

STATE OF ILLINOIS
84th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

113th Legislative Day

May 6, 1986

Speaker Giglio: "The House will come to order. The Members will be in their seats please. The Chaplain for today will be the Reverend Phillip Kaufman, Pastor of Emmanuel Lutheran Church of Springfield. Reverend Kaufman is a guest of Representative Michael Curran. Will the guests in the gallery please rise for the invocation?"

Reverend Kaufman: "Lord, God, we don't say it enough to You, but we say it now. Thank You for forbidding us to be a Member of this Legislative Body and to serve the people of Illinois. Thank You for all our colleagues, even for those with whom You disagree at times. Endow us with a sense of responsibility for the office in which we serve. Make us immuned to the temptation of selfish interest. Fill us with knowledge and wisdom that the resolutions and laws may be for the good of the people of Illinois. Keep the citizens of Illinois in the press from unfair criticism and fault finding and help us, then, in turn to earn the respect of the public by our conduct and actions. We pray Your special blessings upon those involved in agriculture, especially our farmers. Look favorably upon those in crisis. Help us in our consideration of laws and programs that will help our farmers, especially send refreshing rain soon that the dry earth might be moistened. Bless our country, our government, our people and make our state a blessing to our Nation for Jesus' sake. Amen."

Speaker Giglio: "We'll be led in the Pledge of Allegiance by Representative Ropp."

Ropp - et al: "I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all."

Speaker Giglio: "Don't get excited. Preston has to take place."

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We will follow the rules of the House. Pictures first. Remember. Roll Call for Attendance. We're all present and accounted for? Representative Piel, do you have any excused absences?"

Piel: "Yes, Mr. Speaker. Would the record show that Representative Dwight Friedrich is excused today?"

Speaker Giglio: "The record will so indicate. Representative Matijevich."

Matijevich: "Let the record show he's improving, but Representative Nelson Rice is still excused due to illness."

Speaker Giglio: "So indicate. Mr. Clerk, take the Roll. 115 answering 'present', a quorum is with us. Representative Homer in the Chair and Representative Hawkinson."

Speaker Homer: "Thank you, Mr. Speaker. Ladies and Gentlemen, we have here today the Chapman Junior High Girls' Championship Softball Team from Farmington. I would ask the Clerk to read House Resolution 856 (sic - 853)."

Clerk O'Brien: "House Resolution 853. Whereas, the Members of the House are delighted to recognize instances of athletic excellence throughout the state; and whereas, it has come to the attention of this Body that the Chapman Junior High School Softball Team has won the Illinois Elementary School Association Girls' Softball Tournament; and whereas, with a 15 to 1 record on the season, the Chapman Junior High School Softball Team is under the guidance of head coach, Rebecca Marvel and first base coach, Sherry Higgs; therefore, be it resolved by the House of Representatives of the 84th General Assembly of the State of Illinois, that we congratulate the girls' softball team from Chapman Junior High School on winning the Illinois Elementary School Association State Softball Tournament; that we commend the players and coaches for their hard work and

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dedication and that we extend our best wishes to them for continued success in the future; and be it further resolved, that a suitable copy of this Preamble and Resolution be presented to the coaches and to each and every member of the softball team as a formal indication of our respect for their outstanding team."

Speaker Homer: "Thank you. Would you join with me on congratulating the girls' softball state champions from Farmington, Chapman Junior High? And I might... I might mention that they've also issued a challenge, Coach Capparelli, to take on the winner of this year's House - Senate softball team, and I'm putting my money right here."

Speaker Giglio: "Committee Reports. Mr. Clerk."

Clerk O'Brien: "Corrected Committee Report. The following Bills were incorrectly reported out of Committee on Appropriations I as 'do pass Consent Calendar': House Bills 3003, 3015, 3071, 3101, 3133 and 3388. They should have been reported as 'do pass' and placed on the Order of Second Reading. The following Bills reported 'do pass' out of the Committee on Reg. and Reg., and they are House Bill 2323. Representative Bowman, Chairman of the Committee on Appropriations II, to which the following Bill was referred, action taken May 1, 1986, reported the same back with the following recommendation: 'do pass' House Bill 3568. Representative Van Duyne, Chairman of the Committee on Counties and Townships, to which the following Bill was referred, action taken April 30, 1986, reported the same back with the following recommendation: 'do pass' House Bill 3584. Representative Terzich, Chairman of the Committee on Executive, to which the following Bills were referred, action taken April 30, 1986, reported the same back with the following recommendations: 'do pass Short Debate Calendar' House Bill 3276; 'do pass' House Bill

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3396."

Speaker Giglio: "Representative Leverenz, for what purpose do you seek recognition?"

Leverenz: "Inquiry of the Chair. Was the first announcement there that appropriation Bills came out of Approp. I on Consent Calendar? I know we do good work, but we out did ourselves if that happened."

Speaker Giglio: "No. I think what the Clerk read was the Consent Calendar first."

Leverenz: "Oh. Thank you."

Speaker Giglio: "An announcement that we have cake at Representative Klemm's desk. First come, first serve. There is not too many pieces left. Happy birthday to Representative Klemm. May I have your attention? Page 27 of the Calendar, Consent Calendar Second Reading, Second Legislative Day. Read the Bills, Mr. Clerk."

Clerk O'Brien: "House Bill 2613 has been removed from the Consent Calendar. House Bill 2705 has been removed from the Consent Calendar. House Bill 2891, a Bill for an Act to amend the Medical Practice Act. Amendment #1 was adopted in Committee. Second Reading of the Bill. House Bill 3019 has been removed from the Consent Calendar. House Bill 3040, a Bill for an Act to amend an Act in relation to certain sanitary district. Second Reading of the Bill. House Bill 3181 has been removed from the Consent Calendar. House Bill 3269, a Bill for an Act to amend the Illinois Municipal Code. Second Reading of the Bill. House Bill 3371, a Bill for an Act to amend the Illinois Library System Act. Second Reading of the Bill. House Bill 3425, a Bill for an Act to amend the Nursing Home Care Reform Act. Amendment #1 was adopted in Committee. Second Reading of the Bill. House Bill 3520, a Bill for an Act to amend the Illinois Public Aid Code. Second Reading of the

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Bill. House Bill 3528, a Bill for an Act to amend the Meat and Poultry Inspection Act. Second Reading of the Bill. House Bill 3549, a Bill for an Act to amend an Act relating to forest preserve districts. Second Reading of the Bill. House Bill 3553, a Bill for an Act relating to forest preserve districts. Second Reading of the Bill. House Bill 3554, a Bill for an Act relating to forest preserve districts. Second Reading of the Bill."

Speaker Giglio: "Third Reading. Representative Matijevich, for an announcement."

Matijevich: "Yes, I hope the Members are all listening, Mr. Speaker, because this must be the day of birthdays. Let's all say happy birthday to our Clerk, Jack O'Brien. Happy birthday, Jack."

Speaker Giglio: "May I have the House attention? On page 14 of the Calendar, House Bills Second Reading Short Debate Calendar, House Bill 564. Mr. Clerk. Representative McCracken. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 564, a Bill for an Act to amend an Act relating to public contracts. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions relative to Amendment #1?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Amendments from the floor?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 1043, Representative Levin. Representative Levin in the chambers? Out of the record, Mr. Clerk. House Bill 1229, Representative Younge. Out of the record. House Bill 1446, Representative Alexander. Out of the record, Mr. Clerk. Representative Stephens, House Bill 2486. Pardon me? Excuse me. Representative... You want it? Mr. Clerk, excuse me, back up. House Bill 1446. Read the Bill, Mr. Clerk."

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Clerk O'Brien: "House Bill 1446, a Bill for an Act to amend Sections of the Illinois Public Aid Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 2486, Representative Stephens. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 2486, a Bill for an Act to amend Sections of the Illinois Horse Racing Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Giglio: "Third Reading. House Bill 2528, Representative Klemm. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House..."

Speaker Giglio: "Representative... Excuse me, Mr. Clerk. Representative Cullerton."

Cullerton: "Yes, I wonder if the Sponsor could take it out of the record for just one second so our staff can talk to him about a possible Amendment."

Speaker Giglio: "Representative Klemm, take it out of the record? Representative Cullerton asks to take this Bill out of the record for a minute."

Klemm: "I have an Amendment on it. I could explain the Bill at that time. I would like to move on the Amendment that I have."

Speaker Giglio: "Representative Cullerton."

Cullerton: "Yes, I believe there is a Floor Amendment that hasn't been distributed yet. I don't know what the rush is; but, if he just take it out of the record for a second, we can get back to it today."

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Speaker Giglio: "Out of the record. We'll come back to it today.

If the Amendment's been distributed, we'll come back to it.

Clerk informed me it's in the process. Representative

Mautino, 2544. Representative Mautino in the chambers?

Out of the record. Excuse me. Representative Mautino,

House Bill 2544, Second Reading Short Debate Calendar.

Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 2544, a Bill for an Act authorizing

the Director of Central Management Services to convey

certain real property in the City of Kewanee. Second

Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. Could I have your attention

please, for an introduction? Ladies and Gentlemen, I'd

like to at this time introduce, Jeannie Bradner, as the

State Director for the Illinois Office of Hands Across

America. Jeannie Bradner's responsibility include hiring,

overseeing and managing all the staff, overseeing the

office's budget, acting as official spokesperson for the

project, forming and honoring advisory Committees and being

the offices liaison with the projection - Project National

Headquarter in Los Angeles. Ms. Bradner's commitment to

voluntary and social services clumped with her political

experience served to strengthen her commitment to this

worthy project and provide her with outstanding leadership

qualities. Ms. Bradner is on leave of absence as the

Director of the Governor's Office of Voluntary Action for

the duration of this project. She's a member of numerous

social services and municipal Committees and has served as

a village trustee and treasure and is a candidate for the

nomination to the Illinois State Senate and was voted

Winnetka's Chamber of Commerce Woman of the Year in 1982.

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To name just a few of her official recognitions and titles. Ladies and Gentlemen, I introduce, Jeannie Bradner. Can I have your attention, please?"

Jeannie Bradner: "Speaker Madigan and Members of the Illinois House of Representatives, it is a pleasure and a privilege to be with all of you today. It is, I know, not necessary for me to remind any of you of the numbers of Americans who are hungry and homeless. You are our Illinois Leaders and you work through public policy to help meet the needs of the hungry and homeless. Many of the hungry and homeless are adults, but increasingly and unfairly, we see numbers of children who are hungry and homeless. I am here, however, to tell you about Hands Across America and to ask your support for this most historic and unprecedented effort to involve the private sector in the fight against hunger and homelessness. On Sunday, May 25 at 2:00, 6 million Americans will join hands across 4,000 miles of the United States to demonstrate their concern for the hungry and homeless in the United States. People will pledge \$10, \$25, \$35 for their place in line. And the goal is to raise 50 to 100 million dollars to fund our local community food banks and food pantries and shelters as well as to fund into innovated programs that can get people led toward self-sufficiency. Hands Across America is a program by Americans, for Americans, with Americans. It has tremendous corporate support. Particularly, our major supporters are Coca Cola and CitiCorp, who are paying all of the up front cost of this project. The project is endorsed by all of the Governors in the sixteen states through which it goes. The gubernatorial chairs are Governor Kean of New Jersey and Governor Babbitt of Arizona. It is endorsed here by our own Governor Thompson, who will declare May 25, 'Hands Across America Day'. It is

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endorsed by Senator Alan Dixon, who has passed a Resolution in the U.S. Senate declaring May 25 "Hunger and Homeless Day". It is endorsed by Harold Washington, who is the Chair of our Chicago Steering Committee. It is also endorsed by over 95 national organizations. The American Association of University Women, the JCs, the Elks, the Campfire Girls, the Girl Scouts, the Boy Scouts. The list goes on and on. Illinois has over 370 of Hands Across America's 4,000 miles. The line will go through Chicago. The southern suburbs in Cook County, Will, Kankakee, Iroquois, Ford, Champaign, DeWitt, Piatt, Macon, Sangamon, Macoupin and Madison counties. The towns in these counties and the people who live there and the people who come from out Illinois to join them will bare witness to all the facets of life in Illinois and Illinoisians' commitment to joining together to help each other. Hands Across America is an unprecedented opportunity for Americans to join hands literally and spiritually to show that we believe in this, best of all, Democratic societies. We can solve any problem that confronts us by joining together. I ask for your support of this Resolution and I look forward to seeing you, your families and all your many friends on the line, Sunday, May 25th. And I invite you to join me and my staff at a reception tonight at the Ramada Renaissance from 5:30 to 7:00. Thank you."

Speaker Giglio: "Thank you, Jeannie. We'll go to the Order of Resolutions. Mr. Clerk."

Clerk O'Brien: "House Joint Resolution 192, offered by Speaker Madigan and Representative Daniels. Whereas, there is an estimated 2 1/2 million homeless people in America and millions of Americans, especially children, experience hunger some time each month; and whereas, Hands Across America is a historic undertaking linking concerned and

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giving American citizens in a continuous line from coast-to-coast which will be over 4,000 miles long; and whereas, Hands Across America represents a strong partnership between corporate and private citizens working together to help the hungry and homeless as well as promoting volunteerism across the nation; and whereas, the goal of Hands Across America is to raise 100 million dollars to help reduce hunger and homelessness in America, and whereas, on May 25th at 2:00 p.m., 6 million Americans will join hands across the United States to demonstrate their support and concern for the hungry and homeless, including more than 400,000 participants in Illinois; and whereas, Hands Across America will represent the diversity and breadth of the great State of Illinois, covering 333 miles in Illinois, including Chicago, Kankakee, Champaign, Decatur, Springfield, Carlinville and Alton. Therefore, be it resolved by the House of Representatives of the 84th General Assembly of the State of Illinois, the Senate concurring herein, that on May 25, 1986, we proclaim "Hands Across America Day", and be it further resolved, that the Members of the General Assembly encourage the people of Illinois to join in the spirit of giving by participating in Hands Across America by joining hands across Illinois on May 25, 1986."

Speaker Giglio: "Representative Matijevich moves for the adoption of the Resolution. All those in favor signify by saying 'aye'. 'Aye' and 'nays', the 'ayes' have it. The Resolution is adopted. Alright, we're going back to House Bills Second Reading Short Debate on page 14 of the Calendar. Representative Klemm, on House Bill 2528. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 2528, a Bill for an Act to add Sections to an Act to require prompt payments by the State

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of Illinois for goods and services. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, offered by Representative Klemm, amends House Bill 2528 on line 12 by inserting the following immediately after the comma."

Speaker Giglio: "Representative Klemm, on Amendment #1 to House Bill 2528."

Klemm: "Thank you, Mr. Speaker. House Amendment #1 corrects and gives the State of Illinois and the vendor a chance to work together to meet our Prompt Payment Act that's already statute, as we know that it already is required that we have our bills and vendors being paid promptly. Amendment #1 allows different payment terms other than what's called for in the statute now, so that a vendor and a department head can work out any differences because of delays possibly under construction or items such as that. And at least, a vendor would know in advance when a payment would be made. Secondly, if the vendor does not receive prompt payment, they would have to at least call to the attention of the department by a written request spelling out the specifics of the bills, of the warrant number, the invoice state, so that again, the department would not have to automatically search through thousands and thousands and ton of thousands, actually, of bills to be paid that would be required to pay interest. Secondly, the Illinois Court of Claims, we've changed that from being mandatory to a may type of requirement in providing for interest penalties when the bills meet their particular court of claims office. So, I think we've answered all the concerns that all the departments have indicated to this Bill. And I do ask for its adoption."

Speaker Giglio: "Any questions on the Amendment? Seeing none,

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all those in favor signify by saying 'aye', those opposed 'no'. The opinion of the Chair, the 'ayes' have it. Amendment #1 is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. House Bill 2562, Representative Deuchler. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 2562, a Bill for an Act to amend Sections of the Illinois Highway Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, offered by Representative Deuchler, amends House Bill 2562 on page 1 on line 17 and 28 and so forth."

Speaker Giglio: "Representative Deuchler, on Amendment #1."

Deuchler: "The reason for this Amendment is that in the instance, particularly, of the township where they are interested in contracting with individual farmers for rows of corn to use as snow breaks... Sugar Grove Township who has presented this suggestion has found that the farmers are a little unwilling to undergo the nuisance value of leaving three or four rows of corn and that they would be much more interested in participating in the program if 10 percent of the contract price was available to be paid to the individual farmer as an inconvenience fee and that's the reason for the Amendment."

Speaker Giglio: "Questions on the Amendment? Seeing none, all those in favor signify by saying 'aye', those opposed 'nay'. The opinion of the Chair, the 'ayes' have it. Amendment #1 is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. House Bill 2582, Representative Preston. Representative Preston in the chamber? Out of the record, Mr. Clerk. House Bill 2644, Representative

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Capparelli. 2644. Second Reading. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 2644, a Bill for an Act to add Sections to the Emergency Medical Services Assistance Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "No Floor Amendments? Third Reading. House Bill 2839, Representative Olson. Representative Olson. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 2839, a Bill for an Act to amend Sections of an Act to provide for the organization and maintenance of the University of Illinois. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Giglio: "Any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #3, offered by Representative Olson, amends House Bill 2839 on page 2 on line 5 by changing this to Section 1 of this."

Speaker Giglio: "Representative Olson, on Amendment #3."

Olson: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Amendment #3 to House Bill 2839 makes a technical correction to clarify the fact that only Section 1 of the Bill as opposed to Sections 1 and 3 are intended to eliminate the opposite language from the University Illinois Organization Act. Our staffer found, in reviewing it this spring, that we provided for both the election and appointment of trustees. And the name of university had at

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one time been put on the rolls as University of Illinois Industrial University. I move for the adoption of the Amendment."

Speaker Giglio: "Any discussion on the Amendment? Hearing none, Representative Cullerton. Representative Cullerton, on Amendment #3."

Cullerton: "Thank you. Will the Sponsor yield?"

Speaker Giglio: "Indicates he will."

Cullerton: "Representative, I know we're on Amendment #3, but I wonder if you could tell me how Amendment #3 affects Amendment #2 and if you could tell me what Amendment #2 does again, I'd appreciate it."

Olson: "#2... Amendment #4 will deal with that. Amendment #3 deals with the..."

Cullerton: "I'm sorry. What... You said, Amendment #4?"

Olson: "We have Amendment #4 to deal with Amendment #2."

Cullerton: "Oh, so I could ask you what Amendment #2 does after we... when we get to Amendment #4."

Olson: "Yes. Thank you."

Cullerton: "And Amendment #4 has not yet been distributed?"

Olson: "Amendment #4 hasn't been offered, Representative."

Cullerton: "It hasn't been distributed either."

Olson: "Well, I'm sorry to hear that. It's been filed for sometime."

Cullerton: "Okay. Maybe we can check with the Clerk."

Speaker Giglio: "It's being distribute."

Cullerton: "Alright. Well, then, if you could take this out of the record until we have a chance to look at #4, we'd come right back to it."

Olson: "Yes. Thank you very much."

Cullerton: "Thank you."

Speaker Giglio: "Take it out of the record, Mr. Clerk. House Bill 2873, Representative Hicks. Read the Bill, Mr.

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Clerk."

Clerk O'Brien: "House Bill 2873, a Bill for an Act to amend Sections of an Act in relation to oil, gas, coal and other surface and underground resources. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 3059, Representative Steczo. Representative Steczo in the chamber? House Bill 3059. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3059, a Bill for an Act to add Sections to the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, offered by Representative Steczo, amends House Bill 3059 on page 1 on line 13 by changing 'other' to 'other public'."

Speaker Giglio: "Representative Steczo."

Steczko: "Thank you, Mr. Speaker, Members of the House. House Amendment #1 is a means by which to clarify the intent of House Bill 3059. The Bill deals with transferring student records from one school to another. Amendment #1 simply says that those records.. the law would provide that... or would be applicable rather only in cases where there is transferal from public to private or public to public, but not, but not, to private schools. And I move for the adoption of the Amendment."

Speaker Giglio: "Any discussion on the Amendment? Representative Cullerton."

Cullerton: "Yes. Will the Sponsor yield?"

Speaker Giglio: "Indicates he will."

Cullerton: "Okay, I understand that it doesn't apply to a transfer from a private to a private school, but does it

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apply in a transfer from a private to a public school?"

Speaker Giglio: "Representative Steczo."

Steczko: "Representative Cullerton, yes. The Bill, in its form after this Amendment would be adopted, would apply for transfers from private to public or public to private... or public to public."

Cullerton: "And so the private school would be required to prepare a transcript and send the transcript to the public school."

Steczko: "Correct and vice versa."

Cullerton: "Then why are you eliminating its... why are you offering Amendment #1 which would prohibit the transfer between two private schools?"

Steczko: "Representative Cullerton, because it's my understanding that there may be a constitutional question involved in requiring this in a case of transferring from private to private."

Cullerton: "And... but the same objection would not obtain when you are requiring a private school to prepare and send a transcript?"

Steczko: "My understanding is that is not the case."

Cullerton: "Okay. Thank you."

Speaker Giglio: "Further discussion? Hearing none, all those in favor signify by saying 'aye', those opposed 'nay'. The opinion of the Chair, the 'ayes' have it. Amendment #1 is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. House Bill 3079, Representative Hastert. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3079, a Bill for an Act to amend Sections of the Illinois Public Library District Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

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Speaker Giglio: "Any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #2, offered by Representative Hastert, amends House Bill 3079 on page 3, line 31 and so forth."

Speaker Giglio: "Representative Hastert, on Amendment #2 to House Bill 2079 (sic - 3079)."

Hastert: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #2 is an Agreed Amendment. I talked to Representative Steczo and it was an Amendment that we agreed on in Committee to put on the floor. It requires a referendum to disconnect from a public library district under provisions of this Bill to be held within one year after the effective date of this amendatory Act or one year after the date the territory was annexed, whichever is later. I ask for the positive adoption of this Amendment."

Speaker Giglio: "Any discussion on Amendment #2? Representative Cullerton."

Cullerton: "Yes. I couldn't understand the explanation."

Hastert: "It's a lot of noise in here, Representative."

Cullerton: "Yes, there is a lot of noise from people other than those who are talking about the Bills."

Hastert: "Yes. I've really tried to enunciate everything. So, I'm willing to repeat it. It requires a referendum to disconnect from a library district under provisions of this Bill to be held within one year after the effective date of the amendatory Act or one year after the date the territory was annexed, whichever is later. This Amendment is agreed upon by the Members in the Cities and Townships Committee. I talked to Representative Steczo about this and it affected his Bill originally and..."

Cullerton: "Last week when those library people were down

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lobbying, was this one of the Bills they were concerned about?"

Hastert: "This is the Bill they're concerned about and this Amendment takes care of most their problems, I understand. They agreed and they were neutral after this Amendment was proposed."

Cullerton: "So, this Amendment secures their neutrality?"

Hastert: "Well, let me just say that in Committee, they were neutral with this Amendment being proposed."

Cullerton: "Okay. Thank you."

Speaker Giglio: "Any further discussion? Hearing none, all those in favor signify by saying 'aye', those opposed. Opinion of the Chair, the 'ayes' have it. Amendment #2 is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. Representative Hallock, 3107. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3107, a Bill for an Act to amend the Juvenile Court Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, offered by Representative Hallock."

Speaker Giglio: "Representative Hallock, Amendment #1."

Hallock: "I withdraw Amendment #1."

Speaker Giglio: "Withdraw Amendment #1. Further Amendments?"

Clerk O'Brien: "Floor Amendment #2, offered by Representative Hallock."

Hallock: "Thank you, Mr. Speaker, Members of the House. Amendment #1 was technically flawed. Amendment #2 does the same thing which, in essences, delete Cook County from the Bill. The purpose of the Bill is to allow minors to perform public service work in counties. The current law

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provides them to perform that work only within cities and townships. This would expand it to county level and I would ask for your support."

Speaker Giglio: "Any discussion on Amendment #2? Representative Cullerton."

Cullerton: "Yes. Representative Hallock, I... I'm confused now, with the adoption of Amendment #2, what the effect of this Bill will have on Cook County. Maybe you could explain the original Bill before it was amended and then..."

Hallock: "Yes. Yes. The Bill deletes Cook County, and my rationale for that is that I thought that if we're going to expand it to the county level, we should first start with the other counties in the state. Cook County being so large, we could find ourselves in a situation whereby a juvenile may be assigned some work which may be, you know, too many miles away from his home. And so, I thought, initially, we should expand it to the counties. Let's start it off without Cook and then try to, hopefully, work in Cook at a later date."

Cullerton: "Okay. So, now with the effect of Amendment #2 then, wouldn't Cook be involved... included in the Bill in some fashion?"

Hallock: "Yeah... Cook would still be covered in the sense that the municipalities and townships within Cook are covered, but the county itself would not be, so that we... for example... you know, the whole county will not be covered. A Judge couldn't assign a juvenile work outside of his township or outside of his city within Cook County. It's still in Cook County. It applies only to the townships and the municipality regions."

Cullerton: "Okay. Fine. Thank you."

Speaker Giglio: "Further discussion? Seeing none, all those in favor signify by saying 'aye' on Amendment #2, opposed

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'nay'. In the opinion of the Chair, the 'ayes' have it.
Amendment #2 is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. The Chair now recognizes the
Lady from Sangamon, Representative Hasara, for an
announcement."

Hasara: "Thank you very much. As the Member of the Governor's
Prayer Breakfast Committee, I would just like to remind all
the Members of the House that the breakfast is this
Thursday morning at 7:30 at the Holiday Inn East. Tickets
are still available. So, if you feel that you would still
like to attend, you may see me for tickets. I encourage
you all to attend. Thank you very much."

Speaker Giglio: "Short Debate Calendar, page 15, appears House
Bill 3114, Representative Berrios. Berrios. Mr. Clerk,
read the Bill."

Clerk Leone: "House Bill 3114, a Bill for an Act to amend the
Mental Health and Developmental Disabilities Code. Second
Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Giglio: "Third Reading. Representative Braun, 3128. Mr.
Clerk, read the Bill."

Clerk Leone: "House Bill 3128, a Bill for an Act to amend the
Illinois Municipal Code. Second Reading of the Bill. No
Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "None."

Speaker Giglio: "No Floor Amendments? Third Reading.
Representative Breslin, 3217 (sic - 3277). Mr. Clerk, read
the Bill."

Clerk Leone: "House Bill 3277, a Bill for an Act to amend the
Illinois Vehicle Code. Second Reading of the Bill. No

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Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Giglio: "Third Reading. House Bill 3424, Representative Slater. Representative Slater in the chamber? Mr. Clerk, read the Bill."

Clerk Leone: "House Bill 3424, a Bill for an Act to amend the Agricultural Fairness Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Giglio: "Third Reading. Representative Parcels, House Bill 3477. Mr. Clerk, read the Bill."

Clerk Leone: "House Bill 3477, a Bill for an Act to amend an Act to provide training programs for foster care and adoption services. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Giglio: "Third Reading. House Bill 3521. Out of the record. House Bill 3529, Representative Johnson. Representative Johnson in the chamber? Out of the record. I want to run it. House Bill 3529, Representative Johnson. Mr. Clerk."

Clerk Leone: "House Bill 3529, a Bill for an Act to amend the Uniform Anatomical Gift Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Giglio: "Third Reading. Representative Johnson, on 3532. 3532. Representative Johnson. Representative Johnson,

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what's your pleasure?"

Johnson: "3529, I believe we filed an Amendment to. Is that... It's a christian science Amendment. Everyone's agreed to it. I'd like to move it to Third, but I'd like to adopt the Amendment. Are you just going through Bills that there is no Amendments to? Well, I'll go ahead and move it now and then take it back later on."

Speaker Giglio: "Representative Johnson, the Clerk informs me there is no record of the Amendment. We'll... If it's alright with you, we'll hold it on Third and bring it back..."

Johnson: "That's fine."

Speaker Giglio: "...For the purpose of an Amendment."

Johnson: "That's fine."

Speaker Giglio: "Okay?"

Johnson: "Fine."

Speaker Giglio: "How about House Bill 3532? Mr. Clerk, read the Bill."

Clerk Leone: "House Bill 3532, a Bill for an Act to amend the Experimental Organ Transportation Procedures Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Giglio: "Third Reading. House Bill 3533, Representative Johnson. Mr. Clerk, read the Bill."

Clerk Leone: "House Bill 3533, a Bill for an Act to amend an Act to provide for lifesaving organ... organ transplant procedures. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Are any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

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Speaker Giglio: "Third Reading. House Bill 3574, Representative Stern. Mr. Clerk, read the Bill."

Clerk Leone: "House Bill 3574, a Bill for an Act to amend the Intergovernmental Cooperation Act. Second Reading of the Bill. No Committee Amendments?"

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Giglio: "Third Reading. Representative McCracken, House Bill 35... out of the record. Alright. Now, we'll return to House Bill 1229. Representative Younge. 1229, Mr. Clerk."

Clerk Leone: "House Bill 1229, a Bill for an Act to amend the Illinois Public Aid Code. Second Reading of the Bill. Amendment #1 was adopted previously."

Speaker Giglio: "Any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 191, page 16 of the Calendar, House Bills Second Reading, Representative Younge. Out of the record. House Bill 317, Representative Braun. Representative Braun, on House Bill 317. Out of the record. House Bill 330. Read the Bill, Mr. Clerk. 330. The Floor Amendment was just filed, Representative Braun. You want to take that out of the record also? On House Bill 330, we have a Floor Amendment that was just filed. It was not distributed."

Braun: "I'm sorry... 330, an Amendment has been filed?"

Speaker Giglio: "Yes. It hasn't been distributed. So, would you take it out of the record, please?"

Braun: "I'm not aware of an Amendment."

Speaker Giglio: "Clerk informs me that an Amendment has been filed."

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Braun: "The Amendment has been filed. As to 317, has an Amendment been filed?"

Speaker Giglio: "No information on 317."

Braun: "Then I'd like to proceed with 317, if you don't mind."

Speaker Giglio: "House Bill 317."

Clerk Leone: "House Bill 317, a Bill for an Act to amend the Illinois Pension Code and an Act in relationship to state moneys. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed on Amendment #1 on House Bill 317?"

Clerk Leone: "There are no Motions filed."

Speaker Giglio: "No Motions filed. Any Amendment... Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Giglio: "No Floor Amendments. Third Reading. House Bill 390, Representative Davis. Representative Davis. Out of the record. House Bill 546, Representative Rea. Representative Rea. Out of the record. House Bill 1227, Representative Younge. Representative Younge in the chamber? Out of the record. 12... House Bill 1245, Representative Steczo. Representative Steczo in the chamber? Out of the record. Representative Levin, on 1302. Out of the record. Representative Pangle, 1332. Mr. Clerk, read the Bill. 1332."

Clerk Leone: "House Bill 1332, a Bill for an Act to amend the Emergency Medical Services Systems Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk Leone: "There are no Motions filed."

Speaker Giglio: "Out of the record? Mr. Clerk, take the Bill out of the record. Representative Countryman, 1459. Mr. Clerk, read the Bill."

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Clerk Leone: "House Bill 1459, a Bill for an Act to amend the Regency Universities Act. Second Reading of the Bill. Amendments #1 and 2 were adopted previously."

Speaker Giglio: "Any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Giglio: "Third Reading. Representative Nash, 1473. Mr. Clerk, read the Bill."

Clerk Leone: "House Bill 1473, a Bill for an Act to amend the Illinois Public Aid Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #1, Levin."

Speaker Giglio: "Representative Levin, on Amendment #1 to 1473."

Levin: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 1473 is the general assistance income disregard extension of the current program. We put in the place three years ago. It is supported by the Department of Public Aid. Amendment #1 simply deletes the language in the Bill which puts a time limit on the program, and the Department of Public Aid has no problem with this Amendment."

Speaker Giglio: "Any discussion on Amendment? Hearing none, all those in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair, the 'ayes' have it. Amendment #1 is adopted. Further Amendments?"

Clerk Leone: "Floor Amendment #2, Levin."

Speaker Giglio: "Representative Levin, on Amendment #2 to House Bill 1473."

Levin: "Mr. Speaker, Amendment #2 was given to me by the Legislative Reference Bureau. It is purely technical in nature."

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Speaker Giglio: "Any questions on the Amendment? Hearing none... Representative Piel. Excuse me. Representative Piel."

Piel: "I'm sorry, Mr. Speaker, we couldn't hear what he was saying. Could he repeat exactly what Amendment #2 does, please?"

Speaker Giglio: "Representative Levin, could you kindly explain that last Amendment?"

Levin: "Okay. Amendment #2 was given to me by LRB. It's purely technical in nature. I think that between last year when the Bill was initially introduced and this year, there was a change in the data base with respect to a reference and Amendment #2 simply includes that reference which was added to the law in the intervening year from the time that House Bill 1473 was initially introduced."

Speaker Giglio: "Further discussion? Representative McCracken, Gentleman from DuPage."

McCracken: "Representative... Pardon me, Mr. Speaker. Will the Sponsor yield?"

Speaker Giglio: "Indicates he will."

McCracken: "Representative, what does the Bill as amended do now if this were to be adopted?"

Levin: "The Bill as amended extends the program that we established three years ago to permit income disregard for general assistance on an attempt to get people off the general assistance rolls to work and if it's in with project chance, which is the Department of Public Aid's program which has the same objective and accordingly, the Bill is supported by the Department. Amendment #2 was simply proposed by the Reference Bureau and corrects a reference in that which was changed in the data base between last year when this Bill was initially introduced and this year."

McCracken: "Was #1 adopted, Floor Amendment #1?"

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Levin: "Yes. Yes."

McCracken: "Okay. And... on page 2, lines 6, are there now two Acts which are referred to regarding the applicant's eligibility? Is it now the Senior Citizens' and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act? Is that one Act? One Act?"

Levin: "Yes. I believe that's one Act. You know, my understanding when the Reference Bureau gave me this Amendment, they just said that there was a change in the data base in the intervening year. So, this is what they gave me."

McCracken: "Well, I... I don't see how Amendment #2 has an affect on the data base. Doesn't it amend the name of the Act under which relief is not to be affected?"

Levin: "I believe they... I think there was a change in the name of the Act that's been reference here last year."

McCracken: "So, the title of the Act was amended at some prior time."

Levin: "That... Yes."

McCracken: "Okay. And the Bill, as amended, then would require that the first \$75 not be counted until September 19, 1990?"

Levin: "That is the law now and the legislation simply extends that. Indefinitely"

McCracken: "Okay. But it would have expired this year in the absence of this Bill?"

Levin: "That's correct."

McCracken: "Nothing further."

Speaker Giglio: "Further discussion? All those in favor on Amendment #2 signify by saying 'aye', those opposed. In the opinion of the Chair, the 'ayes' have it. Amendment #2 is adopted. Further Amendments?"

Clerk Leone: "No further Amendments."

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Speaker Giglio: "Third Reading. Representative Turner, 1477.
Mr. Clerk, read the Bill."

Clerk Leone: "House Bill 1477, a Bill for an Act to amend the
Illinois Public Aid Code. Second Reading of the Bill.
Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 1613, Representative
Dunn. Out of the record. House Bill 1618, Representative
Braun. 1618. Mr. Clerk, read the Bill."

Clerk Leone: "House Bill 1618, a Bill for an Act to amend the
Illinois Public Aid Code. Second Reading of the Bill.
Amendment #1 was adopted previously."

Speaker Giglio: "Any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 1676, Representative
Younge. Out of the record. House Bill 1699. Out of the
record. House Bill 1865, Representative Dunn. Out of the
record. 1945, Representative Churchill. Representative
Churchill in the chambers? Out of the record. House Bill
2559. Out of the record. 2529. Out of the record. 2552,
Representative Curran. Representative Curran in the
chamber? Out of the record. House Bill 2529,
Representative Pullen. Out of the record, Mr. Clerk.
House Bill 2573, Representative McNamara. Representative
McNamara. Out of the record. 2583, Representative
Preston. Out of the record. House Bill 2585. Out of the
record. House Bill 2596, Representative Wolf. 2596. Mr.
Clerk, read the Bill."

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Clerk Leone: "House Bill 2596, a Bill for an Act to amend the Uniform Criminal Extradition Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #1, Wolf."

Wolf: "Thank you, Mr. Speaker, Members of the House. Amendment #1 to House Bill 2596 is strictly a technical Amendment, and I would move for its adoption."

Speaker Giglio: "Gentleman asks for adoption of Amendment #1. On that question, Representative McCracken, the Gentleman from DuPage."

McCracken: "Will the Sponsor yield?"

Speaker Giglio: "The Sponsor indicates he will."

McCracken: "Representative, if the Amendment were adopted, what would this Bill do as amended?"

Wolf: "The Bill, basically, would provide that the state would pay for extradition expenses to the counties in those cases where those persons are being brought back to the State of Illinois. The Bill as it stands right now contains a question that possibly... this would compel the state to pay for extradition expenses in those cases which might involve strictly a misdemeanor. The Amendment intends to change the Bill to provide that the state will only pay extradition expenses for those persons charged with a felony."

McCracken: "So, your intent, if this Amendment were adopted, would be to require reimbursement only for felonies. Is that correct?"

Wolf: "That's correct."

McCracken: "Now, how does that differ from current law? Isn't that current law?"

Wolf: "The counties have to pay for it entirely at the present time."

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McCracken: "Okay. Thank you."

Speaker Giglio: "Further discussion? Hearing none, all those in favor of adopting Amendment #1 to House Bill 2596, signify by saying 'aye', those opposed. The opinion of the Chair, the 'ayes' have it. Amendment #1 is adopted. There... There is a fiscal note requested on this Bill, Representative Wolf. And the Bill will remain on Second Reading with the Amendment adopted. Representative Terzich. House Bill 2600. Mr. Clerk, read the Bill. Representative Terzich, there has been a Floor Amendment filed and it hasn't been distributed. So, you want to take it out of the record? Representative Cullerton, for what purpose do you rise?"

Cullerton: "Question of the Chair. The... Or the Clerk. There's an Amendment that's been distributed or has just been filed and not distributed. What number is that?"

Speaker Giglio: "Amendment #5, Representative Cullerton, has been filed and it has not been printed or distributed."

Cullerton: "Who's the Sponsor of the Amendment?"

Speaker Giglio: "Representative Klemm. Representative Terzich."

Terzich: "I would like to move with the Bill. I move to table the Amendment then."

Speaker Giglio: "Gentleman moves to... Mr. Clerk... Alright, Mr. Clerk, read the Bill. House Bill 2600."

Clerk Leone: "House Bill 2600, a Bill for an Act to restrict smoking in public places. Second Reading of the Bill. Amendments #1, 2 and 3 were adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #4, Terzich."

Speaker Giglio: "Representative Terzich, on Amendment #4 to House Bill 2600."

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Terzich: "Yes, Mr. Speaker, Amendment #4 simply amends the Bill to exclude hotel rooms from the Bill, and I would move for its adoption."

Speaker Giglio: "Gentleman moves to adopt Amendment #4 to House Bill 2600. And on that question, Representative Klemm."

Klemm: "No."

Speaker Giglio: "Any discussion on Amendment #4? Seeing none, all those in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair, the 'ayes' have it. Amendment #4 is adopted. Further Amendments?"

Clerk Leone: "Floor Amendment #5, Klemm."

Speaker Giglio: "Representative Terzich, on Amendment #5. Excuse me. Representative Klemm."

Klemm: "Thank you, Mr. Speaker. Amendment #5."

Speaker Giglio: "On Amendment #5, the Clerk informs me there's a Motion to table the Amendment. It hasn't been distributed, nor has it been published."

Klemm: "The Amendment has been distributed on our side of the aisle. We have it. It's properly been filed."

Speaker Giglio: "Representative Cullerton, for what purpose do you rise?"

Cullerton: "Well, would Representative Klemm think that we should vote on the Amendment if it's only been distributed to the Republican side of the aisle?"

Klemm: "Not at all. I just assumed they were distributed on both sides because the head Clerk probably took care of it."

Cullerton: "Apparently, they started on your side and they didn't finish over here. So, maybe in deciding how to vote on this Motion to table, Representative Klemm could tell us what the Amendment does."

Speaker Giglio: "It sounds like a reasonable request, Representative Cullerton. Representative McCracken, for what purpose do you rise?"

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McCracken: "A point of order, Mr. Speaker. I believe at the insistence of any Member, the Motion to table has to be in writing and I make that demand. Send it out with the Democratic clerks too."

Speaker Giglio: "Representative Piel."

Piel: "A question of the Chair, Mr. Speaker. Has this Amendment been distributed to their side of the aisle or hasn't it? If it has not, then you can't act on the tabling Amendment... Motion."

Speaker Giglio: "The Amendment has not been distributed to the full House and the Sponsor can... Parliamentarian informs me that the Sponsor of the Bill can ask the House to table the Amendment. The Motion to table the Amendment is now in writing and in the hands of the Clerk. Representative Terzich, would you care... on the Motion."

Terzich: "Yes. I don't know what the Amendment does, but I would like to move the Bill. And I move to table Amendment #5."

Speaker Giglio: "The Amendment was filed by Representative Klemm. Representative Klemm, would you care to discuss the Amendment?"

Klemm: "Yes. I stand in opposition to the Gentleman's Motion to table Amendment #5. The Amendment is a relatively simple one. I support his Bill and; therefore, I have no problem with the legislation. I think my Amendment does give some clarification in that it does remove at this point restaurants from public places. I'd like to at least be able to describe and explain why I'd like that Amendment to be adopted on the Bill and; therefore, I'd like the opportunity to present it to the House. The Amendment has been filed properly. I'm apologetic that the Clerk could not get the Bill to the other side of the aisle, but I would like that opportunity to at least explain it. Let the Amendment go up or down and; therefore, I stand in

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opposition to the Amendment... or the Motion to table my Amendment."

Speaker Giglio: "Representative McCracken, are you seeking recognition?"

McCracken: "To the Motion."

Speaker Giglio: "Proceed."

McCracken: "Thank you. If it's a simple matter of distributing the Amendment to the other side of the aisle, I would respectfully request that the Sponsor consider and allow the opportunity for that to be done and vote up or down on the merits of this Amendment. There have been many occasions in this House where Sponsors have acquiesced in that request. I understand this is an important Bill, but it's not a matter of a bad faith Amendment. It's not a matter of waiting an hour for copying. The fact of the matter is some of us have already received it. I don't see any of your Pages up over there. I don't know why. It's available. Why don't they distribute it and let's just hear it on the merits?"

Speaker Giglio: "Representative Davis."

Davis: "Thank you, Mr. Speaker. I'm in complete agreement with Representative McCracken. Representative Terzich, I... I am for you. You know, we'll trot our Amendments from this side over to your side and distribute them if your Pages will not. It is a good faith Amendment. It's Representative Klemm's birthday for another good reason and you ought to let him hear it. But, nevertheless, I can suggest to you that you're losing some support for your Bill. A lot of us are either Cosponsors that support the Bill and that I don't think that on a Bill of this magnitude, you need to get into some kind of wrangling and draw up sides over the fact that an Amendment is not distributed when it is true that your Pages are not active."

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And we can't control the distribution or printing process. That's controlled from your side of the aisle. And it appears to be contrived that we would have it and that you don't have it. So, just in simple fairness, I think you should at least have Representative Cullerton and yourself and others who would like to take a look. We'll run the Amendments over to you and let's hear the Amendment, debate the Amendment and up or down. And I think that's only fair and I don't think we need any acrimony. We're kind of humming along here. And why should everything come to a stand still, because I know there are at least 30 or 40 people on our side of the aisle who wish to speak on this issue of tabling this Amendment out of simple fairness to everyone else? And why should we get into that posture today or tomorrow or the next day? So, I would implore you, Representative Terzich and the Chair, to exhort your Pages who, apparently, are not distributing Amendments on one side or the other of the aisle to coordinate their activities, Mr. Speaker, if you're listening, to coordinate your activities with the Pages so that... if we get an Amendment, you guys ought to have an Amendment and if you can't, have your Pages come over and we'll give you some copies of it and take them over to Representative Terzich and Representative Cullerton and to your floor Leaders if they are on the floor and then we can talk about the Amendment, because I know there are a lot of people interested in hearing Representative Klemm's Amendment, as am I, and a lot of people who want to support this Bill with some reasonable modifications if that's the will of this House. But certainly, we cannot proceed in an orderly fashion without some sense of cooperation from the Speaker and from the Democratic staff and from the Democratic Clerk who control the machinery of the process. Why would you do

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this to us? I mean, this Bill is not a partisan Bill. Why would you try to make it one by shirking the responsibility of having everyone have the Amendment? So, Representative Terzich, I certainly implore you to do that. Let us have an opportunity to hear what the Sponsor has to say and many of us may not vote for his Amendment, but we don't know until we hear the debate and we hear what's being said."

Speaker Giglio: "Representative Breslin in the Chair."

Speaker Breslin: "The Gentleman from Cook, Representative Cullerton."

Cullerton: "Yes. Thank you, Madam Speaker and Ladies and Gentlemen of the House. Maybe we can turn this into a learning experience. I think that when... the procedure is that when an Amendment is filed with the Clerk, the Clerk then has it reproduced and gives it to the head Page, and then the head Page distributes it to Republican Pages to distribute it and the Democratic Pages to distribute it. Now, if a Member files an Amendment with the Clerk, but then goes off on his own and photo cyps the Amendment and has it distributed to his own side, then you would have the situation where one side of the aisle would have the Amendments and the other side would not. So, there is... that would explain why the Pages do not have the Amendment to distribute at this time. So... as I understand the process, the Clerk receives the Amendment and the Amendments are photo copied. They are distributed through the Chief Head Page. If for some reason that procedure hasn't been followed in this case, I think it would be... I think perhaps we should find out whether or not the procedure was followed in this case before we proceed."

Speaker Breslin: "Representative Terzich, would you come to the well, please? And on the question, the Gentleman from McHenry, Representative Klemm."

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Klemm: "Well, it's more of a point, perhaps, a personal privilege in response to the previous speaker giving a somewhat accusation that I filed an Amendment and then rushed off and had photo copies printed and sent out to my side of the aisle, that it did not happen. I filed it properly. I waited for it to be distributed. I found one on my desk and the Bill was called. Naturally, I stood up to have my Bill heard. Never did I print and have distributed copies of the Amendment and just hand it out to my side of the aisle. And I would least like to clarify that in case anybody was in doubt of the process that we follow."

Speaker Breslin: "The Gentleman from Lake, Representative Churchill. Representative Klemm, would you come to the well, please?"

Churchill: "Thank you, Madam Speaker. I think it is an unfair accusation that Representative Klemm has taken an Amendment and photo copied it and delivered it to one side of the aisle and not the other side of the aisle. I, for one, have been a person who stood up for Representative Terzich's Bill in the past. I voted for it. I think it's a Bill that is significant throughout our society, but yet, I think that it is the work of this Body to determine Amendments that will aid the Bill or, perhaps, not aid the Bill, but at least discuss the Amendments. In this particular situation, Representative Klemm has an Amendment which he would like to proceed to discuss. It is something that I feel should be discussed. Maybe it enhances the Bill, maybe it's a detriment to the Bill, but it is something that should be discussed here on the floor of this House. I, for one, cannot stand up here and say that I can continue to support a piece of legislation when we have not had adequate discussion of all the issues that resolve into this legislation. And Representative Terzich,

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I think you are doing a lot of damage to your Bill if you don't at least take it out of the record and allow this Amendment to be produced for Members of both sides of the aisle in the event that your side really does not have the Amendment and then discuss this so that Representative Klemm may have his day before this Body."

Speaker Breslin: "The Gentleman from Morgan, Representative Ryder."

Ryder: "Thank you, Madam Chairman. I appreciate the chance to speak and I'm a little confused. It seems as if we are acting as if this is the end of June, rather than the beginning of May. We have a Bill. Obviously, there is some break down in the communication on the other side of the aisle. There's some problems with obtaining the necessary Amendment, an Amendment that may, in my opinion, improve the Bill and yet, we are seeing resistance and we are seeing folks that aren't willing to play by their rules in attempting to make this process work. I could understand that occurring perhaps later in this month or even later next month when we come down to a showdown. But, if we are starting this early to play footloose and fancy free with the rules to use the process in an abusive and a partisan manner, then I think it forbodes a rather dismal picture of what's going to happen in the next few weeks and couple of months. We have a situation in which a very good Amendment appropriately sponsored by a Gentleman has been offered, and for some reason, which is obviously not on our fault, or, at least, the folks on this side of the aisle, you folks don't have it. Now we have been discussing this for the last 14 minutes and in ...it's impossible for you folks on the Democratic side of the aisle to obtain a one page Amendment on a Bill that is as important as this Bill, then the system has indeed broken

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down and one needs to look at their... their own processes rather than being critical or going off very quickly to table an Amendment. We have a process. We have procedures. We have mechanics of how to accomplish those. If we are going to start shunting those aside this early in the Session, then, indeed, we have a very long Session ahead of us. Thank you, Madam Chairman."

Speaker Breslin: "Is there any further discussion? There being no further discussion. Representative Terzich, you are recognized to close on your Motion to table."

Terzich: "Well, Madam Speaker, it's my intent to have the Bill the way it is. I'm not necessarily for Representative Klemm's Amendment, but in the same token, I want to move House Bill 2600. You can do the same thing on any Bill, and that means that if I put an Amendment five minutes before the Bill is ready to move, that you would hold up all of the Bills until those Amendments are printed. This Amendment is untimely and, you know, it's just holding up the whole procedure. I have no problem with Representative Klemm or anybody else putting an Amendment, but this can go on forever and by someone putting an Amendment five minutes before the Bill is being called, and that's not appreciated."

Speaker Breslin: "The question is, 'Shall the House table Representative Klemm's Amendment #5? All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? The Gentleman from Lake, Representative Matijevich, to explain his vote."

Matijevich: "Well, Madam Speaker, I'd just like to clear the air because I didn't like anything I heard in the debate. The fact of the matter is, that this Amendment, I understand, hasn't even gone to the printers. And I don't think any single Member ought to be on the floor of the House to tell

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the audience, the gallery here, that there is some subterfuge that somebody is doing something wrong. When the fact of the matter is that an Amendment hasn't been printed. Nobody has authority to pass out an Amendment that hasn't come out of the Clerk's Office. Nobody, Nobody has that authority. They are violating our rules. Now the truth of the matter is and I don't care who hears it. The truth of the matter is that nothing has been violated on this side of the aisle. The Amendment just has not been printed. How can you distribute anything that has not officially been printed? You can't do it. Now let's be honest about it. Let's not sully each others' names, that's the way the Legislature gets a bad reputation. Let's do it according to the rules. Let's do it right and your day will be heard."

Speaker Breslin: "Have all voted who wish? The Clerk will take the record. On this question there are 51 voting 'aye', 53 voting 'no', and 2 voting 'present,' and the tabling Motion fails. Representative Klemm on Amendment #5. Oh, excuse me, it's not printed. So, we'll have to take the Bill out of the record. I'm sorry, Representative, the Majority has spoken. They have decided that they wish to hear Representative Klemm's Amendment. So, the Bill will be taken out of the record... as... we will even come back to this Bill again today, if the Amendment is printed and distributed. Representative Terzich."

Terzich: "I want to get this straight. Now, you're telling me that if we don't move to table an Amendment, that you will take those Bills out of the record. And I want this put in the record right now, that if there is a non movement to table an Amendment, you will not move a Bill from Second to Third Reading. I want that in the record right now, for all of the Bills that come before this General Assembly."

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Speaker Breslin: "That... that is correct, Representative Terzich, and that has always been the ruling of this Chair."

Terzich: "... It has?"

Speaker Breslin: "It has been."

Terzich: "That if a Bill... it doesn't move if a Bill hasn't been amended."

Speaker Breslin: "If the Majority decide, we will go by Majority rule and that's the decision at this point. I, again, will say, we will come back to the Bill even today if the Amendment gets printed and distributed."

Terzich: "Well, what happens if it doesn't get printed?"

Speaker Breslin: "We will come back to it the next time it comes up on the call."

Terzich: "When it comes up on the next call."

Speaker Breslin: "On the call, yes. Representative Van Duyne."

Van Duyne: "Yes, thank you, Madam Speaker. With all due respect to the Chair, in my own humble way, I really believe Representative Terzich is right, even though I voted 'no' to not table the Bill, but there is not another Amendment pending on this Bill is there? As of now? There is no Amendment before us at this time is there?"

Speaker Breslin: "Amendment 5 is pending, Representative Van Duyne."

Van Duyne: "But not..."

Speaker Breslin: "It has not..."

Van Duyne: "But technically speaking, there is no Amendment #5 before us at this moment, is there?"

Speaker Breslin: "Yes, it has been filed. Amendment #5 has been filed, it just hasn't been printed and distributed."

Van Duyne: "Alright. Thank you."

Speaker Breslin: "Is there any further discussion? The Gentleman from Cook, Representative Preston, for what reason do you

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rise?"

Preston: "Madam Speaker, could you tell us when it was that Speaker Madigan caved into this Majority rule stuff?"

Speaker Breslin: "I believe the Speaker has always believed in Majority rule. He was on the Constitutional Convention, you know, and he required a Majority rule there."

Preston: "I'm sure they didn't write it the way he wanted it written."

Speaker Breslin: "Representative Terzich, for what reason do you rise?"

Terzich: "Well, I'm not finished. Would you explain where that rule is, where you can hold up the Bill and process on that... on Amendment? Why you can't move it to Third Reading and bring it back to Second for Amendment?"

Speaker Breslin: "Representative, the rules provide that what we must deal with every Amendment that has been filed on a Bill. You made a tabling Motion on an Amendment. It failed, so there still is an Amendment pending. We have not yet dealt with that Amendment, so the Bill can not move from this Reading until we deal with that Amendment, one way or another."

Terzich: "Alright, so you're telling me if I file an Amendment five minutes before a Bill is being called, and if there is a Majority, I can hold up that Bill while that Amendment is being printed."

Speaker Breslin: "... it is correct, if the Majority agree with that position. For instance, what you would do in that circumstance is, again, get up and make a Motion to table. If the Majority agree with you that they do not want to deal with that Amendment and they want to table the Amendment, then that will be the rule of the Majority."

Terzich: "Well fine, we've got the Amendment now, so why don't we just go ahead with it?"

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Speaker Breslin: "Representative Terzich, we are very close to having the Bill distributed. It is not distributed at this time. I'm going to go to the next Bill and we will come right back to it. There are only 80 copies made. We are making the other copies, and we will get right back to it. House Bill 2600. Out of the record. House Bill 2612, Representative MacNamara. Is the Gentleman in the chamber? Out of the record. House Bill 2620, Representative Countryman. Representative Countryman. Out of the record. House Bill 2622, Representative DeLeo. Clerk, read the Bill."

Clerk Leone: "House Bill 2622, a Bill for an Act to amend the School Code. Second Reading of the Bill. Amendments #1 and #2 were adopted in Committee."

Speaker Breslin: "Are there any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Breslin: "Representative Olson, for what reason do you rise?"

Olson: "Thank you, Madam Speaker. I wonder if Representative DeLeo would take this Bill out of the record. We have a proposed Amendment which we have discussed with your staff and yourself at an earlier date, and your staffer this morning said, it's not prepared. Thank you very much."

Speaker Breslin: "Out of the record. House Bill 2631, Representative Matijevich. Clerk, read the Bill."

Clerk Leone: "House Bill 2631, a Bill for an Act in relationship to smoke detectors. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Breslin: "Are there any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Breslin: "Any Floor Amendments?"

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Clerk Leone: "No Floor Amendments."

Speaker Breslin: "Third Reading. House Bill 2635, Representative Rea. Out of the record. House Bill 2648, Representative Saltsman. Clerk, read the Bill."

Clerk Leone: "House Bill 2648, a Bill for an Act to amend the Unified Code of Corrections. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments, any Motions rather?"

Clerk Leone: "Correction, Committee Amendment #1 was adopted in Committee."

Speaker Breslin: "Are there any Motions or Floor Amendments?"

Clerk Leone: "No Motions. Floor Amendments #2, Saltsman."

Speaker Breslin: "Representative Saltsman."

Saltsman: "Thank you, Madam Speaker. All that this Amendment does it limits the amount of money that the Judge can order upon this conditional probation that is no more than he normally could have been fined. This was asked to be put on in Committee."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #2 to House Bill 2648, and on that question is there any discussion? Hearing none, the question is, 'Shall Amendment #2 be adopted?' All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Breslin: "Third Reading. On page 18 on your Calendar appears House Bill 2656, Representative Currie. Clerk, read the Bill."

Clerk Leone: "House Bill 2656, a Bill for an Act to amend the Illinois Public Aid Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

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Speaker Breslin: "Are there any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Breslin: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Breslin: "Third Reading. Going back to page 17, I understand that the Amendment on House Bill 2600 has been printed and distributed. So, we will go back to House Bill 2600. Representative McCracken, for what reason do you rise?"

McCracken: "I have no objection to considering the Bill, but I was under the impression the Chair was going to consider it in its normal course, that we'd have to go back to Second Reading and go through those Bills that are passed."

Speaker Breslin: "I told Representative Terzich that we would get back to it as soon as it got printed when the Bill was taken out of the record since it was... since we knew that the Amendment was being printed and distributed at that time. Are there any Amendments filed, Mr. Clerk?"

Clerk Leone: "Floor Amendment #5, Klemm amends House Bill 2600."

Speaker Breslin: "Representative Klemm, happy birthday."

Klemm: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. I appreciate your indulgence. Sorry for the confusion, it was not intentional, as you all know. On Amendment #5, basically, the Bill simply excludes restaurants from being a public place. A great deal of discussion has come on the Clean Air Act. I'm a non-smoker, I support the Bill. I helped, I guess, on our side. Many of us supported Representative Terzich's attempt in Executive Committee to get the Bill out, and I was one of those who did support it. But, I also noticed since it come out of Committee, that the Senate also had tried the very identical Bill, and it did not even get out of Committee and therefore, it died in the Senate. So, I

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was concerned about some of the questions and problems that I anticipated this Bill would have. In Testimony at the House Executive Committee, many had mentioned that the City of San Francisco has a very effective... or Clean Air Act, but they do exclude restaurants. In traveling to San Francisco several times, seeing the success of it in San Francisco and realizing that we do not have a Clean Air Act in Illinois, which I do support, I thought perhaps we can use an exemption for restaurants to, perhaps, make the Bill more palatable for those who oppose it. In the travels of my wife and I in going to various restaurants throughout my community and all over in Illinois, and in Chicago, so many of the restaurants now are doing it voluntarily, in fact, it's almost an exception in my community where the restaurants do not have a no smoking area. So, this particular Amendment would allow the restaurants to continue to be exempt to provide a no smoking area as a good business practice, and that's the reason they do it. And I think when you and I go to a restaurant and ask for a no smoking area, you will probably find one, if not, if we were to leave, I'm sure they would put one up. But in the meantime, there are hundreds and hundreds of places in Illinois that we should have designated no smoking areas, and this Bill would at least address that. So, I do support the Bill, I think the Amendment will improve the Bill, both in passage of the House and then moving it through the Senate. I do ask for your favorable consideration on Amendment #5."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #5. And on that question, the Gentleman from Cook, Representative Cullerton."

Cullerton: "Yes, will the Sponsor yield?"

Speaker Breslin: "He will."

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Cullerton: "Representative Klemm, did I understand you to say that many restaurants that you go to they already have non-smoking sections?"

Klemm: "I said, I didn't quite hear your question in its entirety."

Cullerton: "Did I understand you to say that in the many restaurants that you have gone to, you've noticed that restaurants already have non-smoking sections?"

Klemm: "Yes, that's correct. I said that."

Cullerton: "Well, that would be, to me, a reason why I would vote against your Bill. Do you certainly think that restaurants are a public place?"

Klemm: "Yes, I do, and I feel that all those that are public places restaurants could do it voluntarily, but some, perhaps, do not and the perceived notion is that we want to have restaurants excluded at this particular time. And that is the reason for the Amendment."

Cullerton: "Right. Well, Madam Speaker and Ladies and Gentlemen of the House, I don't know how the Sponsor of the Bill feels about it; but, if I was to draft a Bill that Representative Terzich has drafted and I wanted to do it on an experimental basis, if I was going to start some place to prohibit or have a smoking or non-smoking section, the first place I would have it is in a restaurant. First of all, it is clearly a public place. Secondly, it is a confined area. Thirdly, it deals with, by definition, the eating of food, so, that not only do you have a health factor involved, but you also have just an irritant factor. And so, this is not a question, Madam Speaker, to the Sponsor of the Amendment. Maybe, we could... alright, thank you. So to me, I'm very curious about such an Amendment, because it seems to me that of all the places intended to be protected, the areas to be protected, the

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restaurants would be number one on the top of the list. And so, to take restaurants out, to me, just makes no sense at all."

Speaker Breslin: "The Gentleman from McLean, Representative Ropp, on the question."

Ropp: "Yeah, thank you, Mr. Speaker (sic - Madam Speaker). I guess... I think it is somewhat of a tragedy to have to say that if I don't want to go into a restaurant, even though it does allow for smoking and non-smoking; but, if it is not, statutorily so, that... I couldn't go there because of the fact that they did permit smoking all over. There are a number of outstanding restaurants in this country. And, to think because it would permit smoking is certainly unfair too. I really think that this Amendment as the previous speaker mentioned, is one that justifies being disapproved because of the fact that we are involved with food and we are involved in a socializing and that part certainly should be taken into consideration. And I know many restaurant people do that, but certainly, as evidence by many of my constituents, certainly not enough restaurants are concerned about that. And I certainly think that we ought to look very seriously on not supporting this Amendment."

Speaker Breslin: "The Gentleman from Cook, Representative Terzich."

Terzich: "Yes, out of all of the surveys that 92 percent of the people favor a no smoking area in a restaurant. How is it if you take your children to a restaurant and have them sit with all the cigarette smoke and the passive smoking going around, or someone blowing smoke in your face? The Bill only provides that they set aside a non-smoking area and whether that be 20 percent of the total area, is really great that because you're a non-smoker that is not causing

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the problem that you have to go seek another... restaurant because of other peoples' smoke. All the Bill provides is that they set aside an area which I am sure that the majority of them that do certainly have more area for the non-smokers than they would for the smokers. And if anybody in the entire State of Illinois based upon public opinion, that the restaurant is the number one area that they want a smoke free environment and certainly it would be a good practice. I want you also to keep in mind that if they... all the area... if all the restaurants in the State of Illinois have a designated no smoking area, where else are people supposed to go to a restaurant that has smoking. So, with the Bill being applicable throughout the state, then its a very easy piece of legislation to comply with. The public will be better off. Business will be better off. And I urge a non vote... a no vote on this Amendment."

Speaker Breslin: "The Gentleman from Cook, Representative Panayotovich."

Panayotovich: "Thank you, Madam Speaker. Would the Sponsor yield for a question?"

Speaker Breslin: "Representative Klemm will yield for a question?"

Panayotovich: "Excuse me, Representative, could you tell me what is classified... what classifies a restaurant an establishment as a restaurant?"

Klemm: "I... probably, its defined in the total Act. I don't have it defined in my Amendment."

Panayotovich: "Would that be any place that serves food?"

Klemm: "Let me check on the Act and see if it is defined. I don't know if it is or not."

Panayotovich: "The question being is are we going to talk about a mom and pop tavern that serves hard boiled eggs and maybe

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sandwiches with a machine, microwave machine, or are we going to talk about kitchen restaurants, that's part of the question."

Klemm: "Well, I don't know because the Sponsor of the Bill has exempt bars. I don't know what the definition of a bar is either, and obviously, that is a very confined space. We've got to be concerned about their health, their socializing. It's all the other things that the other speakers have said, restaurants should not include, and these bars are exempt and they voted and support that. So, I think restaurants are even less critical, and I don't know what the definition of a bar is versus a restaurant, but I would assume it's where they serve food as their main course of business."

Panayotovitch: "Which means that it's very vague then both bars and restaurants within the legislation."

Klemm: "Absolutely."

Panayotovitch: "I'm not going to get into the merit of the Bill not being that good of a Bill. Is it also true that if an individual comes in with a table of maybe five or six people, a party comes in and the gentleman happens to be a smoker and he wants to sit and have lunch and the gentleman says we have nothing available but non-smoking areas, and this gentleman says well, I want a smoking area, and he says you are going to have to wait, and I only have an hour for lunch. Does that mean that this party has to leave and go to another establishment?"

Klemm: "From your scenerio, it would appear that would be true."

Panayotovitch: "Well, I think that the Bill itself needs to be looked into a little bit more. I would hope that Representative Terzich would just hold the Bill on Second Reading even and see if he can work some of these problems out with legislation. We are exempting more and more. We

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are exempting hotels. We've exempt bars. We're going to now look at exempting restaurants. I think the Bill needs a lot more work."

Speaker Breslin: "There being no further discussion, Representative Klemm to close."

Klemm: "Thank you, Madam Speaker, I won't take long. You know, I really wish restaurants and bars and all that would not be exempt. I really believe in the no smoking, but I also believe in being a realist, and I don't think this Bill will pass out of this General Assembly without some of those concessions. The Sponsor made concessions in the Executive Committee properly so, I think. This is one more of trying to at least let this Bill go out and address the hundreds and hundreds of places other than bars and restaurants. And I do ask for your favorable vote."

Speaker Breslin: "The question is, 'Shall Amendment... the question is, 'Shall Amendment #5 to House Bill 2600 be adopted?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Representative Homer. Representative Homer. Representative Homer is recognized to speak. One minute to explain your vote."

Homer: "Thank you, Madam Chairman... Madam Speaker. An explanation I would just simply say that you're either for House Bill 2600 or you're not. Let's not start riddling it with exceptions. Let's go ahead and let the Bill be put in a logical form. There's no logical reason whatsoever to exempt out restaurants, but yet, leave in retail stores, commercial establishments and offices and elevators. The health hazards, if they're there, are equally there in those establishments as they are for restaurants. Let's not let this turn into a special interest Bill where special interest concerns try to exempt themselves out. Let's keep the Bill in its form. You're either for it or

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you're against it and you can demonstrate that position on Third Reading. So, I would urge a 'no' vote to the Amendment."

Speaker Breslin: "Have all voted who wish? Have all voted who wish? Representative Nash wishes to be recorded as voting 'aye'. Have all voted who wish? The Clerk will take the record. On this question, I didn't do anything. On this question... there are 52 voting 'aye', 53 voting 'no', and none voting 'present', and the Amendment... Representative Klemm asks for a Poll of the Absentees. Poll the absentees, Mr. Clerk."

Clerk Leone: "Poll the absentees."

Speaker Breslin: "Excuse me. The Gentleman withdraws his request. The Amendment fails at 52 voting 'aye', 53 voting 'no'. Are there any further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Breslin: "Third Reading. Going back on page 18, Ladies and Gentlemen, appears House Bill 2667, Representative Hicks. Representative Hicks. Out of the record. House Bill 2687, Representative Matijevich. Clerk, read the Bill."

Clerk Leone: "House Bill 2687, a Bill for an Act to amend the Carnival Amusement Ride Safety Act. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Breslin: "Third Reading. House Bill 2694, Representative Homer. Clerk, read the Bill."

Clerk Leone: "House Bill 2694, a Bill for an Act to amend the Abused and Neglected Child Reporting Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Breslin: "Are there any Motions filed?"

Clerk Leone: "No Motions filed."

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Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Breslin: "Third Reading. House Bill 2714, Representative Brookins. Clerk, read the Bill."

Clerk Leone: "House Bill 2714, a Bill for an Act to amend ... to create the Probation Challenge Program. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Breslin: "Third Reading. House Bill 2715, Representative Brookins. Out of the record. House Bill 2717, Representative Shaw. Out of the record. House Bill 2738, Representative Cullerton. Clerk, read the Bill."

Clerk Leone: "House Bill 2738, a Bill for an Act to amend an Act in relationship to counties. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Breslin: "Are there any Floor...are there any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "No Floor Amendments filed."

Speaker Breslin: "Third Reading. House Bill 2760, Representative Ronan. Out of the record. House Bill 2781, Representative Pangle. Clerk, read the Bill."

Clerk Leone: "House Bill 2781, a Bill for an Act to amend the Illinois Vehicle Code. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Breslin: "Third Reading. House Bill 2782, Representative Pangle. Clerk, read the Bill."

Clerk Leone: "House Bill 2782, a Bill for an Act to amend the Uniform Commercial Code. Second Reading of the Bill."

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Amendment #1 was adopted in Committee."

Speaker Breslin: "Are there any Motions filed or any Floor Amendments?"

Clerk Leone: "No Motions filed. No Floor Amendments."

Speaker Breslin: "Third Reading. Representative Ronan has returned. House Bill 2760. Clerk, read the Bill."

Clerk Leone: "House Bill 2760, a Bill for an Act to amend the Act in relationship to Child Abuse Prevention Fund. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Breslin: "Any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Breslin: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #3, Ronan."

Speaker Breslin: "Representative Ronan."

Ronan: "Thank you, Madam Speaker. Floor Amendment #3 changes the situation of the dollars that are raised for the Child Abuse Prevention Fund to be put in the General Revenue Fund. It's a mechanism to try to keep the Bill Constitutional."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #3 to House Bill 2760. On that question, is there any discussion? Hearing none, the question is, 'Shall Amendment #3 be adopted?' All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Breslin: "Third Reading. House Bill 2784, Representative Bowman. Clerk, read the Bill."

Clerk Leone: "House Bill 2784, a Bill for an Act to amend the Illinois Public Aid Code. Second Reading of the Bill. No Committee Amendments."

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Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Breslin: "I believe there is a fiscal note filed on this Bill. Isn't that correct, Mr. Clerk?" Mr. Clerk, was a fiscal note filed on this Bill? 2784?"

Clerk Leone: "Fiscal note filed pursuant to Rule 34. This upon request."

Speaker Breslin: "A fiscal note has been filed. The request has been made. Representative Bowman, the Bill will have to remain on the Order of Second Reading. There was... Representative Currie, we have just learned that there was also a fiscal note request made on House Bill 2656, so the Bill could not move from Second Reading to Third Reading. It was filed before the Bill was heard on Second Reading, earlier this morning, and we missed that. So, Mr. Clerk, move House Bill 2656 back from Third to Second to await a fiscal note. House Bill 2792, Representative Wyvetter Younge. Wyvetter Younge. Out of the record. House Bill 2793, Representative Wyvetter Younge. Out of the record. House Bill 2802, Representative Dunn. Clerk, read the Bill."

Clerk Leone: "House Bill 2802, a Bill for an Act to amend an Act in relationship to the Board of Higher Education. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Amendments filed?"

Clerk Leone: "No Committee or Floor Amendments."

Speaker Breslin: "Third Reading. House Bill 2815, Representative Giorgi. Representative Giorgi. Out of the record. House Bill 2816, Representative...excuse me, let's go back to Representative Giorgi's Bill. House Bill 2815. Clerk, read the Bill."

Clerk Leone: "House Bill 2815, a Bill for an Act to amend the Physical Fitness Service Act. Second Reading of the Bill."

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No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Breslin: "Third Reading. House Bill 2816, Representative Stephens. Out of the record. House Bill 2820, Representative Flinn. Representative Flinn and Stange. Out of the record. House Bill 2825, Representative Hartke. Representative Hartke. Out of the record. House Bill 2828, Representative Ewing. Out of the record. House Bill 2831, Representative Steczo. Clerk, read the Bill."

Clerk Leone: "House Bill 2831, a Bill for an Act to amend the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Breslin: "Third Reading. House Bill 2864, Representative Ropp. Clerk, read the Bill."

Clerk Leone: "House Bill 2864, a Bill for an Act to amend the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Any Floor Amendments."

Clerk Leone: "There are none."

Speaker Breslin: "Third Reading. House Bill 2868, Representative Ropp. Clerk, read the Bill."

Clerk Leone: "House Bill 2868, a Bill for an Act to amend the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Breslin: "Third Reading. House Bill 2885, Representative Steczo. Representative Steczo. Clerk, read the Bill."

Clerk Leone: "House Bill 2885, a Bill for an Act to amend the School Code. Second Reading of the Bill. Amendment #1

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was adopted in Committee."

Speaker Breslin: "Are there any Motions filed?"

Clerk Leone: "There are no Motions filed."

Speaker Breslin: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #2, McCracken."

Speaker Breslin: "Representative McCracken on Amendment #2."

McCracken: "Thank you, Madam Speaker. Amendment #2 is agreed by the Sponsors of the Bill, and, to my understanding, also by the Chairman and the Minority Spokesman of the Education Committee. It would delete the current requirement in law that in a change of districts where no new districts is created, currently it is required that tuition and state aid be paid for the students going to the receiving district. That imposes an unnecessary hardship on the transferring district. And, the Bill is originally Amended in Committee provided that only the state aid should be reimbursed. I am, advised by the Education staff that even that is unnecessary. So this Amendment would provide that there be no reimbursement either of state aid or tuition when, and only when, no new district is created in a boundary change."

Speaker Breslin: "The Gentleman has moved for adoption of Amendment #2 to House Bill 2885. And on that question, the Gentleman from Cook, Representative Cullerton."

Cullerton: "Yes, will the Sponsor yield?"

Speaker Breslin: "He indicates he will."

Cullerton: "Okay. Representative, as I understand Amendment #2, it has the effect of deleting the provision that was created in Amendment #1, requiring a district losing territory to pay a certain percentage to the district gaining the new territory. Is that correct?"

McCracken: "The original Amendment would of changed current law to provide only for the reimbursement of state aid. The

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Amendment would delete that requirement so there would be no reimbursement when there is no new district created."

Cullerton: "So, this also deletes, however, the current law reimbursement formula."

McCracken: "Correct. Under current law, both tuition and state aid are to be reimbursed or toward tuition. Tuition is not necessary to be reimbursed because the person going to the other district becomes taxable by that district. That property in which the student resides or that area becomes taxable by the new district immediately. It was felt at one time that the only loss realized in the first year of transfer was the state aid as opposed to the property tax tuition. I've been advised by Education that apparently that's not an issue either, because this was suggested to me."

Cullerton: "Okay, maybe between now and Third Reading, I can figure out what this does and we can talk about it."

Speaker Breslin: "The Gentleman from DuPage, Representative Hoffman, who, of course, knows what it does."

Hoffman: "Thank you very much, Madam Speaker, Ladies and Gentlemen of the House. The laws that currently stand was put in place prior to changing the formula so that the reimbursement is based on the previous years enrollment and, therefore, since we have changed the formula to provide for the previous year's enrollment, the requirement for tuition isn't necessary because the student is already there and counted when that state aid is paid."

Speaker Breslin: "There being no further discussion Representative McCracken, to close. No close necessary. The question is, 'Shall the House adopt Amendment #2 to House Bill 2885? All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there any further

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Amendments?"

Clerk Leone: "Floor Amendment #3, Steczo."

Speaker Breslin: "Representative Steczo."

Steczko: "Thank you, Madam Speaker. Amendment #3 to House Bill 2885 is technical in nature and was requested by the LRB, and I would move for its adoption."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #3 to House Bill 2885, And on that question, is there any discussion? Hearing none, the question is, 'Shall Amendment #3 be adopted? All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair the 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Breslin: "Third Reading. House Bill 2886, Representative Terzich. Clerk, read the Bill."

Clerk Leone: "House Bill 2886, a Bill for an Act to amend certain Acts in relationship to recording of burns. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #1, Terzich."

Speaker Breslin: "Representative Terzich."

Terzich: "Yes, Madam Speaker, Members of the House, Amendment #1 simply clarifies specifically what type of burns the medical profession is to report to the fire marshal and removes the requirement for a twenty-four hour toll free telephone and indicates that the burn victims under sixteen years of age are to be reported to the Department of Children and Family Services, and I would move for its adoption."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #1 to House Bill 2886. And on that question, is there any discussion? Hearing none, the question is,

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'Shall Amendment #1 be adopted?' All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk Leone: "Floor Amendment #2."

Speaker Breslin: "There is an Amendment #2. Representative Terzich, the Amendment has just been filed. Are you the Sponsor of that Amendment? Representative Terzich."

Terzich: "No, I'm not. Representative Olson filed it. I didn't know that it was just filed. I thought it was filed last week from what I understand."

Speaker Breslin: "Representative Olson. Representative Olson our records indicate the Amendment... the Amendment... Okay. The Amendment has been filed and has been printed and distributed. Representative Olson, on the Amendment."

Terzich: "I have no objections to the Amendment."

Speaker Breslin: "Representative Olson."

Olson: "Thank you very much, Madam Speaker, Ladies and Gentlemen of the House. This Amendment provides that the boiler inspection fees deposited in the Fire Prevention Fund will be used exclusively for the operation of the State Fire Marshal's Office. The reason for this Amendment is last year we passed House Bill 2440 which enabled the Fire Marshal to deposit fees or collects for the inspection pertaining to the Fire Prevention Fund, and we ran into a conflicting statute that required 10 percent of the deposited fund to be allocated to the Chicago Fire Training Academy and that 12 1/2 percent be allocated to the University of Illinois Fire Service Institute. So, the purpose of this Amendment was to clarify the intent of House Bill 2440. I would move for its adoption."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #2 to House Bill 2886. And on that question, the

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Lady from Champaign, Representative Satterthwaite."

Satterthwaite: "Will the Sponsor yield?"

Speaker Breslin: "He indicated he will."

Satterthwaite: "Representative Olson, did I understand you to say first that all of these funds if this Amendment were to become law would go in to the Fire Marshal's Fund."

Olson: "That's correct. That was... Excuse me, that was the intent of 2440 last year, into the Fire Prevention Fund, Representative, rather than the General Revenue Fund."

Satterthwaite: "But, the Fire Service Institute currently receives funding for its programs. Does this diminish the funding that they receive?"

Olson: "No, it would receive that from general revenue not from this dedicated fund."

Satterthwaite: "And it does not then in anyway diminish the amount of money going to the Fire Service Institute."

Olson: "That is correct. There was a conflict in the statute which had an ambiguity with regard to what the intent of 2440 was."

Satterthwaite: "Thank you."

Olson: "Thank you very much."

Speaker Breslin: "There being no further discussion, the question is, 'Shall Amendment #2 be adopted?' All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Breslin: "Third Reading. House Bill 2900, Representative White. Clerk, read the Bill."

White: "Mr. Speaker, Ladies and Gentlemen of the House..."

Speaker Breslin: "Excuse me. Excuse me. Mr. Clerk, have you read the Bill? 2900."

Clerk Leone: "House Bill 2900, a Bill for an Act to amend an Act

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in relationship to the Acquired Immune Deficiency Syndrome.
Second Reading of the Bill. Amendment #1 was adopted in
Committee."

Speaker Breslin: "Are there any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #2, White - Cullerton."

Speaker Breslin: "Representative White."

White: "Mr. Speaker, Ladies and Gentlemen of the House, I would
like to table Amendment #2."

Speaker Breslin: "The Gentleman tables Amendment #2. Are there
any further Amendments? Withdraw Amendment #2. Any
further Amendments?"

Clerk Leone: "Floor Amendment #3, White - Cullerton."

Speaker Breslin: "Representative White."

White: "Mr. Speaker, (sic.) Ladies and Gentlemen of the House,
Amendment #3 would require that anyone donating blood would
be notified of the fact that their blood would be screened
for AIDS. That's one part of the Amendment. The other
would deal with a second test. The first test, if its
found that the person has AIDS or test positive, then he
would be required to receive a second test, and a nurse or
doctor would then counsel the person and refer that person
to his or her physician. The third part of the Amendment
is just clarifying language."

Speaker Breslin: "The Gentleman has moved for the adoption of
Amendment #3 to House Bill 2900. And on that question, is
there any discussion? The Gentleman from Cook,
Representative Piel, on the question."

Piel: "Thank you, Madam Speaker. Will the Sponsor yield for a
question? Please."

Speaker Breslin: "He indicates he will."

Piel: "I'm... Representative White, I'm looking at our analysis

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here and it says a HTLV #3 Test exactly what is that?"

White: "It's the antibody test."

Piel: "I'm sorry."

White: "It is not a test for..."

Piel: "Madam Speaker, I can't hear him."

White: "It is not a test. It is a test, but it is a test for AIDS antibody."

Piel: "Okay. Now, correct me if I'm wrong, I donate blood and I can give permission that that blood be tested for AIDS, is that correct according to this Amendment?"

White: "Well,..."

Piel: "It's saying that... It's saying that... explicitly allows a person to deny testing his blood for AIDS."

White: "Alright. First, you will be notified of the fact that you have tested positively for AIDS."

Piel: "No, but what... the way I read the Amendment..."

White: "Then the Amendment... the Amendment."

Piel: "... it simply allows a person to deny testing."

White: "Well, first of all, the Amendment would allow a person to be notified it will let you know that when you donate blood that the blood would be tested for AIDS."

Piel: "Okay, but according to this, I can say, 'No, I do not want my blood tested.'"

White: "That's right, and then, you will not be required to give blood, just walk out."

Piel: "Alright. Let's just move one step farther. Lots of times that we've heard of in recent history is that AIDS has been transmitted through transfusions. Now, what is to stop if a person can say no, I don't want my blood tested? Can that... is a person still basically getting a pig in a polk, then?"

White: "The blood banks are required by law to test blood and test for AIDS."

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Piel: "But this gives a person the right when their blood is being taken..."

White: "Just a second there is another..."

Piel: "No, I do not want it tested."

White: "Mr. Speaker, (sic)..."

Speaker Breslin: "Representative Piel."

White: "Mr. Speaker (sic)."

Piel: "The noise level, Madam Speaker, the two of us are having trouble hearing each other."

Speaker Breslin: "Proceed. Proceed, Representative Piel."

White: "Representative Piel, when you give blood voluntarily then you have ... If you decide that you don't want your blood screened for AIDS then you just walk out, and say, I no longer care to give blood. I don't want to give blood. The case is closed."

Piel: "Basically, what we are saying on this Amendment, correct me if I'm wrong, the way I'm interpreting it is that if I voluntarily give blood, I can say no I do not want my blood tested, according to this Amendment. Correct?"

White: "No, that is not correct."

Piel: "Where does the voluntary, yes or no come in from as far as a person giving blood. Basically, your terming it in the Bill as informed consent if I... in other words, I can say no I don't want to give my informed consent to testing of my blood, am I correct or am I wrong?"

White: "Could you run that by me one more time, there is a lot of talking around me? I can't hear you."

Piel: "You're stating in the Bill that I would give consent as to blood being drawn from me, as far as testing. This covers point one, is that correct?"

White: "This is not requiring resent (sic - consent)..."

Piel: "I know that it is not requiring... Jesse, but what I'm saying is I am going to be asked whether I want to give my

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consent to have my blood tested, correct?"

White: "You will be given notice that your blood is going to be screened for AIDS."

Piel: "But, what I can say, I can say no. I can give consent or denial to my blood being tested, and what I'm getting at, Jesse is if I give a denial and a person receives my blood, see on this Amendment, I can give my denial that I do not want my blood tested for AIDS. Now, John Jones receives this pint of blood will he know that this blood was not tested because I did not give consent?"

White: "We're dealing right now with the Amendment, but within the body of the Bill..."

Piel: "That's what we're dealing with Jesse, I'm sorry."

White: "But within the body of the Bill... your answer is enclosed. We deal with your question within the Bill, right now we're dealing with the Amendment."

Speaker Breslin: "Confine your questions to the Amendment, Representative Piel. Do you have any further questions?"

Piel: "I am dealing with the Amendment, Madam Speaker, and all I am asking for is a simple yes or no answer. And, I think, basically what our analysis is saying is that I have to give consent before my blood can be tested. Either yes I do or no I don't. And then, if I do have to give consent, then I do have a further question. That's the way I'm reading that Amendment."

White: "... We're dealing with a notice, we are not dealing with a consent. Representative Piel, we're dealing with a notice and not consent, Sir."

Speaker Breslin: "Have you finished, Representative Piel?"

Piel: "Okay, I'll tell you what, I will drop the conversation, but I think this should be definitely cleared up before we get to Third Reading, Representative White, because this is something that is of major importance. I'll talk to you

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about it after we get on Third Reading. Maybe, we'll have to bring it back to Second to clear it up."

Speaker Breslin: "The Gentleman from Cook, Representative McNamara, on the Amendment."

McNamara: "On the Amendment, will the Sponsor yield for a question?"

Speaker Breslin: "He indicates he will."

McNamara: "On the Amendment, it is my understanding that the Amendment just means that the person will be notified that, that blood sample will be tested for AIDS."

White: "That is correct."

McNamara: "It is also my understanding that on the Amendment to the Bill and as the Bill and Amendment will be written, et cetera, that if person denies permission for that blood sample to be taken for AIDS, then the blood will not be drawn. Is that correct?"

White: "That is correct, but if it is drawn, it will be tested for AIDS."

McNamara: "So therefore, if my understanding is correct - just to clear up the situation - if my understanding is correct, all blood samples that are drawn will be totally tested for AIDS regardless as to whether the person... all you're doing by the Amendment is notifying the person that that sample will be tested so all blood will be screened for AIDS."

White: "That is correct."

McNamara: "Thank you."

Speaker Breslin: "The Gentleman from DeWitt, Representative Vinson."

Vinson: "Thank you, Madam Speaker, Ladies and Gentlemen of the Assembly. I rise in opposition to this Amendment, and I think that much of the debate has over looked a critical factor in the Amendment. If you look at line ... I think

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if you look at the Amendment, you will discover that one of the impacts of the Amendment is to require a nurse to provide a kind of medical advice that we have typically regulated the the medical profession. I think the concept of, in this particularly fatal disease, substituting nurses for doctors is a mistake, and that we ought to continue to retain the confidence in the medical profession to provide the kind of advice to patients about this disease, that they have traditionally provided to patients about all diseases. I don't think we should substitute nurses for doctors in dealing with AIDS in and counseling patients on Aids. And I would urge a no vote on the Amendment for that reason."

Speaker Breslin: "There being no further discussion, Representative White to close."

White: "Mr. Speaker, (sic - Madam Speaker), Ladies and Gentlemen of the House, in response to Representative... What's his name?"

Speaker Breslin: "Vinson. Representative Vinson."

White: "...remarks, a doctor or a nurse may provide information to the patient and that information will just say whether you have AIDS or not, and... if you have been tested positively for AIDS. The Amendment is a simple one. It's one that is designed to bring this Bill to Third Reading, covering all of the questions that have been raised about this piece of legislation, and I move for its adoption."

Speaker Breslin: "The question is, 'Shall Amendment #3 be adopted?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? This Amendment requires a Majority of those voting in order to be adopted. Representative White, one minute to explain your vote."

White: "Mrs. Speaker, Ladies and Gentlemen of the House, we're

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talking about an Amendment and we're also talking about a very important disease that has invaded our society. The Amendment is designed to make sure that when blood is collected that the blood is tested and that is one of the reasons now that a lot of people have become infected with AIDS via blood transfusions, via donations of blood from the various blood banks. I think those individuals who are voting red are voting the wrong way. You should... you're voting on the Bill rather than voting on the Amendment. And right now, Ladies and Gentlemen, you're voting on a very important Amendment to the Bill."

Speaker Breslin: "Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 42 voting 'aye', 59 voting 'no' and 1 voting present, and, the Amendment fails. Are there any further Amendments?"

Clerk Leone: "Floor Amendment #4, Capparelli - DeLeo - Vinson."

Speaker Breslin: "Has it been printed and distributed?"

Clerk Leone: "The Amendment has not been printed and distributed."

Speaker Breslin: "The Amendment has not been printed and distributed, Representative Capparelli, nor have any of the Amendments previous or that follow. Therefore, we will hold the Bill on Second Reading. House Bill 2917, Representative Bowman. Representative Bowman - Levin. Clerk, read the Bill. Excuse me. Representative White, for what reason do you rise?"

White: "Would it be proper for me to make a Motion to table those Amendments considering the fact that they have not been printed or distributed?"

Speaker Breslin: "It would not at this time because we have already held the Bill on Second Reading and called the next Bill. It would have been had you done it in a timely

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fashion."

White: "At the time I made that request, you had not moved to that Order of Business."

Speaker Breslin: "What the screen shows is ..."

White: "No, the screen was just changed when you started to speak."

Speaker Breslin: "I had already requested that we go to the next Bill and had asked that the Bill be read. Mr. Clerk."

Clerk Leone: "House Bill 2917, a Bill for an Act to amend the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Breslin: "Third Reading, House Bill 2925, Representative Levin - Mulcahey. Clerk, read the Bill."

Clerk Leone: "House Bill 2925, a Bill for an Act to amend the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Breslin: "Any Motions filed?"

Clerk Leone: "There are no Motions filed."

Speaker Breslin: "Any Floor Amendments?"

Clerk Leone: "There are no Floor Amendments."

Speaker Breslin: "Third Reading. House Bill 2938, Representative Bowman - Young. Clerk, read the Bill."

Clerk Leone: "House Bill 2938, a Bill for an Act to amend the Juvenile Court Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Breslin: "Any Motions filed?"

Clerk Leone: "There are no Motions filed."

Speaker Breslin: "Any Floor Amendments?"

Clerk Leone: "There are no Floor Amendments."

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Speaker Breslin: "Third Reading. House Bill 2946, Representative Vinson. Clerk, read the Bill."

Clerk Leone: "House Bill 2946, a Bill for an Act in relationship to Lake Clinton and the public safety."

Speaker Breslin: "Any Motions filed?"

Clerk Leone: "Second Reading of the Bill. Amendment #1 was adopted in Committee. There are no Motions filed."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #2, Vinson."

Speaker Breslin: "Representative Vinson."

Vinson: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. When this Bill was discussed in the Energy and Environment Committee, I made a commitment to Representative Curran to offer this Amendment on the floor. He has read the Amendment and agrees that the Amendment does what we agreed needed to be done in Committee. What the Amendment does specifically is to state that the Department of Public Health must determine and publish the magnitude of the risk associated with a swimmer swimming in water contaminated with naegleria fowleri so that other agencies who were called upon by the Bill to do certain things in this regard would be on notice as to what the specific magnitude of risk was, and that is a key factor in the over all operation of the Bill. I think it is a very simple Amendment, both Mr. Curran and I agree, that it does what I promised him I would do in Committee, and I would ask for your favorable consideration of Amendment #2 to House Bill #2946."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #2 to House Bill 2946. And on that question, the Gentleman from Cook, Representative Cullerton."

Cullerton: "Yes, would the Sponsor yield?"

Speaker Breslin: "He indicates he will."

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Cullerton: "First of all, Madam Speaker, it is very difficult to hear on the floor. Maybe its..."

Speaker Breslin: "Ladies and Gentlemen, give your attention to Representative Cullerton."

Cullerton: "Yes, Madam Speaker, perhaps the Members of the House feel that just because this Bill deals with a small lake in Representative Vinson's district it doesn't mean that it is not important. And for that reason, I would ask if Representative Vinson could explain the Amendment again, because I couldn't hear hardly any words that were spoken."

Speaker Breslin: "Representative Vinson to explain the Amendment again. Ladies and Gentlemen, please... please keep your voices down."

Vinson: "First, Representative, the Amendment is the result of a discussion in Committee on the record between Mr. Curran and myself, where he asks..."

Cullerton: "Curran?"

Vinson: "Curran."

Cullerton: "Representative Curran?"

Vinson: "Yes, Sir. Where he asks if I would amend the Bill in this fashion. What the Amendment does specifically is to require that the Department of Public Health determine and publish magnitude of risk associated with an individual swimming in water infected with or contaminated with Naegleria Fowleri, and the purpose of ascertaining and publishing that magnitude of risk is that so other agencies which regulate the public health and safety and who are affected by the overall Bill, will not be in doubt about the magnitude of risk which triggered certain things that they have to do under the Bill. So, what the Amendment does is not to leave them in doubt, leave them in a guessing game where they have to guess what the risk factor is, instead they are told what the risk is by the

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Department of Public Health."

Cullerton: "Now, does this only apply to this particular lake in your district or does it apply to this... is it a study to determine the risk of..."

Vinson: "Are you talking about the Bill or the Amendment?"

Cullerton: "The Amendment, how would the Amendment affect the Bill?"

Vinson: "The Amendment... the Amendment... because the Bill only applies to this particular lake, the events, which trigger the operation of the Bill, only apply to this particular lake. The Amendment also only applies to particular lake, but the study, the publication of risk - the study has already been done - the publication of risk is based on an analysis of this particular amoebae in waters in other parts of the country and the world. It is a generalized study that has been done, but the impact of the study and the impact of the Bill only affect and relate to a particular lake."

Cullerton: "Alright, well... the next question I have is doesn't the Amendment also require the Department to study mortality rates in all contaminated waters in the United States?"

Vinson: "They have already done that. It requires them to publish the mortality rates, the risk rate, however you care to describe it, for this particular amoebae and they have already done, in effect, the study that is required by this. What they really have to do is just publish this in a rule and regulation so that other agencies know what the factor is."

Cullerton: "Do you happen to know off the top of your head how much money this would cost to comply with this Amendment?"

Vinson: "To comply with the Amendment. Very little. They would have to submit a regulation that would go before the Joint

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Committee on Administrative Rules. It would have to be published in the official state publication. I don't know what the exact dollar cost is, but it is minimal for..."

Cullerton: "Because the study has already been conducted."

Vinson: "Because the study has been conducted it's minimal. That's right. If they had to do it from scratch it would impose a significant cost on them."

Cullerton: "Okay, based on your representations at the appropriate time, I withdraw my request for a fiscal note."

Vinson: "Thank you, I appreciate that, Sir."

Speaker Breslin: "Is there any further discussion? Hearing no further discussion, Representative Vinson to close."

Vinson: "Ladies and Gentlemen, it is a... I hesitate to use the word technical because it is not an Amendment that... that cures a technical problem in the Bill. It's an Amendment that makes the operation of the Bill a little easier and simpler for the bureaucracy. It was recommended by Mr. Curran in Committee. I concurred with him that it was an appropriated Amendment. And I would ask for the favorable consideration of the Body on a House Bill... on a Amendment #2 to House Bill 2946."

Speaker Breslin: "The question is, 'Shall Amendment #2 to House Bill 2946 be adopted?' All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it, and the Amendment is adopted. Are there any further Amendments?"

Clerk Leone: "Floor Amendment #3, Vinson."

Speaker Breslin: "Has it been printed and distributed?"

Clerk Leone: "Has not been printed or distributed."

Speaker Breslin: "The Amendment has not been printed and distributed, Representative Vinson. Take the Bill out of the record. The Bill remains on Second Reading. House Bill 2947. Out of the record. House Bill 2966,

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Representative Levin - Preston. Levin - Preston. Clerk,
read the Bill."

Clerk Leone: "House Bill 2966, a Bill for an Act to disqualify
Nazi War Criminals from various benefits authorized by the
state law. Second Reading of the Bill. No Committee
Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Breslin: "Third Reading. House Bill 2971, Representative
Bowman. Clerk, read the Bill."

Clerk Leone: "House Bill 2971, a Bill for an Act to amend an Act
concerning homeless youth. Second Reading of the Bill.
Amendment #1 was adopted in Committee."

Speaker Breslin: "Are there any Motions filed?"

Clerk Leone: "There are no Motions filed."

Speaker Breslin: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Breslin: "Third Reading. House Bill 3017, Representative
Matijevich. Clerk, read the Bill."

Clerk Leone: "House Bill 3017, a Bill for an Act to amend an Act
transferring certain functions of the Administrative Office
of the Illinois Court to the Illinois Supreme Court.
Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #1, Matijevich."

Speaker Breslin: "Representative Matijevich."

Matijevich: "Madam Speaker, Ladies and Gentlemen of the House,
the Bill and the Amendment are at the request of the
Supreme Court. The Amendment changes all reference...
statutory references to the Administrative Office of the
Illinois Courts to the Illinois Supreme Court. And, in
other words, we're changing all of those references in a
way of purely technical both the Amendment and the Bill. I

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move the adoption of Amendment #1."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #1 to House Bill 3017. And on that question, is there any discussion? Hearing none, the question is, 'Shall Amendment #1 be adopted?' All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Breslin: "Third Reading. House Bill 3022, Representative Phelps. Clerk, read the Bill."

Clerk Leone: "House Bill 3022, a Bill for an Act to amend an Act relating to county and municipal jails. Second Reading of the Bill."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #1, Phelps, amends House Bill..."

Speaker Breslin: "Representative Phelps. Has the Amendment been printed and distributed?"

Clerk Leone: "The Amendment has been printed and distributed."

Speaker Breslin: "Representative Phelps, on Amendment #1. Representative Phelps."

Phelps: "Madam Speaker, I request the Bill be taken out of the record right now. Thank you."

Speaker Breslin: "Out of the record. House Bill 3036. Out of the record. House Bill 3046, Representative Curran. Clerk, read the Bill."

Clerk Leone: "House Bill 3046, a Bill for an Act to amend the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Breslin: "Third Reading. House Bill 3061, Representative Satterthwaite. Clerk, read the Bill."

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Clerk Leone: "House Bill 3061, a Bill for an Act to amend the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #1, Satterthwaite."

Speaker Breslin: "Representative Satterthwaite."

Satterthwaite: "Madam Speaker and Members of the House, this is an Amendment that was discussed in Committee, and it simply clarifies the situations under which financial need will be assessed for the extension of the scholarships. And, I move for the adoption of Amendment #1."

Speaker Breslin: "The Gentle... the Lady has moved for adoption of Amendment #1 to House Bill 3861. And on that question, is there any discussion? Hearing none, the question is, 'Shall Amendment #1 be adopted?' All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it, and the Amendment is adopted. Are there any further Amendments?"

Clerk Leone: "Floor Amendment #2, Keane."

Speaker Breslin: "Representative Keane."

Keane: "Thank you, Madam Speaker. The Bill as amended states that we have scholarships for those going into teaching, and the Bill in its original form ..."

Speaker Breslin: "Excuse me. Representative Satterthwaite, for what reason do you rise?"

Satterthwaite: "Has the Amendment been printed and distributed?"

Speaker Breslin: "Has not been printed and distributed, Representative Keane. What is your pleasure, Representative Satterthwaite? Will you hold the Bill?"

Satterthwaite: "I think I object to the Amendment, but I will hold it as a courtesy to the Sponsor."

Speaker Breslin: "The Lady holds the Bill. Out of the record. Ladies and Gentlemen, that concludes this Order of

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Business. The Chair would take this time to make an introduction, and the introduction is of Judge Michael Howlett, standing here in the center aisle. The man with the famous name. Right. Resolutions, Mr. Clerk. Committee Reports."

Clerk O'Brien: "Representative John Dunn, Chairman of the Committee on Judiciary I, to which the following Bill was referred, action taken April 30, 1987... '86' reported the same back with the following recommendation: 'do pass' House Bill 3527.

Speaker Breslin: "Representative Leverenz, for a Motion."

Leverenz: "Madam Speaker, I would move to suspend the appropriate rule to hear House Bill 3112, an Appropriation Bill, in the recessed Appropriations meeting tomorrow. It's a Member Bill and I've discussed it with Representative Barnes."

Speaker Breslin: "The Gentleman has moved to waive the posting rules. So that House Bill 3112 can be heard tomorrow. Are there any objections? Hearing no objections, the Gentleman has leave to waive the posting rules on House Bill 3112. The Gentleman from Cook, Representative... Excuse me, Representative Leverenz."

Leverenz: "Are you going to get to announcements later, or should I do it now?"

Speaker Breslin: "Announcements now."

Leverenz: "The Appropriations I Committee will meet at 9:00 on the House floor, not 8:00 as posted. Thank you."

Speaker Breslin: "Representative Cullerton."

Cullerton: "Yes, thank you, Madam Speaker, Ladies and Gentlemen of the House, I have an announcement. The 15th Annual Grid-Iron Dinner sponsored by the Illinois Legislative Correspondence Association, not to be confused with the Illinois Press Association, will be next Tuesday, May 13th. Tickets are available from anyone in the media. The

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rebuttal speaker will be much better than last year, I'm told. So, the Grid-Iron Dinner is next Tuesday, May 13th. Tickets are \$25.00. They are available from anyone in the media."

Speaker Breslin: "Are there any further announcements? Resolutions, Mr. Clerk."

Clerk O'Brien: "Agreed Resolutions. House Joint Resolution 193, offered by Representative Ropp. House Resolutions 1254, Barnes; 1255, Barnes; 1257, Regan and Piel; 1259, Matijevich et al; 1260, Matijevich et al; 1261, Matijevich et al; 1263, Kubic; 1266, Koehler and Kulas; 1267, Rea et al; and 1268, Rea."

Speaker Breslin: "Representative Matijevich."

Matijevich: "Madam Speaker, Ladies and Gentlemen of the House, I move the adoption of the House Joint Resolutions and the Resolutions."

Speaker Breslin: "The Gentleman has moved the adoption of the... the Agreed Resolutions. All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it, and the Agreed Resolutions are adopted. Death Resolutions."

Clerk O'Brien: "House Resolution 1256, offered by Representative Shaw, with respect to the memory of Beatrice James Steele. House Resolution 1258, offered by Representative Regan and Piel, with respect to the memory of Daniel John Ozog. House Resolution 1262, offered by Representative Shaw, with respect to the memory of Geraldine Isabelle Jones. House Resolution 1269, offered by Representative Huff, with respect to the memory of Rachel R. Ridley."

Speaker Breslin: "Representative Matijevich."

Matijevich: "Moves the adoption..."

Speaker Breslin: "Representative Matijevich moves the adoption of the Death Resolutions. All those in favor say 'aye', all

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those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. The Death Resolutions are adopted. General Resolutions."

Clerk O'Brien: "House Resolution 1253, offered by Representative Koehler and Kulas. House Resolution 1264, offered by Representative Saltsman - etal. House Resolution 1265, offered by Representative Cullerton."

Speaker Breslin: "Committee on Assignments. Representative Mautino for an announcement."

Mautino: "For the Membership those who are scheduled to participate in the golf outing next Monday when we are not in Session, please make their TL times with Joe Lucco. That's Monday the 12th. Thank you very much."

Speaker Breslin: "Representative Matijevich now moves that this House stand adjourned until 12:30 tomorrow. All those in favor say 'aye', all those opposed say 'nay'. In the opinion of the Chair, the 'ayes' have it. And this House stands adjourned until 12:30 tomorrow. Remember tomorrow is the Holocaust Remembrance Memorial Service at the Old State Capitol beginning at 11:00. So, we will start Session at 12:30 tomorrow."

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