpose do you rise?

SENATOR BUTLER:

For purposes of announcement.

PRESIDING OFFICER: (SENATOR WATSON)

Yes. Proceed, Senator Butler.

SENATOR BUTLER:

Ladies and Gentlemen, help me welcome the leadership of the Des Plaines Chamber of Commerce, who are sitting on the Democrat side of the aisle. Welcome.

PRESIDING OFFICER: (SENATOR WATSON)

We welcome you to Springfield. Would you please stand and be recognized? Please stand and be recognized. Glad to have you here. Page 10. We have House Bill 1887. Senator Karpel? Out of the record. House Bill 2132. Senator Radogno, would you like House Bill 2132 returned to the Order of 2nd Reading for the purpose of an amendment? The lady asks leave. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2132. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Radogno.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Radogno.

SENATOR RADOGNO:

Thank you, Mr. President. This amendment actually just slightly changes the amendment that was adopted in committee by deleting the penalty Section of the amendment.

PRESIDING OFFICER: (SENATOR WATSON)

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

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consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. 2152, House Bill. Senator Cullerton? Out of the record. House Bill 2171. Senator Maitland? Senator John Maitland. Out of the record. House Bill 2211. Senator O'Malley? Out of the record. Senator Dillard wishes to return House Bill 2215 to the Order of 2nd Reading, and asks leave of the Body. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2215. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Dillard.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President. This amendment merely adds a effective date and I'd move its adoption.

PRESIDING OFFICER: (SENATOR WATSON)

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

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. We are going to go back on page 7. House Bill 1147. Senator O'Malley, do you wish to seek leave of the Body to return House Bill 1147 to the Order of 2nd Reading for the purposes of amendment? The Senator wishes leave, and leave is granted, hearing no objection. On the Order of 2nd Reading is

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House Bill 1147. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 3, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR WATSON)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 3 to House Bill 1147 adds some language to the Telecommunications (Municipal) Infrastructure Maintenance Fee Act, which is the principal substance of House Bill 1147. This is language that was suggested by the DuPage Mayors and Managers Association.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. We're on page 11 on the Order of 2nd Reading. Page 11. About a third of the way down, we have House Bill 483. Mr. Secretary, please read the bill.

SECRETARY HARRY:

House Bill 483.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. There further business to be -- come before the Senate? Any further business? If not, Senator -- Senator Sieben moves the Senate stand adjourned until 9 a.m. All we have to do

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tomorrow is 3rd Reading. So we'd like for everybody here promptly and we'll get moving and hopefully get out at a reasonable time. Thank you for your consideration. Have a good evening.

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