

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

138th Legislative Day

June 29, 1966

Speaker Greiman: "The hour of 6:00 having arrived, the House will be in order. Members will be at their seats. The Chaplain for today will be Frank Beard who works with us as a Doorkeeper for the House. He is the Pastor of the Allen Chapel African Episcopal Church of Lincoln. Mr. Beard is the guest today as... for the invocation of Representative Michael Curran. And will the guests in the gallery please join us in the invocation?"

Pastor Beard: "Shall we pray? Eternal, wise God, we ask You that Thou would guide these minds that You have appointed this day. We ask these blessings in Thy Son Jesus' Name, for we know that You are leader. Let the words in my mouth and the meditation of my heart be acceptable in Thy sight. Oh, Lord, my strength and my redeemer. Amen."

Speaker Greiman: "Thank you. The Gentleman from McLean, Mr. Ropp, for the Pledge of Allegiance to the Flag."

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 Greiman: "Roll Call for Attendance. Mr. Clerk, take the record. 117 Members having answered to the call of the quorum, a quorum is present. Mr. Piel, excused absences on the Republican side."

Piel: "Yes, Mr. Speaker, would the record show that Representative McCracken is excused today?"

Speaker Greiman: "Let the record show that Representative McCracken is excused today for ... on account of illness in the family. ... Resolutions."

Clerk O'Brien: "House Resolution 1529, offered by Representative Mautino and Hicks; 1531, offered by Representative Wash; 1533, offered by Representative McNamara; and 1534, offered

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by Representative Jarger."

Speaker Greiman: "Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker, I move the adoption of the Agreed Resolutions."

Speaker Greiman: "Gentleman from Winnebago moves for the adoption of the Agreed Resolutions. Those in favor 'aye', opposed 'nay'. In the opinion of the Chair, the 'ayes' have it. The Agreed Resolutions are adopted. General Resolutions. Death Resolutions."

Clerk O'Brien: "House Resolution 1530, offered by Representative Martinez, with respect to the memory of Mary Hightower."

Speaker Greiman: "Gentleman from Winnebago, Mr. Giorgi, moves the adoption of the Death Resolution. Those in favor 'aye', opposed 'nay'. In the opinion of the Chair, the 'ayes' have it. Resolution is adopted. General Resolutions."

Clerk O'Brien: "House Resolution 1532, offered by Representative Bowman - et al."

Speaker Greiman: "Committee on Assignment. Mr. Vinson, for what purpose do you seek recognition?"

Vinson: "Mr. Speaker, I heard you mention Mr. Bowman's name in connection with some Bill or Resolution. And I wonder if you would repeat that."

Speaker Greiman: "Well, why don't you check with the Clerk? I think it was a... was that a Resolution... General Resolution, Mr. Clerk? Is that what it was? Mr. Vinson asked if Mr. Bowman had been a Sponsor of one of the Resolutions that had been read. It was a General Resolution, and it went to the Committee on Assignment. Special Subject Matter Call - Financial Institutions, Order of Second Reading. And on that appears Senate Bill 2300. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 2300, a Bill for an Act to amend an Act to establish the Illinois Bank Examiners' Education

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Foundation. This Bill has been read a second time previously. No Committee Amendments."

Speaker Greiman: "The Gentleman from St. Clair indicates he wishes to take the Bill out of the record. Out of the record. Supplemental Calendar announcement."

Clerk O'Brien: "Supplemental Calendar #1 is being distributed."

Speaker Greiman: "Mr. Vinson, for what purpose do you seek recognition?"

Vinson: "Might be desirable to indicate the time in which that Supplemental Calendar is being distributed. It's now 6:10."

Speaker Greiman: "Yes, Mr. Vinson, to... the Chair notes that indeed it was 6:10 when this was distributed. However, the question is whether that is significant of anything. Rule 79 relates to how long a Conference Committee Report has to be on the desks and not how long a Supplemental Calendar has to be on the desks. But it's nice for you to, time to time, ask for what time it is and we appreciate you doing that. Mr. Vinson."

Vinson: "At some point your Parliamentarian will have called to his attention of the rules in the rulebook which you will then understand the significance of, Mr. Speaker."

Speaker Greiman: "... and Gentlemen, if you returned home during... over the weekend, you ought to sign a Session Travel Form, which will be here at the Clerk's well. So that there will be a Session Travel Form for you to sign and fill out if you returned home over the weekend. Thank you. On page two of the Calendar, Senate Bills Second Reading, Subject Matter Call - Environmental Protection. And on that Order of Business appears Senate Bill 2117. 2117. Mr. Clerk, would you read the Bill?"

Clerk O'Brien: "Senate Bill 2117, a Bill for an Act in relation to environmental protection. This Bill has been read a

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second time previously. Amendments #1, 2, 3, 4, 8, 10, 11, 14, 18, 19, 20, 21, 23, 26, 27 and 28 were adopted previously."

Speaker Greiman: "Are there further Amendments?"

Clerk O'Brien: "Floor Amendment #30, offered by Representative Kulas."

Speaker Greiman: "The Gentleman from Cook, Mr. Kulas, on Amendment #30."

Kulas: "Point of inquiry, Mr. Speaker. Has the Amendment been printed and distributed?"

Speaker Greiman: "While we're checking, for what purpose do you seek recognition, Mr. Leverenz?"

Leverenz: "Just in support of the Amendment."

Speaker Greiman: "Alright. We'll get to you after we find out whether it's in order. ... Vinson, for what purpose do you seek recognition?"

Vinson: "Mr. Speaker, just for purposes of answering Mr. Kulas' question, I have now had each Republican desk checked, and Amendment #30 has not been distributed to this side of the aisle."

Speaker Greiman: "Mr. Matijevich, it appears that some of the Amendments... this Amendment has not been distributed. So, we'll take this Bill out of the record now. Thank you. With leave of the House, on the Order of Motions appears House Resolution 1497. We have leave to go to that Order of Business and to consider that Bill... Motion with respect to that Bill at that time? Leave? Leave is granted. Mr. Clerk, Motion with respect to HR 1497."

Clerk O'Brien: "Motion. I move to discharge Committee on Executive from further consideration of House Resolution 1497, Representative Brookins."

Speaker Greiman: "The Gentleman from Cook, Mr. Brookins, on the Motion to bypass Committee and place upon the Speaker's

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Table for immediate consideration with respect to HR 1497.
Mr. Brookins."

Brookins: "Thank you, Mr. Speaker. I ask leave of the House to place... to remove the appropriate Rule 243 and remove from the Speaker's Table."

Speaker Greiman: "Gentleman has unanimous consent to... for immediation of this? There objection? Mr. Piel."

Piel: "Would the Gentleman mind telling us exactly what this is, what the Bill is, what the Resolution is?"

Speaker Greiman: "Mr. Brookins."

Brookins: "Yes, Mr. Piel, the Resolution has a study of the Illinois State Lottery to see, number one, where the funds are going; number two, how much funds is being raised in what area; number three, where the winners are and the area of the winners and et cetera."

Piel: "Fine. Thank you very much."

Speaker Greiman: "Gentleman having unanimous consent, the Motion carries and, Mr. Brookins, now on immediate consideration of HR 1497. Mr. Brookins."

Brookins: "Yes, I ask leave of the Body to suspend the appropriate Rules and hear..."

Speaker Greiman: "We've already suspended them. We're on the Resolution now."

Brookins: "I ask for a favorable vote on the Resolution."

Speaker Greiman: "Gentleman from Cook, Mr. Brookins, has moved for the adoption of House Resolution 1497. On that, is there any discussion? There being... there being none, the question is, 'Shall this Resolution be adopted?' All in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment's adopted... and the Resolution's adopted. For what purpose does the Gentleman from Macon, Mr. Tate, seek recognition?"

Tate: "Well, thank you, Mr. Speaker. I was wondering what the

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intention of the Chair was to work tonight, whether we should order out dinner or plan on breakfast this morning."

Speaker Greiman: "While, Mr. Tate, I have... the Chair has an intense interest in your eating schedule, I think we will be here for a good, long while, Mr. Tate. So I would be prepared to work. With leave of the House, on the Order of Speaker's Table appears House Resolution 1164. Leave to consider that Resolution at this time. Mr. Clerk."

Clerk O'Brien: "House Resolution 1164, directs the Clerk of the House to establish a program to recycle paper used by the House."

Speaker Greiman: "Mr. Clerk, are there Amendments with respect to that Resolution?"

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

Speaker Greiman: "Gentleman from Winnebago, Mr. Hallock, on Amendment #1 to House Resolution 1164."

Hallock: "Thank you, Mr. Speaker, Members of the House. Amendment #1 changed the Bill a bit. The Bill... the Resolution, as introduced, requires the House to recycle all the paper that we use in this chamber. The Amendment would say that we have to either recycle the paper or conduct some waste paper distribution program, and I would ask for your support of the Amendment."

Speaker Greiman: "Gentleman from Winnebago, Mr. Hallock, moves for the adoption of Amendment #1. Is there any discussion? There being none, those in favor say 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment's adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "There are... Now, Mr. Hallock, on House Resolution 1164, as amended. Mr. Hallock."

Hallock: "Thank you, Mr. Speaker and Members of the House. House

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Resolution 1164 requires that the House... as amended now requires the House recycle all the paper we use in this chamber or conduct some sort of a waste paper distribution system. I think this is probably an issue which all of us have thought about from time to time. But I introduced this Resolution back in January because I'm really tired, after all these years, of the paper that's wasted in this chamber. But, yet, unfortunately, the paper that's utilized here is paper that has to be used for this purpose. The Digest we use every week. We use them after a week, then throw them out. The Amendments, the Bills and so on. The reams of paper are unanimously overwhelming. I think that it's about time that we pass a Resolution of this type. The Resolution would ask that the Clerk recycle or utilize in some other effective purpose all the paper which we throw away every day, and I would ask for your support."

Speaker Greiman: "The Gentleman from Winnebago, Mr. Hallock, has moved for the adoption of House Resolution 1164. And on that, the Gentleman from DeWitt, Mr. Vinson."

Vinson: "Yes, Mr. Speaker, I wonder if the Gentleman would yield for a question?"

Speaker Greiman: "Indicates he will."

Vinson: "Representative, I have not read the... the text of your Resolution. I'm curious, does it include toilet paper?"

Hallock: "Well, to be very frank about it, I hadn't tried to get that specific. But I assume that most of that is tossed away in a different fashion, so that probably would not be covered. The paper specifically being mentioned is the paper generated on the House floor."

Vinson: "That's why I thought it might include toilet paper this week."

Speaker Greiman: "The Gentleman from DuPage, Mr. Barger."

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Barger: "Would the Gentleman yield for questions?"

Speaker Greiman: "He indicates he'll yield for questions."

Barger: "Does this include all of the paper or just the white paper?"

Hallock: "All the paper."

Barger: "Isn't it very probable that the cost of separating the various colored papers into the various components so that they would be usable for recycling would cost more than the value of the paper that we would receive?"

Hallock: "Well, pursuant to my introduction of this Resolution, the Clerk of the House pointed out some of the facts that had to be dealt with such as that. He also pointed out that they have been trying to conduct a waste paper distribution program to different entities in Springfield which are caused by those problems. So, I would say that, yes, your point is well made. It would be easier to recycle the white paper than it would be the pink or the yellows and so, in order to accommodate that variance of types of pieces of paper, we do allow recycling or some kind of waste paper distribution program to other people who can use it."

Barger: "Recycled insofar as possible."

Hallock: "Yes."

Barger: "Thank you."

Hallock: "The answer was yes. We can vote on this today if you want to. In the next couple minutes."

Speaker Greiman: "Question is, 'Shall the House...?' I'm sorry, Mr. Kulas, do you wish to speak on this issue?"

Kulas: "Thank you, Mr. Speaker. Yes. Will the Gentleman yield? I would just like to ask Representative Hallock if he would be amenable to an Amendment that would maybe somehow recycle all the hot air that is passed in this chamber into some form of energy so we could save the state a lot of

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money then?"

Hallock: "Well, that's a great idea. I'm sure if we did that we would no longer need any utilities in Illinois, and all of our bills would go down."

Kulas: "I think it's a good Bill, and I think we should pass it out."

Speaker Greiman: "The Gentleman from Cook, Mr. Daley."

Daley: "Will the Sponsor yield?"

Hallock: "Sure, John."

Daley: "Representative Hallock, does this include any of your old college papers?"

Hallock: "Well, since you and I were good friends in college, you know what I did with those papers. I would say that we could use some of those. But most of those have been long since tossed away."

Daley: "This is... I concur. This is a great Resolution, and I urge an 'aye' vote."

Speaker Greiman: "The Gentleman from Winnebago, Mr. Hallock, to close."

Hallock: "Than you, Mr. Speaker and Members of the House. Clearly the momentum is in favor of this issue, and I think we all, having sat through these Sessions - and this is my eighth year down here - have thought about this concept many times. And I decided it's about time to do something about it. Last Session, for example, we in the Illinois House utilized 594 million sheets of paper. Try to contemplate that. It's just absolutely astronomical. I believe that we and the other state agencies have used that much paper and something has to be done about it. Each of these pieces of paper, of course, represents a tree someplace in our nation. We have to conserve our natural resources. This Resolution is all about that task, and I would ask for your support."

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Speaker Greiman: "The question is, 'Shall the House adopt House Resolution 1164?' All in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Resolution is adopted. Page two of the Calendar, on the Order of Senate Bills Second Reading, Special Call and Subject Matter Call - Environmental Protection, appears Senate Bill 2117. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 2117, a bill for an Act to amend an Act in relation to environmental protection. This Bill has been read a second time previously. Amendments 1, 2, 3, 4, 8, 10, 11, 14, 18, 19, 20, 21, 23, 26, 27 and 28 were adopted previously. Amendment 29 was withdrawn. Floor Amendment #30, offered by Representative Kulas."

Speaker Greiman: "Gentleman from Cook, Mr. Kulas. Mr. Kulas, on Amendment 30 to Senate Bill 2117."

Kulas: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #30 to House... Senate Bill 2117 expands the definition of a regional pollution control facility to include waste treatment facilities. It also adds a provision so that sites or facilities at which the state is performing removal or remedial action are excluded from this definition. Presently, most waste treatment facilities are required to store waste prior to treatment; and, as a result of this, most such facilities are already included in this definition. This just puts it into the statutes. The Environmental Protection Act... Agency requested the exclusion of sites that they are cleaning up from this definition so as not to inhibit their cleanup efforts. And I would move for the adoption of the Amendment."

Speaker Greiman: "The Gentleman from Cook, Mr. Kulas, moves for the adoption of Amendment 30 to Senate Bill 2117. And on

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that, the Gentleman from DeWitt, Mr. Vinson."

Vinson: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, I wonder if the Sponsor would yield for a question."

Speaker Greiman: "Indicates he will."

Vinson: "Representative, Amendment #30, on page four, seeks to include in the definition of regional pollution control facility, waste treatment facilities. Could you tell me what a waste treatment facility is?"

Kulas: "It's a facility that treats waste."

Vinson: "Any facility that treats waste is a waste treatment facility, then. Is that correct?"

Kulas: "I would presume so."

Vinson: "And is anywhere in state or federal law there a definition for waste treatment facilities?"

Kulas: "I couldn't tell you offhand, Representative Vinson."

Vinson: "I'm sorry, Sir. I couldn't hear your answer."

Kulas: "I couldn't tell you offhand, Representative Vinson."

Vinson: "Now, what is the effect of defining a waste treatment facility as a regional pollution control facility?"

Kulas: "This would... This is for the purpose of local siting."

Vinson: "For purposes of what?"

Kulas: "Local siting."

Vinson: "Okay. What has to happen to approve the siting of a regional pollution control facility?"

Kulas: "Pardon me? I didn't hear your last question."

Vinson: "What is the process for approving the siting of a regional pollution control facility?"

Kulas: "It has to get approval from the local unit of government."

Vinson: "It... I'm sorry? It has to what?"

Kulas: "It has to get the approval of the local unit of government."

Vinson: "And how are waste treatment facilities currently sited?"

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Kulas: "They still have to go through the local siting procedures, because they are... they store waste there before they treat it. So, they are included in the definition. This only spells it out in the statutes."

Vinson: "Ladies and Gentlemen, to the Amendment. I rise in reluctant opposition to this Amendment. It is my understanding that it is virtually impossible, in Illinois today, to achieve siting approval for anything defined as a regional pollution control facility. The approval process is so cumbersome that the practical effect is that such creatures just aren't approved anymore, I am told by the experts. The... My understanding of what a waste treatment facility is, is based entirely upon what the Gentleman who offers the Amendment describes it as. I see no definition in the Amendment. I am not aware of any definition in the statutes of the State of Illinois. It would be my belief that a recycling facility, a chemical recycling facility, for instance, would be a waste treatment facility. It seems to me that one of the things we ought to be trying to facilitate is the recycling of waste. We dealt with a Resolution on that just a minute ago. But we couldn't recycle wastes, I think, under this Amendment, the way that it's presented now. We would have to go through a very cumbersome approval process to get to that point. If that is the case, if that is the case, you're talking about making... giving a monopoly to a few people currently in existence, locking them in, grandfathering them in under law so only they can recycle waste. You're talking about substantially raising the cost for business and industry, if that's true. Now, I don't know for sure if that's true or not, because we face the unfortunate situation where an Amendment that could be an extremely costly Amendment for Illinois business is suddenly thrown at us in the last

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minutes of a Legislative Session. The appropriate place for this Amendment is in the Energy and Environment Committee. The appropriate place for a discussion about this is in the heart of a Legislative Session when we could all be certain that we're not imposing exorbitant costs on business and industry back home, where we can all be sure that we're not discouraging the creation of an industry, the recycling industry, which, in fact, is the only hope for properly dealing with waste in this state. This may be perfectly good. But to come in with it at the last minute, to throw it at us when we don't know anything about it, when we don't know what the costs are, when we don't know who we're benefitting and who we're hurting is clearly a mistake. It's my understanding that a significant portion of the business community in this state opposes this. I suspect that a significant number of the people who care about the environment of Illinois oppose this. And I would urge a 'no' vote on this Amendment at this time, until we know something about it."

Speaker Greiman: "The Gentleman from Madison, the Majority Leader, Mr. McPike."

McPike: "Well, thank you, Mr. Speaker, Ladies and Gentlemen of the House. As usual, the previous speaker was wrong in just about everything he said. This Amendment was not thrown at us in the last minute. The Amendment was introduced in Committee; it was discussed in the Committee; it was debated in Committee, and it was adopted in Committee. Unfortunately, it was out of order, because it was technically wrong. So, the Amendment was adopted and now the Gentleman has offered the Amendment again in the proper form. He says he suspects that a large part of the environmental community is against it. I doubt if you could find anybody in the environmental community that

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would be against this. He says a large part of the business community is against it. What he really means is waste management is against it. Waste Management is against it because they don't like to go through local siting regulations, local siting permits, when they establish a waste facility, and they don't want to go through local siting, local control when they establish a waste treatment facility. So, if the constituents in your area are concerned about hazardous waste, if they get a little upset about hazardous waste dumps, if they get a little bit upset, as they did last year when people tried to burn cyanide chips, if they think that toxic waste is harmful to them and it's a threat to both the environment and to their lives, and if you think that the local people shouldn't have any say-so in whether or not a waste treatment facility is established in the middle of your hometown, then do what the previous speaker would have you do - vote with him and vote with Waste Management. On the other hand, if you think that there is a legitimate concern by the local people that they should have some input as to what is happening in their community, then I would suggest you vote with Representative Myron Kulas and adopt the Amendment."

Speaker Greiman: "The Gentleman from Lake, Mr. Churchill."

Churchill: "Thank you, Mr. Speaker. Will the Gentleman yield?"

Speaker Greiman: "Indicates he'll yield for questions."

Churchill: "Representative Kulas, what is a waste treatment facility, and how does that differ from all of the other items mentioned in lines 30 through 35 on page four of this Bill?"

Kulas: "It takes waste and changes it into something else, like from hazardous to nonhazardous. That's a waste treatment facility. Now, as far as Representative Vinson's question

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on regional control... pollution control facilities, they include waste storage and disposal sites, waste transfer stations and waste incinerators. They wouldn't include recycling centers."

Churchill: "So, in other words, if you had a recyc... like, if you're a local community recycling center and you pick up paper and glass and things and you take that and transfer it to some other place, then, because that now is a treatment facility, you're going to have to..."

Kulas: "No, that would not be a waste treatment facility, no."

Churchill: "So, in other words, if the treat... if a recycling center received glass bottles and they broke up the glass bottles, they have done something to change the form of the glass bottles, does that not become a waste treatment facility?"

Kulas: "I'm sorry. I didn't hear your last question."

Churchill: "I'm just trying to say that in a recycling center, if they take an item such as a glass bottle and they shatter the glass bottle to condense all the glass down, that is a process - it's a treatment of that waste. Does that then fall under this?"

Kulas: "No. Recycling centers would not fall under this definition."

Churchill: "Okay. Is... I guess my problem is this - is waste treatment facility defined anywhere in here?"

Kulas: "No, it is not."

Churchill: "Okay. So, in other words, that some court someplace could say that a recycling center was a waste treatment facility."

Kulas: "This in only for the purpose of hazardous wastes."

Churchill: "Alright. So then perhaps what you should be saying is a hazardous waste treatment facility, or a treatment facility dealing only with hazardous waste?"

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Kulas: "I think that's what Senate Bill 172... originally that's the way it was defined."

Churchill: "No, Senate Bill 172 covers a lot more than that. I mean it covers landfill siting. It covers a lot of different things. It goes way beyond the hazardous waste domain. I think Representative Vinson's point is correct; that your definition is so broad that you're going to pick up some of these local based reclamation centers, and I don't think that's what you want to do. And I think, if that's the case, the Illinois Environmental Council and those groups probably will oppose this."

Kulas: "Representative Churchill, if you look at page seven, line 20, you would read the definition of treatment and how it is defined, and you would see that that does not include the things that you are speaking of."

Churchill: "Okay. Well, I just... I think your definition is over broad. I wish the Bill had a definition, specific definition of waste treatment facility. At this point, I'm not sure that I agree with your definition as found on line 20, page seven. And I think you're going to pick up some groups, particularly the local groups that are trying to reclaim and recycle, and I'm not sure that that's a good thing for them."

Speaker Greiman: "Gentleman from Cook, Mr. Kulas, to close."

Kulas: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. All Amendment 30 does is really clarifies the definition of the regional pollution control facility to include waste treatment facilities. It does have... It has nothing to do with recycling centers. It just clarifies that which is in law right now. The Environmental Protection Agency wanted to make their change. They excluded the sites which are being worked on now. We did that. The Environmental Protection Agency is in favor of

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the Amendment. The Chamber of Commerce has signed on the Amendment, and I would ask for a favorable Roll Call."

Speaker Greiman: "The question is, 'Shall Amendment #30 be adopted?' All those in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes'... All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. Gentleman from Cook, Mr. Leverenz, to explain his vote."

Leverenz: "Thank you. Let me just kind of clarify a couple of things. Most processing plants and things of that nature are already included by the virtue of the fact that the EPA says if you have a storage tank, you go through the local siting hearing. This really clarifies that. And I would ask for more 'aye' votes. You can't go wrong in your local community with a green."

Speaker Greiman: "Have all voted who wish? Have all voted who wish? Mr. Vinson, do you wish to explain your vote? You spoke in debate."

Vinson: "No, Sir. I want a verification."

Speaker Greiman: "Alright. Have all voted who wish? Mr. Clerk, take the record. On this question there are 61 voting 'aye', 50 voting 'no', 4 voting 'present'. And the Gentleman from DeWitt requests a Verification of the Affirmative Roll Call. Mr. Clerk, proceed with the Verification of the Affirmative Roll Call."

Clerk O'Brien: "Alexander."

Speaker Greiman: "Excuse me. Mr. Kulas."

Kulas: "Can we have a Poll of the Absentees?"

Speaker Greiman: "Yes, of course. A poll of those not voting, Mr. Clerk."

Clerk O'Brien: "Koehler and McAuliffe. No further."

Speaker Greiman: "Proceed, Sir."

Clerk O'Brien: "Alexander. Berrios. Bowman. Braun. Breslin."

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Speaker Greiman: "Excuse me, Mr. Clerk. Mr. Rice votes 'aye'."

Clerk O'Brien: "Brunsvold. Capparelli. Christensen. Cullerton. Currie. Daley. DeJaegher. Dunn. Farley. Flinn. Flowers. Giglio. Giorgi. Greiman. Hannig. Martke. Hawkinson. Hicks. Homer. Johnson. Keane. Kirkland. Krska. Kulas. Laurino. LeFlore. Leverenz. Levin. Martinez. Matijevich. Mautino. McGann. McNamara. McPike. Mulcahey. O'Connell. Panayotovich. Pangle. Phelps. Preston. Rea. Regan. Rice. Richmond. Ronan. Saltsman. Satterthwaite. Shaw. Slater. Stern. Sutker. Terzich. White. Wolf. Wyvetter Younge. Zwick. And Mr. Speaker."

Speaker Greiman: "Mr. Vinson, questions of the Affirmative Roll Call."

Vinson: "Mr. Brunsvold."

Speaker Greiman: "Excuse me, Ms. Braun, for what purpose do you seek recognition? May Ms. Braun have leave to be verified? Leave is granted. Proceed, Sir."

Vinson: "Mr. Brunsvold."

Speaker Greiman: "Mr. Brunsvold is at the aisle over at the window."

Vinson: "Mr. Dunn."

Speaker Greiman: "Mr. Dunn is in his seat. Mr. Turner. Mr. Turner votes 'aye'."

Vinson: "Mr. Farley."

Speaker Greiman: "Mr. Farley. Mr. Farley in the chamber? Mr. Farley. How is Mr. Farley recorded?"

Clerk O'Brien: "The Gentleman's recorded as voting 'aye'."

Speaker Greiman: "Remove Mr. Farley from the Roll Call."

Vinson: "Mr. Flinn."

Speaker Greiman: "Mr. Flinn. Excuse me. Mr. Farley has returned to the chamber. Restore Mr. Farley to the Roll Call. Mr. Flinn. Mr. Flinn. How is Mr. Flinn recorded?"

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Clerk O'Brien: "The Gentleman's recorded as voting 'aye'."

Speaker Greiman: "Remove Mr. Flinn from the Roll Call. Mr. Young votes 'aye'. Mr. Young votes 'aye'. Mr. DeLeo votes 'aye'."

Vinson: "Mr. Hartke."

Speaker Greiman: "Mr. Hartke. Is Mr. Hartke... Mr. Hartke is right here in the center aisle."

Vinson: "Mr. Hicks."

Speaker Greiman: "Mr. Hicks is at the rear of the chamber."

Vinson: "Representative Krska."

Speaker Greiman: "Mr. Preston's in his chair."

Vinson: "I said Krska."

Speaker Greiman: "Oh, Mr. Krska. Mr. Krska is at the door on the Democratic side."

Vinson: "Mr. Laurino."

Speaker Greiman: "Mr. Laurino. Mr. Laurino. How is Mr. Laurino recorded?"

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Greiman: "Remove Mr. Laurino. Mr. Brookins votes 'aye'. Mr. Washington votes 'aye'."

Vinson: "Mr. Martinez."

Speaker Greiman: "Mr. Martinez is at his desk."

Vinson: "Mr. McGann."

Speaker Greiman: "Mr. McGann is at his desk."

Vinson: "Mr. Mulcahey."

Speaker Greiman: "Mr. Mulcahey is in his chair."

Vinson: "Mr. Panayotovich."

Speaker Greiman: "Mr. Panayotovich. Mr. Panayotovich. Mr. Panayotovich in the chamber? How is the Gentleman recorded?"

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Greiman: "Remove him from the Roll Call."

Vinson: "Mr. Preston."

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Speaker Greiman: "Mr. Preston is in his chair."

Vinson: "Representative Flowers."

Speaker Greiman: "Ms. Flowers is at Ms. Braun's desk."

Vinson: "Mr. Giorgi."

Speaker Greiman: "Mr. Giorgi is at the well."

Vinson: "No further questions."

Speaker Greiman: "On this question there are 64 voting 'aye', 46 voting 'no', 2 voting 'present'. And the Amendment's adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. Mr. Vinson, for what purpose do you seek recognition?"

Vinson: "Isn't there a fiscal note filed on that Bill as amended?"

Speaker Greiman: "There is neither a fiscal note nor a request for a fiscal note on the record. So, the Bill will remain on Third Reading."

Vinson: "Thank you."

Speaker Greiman: "Supplemental Calendar #1 appears Conference Committee Report, House Bill 2688. Mr. Clerk."

Clerk O'Brien: "House Bill 2688, a Bill for an Act making an appropriation from the Metropolitan Fair and Exposition Authority Reconstruction Fund to the Metropolitan Fair and Exposition Authority. First Conference Committee Report."

Speaker Greiman: "Gentleman from Cook, Mr. Leverenz."

Leverenz: "Thank you, Mr. Speaker. House Bill 2688, the First Conference Committee Report, the Senate Amendment... the Senate will recede in Senate Amendment #1 which, in effect, removed the original 4.8 million dollars in the Bill. Therefore, that is back in. It adds 32,043,400 dollars in debt service for the Metropolitan Fair and Exposition Authority Improvement Bond Fund. I would ask for your 'aye' vote to adopt the Conference Committee Report on

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House Bill 2689."

Speaker Greiman: "Gentleman from Cook moves for the adoption of Conference Committee #1 to House... to Senate Bill (sic - House Bill) 2638. And on that, is there any discussion? The Gentleman from DeWitt, Mr. Vinson."

Vinson: "Yes, I wonder if the Sponsor would yield for a question?"

Speaker Greiman: "Indicates he will."

Vinson: "Representative, could you take this out of the record for just a few minutes so we could get right back it? I've got to check one thing."

Speaker Greiman: "Mr. Leverenz."

Leverenz: "Yeah, we'll do that."

Vinson: "Thank you."

Speaker Greiman: "Alright. Supplemental Calendar #1 appears House Bill 2988. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 2988, a Bill for an Act making an appropriation to the Department of Conservation. First Conference Committee Report."

Speaker Greiman: "The Lady from Cook, Ms. Barnes."

Barnes: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. The Conference Committee Report, as the bill was introduced for the Department of Conversation... Conservation, it was 116 million, 341 thousand point nine. After the Conference Committee Report and the add-ons, it's 119 million, 497.1. I would recommend do adopt the First Conference Committee Report."

Speaker Greiman: "The Lady from Cook, Ms. Barnes, moves for the adoption of the First Conference Committee Report #1 to House Bill 2988. And on that, the Gentleman from McLean, Mr. Ropp."

Ropp: "Thank you, Mr. Speaker, Members of the House. I guess, first of all, I'd have a question of the Speaker as to the

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Conference Committee Report #1. Is it not true that the signatures have to be placed above the typed in name of the Representative signing that Report?"

Speaker Greiman: "Yes, were you questioning as to whether the Conference Committee Report was in proper order?"

Ropp: "Yes."

Speaker Greiman: "Mr. Clerk, would you furnish me with a copy of the Conference Committee Report? Yes, Mr. Ropp, you are indeed correct that; the Rule 79(a) provides that the names of the Representatives... of the respective Members must be typed on the Report. Mr. Leverenz, for what purpose do you seek recognition?"

Leverenz: "Speaker, I would now move that we suspend that rule, inasmuch as those on the appointment sheet that we get a memorandum on are the same ones that signed. So, I would now ask for the unanimous consent to suspend that particular rule."

Speaker Greiman: "The Gentleman moves to suspend Rule 79(a) which requires the typed signature... the typed name of the Representative below the signature line. Is there leave? And on that, Mr. Hastert."

Hastert: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I'm sure that was an inadvertent error, and I would ask that we would have leave to do that."

Speaker Greiman: "Gentleman from Marion, Mr. Friedrich."

Friedrich: "Not on the Motion, on the adoption is what I want to speak on."

Speaker Greiman: "I'm sorry."

Friedrich: "I didn't have a question on the Motion. I want to speak on... ask a question on the adoption."

Speaker Greiman: "On the Bill it... the underlying Bill."

Friedrich: "Right."

Speaker Greiman: "Well, if we get to it, you can do it. Alright."

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Does the Gentleman have leave to waive Rule 79(a)? Mr. Hastert? Leave is granted. Alright. And now, thank you, Mr. Ropp. Proceed, Ms. Barnes?"

Barnes: "May I ask you to repeat."

Speaker Greiman: "Yes, we're on House Bill 2988. And you were going... you were making the presentation."

Barnes: "Well, I had ended my presentation, Mr. Speaker, and had asked for do adopt."

Speaker Greiman: "Alright. Fine. Lady from Cook, Ms. Barnes, moves for the adoption of the First Conference Committee to House Bill 2988. And on that, is there any discussion? The Gentleman from Marion, Mr. Friedrich."

Friedrich: "Yes, would Representative Leverenz or Representative Barnes yield for a question?"

Speaker Greiman: "Indicates she will yield for questions. Proceed, Sir."

Friedrich: "Representative Barnes, for years around here we were able to keep the state from taking over 100 foot right of way on the Rock Island Road up there which had been abandoned which is absolutely a bad investment. Is this what we're funding here for 1,690,000 dollars?"

Barnes: "Mr... or Representative Friedrich, the parties involved had a meeting down here this week. Each of the appropriation leaders received a letter of agreement that was signed by all parties and Governor Thompson, and that is the reason that is was added to the budget."

Friedrich: "Well, regardless of all the other good things that might be in this Conference Committee Report, it doesn't make sense for the State of Illinois to be funding a park that's 100 foot wide and 15 miles long or however long it is. It's absolutely absurd to try to maintain a park. In the first place, it creates a litter problem for all the people up and down the right of way on both sides. It's

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impossible to maintain, and I think it's a bad investment. For years, we were able to keep this thing from becoming a park and now we're spending a couple million dollars on it."

Speaker Greiman: "Gentleman from McLean, Mr. Ropp."

Ropp: "Thank you, Mr. Speaker. I rise in opposition to this particular Conference Committee Report. For about eight years there was an attempt to sell this property back to the adjacent property owners as was early indicated by the railroad themselves, and it certainly seems interesting, at a time when some have said we're maybe two to 300 million dollars short in revenues for this state, to come up with this brand new program when, in the last four or five years, volunteers, through cooperative effort with the Department of Conservation, have apparently moved forward to address, to renovate, to clean up and to work on this particular trail. I think it's really rather atrocious at this time in the Session to add a million point six to the budget to do a brand new project. I mean, it almost looks as if an agency is attempting to expand its growth during a time when we're short of funds, and I would certainly not speak in favor of this Conference Committee Report and urge people to oppose it. Thank you."

Speaker Greiman: "Gentleman from Cook, Mr. Bowman."

Bowman: "Thank you. Mr. Speaker, Ladies and Gentlemen of the House, in response to the concerns expressed by the previous two speakers, let me, first of all, assure them and all Members of this House that the property owners' association that, for years, has been fighting this proposal has signed off on the agreement. In fact, the agreement and the funding contained in this Bill is necessary to protect the property owners' association and the property owners' interests, because one of their

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concerns was litter and the possibility that people might wonder on their private property and so forth. And so, what we're providing for in this bill is money for fencing and other matters of interest to the property owners themselves. And so I think that all of us would like to put this issue to rest once and for all. And what we have here is funding for an agreement, an agreement that was signed by the property owners, an agreement that protects their interest, and I think we ought to approve this funding and put the issue to rest once and for all."

Speaker Greiman: "Gentleman from Peoria, Mr. Tuerk."

Tuerk: "Mr. Speaker, Members of the House, I totally agree with the previous speaker on the issue. As many of us know, this has been a controversial issue for about 15 years in our area, back near Peoria and extending north to Toulon. Actually, the Department of Conservation originally handled it pretty poorly. We stopped the development of the trail for a number of years. There were some efforts to sell the land back to the property owners. That went down in defeat. Actually, Director Woody of the current Department of Conservation is to be congratulated for his fine work in coming to an agreement with the property owners. The property owners are in agreement with the details of the plan. And as the previous speaker mentioned, this will develop the trail, it will fence the trail, which has been one of the bad points of contention over the years - the fencing element, the weeds growing, the trees growing along their property, et cetera. The Department of Conservation has agreed to the demands of the property owners, and the property owners have signed off on it. I think it's a good idea at this point to proceed, and I would ask for your favorable support."

Speaker Greiman: "Gentleman from Winnebago, Mr. Hallock."

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Hallock: "Thank you, Mr. Speaker, Members of the House. I rise in support of this measure. You know, this Bill contains a lot more than just the Rock Island Trail. During my years in the General Assembly, the Rock Island Trail has been debated every Session. I'm very pleased that this now has been resolved. But this Bill also contains all the funding for our state parks and state recreation areas which is so important to all of us, especially downstate. I think Director Woody is one of the finest we have in State Government. He's done an outstanding job with this agency, and I would urge your support of this Bill."

Speaker Greiman: "Question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open, and this is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 103... 103... 103 voting 'aye', 6 voting 'no', 2 voting 'present'. This Bill, having received the... and the House does adopt Conference Committee #1 to House Bill 2988. This Bill, having received the Constitutional Majority, is hereby declared passed. On Supplemental Calendar #1, appears House Bill 2991. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 2991, a Bill for an Act to making an appropriation to the Historic Preservation Agency. First Conference Committee Report."

Speaker Greiman: "The Lady from Cook, Ms. Barnes."

Barnes: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 2991 appropriates money for the Illinois Historic Preservation Agency and Conference Committee Report #1 restored cuts to the tune of about 285,000 dollars, and I would recommend a do adopt vote."

Speaker Greiman: "Lady from Cook, Ms. Barnes, moves for the

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adoption of the First Conference Committee Report to House Bill 2991. And on that, is there any discussion? The Gentleman from Cook, Mr. Terzich."

Terzich: "Yes, Representative Earnes, could you explain to me what is a hot shot crew?"

Barnes: "A hot shot crew travels statewide for restoration and maintenance of projects, Representative Terzich."

Terzich: "Where are they and what do they do? They restore..."

Barnes: "They operate heavy equipment and they do whatever is necessary for the restoration and maintenance of a building."

Terzich: "Is that anywhere throughout the state or..."

Barnes: "Throughout the state."

Terzich: "And also, I noticed that you deleted the appropriation for the rehabilitation of Hoffman Memorial Tower. Is that correct?"

Barnes: "Pardon me? For what?"

Terzich: "The Hoffman Tower in..."

Barnes: "No, Hoffman Tower is in one of the budgets, Representative."

Terzich: "Oh. Well then this can't be all that bad. Thank you."

Barnes: "No, that's been restored. Thank you."

Speaker Greiman: "Gentleman from Cook, Mr. Leverenz."

Leverenz: "Thank you. To Representative Terzich, a hot shot crew is a gang of four. Also, that what you're interested in in Hoffman Tower was restored by Amendment 4."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall this bill pass?' I'm sorry. The question is, 'Shall the First Conference Committee be adopted?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the

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record. On this question there are 108 voting 'aye', 5 voting 'no', 1 voting 'present', and the House does adopt Conference Committee #1 to House Bill 2991. And this Bill, having received a Constitutional Majority, is hereby declared passed. On Supplemental Calendar #1 appears House Bill 3165. Mr. Clerk, read the bill."

Clerk O'Brien: "House Bill 3165, a Bill for an Act making appropriations to various agencies. First Conference Committee Report."

Speaker Greiman: "The Gentleman from Cook, Mr. Bowman."

Bowman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is a supplemental appropriation for the current fiscal year. We recommend that the House concur with Senate Amendments #1 through 20 which, combined with Senate action, provide for 18.9 million in supplemental appropriations to various agencies of which 3.3 is General Revenue. Conference Committee further recommends that we restore 500,000 dollars in tourism promotion funds for the Chicago Convention and Visitors Bureau which was offered in House Amendment #16, deleted in Amendment #2... Senate Amendment 2. We further recommend a supplemental appropriation of 88,000 dollars in GRF for the Industrial Commission to allow the Commission to meet its June '86 payroll. We further recommend a 20,000 dollar transfer within the Human Rights Commission budget for no net dollar... dollars. And we further recommend and finally a 5,000 dollar supplemental appropriation for the Department of Corrections to correct a technical error in the drafting of their original '86 budget. I move for the adoption of this Conference Committee Report."

Speaker Greiman: "Gentleman from Cook, Mr. Bowman, moves for the adoption of the First Conference Committee Report to House Bill 3165. And on that, is there any discussion? There

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being none, the question is, 'Shall the First Conference Committee Report be adopted?' All in favor signify by voting 'aye', those opposed vote 'no'. Voting is open. And this is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 102 voting... 103 voting 'aye', 5 voting 'no', 2 voting 'present', and the House does adopt First Conference Committee Report to House Bill 3165. And this Bill, having received a Constitutional Majority, is hereby declared passed. On the Order of Supplemental Calendar 11, appears House Bill 3257. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3257, a Bill for an Act making an appropriation to the Supreme Court. First Conference Committee Report."

Speaker Greiman: "Gentleman from Cook, Mr. Leverenz."

Leverenz: "Mat... Representative Matijevich, I would yield my five minutes to him."

Speaker Greiman: "I'm sorry. Mr. Matijevich was the first name Sponsor. Mr. Matijevich, proceed."

Matijevich: "Mr. Speaker, Ladies and Gentlemen of the House, the First Conference Committee Report on House Bill 3257 is a net restoration of 274,100 dollars which is a total appropriation now in General Revenue funds of 142,275,667 dollars which is about five million dollars less than introduced. I move the adoption of the First Conference Committee Report on House Bill 3257."

Speaker Greiman: "Gentleman from Lake, Mr. Matijevich, moves for the adoption of the First Conference Committee Report to House Bill 3257. And on that, the Gentleman from Marion, Mr. Friedrich."

Friedrich: "I raise the same objection that was raised before. The names of the House Members are not typed. And I think,

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as long as the Supreme Court continues to object to being audited by the Auditor General on some of their funds, we ought to object to letting them have funds."

Matijevich: "Mr. Speaker, I waive... unanimous consent to waive the lack of the names. They are the same persons that served on the Conference Committee. Ask unanimous consent to waive that rule."

Speaker Greiman: "Gentleman... yes. The Gentleman from Lake, Mr. Matijevich, asks leave of the House to waive Rule 79(a). Does the Gentleman have leave? Leave is granted for the... and use of the Attendance Roll Call. Now, on the Bill, Mr. Terzich. Yes, objection? Fine. Gentleman from Cook, Mr... from Lake, Mr. Matijevich moves that the House waive Rule 79(a). All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is open. Have all voted who wish? Mr. Clerk, take the record. On this question there are 92 voting 'aye', 19 voting 'no', none voting 'present', and the Motion is adopted to waive Rule 79(a). And now, Mr. Matijevich, on the Mo... on the Bill. Mr. Matijevich. Mr. Matijevich."

Matijevich: "Was there more you wanted or what? I thought... I move the adoption of the Conference Committee..."

Speaker Greiman: "Alright. The Gentleman from Lake moves for the adoption of the First Conference Committee Report to House Bill 3257. And on that, the Gentleman from Cook, Mr. Terzich."

Terzich: "Yes, Representative Matijevich, this is the appropriation for the State Supreme Court?"

Matijevich: "Yes. That's right."

Terzich: "How many... How many Supreme Court Justices are there? How many Judges do we have?"

Matijevich: "Seven, I believe."

Terzich: "Seven? You have seven Judges and they have a budget of

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142 million dollars?"

Matijevich: "Now, Bob, how long have you served here? This is for the whole judicial system in the State of Illinois. You know that."

Terzich: "Well I just was wondering what the average cost per Judge was."

Matijevich: "I mean, they do pretty good, but they don't do that well."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall the House adopt the First Conference Committee Report to House Bill 3257?' Mr. Friedrich, did you wish recognition? Gentleman from Marion, Mr. Friedrich."

Friedrich: "I'm not foolish enough to think we can get along without the courts, and I'm not foolish enough to think the courts can operate without money. But it's absurd for us, the state, to be paying the Auditor General to bring a suit in the Federal Court to allow them to be audited on money that's state funds. I don't know how you get their attention unless you just take the money away. We're in that box right now, and it's the last day of the Session. And I doubt it's practical to do it. But I do want to point out that this has been going on for three or four years, and we're still in the Federal Court trying to get the Federal Court to tell the Supreme Court, which incidentally will not hear the case, that they ought to be audited."

Speaker Greiman: "All in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 30 voting 'aye', 30 voting 'no', 2 voting 'present', and the House does adopt

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First Committee Report to H² 3257. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Breslin in the Chair. ... Breslin in the Chair."

Speaker Breslin: "House Bill... Senate Bill 1737. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1737, a Bill for an Act making appropriations for the ordinary and contingent expense of the Department of Aging, together with the First Conference Committee Report."

Speaker Breslin: "Representative Hastert."

Hastert: "Thank you, Madam Speaker. Nice to see you in the Chair this afternoon. Senate Bill 1737 is the appropriation for the Department of Aging. I move to adopt Conference Committee Report #1. The effect of that Conference Committee Report was that the House did recede from House Amendments 1, 3, 4, 14 and 17 and the Senate concurred in House Amendments 5, 15, 16 and 18. Also, there was adopted in the Conference Committee a hold harmless. One of the questions that was going around about the Department of Aging before was the new formula. We have put a revenue neutral... or a neutral formula in there with hold harmless and it should be acceptable to everybody. I move adoption for Conference Committee Report #1."

Speaker Breslin: "Representative Hastert moves for the adoption of the Conference Committee Report #1 to Senate Bill 1737. And on that question, is there any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report on Senate Bill 1737?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 114 voting 'aye', 1 voting 'no'.

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and none voting 'present', and the House does adopt the First Conference Committee Report on Senate Bill 1748 and this Bill, having received the Constitutional Majority, is hereby declared passed. That was 1737, excuse me. Senate Bill 1748, Representative Barnes. Clerk, read the Bill."

Clerk Leone: "House Bill 1748, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Department of Central Management Services. Conference Committee Report #1."

Speaker Breslin: "Representative Barnes."

Barnes: "Madam Speaker, Ladies and Gentlemen of the House, Conference Committee Report #1 addresses the Senate concurrence of House Amendments 3, 6, 8 and 11. The House receded from House Amendments 5, 9 and 10. And further amended was an appropriation of 275,900 dollars from revolving funds for the restoration of seven new positions that were initially cut by the Senate. These positions will be located in the Bureau of Information and Communication Services. I move do adopt."

Speaker Breslin: "The Lady has moved to adopt the First Conference Committee Report to Senate Bill 1748. And on that question, is there any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report on Senate Bill 1748?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 108 voting 'aye', 5 voting 'no' and 1 voting 'present', and the House does adopt the First Conference Committee Report on Senate Bill 1748. And this Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1752, Representative Barnes. Clerk, read the Bill."

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Clerk Leone: "Senate Bill 1752, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Department of Energy and Natural Resources. Conference Committee Report #1."

Speaker Breslin: "Representative Barnes."

Barnes: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. The effect of Conference Committee Report #1, the Senate concurred in Amendments 13, 18, 21 and 22. The House receded from Amendments 1, 2, 3, 4, 5, 8, 11, 12 and 14. Further amended as follows: increased the acquisition and exhibition of Art of Illinois artist line from 64,400 to 217,147; restored 430,000 dollars to the public museums grant line to reflect the introduced level; adds one million solid waste management fund monies to E & R for its administration of the Solid Waste Management Act; adds 100,000 dollars GRF for the Des Plaines River Wetlands Demonstration Projects; added 100,000 for regional water resources; added 250,000 dollars for grants under the Local Land Resource Management Planning Act; adds 50,000 dollars to study the problem of situations... siltation in the Illinois River - counties - LaSalle, Putnam, Marshall, Starkwood... Peoria and Taswell; added 50,000 dollars to study problems with shoreline maintenance and recreational improvements on the Kankakee River. I would move do adopt."

Speaker Breslin: "The Lady has moved to adopt the First Conference Committee Report on Senate Bill 1752. And on that question, is there any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report on Senate Bill 1752?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this

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question there are 115 voting 'aye', 1 voting 'no' and none voting 'present', and the House does adopt the First Conference Committee Report on Senate Bill 1752. And this Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1753. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1753, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Environmental Protection Agency. Conference Committee Report #1."

Speaker Breslin: "Representative Barnes."

Barnes: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. The effect of Conference Committee Report #1, the House receded from House Amendments 2 through 20, 22 through 30, 32, 33, 34 and 35. Senate Bill 1753 was further amended as follows: money for creation of a new Office of Noise Abatement; money for the Solid Waste Fund for programatic expenses under the Solid Waste Management Act; money for public workshops on Radon; a grant to Stone Park for sewage system improvements; a grant to Bellwood for water and sewer improvements; grant to Lena for sewer plant improvements; grant to Milan for sewage treatment plant construction; grant to Cahokia for sewer system improvements; grant to Herrin for sewer system improvements; grant to Bloomingdale for upgrading the sewage treatment plant; a grant to Riverton for sewer construction; a grant to Effingham for sewer treatment plant construction; a grant to Elgin for sewer improvements in the northwest suburb area; a grant to Elmhurst for sewage treatment plant improvements; a grant to Northfield for sewer system improvements; a grant to Hartford for sewer improvements; a grant to Skokie for sewer improvements. I move 'do adopt'."

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Speaker Breslin: "The Lady has moved to adopt the First Conference Committee Report on Senate Bill 1753. And on that question, is there any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report on Senate Bill 1753?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 108 voting... 109 voting 'aye', 6 voting 'no' and none voting 'present', and the House does adopt the First Conference Committee Report on Senate Bill 1753. Senate Bill 1774, Representative Barnes. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1774, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Office of Commissioner of Savings and Loan. Conference Committee Report #1."

Speaker Breslin: "Representative Barnes."

Barnes: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. The effect of Conference Committee Report #1, the Report recommended the Senate concur in House Amendments #1 and 3 for a total of approximately 250,000 dollars from General Revenue Fund. I would move do adopt."

Speaker Breslin: "The Lady has moved to adopt the First Conference Committee Report on Senate Bill 1774. And on that question, is there any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report to Senate Bill 1774?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there 111 voting 'aye', 1 voting 'no' and 1 voting 'present', and the House does adopt the First Conference

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Committee Report on Senate Bill 1774. And this Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1773, Representative Barnes. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1778, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Local Governmental Law Enforcement Officers' Training Board. Conference Committee Report #1."

Speaker Breslin: "Representative Barnes."

Barnes: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. The effect of Conference Committee Report #1, the Senate concurred in House Amendment #1. Senate concurred in House Amendment #2. It was further amended as follows: there were a lot of personal services, according to the Bureau of the Budget guidelines, but they also retain the station wagon. I would move do adopt."

Speaker Breslin: "The Lady has moved for the adoption of the First Conference Committee Report on Senate Bill 1778. Is there any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report on Senate Bill 1778?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 113 voting 'aye', none voting 'no' and I voting 'present', and the House does adopt the First Conference Committee Report to Senate bill 1778. And this Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1716... no, Senate Bill 1808, Representative Leverenz. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1808, a Bill for an Act making appropriations to the Office of State Attorney's Appellate Prosecutor. Conference Committee Report #1."

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Speaker Breslin: "Representative Leverenz."

Leverenz: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. The Bill now contains, with the adoption of the Conference Committee Report, 6,646,200. The Conference Committee Report recommends that the Senate concur in House Amendment 05 and that the House recede in the following House Amendments: House Amendment 01, which was the seven million dollars to the Supreme Court, which we will replace with a lower number; House Amendment 03, which added 80,000 dollars for four new attorneys. We will go with two instead. And further, that we will have to go after the 100,000 dollars additional for the labor unit in a subsequent Bill. And, also, that we recede in House Amendment 04 which added 240,000 dollars for the training program to familiarize attorneys with the techniques in criminal proceedings is in... to a lower level. I would move for the adoption of the Conference Committee Report on Senate Bill 1808."

Speaker Breslin: "The Gentleman has moved for the adoption of the First Conference Committee Report to Senate Bill 1808. And on that question, is there any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report to Senate Bill 1808?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 105 voting 'aye', 1 voting 'no' and 3 voting 'present', and the House does adopt the First Conference Committee Report on Senate Bill 1808. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Leverenz, for what reason do you rise?"

Leverenz: "Why, thank you, Madam Speaker. I would like to find

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out if we can go back now and do 2668 with Representative Vinson."

Speaker Breslin: "Surely. House Bill... Is Representative Vinson in the chamber?"

Leverenz: "Why don't we do it without him? It's a merely Bill."

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

Barnes: "Could we check with Representative Vinson? He doesn't seem to be on the House floor at the moment and see if he has been satisfied?"

Speaker Breslin: "They're calling him right now."

Barnes: "Thank you."

Speaker Breslin: "Ladies and Gentlemen, while we wait for Representative Vinson, with leave of the Body we will go to the Speaker's Table on page four, Senate Joint Resolution 166. It's similar to a Resolution that we have previously passed. I think it's identical to a previous Resolution. So it should not take very much time. Is there leave? Hearing no objection. Representative Braun is the Sponsor of the Resolution. Speaker's Table, Senate Joint Resolution 166. Representative Braun, on the Resolution."

Braun: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. This is a Resolution that is almost identical. The language is slightly different to the Resolution we passed the other day from the House. The Senate, preferring to hold onto its prerogatives, has sent this copy of the Resolution over here. I move for its passage and entertain any questions you may have."

Speaker Breslin: "Representative Braun moves for the adoption of Senate Joint Resolution 166. Is there any discussion on that question? The Gentleman from McHenry, Representative Klemm."

Klemm: "Perhaps the Sponsor could just tell us what the

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Resolution is."

Speaker Breslin: "Representative Braun."

Braun: "I'm sorry. Representative Klemm, the other day we had a discussion on the floor regarding the issue of consultation by the State Board on the issue of athletics and its relationship to education. That's all that this Resolution is about. It is almost identical to the one that we passed here. It is simply a Senate version of the same Resolution."

Speaker Breslin: "There being no further discussion, the question is, 'Shall the House adopt Senate Joint Resolution 69 (sic - 166)?' All those in favor say 'aye', all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and the Resolution is adopted. Representative Vinson, are you prepared to go to House Bill 2688 at the top of Supplemental #1?"

Vinson: "That's the Speaker's tax increase for McCormick Place?"

Speaker Breslin: "I don't know what it is, but I'd like to learn."

Vinson: "That's okay."

Speaker Breslin: "Representative Capparelli, are you ready? We're going to the top of Supplemental #1, Conference Committee Reports, House Bill 2683. Clerk, read the Bill. Representative Leverenz. Clerk, read the Bill."

Clerk Leone: "House Bill 2688, a Bill for an Act making appropriations from the Metropolitan Fair and Exposition Authority Reconstruction Fund to the Metropolitan Fair and Exposition Authority. Conference Committee Report #1."

Speaker Breslin: "Representative Leverenz."

Leverenz: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. This would have the Senate recede from Senate Amendment #1 which took the Bill back to a dollar from four million, eight and that it would be further amended to

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allow for a 32,408,400 dollar service amount that comes from the Authority's dedicated state tax revenue bonds. I would move for the adoption of the Conference Committee Report #1 to the Bill."

Speaker Breslin: "Representative Leverenz moves for the adoption of the First Conference Committee Report on House Bill 2688. And on that question, is there any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report on House Bill 2688?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Representative Laurino votes 'aye'. Have all voted who wish? The Clerk will take the record. On this question there are 100 voting 'aye', 9 voting 'no' and 5 voting 'present', and the House does adopt the First Conference Committee Report to House Bill 2688. And this Bill, having received the Constitutional Majority, is hereby declared passed. Representative Leverenz, for what reason do you rise?"

Leverenz: "I have an inquiry of the Chair."

Speaker Breslin: "State your inquiry."

Leverenz: "Now?"

Speaker Breslin: "Not now. Ladies and Gentleman..."

Leverenz: "At least you know the script."

Speaker Breslin: "... we are waiting for the publication of a second Supplemental that will have more Conference Committee Reports appropriations on them. And as soon as the Clerk's Office can get it to us, we'll start business again. So, just be at ease for a few minutes. ... doormen clear the aisles, please? We have some business to attend to. Would all unauthorized people leave the floor, please? Mr. Doorman, clear the floor, please. On the Order of Concurrence, on page three on your Calendar, under Special

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Subject Matter Call of Pensions, appears House Bill 2630,
Representative Greiman. Clerk, read the Bill.

Clerk O'Brien: "House Bill 2630, a Bill for an Act to amend the
Illinois Pension Code, together with Senate Amendments #1,
2 and 4."

Speaker Breslin: "Representative Greiman."

Greiman: "Yes, thank you. I would move that the House nonconcur
in Senate Amendments #1 and 4 and concur in Senate
Amendment #2."

Speaker Breslin: "We'll take them... the Motions one at a time.
The first one... the first Motion is to nonconcur in Senate
Amendments #1 and 4 to House Bill 2630. And on that
question, the Gentleman from Cook, Representative Piel."

Piel: "Will the Gentleman yield for a question, please?"

Speaker Breslin: "He'll yield to a question."

Piel: "Representative, first of all, would you explain to us what
the three Amendments, the two that you want to nonconcur in
and the one that you want to concur in, would do?"

Greiman: "Yes, well, we are only on one because we're taking them
in a series. This is one that deals with the park district
pension article and incrementally increases the tax for
employer contributions. It... the object of this is to put
this Bill into a Conference Committee so that it will be...
it will be used for a number pension things that the
pension summit is now dealing with. There was a first
meeting today, Mr. Piel, of all of the pensions systems
which was convened by the Governor. And I think we're
making progress in finding an agenda for pension
legislation."

Piel: "I've been advised that this will definitely be going into
Conference Committee. Obviously, I would, you know, say I
would follow my past pattern and oppose #2, which you want
to concur in. But I've been told this will definitely be

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going into Conference Committee. And the one thing that would worry me - what happens if... that they agree with us and they don't... they recede from 1 and 3?"

Greiman: "I'm sorry. There are a lot of people..."

Piel: "Don't we run into..."

Greiman: "... between us, as well as probably a few other kind of gulfs. But would you repeat that? I can't hear the questions."

Piel: "No. My question would be, what... you know, what happens if they recede from 1 and 3?"

Greiman: "What happens if who recedes from 1 and 3?"

Piel: "The Senate."

Greiman: "Well, it's 1 and 4. I suppose if they recede from 1 and 4, they would have to then 2 or whatever... 2 could be... could go ahead to the Governor's Office. That was what would happen."

Piel: "So, we're basically talking about..."

Greiman: "However..."

Piel: "... if they recede from 1 and 4, then we end up sending a South African disinvestment Bill to the Government, am I correct?"

Greiman: "Well, that's right, that would be the effect of that. However, it is my understanding that this Bill is to be used for a vehicle, is about the only thing left dealing with pensions. And there are a number of supplicants who are at the 'font', wishing to find some pension help."

Piel: "Thank you very much."

Speaker Breslin: "The Gentleman from Marion, Representative Friedrich."

Friedrich: "Would the Sponsor yield?"

Speaker Breslin: "He indicates he will."

Friedrich: "I wonder, Representative Greiman, if you'd just agree to nonconcur in all three and let's just send it all there,

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and then we'll have another shot at it if it comes back."

Greiman: "Well, I think that there are some people who are on the floor who believe that it would be inappropriate to not have an expression on that. And so, I would have to respond to the sensitivities of those people and this is a deep, public issue, and I wouldn't want to do that, Sir."

Friedrich: "I would understand your position, but I don't like to be in the position of having this go to Conference Committee on a couple of them and not on the third one, because we ought to have... at least have a chance to have a final vote on #2."

Greiman: "Well, understand, you would have that chance anyhow if the Conference Committee, for example, recommends to recede or to concur, it would have to have another vote. It would have to have another vote and would have to recede 71 or 60 votes, whenever the appropriate moment is. So, I don't think that you're... I think you're prejudice. You're not giving it away. You're still in..."

Friedrich: "Alright. With that understanding."

Greiman: "You're still in the ballgame."

Friedrich: "Well, you had indicated it would go directly to the Governor if they agreed to recede from those 1 and 4."

Greiman: "I had indicated that that is parliamentarily possible. I think it's not about to happen because there are lots of people who would like to have some of their wish list addressed. But, you know, I have to... Mr. Piel asked me the question, and I wanted to certainly give him a complete, direct and candid answer."

Friedrich: "Alright. In that case, Madam Speaker, I'm not willing to take that chance, and I'll be opposing #2."

Speaker Breslin: "The Gentleman from DuPage, Representative Hoffman."

Hoffman: "Thank you very much, Madam Speaker, Ladies and

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Gentlemen of the House. As one of the individuals involved in the pension discussions with Representative Greiman, it is my intention that this Bill be used for a Conference Committee to address some legitimate concerns in the ... in the pension field. And without... without this vehicle in place to do that, we'll not be able to consider the task. The Conference Committee Report, of course, will come back to this Body and then you can make a decision on the text of the Bill at that time."

Speaker Breslin: "Was that a question, Representative Hoffman? Just a statement."

Hoffman: "State..."

Speaker Breslin: "Okay. There being no further discussion, Representative Greiman, to close. The Motion is to nonconcur in 1 and 4."

Greiman: "Proceed. I think everybody knows the issue."

Speaker Breslin: "The question is, 'Shall the House nonconcur in Senate Amendments #1 and 4 to House Bill 2630?' All those in favor say 'aye', all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the House does nonconcur in Senate Amendments #1 and 4 to House Bill 2630. The Gentleman now moves to concur in Senate Amendment #2 to House Bill 2630. All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. The Gentleman from Marion, Representative Friedrich, you have already spoken in debate, Sir. For what reason do you rise? Representative... Excuse me. It's a different Motion. That's right. One minute to explain your vote."

Friedrich: "I would recommend a 'no' vote on this for the reason I suggested. Let's put it all in Conference Committee and then see what the Conference Committee comes out with. So, I urge a 'no' vote."

Speaker Breslin: "Have all voted who wish? Have all voted who

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wish? Have all voted who wish? The Clerk will take the record. On this question there are 68 voting 'aye', 47 voting 'no' and none voting 'present', and the House does concur in Senate Amendment 2 to House Bill 2630. Ladies and Gentlemen, Supplemental 2 has been distributed. On that Supplemental 2 Calendar appears Conference Committee Reports. The first one is House Bill 2998, Representative Barnes. That one is not printed, Representative Barnes. So, we'll go on to the next. House Bill 3340, Representative Greiman. Clerk, read the Bill."

Clerk C'Brien: "House Bill 3340, a Bill for an Act relating to civil cause of action against certain persons. First Conference Committee Report."

Speaker Breslin: "Representative Greiman."

Greiman: "Thank you, Speaker. This Bill is a rewrite of several bills that were con... we have been concerned with over the year. First, it amends the Illinois Mortgage Foreclosure Act to provide certain technical changes in the Act, some of which make a foreclosure sale easier, but, in the same time, protects the borrower's right. It makes the... It makes realistic sales in terms of a new redemption period and provides for improved notices of sale and improved sale provisions. At the same time, it protects a residential mortgager's possessory right so that it gives a balance between lenders and buyers. It also adds onto it a provision that we have talked about previously that I have debated on this floor previously, that sets up assistance to the... as I pointed out recently, the recently impoverished or the formerly middle class who believe in homeownership, and who have sought to buy their homes, live in their homes, based upon an ability to pay, sometimes based on two jobs, on a husband and wife working, on several people, and who have found, for reasons that is not

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their... of which they have not fault, that they cannot do it, but that they have an opportunity to save that house. There is a tight criteria of 11 or 12 items that the... that the Department of Financial Assistance will look at in determining whether a buy... a homeowner is likely to save his home. It is a modest proposal. It will give up... allow money to be granted... lent, essentially, to that homeowner for no longer than three years and at the end it will be a loan on his house. Now, originally, a number of groups disliked it because it delayed foreclosure. However, at this time, at this time, all of those provisions have been removed from the Bill so that a lender is not delayed one minute, one hour from filing its foreclosure. It may move as rapidly as it wishes, and it does not impair the right of a lender to acquire that home. The Illinois bankers enthusiastically have been working for the Bill as many of you know. And the truth of the matter is that it is a sound Bill. It does not impair for one minute the secondary market. We have letters from people in the secondary market, including Jenny Hay, that it does not impair that secondary market. It is a fair Bill. It makes sense. And I recommend it to you. I ask for adoption of the First Conference Committee Report."

Speaker Breslin: "The Gentleman has moved for the adoption of the First Conference Committee Report on House Bill 3340. And on that question, the Gentleman from Marion, Representative Piel (sic - Friedrich)."

Friedrich: "Would the Sponsor yield?"

Speaker Breslin: "He will."

Friedrich: "Representative Greiman, you said that the bankers have been enthusiastically working on this. You didn't say they enthusiastically endorsed what you came up with. There's a difference. Do they?"

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Greiman: "I believe they do, yes. They absolutely endorse...
Pardon?"

Friedrich: "You presume they do. Do they are don't they?"

Greiman: "They do. The Illinois Bankers' Association endorses
this Bill."

Friedrich: "Thank you."

Greiman: "You're welcome."

Speaker Breslin: "The Gentleman from Fulton, Representative
Homer."

Homer: "Thank you, Madam Speaker. Will the Sponsor yield?"

Speaker Breslin: "He will."

Homer: "The... Representative Greiman, the..."

Greiman: "Yes."

Homer: "The funding mechanism before, as I recall, was the income
tax on unemployment insurance benefits. Is that changed
under this Report?"

Greiman: "No. It's GRF, which the truth is it was the same
figure. But it is from GRF funds. However, the notion is
that people are now paying taxes on unemployment
compensation, so that the people, the very people who no
longer are employed, in fact, are getting their
unemployment compensation and paying taxes on it. So, the
idea is to try and get a balance and use that for a good
purpose that maybe will be helpful to the very people who
are paying that. So, the amount is about what they pay in
taxes".

Homer: "Alright. So that the money that's raised through the
vehicle... Currently, the State of Illinois imposes an
income tax on the unemployment insurance benefits that
unemployed workers get, and what you're saying is that the
amount of cost of this Bill out of GRF should be no more
than... than that amount that the tax is generating."

Greiman: "That's correct. That's correct."

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Homer: "Okay. Thank you very much."

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

Piel: "Thank you, Madam... Thank you, Madam Speaker. Will the Gentleman yield, please?"

Speaker Breslin: "He indicates he will."

Piel: "What change has the Conference Committee adopted from what the way the Bill came over to us from the Senate with the Senate Amendments?"

Greiman: "Oh. I'm glad you asked that. When the Bill came over from the Senate... Well, in the Senate, the Sponsors in the Senate agreed that they would remove any kind of delay from a lender foreclosing on the property. There was a 35 day delay period. And apparently it was in two places. It had been removed in one place on Amendment 07 but they had forgotten to remove it from the other place. And Representative Vinson very pointedly asked me whether there was... any delay had been removed. I said it had. He pointed out that it had not. I agreed with him. It had not, and so I immediately moved to nonconcur with the Amendment. The Conference Committee Report changes that so that it conforms with the intent of the Senate and what I represented to this body."

Piel: "Okay. So basically the Bill that came over to us was defective and this has just cleared up that defection, right?"

Greiman: "That's correct."

Piel: "Question. This is... the Bill is set up on a five million dollar cost to the state per year predicated on repayment to the state plus costs, correct, over a four year period? So, we're talking about a cost to the state of 20 million dollars?"

Greiman: "I beg your pardon?"

Piel: "We're talking about the way this Bill is set up. It's a

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five million dollar cost plus fees..."

Greiman: "Well, that's not in... that's not in the Bill."

Piel: "Let me finish asking my question. But we're talking about it's set up as a five million dollar figure plus fees per year for a four year period, correct, to be paid by the delinquent person or the person that has been foreclosed, their home has been foreclosed, correct?"

Greiman: "Well, I think that was a question, and I'll state first that the Bill does not prescribe any appropriation level. That would be forthcoming in a different piece of legislation. That's number one. Number two, indeed, it imposes upon a home - a lien - so that it is essentially a borrowing situation. Also, it has a sunset provision so that it will automatically die within, I think, four years."

Piel: "So, you're saying a lien, but technically that's a second mortgage. In other words, the main mortgage would have to be paid off first."

Greiman: "That's who we're paying."

Piel: "So if there were no funds available after that, then we technically wouldn't be paid."

Greiman: "It's possible."

Piel: "But there is the... the language in there for the money to be granted, correct?"

Greiman: "You mean, can they do what the Bill's supposed to do?"

Piel: "No, as far as the five million dollars per year I'm asking."

Greiman: "No, no."

Piel: "You say there's nothing in there that..."

Greiman: "See, we have this way we do it... we have this way we do it where we have the substantive Bills and we have then these Bills they call appropriations. And that's where they do that."

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Piel: "Okay. I'd like to bring to your attention 'Section 46.81, Special Fund - the Homeowners' Emergency Assistance Revolving Fund. A special Fund in the State Treasury is hereby created. The State Treasurer shall pay into said Fund five million dollars of net revenue realized from the Illinois Income Tax Act in each of fiscal years '87, '88, '89 and '90.' Four times five million equals 20 million dollars, Alan."

Greiman: "That's right. But it has to be appropriated..."

Piel: "But you just told us there was nothing in there as far as five million dollars a year."

Greiman: "... on an annual basis. It has to be appropriated on an annual basis. That's what I was talking about."

Piel: "Yes, but your remark to me was that there would be no money involved. There's nothing in the Bill."

Greiman: "Well, obviously, there's money involved, Representative."

Piel: "Yeah, but you told us that there wouldn't be."

Greiman: "Tell me... Well, Mr. Piel, Mr. Piel, it will cost five million dollars or whatever amount this General Assembly chooses to appropriate. That is clear. So, do not, for a moment, think it will not cost. It has a cost. First, I believe much of it will be paid back. But so that the cost to the General Revenue, unlike most things we spend where we have no chance of recoupment, we have an opportunity to recoup this."

Piel: "Yes. Just one quick... one final question. How... How would you describe the repayment schedule to the state? How is it set up that the state will be repaid?"

Greiman: "It's a case-by-case. We provide for some judgement to be used by the people who make the... the grants in the first place. Some people, if the equity would be low but there would be high interest and no chance to sell, you

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might say at the time of sale. If it were a longer period, you might provide for some installments after the three year... after the four year period... actually three year period of payment. So that, it would depend on sort of a case-by-case basis."

Piel: "But basically... Are you saying to me that it's not covered in the Bill how each one will be paid back to the state?"

Greiman: "It's a discretionary plan. In other words, the notion is to provide planning."

Piel: "Thank you very much. I have no further questions."

Speaker Breslin: "The Gentleman from Peoria, Representative Tuerk."

Tuerk: "Would the Sponsor yield for a question?"

Speaker Breslin: "He indicates he will."

Tuerk: "Do you know what percentage in the state that the banks loan to people as opposed to savings and loan?"

Greiman: "I do not."

Tuerk: "Do you have any idea of the percentage?"

Greiman: "I do not."

Tuerk: "The banks are in favor of this Conference Committee Report. Is that correct?"

Greiman: "They have indicated their support of this Bill along with about...a number of other groups and organizations."

Tuerk: "Right. The Savings and Loan Association for the State of Illinois is opposed to the Bill. Are you aware of that?"

Greiman: "I believe they are, although I have not spoken with them."

Tuerk: "Do you know why?"

Greiman: "You know, Fred, I can't for the life of me figure out why anybody has a fund to pay the payment... pay the mortgage payments and why they wouldn't say, 'God, that's a hell of an idea to help people not be delinquent.' I think

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that they are just afraid of anything that touches their mortgage. Those are like sacred documents brought down from the mount. The truth of the matter is, they should be wild over this Bill, but sometimes people are so... maybe it's the sponsor, I don't know. But sometimes people are just so backward they don't understand what's in their best interest. So, you're asked me, that's the answer."

Tuerk: "Well, you're speculating, as I would take it."

Greiman: "That's all I can do is speculate, but not with mortgages."

Tuerk: "Well, to the Conference Committee Report. I originally thought it was a good idea, too. The Savings and Loan Association for the State of Illinois feels that this is bad legislation as far as the lending institutions across the state and, Lord knows, they have enough problems as it is today, let alone adding to that. Now, why the banks and the savings and loans are disparit in their comments and their regards to the Conference Committee Report I cannot address at the moment because I don't know. But I do know enough that, at this point, I plan to vote 'no' on the Conference Committee Report."

Speaker Breslin: "The Lady from Kane, Representative Zwick."

Zwick: "Thank you, Madam Speaker. Members of the House, on this particular Bill, I am today rising in support of the Conference Committee Report on House Bill 3340 even though originally when this Bill came before us I opposed it and I believe I did vote 'no' on it. However, we have come along way since that time. Representative Greiman has worked with the special interest groups that oppsd this Bill originally. They have come up with a compromise. It is, in fact, the strangest combination of groups that I've ever seen that is supporting this legislation. Everyone from the various bar associations, to the Chicago Chamber of

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Commerce and Industry, to some of the labor unions, to the Illinois Bankers' Association. I might address Representative... the earlier Representative's comments about why the savings and loans said that they opposed it, and I was informed that they felt that it might affect the secondary mortgage market. Well, I have in front of me a letter that would indicate that if that is their concern, they are clearly mistaken, because I have a letter here from Fannie May which clearly states that this Bill, as written, would not have a significant negative impact on Fannie May as a mortgage holder. That is the secondary market. So, I really don't think that their objections to this Bill are justified. It is a reasonable Bill. It serves the consumers. It serves business. I think it's good for the banks. It's good for people who... who have equity in their home and don't want to give that up. You know, it's pretty rough when you're been laid off a job and you can't make your mortgage payment and this isn't a giveaway. What this is is simply giving you a mortgage counselor before the bank forecloses on your home so that you have a chance to keep your home if you have established equity in that home. It's not for just anyone. And even at that point, you still have to have, I believe, 35 percent of what your income is go towards the mortgage payment and then you can get funds from the state from this mortgage assistance pool. I would recommend the Bill to all of you. I think that it will serve all of our constituents and some of the special interest groups that you might be interested in. And I would simply urge your support of the Conference Committee Report on House Bill 3340. Thank you."

Speaker Breslin: "The Gentleman from DeKalb, Representative Countryman."

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Countryman: "Thank you, Madam Speaker. Will the Gentleman yield?"

Speaker Breslin: "Representative Greiman will yield to a question."

Countryman: "Representative, are you familiar with the concept of nonrecord claimants?"

Speaker Breslin: "Repeat your question, Representative Countryman."

Countryman: "Are you familiar with what a nonrecord claimant is?"

Greiman: "Well, I know under the old Mortgage Foreclosure Act, I have some sense of what it is."

Countryman: "Is it... exist under this Conference Committee Report under the new Act?"

Greiman: "Pardon?"

Countryman: "Does it exist under the new Act that's incorporated in this Conference Committee Report?"

Greiman: "I don't know. Those issues were worked out by the several Sections of the Illinois State and Chicago Bar Association, and I don't know. I just don't know."

Countryman: "But this... You serve on the Judiciary Committee with me, is that correct?"

Greiman: "I have only recently been appointed to that."

Countryman: "But this Bill did not come through that Committee, did it?"

Greiman: "I don't... I just don't know. You know the Committee on Assignment - who knows what they're going to do."

Countryman: "To the Bill, Madam Speaker."

Speaker Breslin: "Proceed."

Countryman: "I stand in opposition to this and I do so for this reason. I serve on the Judiciary Committee. Matter of fact, I attended every meeting this year. This Bill did not come through to us. It's been in the Senate for a long time. This is one Bill that the Judiciary Committee should

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have spent a great deal of time on. The concept of nonrecord claimants has been eliminated. It's a major concept. It's a major revision. And, in fact, it's something that's an oversight here. And it's one that should be brought to this Body's attention. I don't think there's any reason to move ahead with this with such speed at the closing hours of the Session, and I'd recommend to the Members that we vote 'no' on this and deal with it next year when we have the time to really rewrite the mortgage foreclosure. Thank you."

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

Huff: "Thank you, Ms. Speaker. Will the Sponsor yield?"

Speaker Breslin: "Representative Greiman will yield to a question."

Huff: "Representative Greiman, does the genesis of this Bill have anything to do with the cessation of property owners who have federally insured mortgages that may be threatened?"

Greiman: "I can't hear what you're saying, Doug. Could you speak into the mic?"

Huff: "Well, yes. I was saying, does the genesis of this Bill have anything to do with the... the fact that HUD is no longer providing court order relief for people who have federally insured mortgages that are under foreclosure?"

Greiman: "No. The genesis of this has to do with the fact that Illinois is the mortgage foreclosure capital of America."

Huff: "Well, I understand that. And I'm not in opposition to the Bill. But I just wanted to know, do you know if HUD is still providing foreclosure protection for...?"

Greiman: "Yes. It wouldn't affect the FHA mortgages. It would not affect it. FHA has its own procedures to deal with it. So, it wouldn't affect the FHA."

Huff: "Alright. That's what I wanted to know. Thank you."

Speaker Breslin: "The Lady from Cook, Representative Wojcik."

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Wojcik: "Yes, Madam Speaker and Members of the House, I rise in opposition to this Conference Committee Report. As a real estate broker, I would like to point out some of the ways that the individual would not lose their home. In the hard times of the 70's and the early 80's, most of your savings and loans and your banks allowed the homeowner to pay just the interest on their mortgage which would also allow them time enough to place their home on the market in order for them to have it sold. If they were also playing a hardship case, they would then divide the interest and allow them to pay at a lesser fee until they could get their finances together. I don't believe that the homeowners should get into the business of having the state provide. I think we have enough problems right now with our state trying to provide for all of the benefits that we're accountable to, and I do not believe that this Conference Report should pass."

Speaker Breslin: "Representative Greiman, to close. Excuse me. The Gentleman from Vermilion, Representative Black."

Black: "Thank you, Madam Speaker. I would rise in support of the Bill and would extend my thank you to Representative Greiman for his hard work on this Bill. As he remembers, we debated this some time ago. I have received over 150 pieces of correspondence in support of this Bill from people in my district. There was a rally held in the City of Danville, County of Vermilion in support of this legislation. My district, as most of you know, racked by very high unemployment, and I think with the sunset provision and the other work that has been done on this Bill, it is workable and it is certainly needed in my district, and I would urge an 'aye' vote."

Speaker Breslin: "Representative Greiman, to close."

Greiman: "Thank you. First, let me say that the issue of

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Mortgage Foreclosure Act has been considered by the Senate, certainly, in depth, by the bar associations and has... I think, does improve our mortgage foreclosure system. With respect to the comments about what some lenders did, indeed, some lenders were most... were most sensitive, were most tender and were most cooperative. Some were not. Some will always not be. I just want to think about a picture. It's the picture that we all have. A nice family, the man's working, the woman's working, perhaps. Perhaps they have a nice little spot. They buy a home. They want it to be their dream. They have the little children and they want the kids to grow up, and that's their dream. And it's the dream that you talk about. You, and you, and you, you all talk about that dream. It's American middle class. And that's the picture of it. What happens - it's like a water color that the rain comes down and it begins to run and drip and drain and it's not quite in perception as it was originally. It's very different. And, suddenly, the dream is gone. And the dream is a nightmare, and people are faced with losing their homes. And that's not the dream that I have for America or that you have for America and for people who care about owning their own home. So, the savings and loans have whispered in your ears - they don't want to have their debt collection process ruffled. Nevermind that they get their money. Nevermind that the state collects its money back. Nevermind any of it. Keep the dream. Vote for this Bill."

Speaker Breslin: "The question is, 'Shall the House adopt the First Conference Committee Report on House Bill 3340?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Representative Huff, do you seek recognition? You spoke in debate, Sir."

Huff: "I want to explain my vote."

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Speaker Greiman: "I'm sorry. That's not allowed under our rules. Have all voted who wish? Have all voted who wish? The Gentleman from Cook, Representative McAuliffe, to explain his vote."

McAuliffe: "Mr... or Madam Speaker and Ladies and Gentlemen of the House, once a year Representative Greiman has a good idea and this is the one time. Thank you."

Speaker Breslin: "Are you going to vote? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 78 voting 'aye', 31 voting 'no' and 3 voting 'present', and the House does adopt the First Conference Committee Report on House Bill 3340. And this Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1320, Representative Ewing. Clerk, read the Bill. Representative Ewing. Representative Ewing. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1320, a bill for an Act to create the General Not... to amend an Act to create the General Not-For-Profit Corporation Act with First Conference Committee Report."

Speaker Breslin: "Representative Ewing."

Ewing: "Madam Speaker, Ladies and Gentlemen of the House, this Conference Committee Report does two things. It takes out a controversial Amendment that was put on the bill by Representative Vinson which deals with the registering... or the filing of economic disclosure by certain board members of not-for-profit corporations, and it also provides some needed language which really doesn't affect the not-for-profit corporation part of the Act for condominium owners in one area along the lake shore where they need to be able to make some decisions in regard to lakefront property with less than 100 percent of the

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condominium owners agreeing to it. This provides for 50 percent. I would move for the approval of the Conference Committee Report."

Speaker Breslin: "Representative Ewing moves for the adoption of the First Conference Committee Report on Senate Bill 1320. And on that question, the Gentleman from DeWitt, Representative Vinson."

Vinson: "Yes, Madam Speaker, I wonder if the Sponsor would yield for a question."

Speaker Breslin: "He indicates he will not."

Vinson: "Well, in that case."

Ewing: "Yes, I will. Yes, I'll be glad to."

Speaker Breslin: "He's changed his mind, Sir. He will yield to a question."

Vinson: "In regard to the condominium language, it's my understanding that it deals only with the percentage of Members of the condominium who are necessary to approve the granting of an easement for flood control. Is that true?"

Ewing: "That's true, Representative."

Vinson: "It does not deal with anything relating to mortgage... to insurance pools or anything of that sort."

Ewing: "No, that's correct."

Vinson: "Okay, thank you."

Ewing: "And I would have immediately yielded to you, but I thought you probably wanted to discuss your Amendment."

Vinson: "No, I don't know whether I conveyed to you or not, but I conveyed it to a large number of groups that I was willing to recede from that Amendment."

Ewing: "Thank you."

Speaker Breslin: "There being no further discussion, the question is, 'Shall the House adopt the First Conference Committee Report to Senate Bill 1320?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. The

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Gentleman from Cook, Representative Levin, one minute to explain his vote."

Levin: "Madam Speaker, I would just ask to have the record reflect that I have filed a letter in connection with Senate Bill 1320 indicating the law firm I'm of counsel to represents condominium associations, and I would ask to have that journalized as part of the record."

Speaker Breslin: "It will be journalized. Have all voted who wish? Have all voted... Representative Vinson, for what reason do you rise?"

Vinson: "I... the microphones are low. The distraction level is high. And I did not hear what was being journalized, and I wonder if I could be informed as to what was being journalized."

Speaker Breslin: "Representative Levin's letter with regard to Senate Bill 1320."

Vinson: "What's that letter deal with?"

Speaker Breslin: "It deals with his business interests, I believe, dealing with condominium law."

Vinson: "I'm sorry?"

Speaker Breslin: "Business interests dealing with condominiums."

Vinson: "Oh, okay. Thank you."

Speaker Breslin: "You'll read it in the Journal. Have all voted who wish? The Clerk will take the record. On this question there are 115 voting 'aye', none voting 'no' and 1 voting 'present', and the House does adopt the First Conference Committee Report to Senate Bill 1320. And this Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1931, Representative Cullerton. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1931, a Bill for an Act relating to number, appointment and retirement of Associate Judges with First Conference Committee Report."

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Speaker Breslin: "Representative Cullerton."

Cullerton: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. The only difference between this Conference Committee and the Bill that we passed is that the cap that was placed on part-time court reporters of 75 dollars a day was rejected by the Senate and so now we have changed it to 60 dollars for part-time court reporters for a half days worth of work. Aside from that change, it is identical to the Bill that passed out of the House. So, I move for your support. Be happy to answer any questions."

Speaker Breslin: "The Gentleman has moved for the adoption of the First Conference Committee Report to Senate Bill 1931. And on that question, the Gentleman from Lee, Representative Olson."

Olson: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. Would the Sponsor yield?"

Speaker Breslin: "He indicates he will."

Olson: "Representative Cullerton, on page two of the Conference Committee Report, first line it shows that the annual salary beginning July of '87 would go to 37,250. And further on down it describes the factors on which the Supreme Court would Judge on how these are paid. Could you go through that for me please on lines eight, nine and ten?"

Cullerton: "Yes."

Olson: "For example, proficiency, would that be a grade A reporter at the max?"

Cullerton: "Yes, proficiency rating is based on the speed in which they take."

Olson: "Right."

Cullerton: "And experience is based on obviously the amount of time. The population of the area to which a reporter is normally assigned is taken into account since there's

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more..."

Olson: "Would there be a population breakout on that?"

Cullerton: "I don't think that they have a hard and fast, you know, rule. I think this is one of the factors that is taken into account, recognizing the fact that there's simply more work that's... in some counties than is in others."

Olson: "Would that be counties, for example, over 500,000, or hasn't that been specified by the Supreme Court?"

Cullerton: "Oh, no. This is statewide. This applies statewide."

Olson: "Right. So, in other words then, my County of Lee where a court reporter would be perhaps working at that skill four hours a day, would they qualify for the 37,250 annually?"

Cullerton: "No, that refers to full-time court reporters."

Olson: "Well, they would be there for eight hours, but they would only..."

Cullerton: "Oh, no, so then what the... they're entitled to make at least 6,000."

Olson: "Right."

Cullerton: "Anywhere between 6,000 and 37,250. And in determining that salary schedule, they take into account these factors. In the case that you cited, if they work half a... the example you gave, if they work half a day, I would assume they would make something like ... somewhere in the middle, between those two figures."

Olson: "Well, as of five years ago, our court reporters were probably making 20 to 25,000 dollars a year, and I was just curious how that might be broken out."

Cullerton: "I would think that they would not be affected by this Bill because they wouldn't... they're not being... they're not at the top right now and they won't... So that the fact that the top has increased, that won't affect their salary at all."

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Olson: "What other factors might the director take into consideration? Have they ever spelled that out to you? Other factors considered."

Cullerton: "Oh, you mean the statute says other factors considered relevant by the director?"

Olson: "Yeah, yeah."

Cullerton: "I think that's just a general discretion that's put into account by the director. It's obvious that in the case that you cited, there was a salary that was less than the cap. So, apparently, the cap isn't always hit in every case."

Olson: "Thank you very much."

Speaker Breslin: "Is there any further discussion? Hearing none, the question is, 'Shall the House concur in the First Conference Committee Report to Senate Bill 1931?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 73 voting 'aye', 39 voting 'no' and 1 voting 'present', and the House does adopt the First Conference Committee Report to Senate Bill 1931. And this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 2998, Representative Barnes. Clerk, read the Bill."

Clerk Leone: "House Bill 2998, a Bill for an Act making appropriations to the Department of Transportation. Conference Committee Report 31."

Speaker Breslin: "Representative Barnes."

Barnes: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. House Bill 2998, the House concurred in Senate Amendments 21, 3, 7, 8, 11, 13, 14, 15, 16, 17 and 18. The Senate receded from Amendments 16 and it was further amended as follows: A platform park over Eisenhower

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Expressway, resurfacing of different streets in the Chicago area, widening in South Holland, widening in Elmhurst, Lake Street-Mill Road, Lake Street-Swift Road, Freeport, street and curb improvements in Streator, design and engineering for interchange of I-80 at Seneca, construction and extension of Pfifer Road in Peoria, resurfacing of ... Road in Moultry County, construction of fire protection facilities at the Aurora Municipal Airport, statewide rural road improvements, land acquisition for flood control in Wood River, land acquisition for the Indian Creek flood control project in Aurora Township, planning and associated studies for the DuPage County Airport and some RTA grants if an agreement is reached. I would move for adoption."

Speaker Breslin: "The Lady has moved for the adoption of the First Conference Committee Report on House Bill 2998. And on that question, is there any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report on House Bill 2998?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 113 voting 'aye', none voting 'no' and none voting 'present', and the House does adopt the First Conference Committee Report to House Bill 2998. And this Bill, having received the Constitutional Majority, is hereby declared passed. The Gentleman from Cook, Representative Kulas, for what reason do you seek recognition?"

Kulas: "Thank you, Madam Speaker. I just wanted to warn the Members of the General Assembly that there is a furry little creature loose on the House Floor. It seems that Representative Braun presented Representative Ronan with a black gerbil this afternoon, and the little black creature

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emancipated himself and he's loose on the House floor. So, if anyone finds him, please return him either to Representative Braun or Representative Ronan."

Speaker Breslin: "Representative Braun, please explain yourself."

Braun: "Thank you, Madam Speaker. Following the activities that have recently occurred in this General Assembly, I thought that it would be appropriate that I give my good friend, Al Ronan, a special gift, and so I found for him a rare African black gerbil, which I thought he might really appreciate, and I suggested to Representative Ronan that it was a special gerbil, especially for him and for which he could decide its appropriate use. Now, there has been some discussions on this floor regarding the role of gerbils, particularly, the role of gerbils... no, I won't say that, but many of us... there has been a lot of discussions about gerbils on this floor, and I thought that Representative Ronan would have a special appreciation of a gerbil, and so I made a gift to him of a rare African black gerbil. It now appears that Representative Ronan has fallen short in his responsibilities and has lost the gerbil. Now, it seems to me that if he can't take care of his own gerbil, then he ought to be censured. He ought to be held accountable and responsible, and he ought to be, frankly, I think, lashed with a wet noodle for his cruelty to animals. Now, Representative Ronan has always told me that he appreciates little furry things. He... that he has a special place for little furry things and that he could take care of it. I am really shocked and surprised and disappointed that Representative Ronan has not done a better job taking care of his rare African gerbil, which I suggested to him could give him more pleasure and/or pain than anything he could even imagine in his wildest dreams. So, I'm going to suggest to Representative Ronan that he

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undertake to find the gerbil and to put it in its rightful place. Thank you."

Speaker Breslin: "The Lady has moved to censure Representative Ronan with a wet noodle. And on that question, the Gentleman from DeHitt, Representative Vinson."

Vinson: "Inquiry of the Chair, Madam Speaker."

Speaker Breslin: "State your inquiry."

Vinson: "Is that gerbil infectious?"

Speaker Breslin: "The Chair doesn't know the answer to that question, Sir. The Gentleman from Cook, Representative Ronan, on the question."

Ronan: "Thank you, Madam Speaker, Members of the House. This is a very serious point in my life, and I've received numerous awards from probably every special interest group in this state. I remember, up until this point when I received this gerbil, the greatest award I ever had was the pickle award last year, but the gerbil really was something important to me, and, Representative Braun, I did watch that gerbil diligently, but there are some other responsibilities I had to take on tonight concerning some significant legislation. Obviously, the key mistake I made - just a few days ago, Representative DeLeo came on the floor with a gerbil retention device. If I had only maintained the common sense to get that device, there would have been no problem. So, I do take full responsibility and authority, and when you find my gerbil, please return it. Representative Kulas is going to keep his eye on it for the rest of the evening. So, just keep your eyes open, we'll get it back somehow or another. Thank you very much."

Speaker Breslin: "... Clerk, Mr. Lucco is with us now. Would you read the Resolution, please?"

Clerk Leone: "House Resolution 1528. Whereas, Joe Lucco,

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Assistant to Speaker Michael J. Madigan, and his wife, Marina, celebrated their 49th anniversary on June 26, 1966 instead of on the 26th as in other years, for Joe confuses dates; whereas, Marina Tepatti and Joe L. Lucco were married at St. Nicholas Church in Pocahtonag, Illinois on June 26, 1937 and they are the parents of son, Jill, an attorney, and daughter, Marina, a teacher and world traveller and they are now proud grandparents of four; and whereas, for Joe, a championship basketball coach and member of the Illinois Basketball Coaches Hall of Fame, this is the first time in 49 years of marriage and his attendant anniversaries that he has dropped the ball, but he will surely win in overtime; whereas, Joe was elected to the Illinois House of Representatives in the 56th District in 1974 and reelected in 1976 where he unfailingly demonstrated the good sportsmanship and leadership of an accomplished coach; whereas, knowing Joe and Marina as we do, we know that the past 49 years have been rich and rewarding ones for them, filled with happy memories of raising their children in Edwardsville community. Therefore, be it resolved by the House of Representatives of the 84th General Assembly of the State of Illinois, that we congratulate Joe and Marina Lucco on their 49th wedding anniversary and we commend them for achieving a long and happy marriage built on shared values and commitment and that we wish them many more years of good health and happiness. And be it further resolved that a copy of this Preamble and Resolution be given to Joe and Marina as an indication of our esteem and best wishes."

Speaker Breslin: "Joe. Ladies and Gentlemen, the Resolution has already been adopted. Joe says he doesn't want to make a speech this year. God willing, he'll be back here next year in the 50th to make a speech. Representative

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Matijevich, on the Resolution."

Matijevich: "Well, rather than the speech, could he just tell us how he forgot the date? We don't need a speech. Could he explain how he forgot? I mean, after 49 years, how can you forget that date, Joe? Explain that?"

Joe Lucco: "When you work for Speaker Madigan, as the sign says, 'It's not a job. It's an adventure.' So, you forget everything else when you're up here."

Speaker Breslin: "Supplemental Calendar announcement."

Clerk O'Brien: "Supplemental Calendar #3 is being distributed."

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

Leverenz: "Inquiry of the Chair."

Speaker Breslin: "State your inquiry."

Leverenz: "Now?"

Speaker Breslin: "You know not now. He just have Supplemental 3 being distributed."

Leverenz: "Oh, it's on Supplemental 4 or 5?"

Speaker Breslin: "He'll see."

Leverenz: "Thank you."

Speaker Breslin: "Ladies and Gentleman, Supplemental #3 is on your desk. The first Bill on that Order is House Bill 1321, Representative Keane. Clerk, read the Bill. Excuse me. Is Representative Keane in the chamber? Out of the record. House Bill 2546, Representative Kulas. Clerk, read the Bill. Representative Kulas, this is your Bill."

Clerk Leone: "House Bill 2546, a Bill for an Act to amend an Act in relationship to fire protection districts..."

Speaker Breslin: "Excuse me. Representative Kulas."

Kulas: "Madam Speaker, can we just take it out for a couple of minutes? A problem here."

Speaker Breslin: "Surely. Senate Bill 2100, Representative Ewing. Do you want to run with that? Clerk, read the

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Bill."

Clerk Leone: "House (sic - Senate) Bill 2100, a Bill for an Act to amend the Illinois Municipal Code. Conference Committee Report #1."

Speaker Breslin: "Representative Ewing."

Ewing: "Take that out of the record a minute."

Speaker Breslin: "Out of the record. Representative Keane has returned to the chamber. We'll go back to his Bill on Supplemental #3, Conference Committee Reports, House Bill 1321. Representative Keane."

Keane: "Thank you, Madam Speaker. Conference Committee Report #1, the basic Bill had a Department of Revenue revisory to conform the seizure sales provision of income tax to identical provisions added to the sales tax. The Senate added an Amendment, Senate Amendment #1, which provided that counties which have tort liability funds, the sums paid from fees... from fees paid to the county treasurer or by purchases of tax delinquent property may be, 'may be', deposited in the county's general fund rather than in the indemnity fund. The third... what was added in Conference Committee was what is known as sub-part F dividends. Sub-part F dividends basically are specialized dividends earned by foreign corporations which have... are treated by the IRS as corporate dividends. Because in the State of Illinois we exempt foreign dividends from taxes, what sub-part F... what sub-part F... Madam Speaker, would you take this out of the record? Madam Speaker, would you take this out of the record?"

Speaker Breslin: "Out of the record. Representative Kulas, House Bill 2546."

Kulas: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. I would move that the House accept Conference Committee Report #1 on House Bill 2546. On the Conference

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Committee Report, the House concurred in Senate Amendments #1 and 2. We had discussed this Bill previously. There was some technical language. That's why we put it in a Conference Committee. I'd be glad to answer any questions. I would move that we adopt the Conference Committee Report."

Speaker Breslin: "Representative Kulas moves that the House adopt the First Conference Committee Report to House Bill 2546. And on that question, is there any discussion? Hearing none, the question is, 'Shall the House accept... adopt the First Conference Committee Report to House Bill 2546?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? Representative Hicks votes 'aye'. The Clerk will take the record. On this question there are 112 voting 'aye'... Have you taken the record, Mr. Clerk? 112 voting 'aye', 1 voting 'no' and 1 voting 'present', and the House does adopt the First Conference Committee Report to House Bill 2546. And this Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 2100, Representative Ewing. Representative Ewing."

Ewing: "Madam Speaker, Ladies and Gentlemen of the House, this Bill is, I believe, an agreed Bill or a Conference Committee Report which I would move for the adoption dealing with the Tax Increment Financing Act of Illinois. It basically does just a few very minor things. It provides that bonds issued pursuant to the Tax Increment Financing Act will not be subject to the provision of the Act authorizing corporations to issue public bonds, and this has to do with current proposed changes in the Federal Tax Law. It also clarifies in regard to the repayment of interest expenses as part of the development of a tax

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increment financing district, and it takes out some confusing language dealing with the definition of vacant land. And I would move for its adoption."

Speaker Breslin: "Representative Ewing has moved for the adoption of the First Conference Committee Report to Senate Bill 2100. And on that question, is there any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report to Senate Bill 2100?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 115 voting 'aye', none voting 'no' and one voting 'present', and the House does accept... adopt the First Conference Committee Report to Senate Bill 2100. And this Bill, having received the Constitutional Majority, is hereby declared passed. Madigan in the Chair."

Speaker Madigan: "Page two of the Calendar, on the Order of Senate Bills Third Reading, Short Debate Calendar, there appears Senate Bill 1597. The Chair recognizes Mr. Piel. Mr. Clerk, has the Bill been read a third time?"

Clerk Leone: "Senate Bill 1597, a Bill for an Act to amend the Illinois Aeronautics Act. Third Reading of the Bill."

Speaker Madigan: "Mr. Piel. Mr. Piel."

Piel: "Thank you, Mr. Speaker. I would request a 30 minute Republican Conference immediately."

Speaker Madigan: "Representative Braun."

Braun: "Nevermind."

Speaker Madigan: "There has been a request for a Republican Caucus. Mr. Matijevich."

Matijevich: "Well, I ... I always like the public to be informed and, you know, we're getting so close to June 30th, I wonder what the stall is for. You know, we're ready to

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work here on this side of the aisle, but evidently, the Republicans want to stall. Is that it? Have you got something you don't have yet and you want to work on it a little longer? Is that what this is all about? Or... Explain this to us."

Speaker Madigan: "Mr. Friedrich."

Friedrich: "Well, Representative Matijevich wouldn't understand because over here we have input from our Members, as opposed to the opposite side."

Speaker Madigan: "Republicans will meet in Caucus in Room 118 and we shall return to the floor at the hour of 10:50. The request was for a 30 minute Caucus. We'll return to the floor at 10:50. Please be prompt because there is only... at 10:50 there will be an hour and ten minutes left in this Legislative Day. Mr. Piel, do you understand that, as the Sponsor of the Bill?"

Piel: "I understand. Thank you very much."

Speaker Madigan: "One hour and ten minutes left in this Legislative Day. Thank you."

Piel: "I understand. Thank you."

Speaker Madigan: "Thank you. The House shall come to order. Members shall be in their chairs. Page two of the Calendar on the Order of Senate Bills Third Reading Short Debate Calendar appears Senate Bill 1597. Mr. Piel."

Piel: "Thank you, Mr. Speaker. I'd like leave of the House to move this Bill to Second Reading for the purpose of an Amendment."

Speaker Madigan: "An objection has been raised."

Piel: "I would move to have this Bill be brought back to Second Reading."

Speaker Madigan: "Gentleman moves that the Bill be put on the Order of Second Reading for the purpose of an Amendment. On the Motion, the Chair recognizes Mr. Levin."

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Levin: "Mr. Speaker, a parliamentary inquiry. If you look at the Calendar, the Calendar refers to the Motion having been made with respect to this Bill to move the consideration of this legislation to November the 18th. I believe if you examine the wording of the Motion, I don't believe it extended the deadline to the 18th. I think it moved back the time when we can again consider this legislation to November. I would ask that we actually look at the... at the actual Motion that was put and see whether or not this Bill is, in effect, alive at this point or is in the deep freeze until November."

Parliamentarian Pollak: "On behalf of the Speaker, the Motion extended the deadline until November 18th rather than setting a specific date for the Bill to be heard."

Speaker Madigan: "Mr. Bowman."

Bowman: "Thank you, Mr. Speaker. Pursuant to Rule 71(a), I would request that the Gentleman place this Motion in writing if he has not done so at this time."

Speaker Madigan: "Clerk has handed me a Motion for leave to return Senate Bill 1597 to Second Reading for the purpose of an Amendment, signed by Representative Lee A. Daniels. Mr. Young. Mr. Anthony Young."

Young: "Speaker, I would request a Democratic Caucus."

Speaker Madigan: "Mr. Young, I suggest your request is not timely. Representative Braun."

Braun: "Mr. Speaker, with regard to Representative Young's request, we have just, in the last few minutes, been given copies of the Amendments to this Bill which previously was on the Order of Short Debate, as such, and in order to allow us to read the Amendments and understand what's in them - we have a sense of what the Amendments are about - but I think that this is a matter of sufficient gravity and importance that the Democratic Members would like an

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opportunity to discuss it and to... to take a Caucus... have a Caucus dialogue regarding the issues that are raised in the various Amendments to Senate Bill 1597. And as such, Mr. Speaker, I think it not only timely, but appropriate that we go into Caucus."

Speaker Madigan: "Representative... Representative Braun, my reaction is that we have waited an half an hour for a Republican Caucus. And it would seem to me that the time for the Democrats to have caucused would have been simultaneously with the Republicans."

Braun: "Thank you, Mr. Speaker. I understand that. But at the time that the Republicans requested a Caucus the Amendments weren't on our desks. We did not have an opportunity..."

Speaker Madigan: "No."

Braun: "It wasn't on my desk. We ... And I think, Mr. Speaker, that in light of the gravity of the issues raised by these Amendments, that it is appropriate and a Caucus, of course, is appropriate at any time when we have a matter which needs to be discussed among and between Democrats."

Speaker Madigan: "Mr. Shaw."

Shaw: "Yes, Mr. Speaker, I'm... to request the... to expound on the Democratic Caucus. I think that ... I agree with the previous speaker that we should be permitted to have the Democratic... have a Democratic Caucus because I think what we're about to go into here is of concern to a great many people of Illinois and we should have some discussion about this matter as Democrats. And I think that a Democratic Caucus at this time would be most appropriate."

Speaker Madigan: "Mr. Matijevich."

Matijevich: "Speaker, I don't rise on the issue of a Democratic Caucus. I only rise on the issue of recalling this Bill to Second Reading because what we're doing by recalling it to Second Reading, we are saying that we intend now to hear

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Amendments and that this bill then be considered on Third Reading. A Bill of this magnitude, I believe that the House acted responsibly in putting it over to the Fall Veto Session. Even though we didn't, by doing that, say that the... that it had to be considered in the Veto Session, I think that everybody, when we did put it over, felt that that's when it was going to be considered. Everybody knows and the newspapers sure know why we're considering it at this late hour. The fact of the matter is that a deal has been made. You know, the word deal has all kinds of connotations. I guess if you win, it's an arrangement, but if you lose it's a deal. But the fact of the matter is that it is a deal and what's going to happen now - we go back to Second Reading and we're going to hear all kinds of silly Amendments to this Bill. I don't think anybody here wants to do that. I think you've muddied up this whole Session. We finished the O'Hare Airport issue. We finished it till the fall. Just because you cut a deal, you want to muddy up this Session. And I don't think we ought to do it. I voted the other day with conscience on the other issue. And I wouldn't have voted for it if I thought a deal was involved. And I don't think any Legislator... It will get worse later on if we go to the issue, believe me. But because the deal has been cut, and I think that if we're going to be responsible Legislators, individually, we're not going to be part of that deal. If you want to be tainted with it, go ahead. But I don't."

Speaker Madigan: "Mr. Bowman."

Bowman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition to the Gentleman's Motion because I believe that we are travelling down a road that will lead us into the same kind of publicity and ridicule that has attended the Chicago City Council Council wars."

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Ladies and Gentlemen of the House, I'd like to welcome you to 'Council War South', because I think that we will begin to see even more bills like this. First taking away O'Hare Airport and then taking away the right of the Mayor to make appointments to the Chicago School Board and then something with the Chicago Metropolitan Sanitary District and on and on and on. This is... This is just the beginning, and I believe that if we are going to attempt to deal with O'Hare Airport and a substantive level, to deal with it in a reasonable way, that, indeed, we should postpone consideration of the issue in any way, shape or form until November as we had originally planned to do. What we see here, however, is literally an eleventh hour attempt to move a piece of legislation that is going to dramatically affect the economy of northeastern Illinois, will dramatically alter the balance of power in northeastern Illinois once and for all and this is not an issue that should be taken lightly or rushed through at this time. So, if we want to bring Council wars to Springfield, then we can continue voting for Motions like this, voting for Amendments like the ones we have on our desks and voting on issues like this. But, Ladies and Gentlemen of the House, I think that we will rule the day that we began travelling down this road. So, I rise and urge all of my colleagues to oppose the Gentleman's Motion to return this Bill to the Order of Second Reading and let's proceed with what has, up until last evening, been a very orderly Session of the General Assembly."

Speaker Madigan: "Mr. Huff."

Huff: "Yes, Mr. Speaker and Ladies and Gentlemen of the House. I came here this evening, Ladies and Gentlemen, fully expecting to see the legislative version of the march of the lemons or the march of the lemmings, and I don't want

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to seem sanguine about this but I rather anticipated it. And I just want to know either we're going to see this spectacle tonight, if not, let's go home."

Speaker Madigan: "Representative Braun."

Braun: "Thank you, Mr. Speaker. Representative's Bowman's remarks were well taken, and I think, Mr. Speaker, that reflecting on what Representative Bowman said, I would renew my request or Representative Young's request for a Democratic Caucus. I think it is appropriate and timely. There is no need to rush to judgement on an issue like this, particularly when the Bill has been extended until November. We have time to take this issue up. The Members may not be fully aware of all the ramifications. Who's against it. The impact it will have on the business community. The impact that it will have on the business climate in northeastern Illinois. And as such, Mr. Speaker, I think that under the circumstances a Caucus is appropriate and we can do it as quickly or as long as you please. I would request a half hour. I think Representative Young would like a half hour. He made the Motion. I don't know. Maybe you ought to ask him. But, in any event, Mr. Speaker, I think a Caucus at this point is appropriate, and I would ask, Mr. Speaker, that you specifically rule or respond to our request, and I hope you do so affirmatively."

Speaker Madigan: "Representative Braun, I'm told that the Conference Rules for the Democratic Conference provide that there shall be a Conference at the request of 20 percent of the Membership. My quick math comes out to 13.5."

Braun: "Thank you, Sir. I think we have 13.5, at least, Members on this side of the aisle who would request a Conference at this time."

Speaker Madigan: "Okay. There will be a Democratic Conference

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for 15 minutes and we shall return at 11:15. Room 114." Let us go to Room 114. The House shall come to order. The House shall come to order. The Members shall be in their chairs. Our posture is that there is a Motion by Mr. Piel that this Bill be placed on the Order of Second Reading for the purpose of an Amendment. The Chair has been given a request. I hereby give Representative Lee Daniels permission to present Senate Bill 1597, and request that the Chair call on Representative Daniels for that purpose in lieu of myself. Bob Piel. The Chair recognizes Representative Braun on the Motion."

Braun: "Oh, well... Gee, Mr. Speaker, I was looking at the Calendar, and this thing says that it's on the Order of Short Debate. I know... this goes to the Motion, Representative Vinson."

Speaker Madigan: "Representative Braun, you are recognized. Please proceed."

Braun: "Thank you. The Bill appears on the Order of Short Debate, and I think, under our rules, upon the request of any 10 Members, you can take something off of the Short Debate so we can have time to really discuss the issue and the Amendments that are attending to it. I'd like to be joined by a sufficient number to take the Bill off Short Debate. Thank you."

Speaker Madigan: "The Bill shall be taken off the Order of Short Debate. Mr. Vinson."

Vinson: "Mr. Speaker, I would just inquire if it might be possible for you to put the timer on."

Speaker Madigan: "Thank you, Mr. Vinson. Mr. Levin."

Levin: "Mr. Speaker, Ladies and Gentlemen of the House, to address the Motion before us. As I indicated the other night, I come from a district that is tired of the council wars in Chicago. It is a district that, given the

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opportunity, would probably vote for none of the above, and I am opposing this Motion, because I think one of the things that the Speaker has been successful in doing in the last three years is keeping council wars out of this General Assembly. Obviously, this is a political body, but it's a body that has been dealing with issues one at a time on the merits, and we have a series of shifting coalitions based on the issue. We're not polarized. We do it... different parties. We do come from different parts of the state. But that what we have been able to do for the last three years is, despite what is going on in the City of Chicago, we've basically been able to keep that out of here. And I think that if we call... if we take this bill back to Second Reading, we are, in effect, changing the precedent. We are, in effect, establishing the precedent that the whole tone of this body will be changed. And I can tell you that, you know, the people in my district, they don't want to see it in Chicago, but they certainly don't want to see it extended to this General Assembly. They are tired of the din, they are tired of the noise, and it is... it has certainly adversely affected the city and the ability of the city to operate. But we've been able to prevent that from happening down here, and what we've been able to do is, we have been able to keep this state functioning, because we have been able to keep the Chicago situation out of the General Assembly. I had the opportunity to run for the City Council of Chicago, but I turned down that opportunity because I felt that, you know, we... that this is a real Legislative Body here. The Chicago City Council has some serious problems, and I didn't want to be a part of that, and a part of those problems and a part of that polarization. And I can tell you that the people in my district who were, in fact, the

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swing in the last mayoral election, and may, in fact, be the swing again this coming... this coming... in this coming election, do not want to see what is going on in Chicago extended to Springfield. Certainly, there are legitimate issues as far as O'Hare Field, but that's not what's really before us today. What's before us today is whether or not we are going to extend the council wars, as Representative Bowman said, and make the Illinois General Assembly 'council wars south'. So, I encourage every single Member on both sides of the aisle to give that some thought, to decide if you want to participate in a Legislative Body as polarized and as rancorous as that body in Chicago, or if we want to continue the tradition that we've had for the last three years of not being polarized, not being rancorous, dealing an issue at a time, and I think this is a very critical vote in terms of making that determination. So, I would encourage a 'no' vote on the Motion to recall this Bill from Third to Second Reading. After all, I can tell you, O'Hare Field is functioning at this point very well. I went back to Chicago, and I went to... had to take a plane to come back here this evening, and the airport is doing fine. Planes are taking off on time. They are landing on time. Safety... Safety is going on the way it should. But I do know that the business community is very concerned about this particular issue."

Speaker Madigan: "Mr. Levin... Mr. Levin, Ladies and Gentlemen, the timer is on. The Gentleman has over five minutes left in his allotted time. Right. So... Mr. Vinson, we all show a great amount of respect for you, and I think you should do the same for the other Members of the Body. Thank you. Mr. Levin."

Levin: "Thank you, Mr. Speaker. I have received some communication from Members of the business community who

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really couldn't care less about what happened last Friday night. They couldn't care less about the politics of the Park District. They couldn't care less about who controls it. They couldn't care less about the jobs. But what they do care about is the functioning of O'Hare Field, and that means jobs to them, and that means their business, and they do not want to see the chaos, the dissention occur and bring down that very, very critical body which is so important to the economy, not only of Chicago, but to the entire state. So, these people that are calling me, many of these are Republicans. They don't necessarily support the Mayor of the City of Chicago, but they said, 'Do what you want with the Park District, but we don't want you to touch, we don't want politics affecting the operation and the safety and the viability of O'Hare Field.' For these reasons, I intend to vote 'no', and I encourage every other Member to do the same thing."

Speaker Madigan: "Mr. Brookins."

Brookins: "Thank you, Mr. Speaker and Ladies and Gentlemen of the Assembly. O'Hare Airport is a lovely airport. It's one of the best airports in the country. I have had the opportunity to arrive and depart from that airport. It is... It is the type of airport that function. It is growing, and we have continued to improve it, and it will become improved. Now, I know that there is some dissention there from the neighbors, and I know that they have, in their considerations, have been considered, and will continue to be considered. As was pointed out, the business interest in the State of Illinois and in the City of Chicago rest with a functioning and viable airport. We have such an airport as that in the City of Chicago that services the surrounding areas, the suburbs of the City of Chicago, that has grown by leaps and bounds because there

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is such a place as O'Hare Airport. The companies that have located in the suburbs in the City of Chicago has been very useful. The high tech industries that are now arriving and building in the suburbs surrounding Chicago are benefitted by the O'Hare Airport as it is today. We need not change anything there. We should not, at this time, bring into this Body, the strife, the fights, the infights, the innuendoes that has visited our City Council in Chicago. We stand resisting that. We stand for the reasons that it is proper. So, I ask, Mr. Speaker, and I implore you and I implore my fellow Members of this General Assembly, let's keep this Body high and honorable as we have operated over the last three years. That is why I feel that this Motion should not pass, should not be considered here this evening. I know and you know that O'Hare Airport is a functioning, is a viable, is a first-class airport and will remain that way as long as it is under good control and become controlled. So, that is the reason that we are rising here today. I have talked and worked with Members of this House on other subjects, and we have always agreed, worked together, for the best interests of this General Assembly. Now, something that is vital, something that we need, something that must remain intact, a working, viable airport, one that has serviced many of you here. The convenience of going and coming, the improvements which are being made every day - that is what we are talking about. That is what is at stake here, and that is why I am urging you to work with us to prevent this airport from changing and changing hands and changing management. Over the years of experience that has been gained by the management and the... and the personnel at the airport is intact. The improvements that are being made there will continue to be made there, so that is why we are staying here this

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evening, this afternoon, tonight, to urge you to give me your support in this matter. Mr. Speaker, I implore you to use your powers also to aid us in this event. Thank you."

Speaker Madigan: "Mr. LeFlore."

LeFlore: "Thank you... Thank you, Mr. Speaker. Not too often that I have talked in this General Assembly since I've been here for three and a half years, but I rise tonight to oppose this Motion, because I feel it's a bad Motion. I feel that this Motion will hurt the City of Chicago and the people of the City of Chicago, number one; because O'Hare Airport is one of our busiest airports in this county. I find O'Hare Airport to be a beautiful place. I find O'Hare Airport to transport more people than any other airport throughout this country. I look at the surrounding of O'Hare Airport now, and I think back 10 or 15 years ago. We have lost a lot of industry in the City of Chicago, and this industry many... many of the companies have relocated around O'Hare Airport, and the reason being is to transport their goods at a very fast manner in order for it to get to the destination that they are sending it. O'Hare Airport is important to the people of the City of Chicago. We have a number of people, even from my district, who work at O'Hare Airport. I do not feel that we should let happen here in this General Assembly what has happened in Chicago. I have been praying and I have been following the Leadership of you, Mr. Speaker, since I've been here, and I've found that this General Assembly had ran real smoothly without any consultation on behalf of its Members. Many of the Members have come to me since I've been here in this General Assembly and asked me for support, and I have not changed a word. I will say to them, 'Yes, Representative, I will give you support on many issues.' Since I've been here in this General Assembly, I can't say that I have

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taken a lot home to my district. I have not, and I've been here now for three and a half years, and I still will be leaving here at the end of this Session without very much. I doubt if anything at all, unless it is for social programs. And I feel that this is unfair, too, because in my district, I have unemployment about 50 percent, and on a daily basis, I have people coming into my office seeking employment. I cannot provide it, because the General Assembly is not a place for employment, but I try to sit down and reason with them and talk to them and I say that to say this: We are here tonight. We are talking about an issue that is very important to the City of Chicago in the State of Illinois, and I do not wish to see this particular Motion act upon here in this General Assembly tonight, because it's not going to only hurt my district, but it's going to hurt the City of Chicago and the State of Illinois. Thank you."

Speaker Madigan: "Mr. Dunn. For what purpose does Mr. Vinson seek recognition?"

Vinson: "To move the previous question, Mr. Speaker."

Speaker Madigan: "You've all heard the Motion. Those in favor of the previous question... Those in favor. Mr. Shaw, we will have a Roll Call vote. This Motion will take precedence. Those in favor of the Motion will signify by voting 'aye', those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Dunn, to explain his vote. Mr. Young, to explain his vote. Okay. The Clerk shall take the record. On this question, there are 64 'aye', 47 'no'. The Motion fails. We are now on the Motion, the Bill be put on the Order of Second Reading, and on that question, the Chair recognizes Mr. Dunn."

Dunn: "Thank you, Mr. Speaker and Ladies and Gentlemen of the

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House. During the debate, I was thinking back and when, as many of you know, I ride a bicycle a little bit, and when Orville and Wilbur were working in their bicycle shop and working hard and late at night and they decided to take their... the product of their genius out to 'Killdevil Hill', and they had some success and some not success, and they worked long and hard, they were working on an invention, but they didn't think they were inventing a football, they thought they were inventing a heavier-than-air machine. And likewise, when a Norwegian immigrant from 'Grosse', Norway, named Knute Rockne, one summer went off to a summer lake resort with a fellow names 'Gus Dore', and they began throwing a... an elongated spherical object around, they thought they were inventing a forward pass and playing football. Neither Rockne nor 'Dore' thought they were inventing an airport, nor did Orville and Wilbur think they were inventing football, but the thing they had in common - all four of them - was that none of them thought that they were making an airport a political football. And that's what we're doing here tonight. We shouldn't be making an airport a political football, and if we bring this Bill back to Second Reading, I have Amendment #26, which rose to the top of the pile on my desk. There may be even more Amendments. We're going to be here long into the morning hours debating this Bill, and we all know that the outcome, in fairness and equity, is that O'Hare Airport should not be a political football. O'Hare Airport, for better or for worse, for richer or for poorer, is married to the City of Chicago, and that marriage should... should continue until death, and it should not be terminated tonight by divorce on the floor of this chamber, nor should it be done tomorrow. And I would urge every Member to defeat the Motion to bring this Bill

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back to Second Reading, not only for the City of Chicago, but in fairness, I think, really, to Orville and Wilbur and to Gus and Knute. Thank you very much."

Speaker Madigan: "On the Motion, the Chair recognizes Mr. Young. Mr. Young."

Young: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition to this Motion. We've discussed the airport situation to some degree this Session. I think there are a lot of other issues that are much more important to the people of the state that need to be thoroughly debated and discussed during the remaining time, and that this issue should more probably be put over to the Fall Session. As one of the previous speakers alluded, there are 30-odd Amendments filed on this Bill. Some of the Amendments are quite lengthy and technical in nature. With a subject as important as the airport, I think that we ought to be able to study these Amendments in fine detail, have time for our staffs to do proper analysis, have meetings and negotiations and probably a couple of summits like we've had on the insurance issue. I think with the benefits of analysis and summits, we'd get over the course of the summer and the fall, and if necessary, next Session, or maybe the Session after that, or even the Session after that. I don't think we have to rush into debating the airport during the last days of the Session when it is still... we have part of the budget that's not passed. We have tort reform which is not passed. For those reasons, I would think that we should not entertain this Motion. I would also just like to point out some of the language in some of the Amendments. Some of the language is quite technical, quite confusing, says things such as, 'It is the purpose of this Section as more specifically described than later Sections, to establish a

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Regional Airport Planning Authority to evaluate and plan for the use of and need for airports and and related facilities in northeastern Illinois, to coordinate their future development, and to cooperate with the United States Government in planning projects for airports and related facilities in this region. It is not the purpose of such an Authority to engage in or to... or to what? Or to supervise the day-to-day operation and administration of or construction projects at airports and related facilities in northeastern Illinois.' We have a Section on definitions that's quite confusing. I don't think that in the limited time available to us, that we could really give this Bill the situation... Yes, I think that we should look at some of these definitions such as, 'Affected area' means any geographic area which experiences an average day/night noise level otherwise known as LDN of 65 LDN or greater as measured in accordance with the Federal Aviation Safety and Noise Abatement Act of 1979 as amended.' Now, I, for one, will be happy to admit that I really don't know what the LDN means. And I've asked staff to explain it to me. They really don't seem to have... Mr. Speaker, could I make an inquiry of the Chair as to the time for the record?"

Speaker Madigan: "The time shown on the board is correct, so let the record show that the time is now 12:01."

Young: "Thank you, Mr. Speaker."

Speaker Madigan: "The Chair recognizes Mr. Shaw on the Motion."

Shaw: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I rise in opposition to this Motion because I can't, for the life of me, understand the reason why we want to rape the City of Chicago of O'Hare Airport. And above all, rename it, but, not only... not only that. It's a... Back some 20 some years ago, O'Hare Airport was built in the City of Chicago, and I think that's where it should

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stay today. The other matters... We have matters here that we should be debating, and we are not. We are debating O'Hare Airport. When I was elected to this Body, I thought that I was coming to a group of honorable people that look out for the interests of the people of Illinois. But, I'm somewhat disappointed, looking at this Bill, here - this power grab attempt by some Members of this General Assembly, there is no reason that this attempt should be made. What... How changing O'Hare Airport from the City of Chicago is going to help the situation of the people who live around it. But there are some people who are saying... who are trying to lead the people to believe that. That is unfortunate. I think that the best thing that we could do, as Members of this General Assembly, is to defeat this Motion and leave the airport where it is. If we were to attempt to take... move this Capitol from Springfield to Chicago, it would be totally unacceptable. It would be totally unacceptable to the Representatives from Springfield and down in central Illinois, here. And that's the way we feel, every Member of this Assembly should feel about trying to move O'Hare Airport, snatch it from the City of Chicago. There is no legitimate reason, other than a change of administrations in the City of Chicago. We have looked at other administrations that have served in the City of Chicago. There have never been an attempt like this made under those administrations. But only today, when we have a different administration that we might not agree with, some of us might not agree with. We want to take O'Hare Airport. Last year, it was McCormick Place. This year, it's O'Hare Airport. Next year, I don't know what it will be. They will probably be trying to move City Hall. Yep, they will probably be trying to move Lake Michigan to DuPage County. That's unfortunate. That is

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unfortunate, and I appeal to the Ladies and Gentlemen of this Assembly that we should seriously look at the problem that we... or the issue that we are about to deal with, here. We should look at this issue. If the same thing - and this Assembly could do it to you - if this Assembly were to try and move something or snatch something from your area, you would feel the same way that I do, and many Members on this side of the aisle, and maybe on the other side of the aisle, you'd feel the same way. And I appeal to you that you should not allow this to happen to the City of Chicago, because today it's the City of Chicago, tomorrow, it might be your town. And that's not going to help your situation any. It's not going to help the people of the area any, that you represent. Chicago, no one has said O'Hare International Airport was unsuccessful. No one has said anything about that. What this is about, and I think one of the previous speakers said it best was, it's a deal. And we should... down here, should not be a part of any deal, especially when it's not serving in the best interests of the people of Illinois, the people who sent us here. You should... You should seriously think about your action. And many of the people that are talking to you and telling you about what you... how you should vote on this issue in terms of taking O'Hare Airport from the City of Chicago, they are only serving their own self-interest. They are not interested in your wellbeing. They are not interested in that. They are serving themselves, and they are doing this to make themselves a big person. Well, I'd like to say this: every Member of this General Assembly was elected from districts all over Illinois, and you are individuals. You should think individually. And certainly, maybe the Leadership from time to time give us some guidance, but we were thinking when we got here, and

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many times, the Leaders here didn't know we were coming. But I appeal to you again and your own good judgment. And since the people of this state elected Representatives that they thought were capable of making equitable decisions, and I believe that you are. I believe that you are. And I think that... I think that this Motion should be defeated no matter what, and I think the airport should stay within the City of Chicago. Thank you very much, Ladies and Gentlemen."

Speaker Madigan: "Ladies and Gentlemen, would everyone please understand that we have now gone beyond midnight. We are in another Legislative Day. We will not adjourn until we have completed this Bill, so I think we've arrived at the time where we can proceed to a orderly debate, take a record vote, and then move on to other issues. And I would suggest that the Chair would recognize either Mr. Piel or Mr. Daniels to close on the Motion that the Bill be put on the Order of Second Reading. Mr. Daniels."

Daniels: "Thank you, Mr. Speaker. I am... I think you're absolutely correct in your analysis. Actually, there's a lot of Amendments that are pending on the Bill. We'd like to get to those, but the most important thing to cover of all, is that what we are seeking to do on one of our Amendments is to set up a Regional Airport Planning Authority. It does not take the airport away from the City of Chicago. It never was that intention. It sets up an authority where people from all parts of the region are able to participate in policy making decisions, operations, influence, day-to-day operations operations of the airport, the concession fees, the landing fees, the flight patterns and the like, still remain with O'Hare Field, Midway Airport, Meigs and the like. If the people on the other side of the aisle that are objecting to this right now

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would read it, they'd find out that it has nothing to do with some of the things they are concerned about. Mr. Speaker, I'm also anxious to get to Amendment 213. So, I would hope that people would join me in supporting this return to Second Reading. Thank you."

Speaker Madigan: "The question is, 'Shall this Bill be placed on the Order of Second Reading for the purpose of Amendment?' Those in favor of the Motion will signify by voting 'aye', those opposed by voting 'no'. We are on Roll Call. Have all voted who wish? Mr. Shaw, you spoke in debate. Mr. Shaw."

Shaw: "Mr. Speaker, I'd asked for a Verified Roll Call before. And... And I would like, starting here, could we have a Verified Roll Call? Oral Roll Call. I'm sorry."

Speaker Madigan: "If you request... We have already begun the Roll Call, and if you request a verification of this Roll Call, you can have a verification. For what purpose does Representative Breslin seek recognition? Record Representative Breslin as 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 59 'aye', 54 'no'. Mr. Daniels."

Daniels: "Would you poll the absentees, and then... "

Speaker Madigan: "Mr. Clerk... "

Daniels: "Go ahead."

Speaker Madigan: "Mr. Clerk, poll the absentees."

Clerk O'Brien: "Poll of those not voting. Bullock. Kraska. And Rice."

Speaker Madigan: "Record Mr. Bullock as 'aye'. Anyone else? On this question, there are 60 'ayes', 54 'nos'. The... Mr. Bowman?"

Bowman: "I request a verification of this Roll Call."

Speaker Madigan: "Fine. Clerk shall read the Affirmative Roll

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Call."

Clerk O'Brien: "Barger. Barnes. Berrios. Black. Bullock. Capparelli. Churchill. Countryman. Cowlishaw. Daniels. Davis. DeLeo. Deuchler. Didrickson. Ewing. Farley. Virginia Frederick. Dwight Friedrich. Goforth. Hallock. Harris. Hasara. Hastert. Hawkinson. Hensel Hoffman. Johnson. Kirkland. Klemm. Koehler. Kubik. Kulas. Laurino. Mays. McAuliffe. McMaster. Nash. Olson. Panayotovich. Parcels. Parke. B. Pedersen. W. Peterson. Piel. Pullen. Regan. Ronan. Ropp. Ryder. Slater. Stange. Stephens. Tate. Tuerk. Vinson. Wait. Weaver. Williamson. Wojcik. And Zwick."

Speaker Madigan: "Mr. Bowman, any questions?"

Bowman: "First of all, I'd like to compliment everyone on their fine attendance. However, yes... Representative Zwick."

Zwick: "The Lady is in her chair."

Bowman: "Okay. Representative Nash."

Speaker Madigan: "Mr. Nash. He's on the Republican side."

Bowman: "Oh, no wonder I couldn't find him. Is... Representative DeLeo?"

Speaker Madigan: "Mr. DeLeo is in the rear of the chamber."

Bowman: "Representative Wojcik."

Speaker Madigan: "The Lady is in the chamber."

Bowman: "Representative Barger."

Speaker Madigan: "Mr. Barger is in his chair."

Bowman: "Representative Parke. Representative Johnson."

Speaker Madigan: "Mr. Johnson? He's in the rear of the chamber."

Bowman: "I couldn't see over there, but is Representative McMaster in the chamber?"

Speaker Madigan: "Mr. McMaster is in his chair."

Bowman: "No further questions."

Speaker Madigan: "On this question, there are 60 'aye', 54 'no'.
The Motion carries. The Bill is on the Order of Second

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Reading. Mr. Clerk, are there any Amendments?"

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

Speaker Madigan: "Mr. Daniels."

Daniels: "We will accept Amendments 1 through 5."

Speaker Madigan: "The Gentleman moves that Amendments 1 through 5 be adopted. Mr. Cullerton."

Cullerton: "Yes, I believe I'm the author of Amendment #5. I wish to withdraw it."

Speaker Madigan: "Amendment #5 shall be withdrawn. Representative Braun."

Braun: "Mr. Speaker, you know what I just noticed? I just noticed that the first Amendment that I filed on this Bill is exactly the same thing as the Bill. So, I think that... I really think I should withdraw Amendment #1."

Speaker Madigan: "Amendment #1 shall be withdrawn. Representative Alexander."

Alexander: "Mr. Speaker, I object to Amendment #2."

Speaker Madigan: "The Motion before the Body is that Amendments 2, 3 and 4 be adopted. Mr. Terzich."

Terzich: "I would like to have an explanation of what Amendment 2, 3 and 4 is."

Speaker Madigan: "Mr. Daniels."

Daniels: "They're not real good, because they aren't my Amendments, but I'll accept them, if you want them."

Speaker Madigan: "Those in favor of the Motion say 'aye', those opposed say 'no'. The 'ayes' have it. The Motion carries. The Amendments are adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #6, offered by Representative Daniels."

Speaker Madigan: "Mr. Daniels."

Daniels: "Withdraw."

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Speaker Madigan: "The Amendment shall be withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #7, offered by Representative Daniels."

Speaker Madigan: "Mr. Daniels."

Daniels: "Mr. Speaker, Ladies and Gentlemen of the House, Amendment #7 has been discussed by reference, but let me be more specific in the details, because I think it's important that we spend the time to discuss precisely what Amendment #7 does, not what some people who are concerned with what they perceive as their individual rights to power may feel that Amendment #7 says. Amendment #7 does not say that any person, individual, section of a state or municipality shall take control over the operations or take the property of O'Hare Field, Midway, Meigs, DuPage or Pal-Waukee. Amendment #7 specifically does say that it limits the authority of the City of Chicago to be the only voice in an airport policy. It also says, yes, that it limits the authority of the Fox Valley Airport to be the only authority or voice in the operation of that airport, just as it does with Midway, Meigs or Pal-Waukee. It has no effect on other than planning for airports under 200,000 operations a year. It creates a board of 15... 15 members appointed by the Mayor, Governor, President of the Cook County Board, Cook County Commissioners outside of Chicago and the Collar County areas. It also states that there is no contracting authority by this Regional Airport Authority, no bonding authority, no eminent domain, no taxing authority, and yet at the same time, it gives representation to every region in the affected area which is utilized as what is called the RTA area. It does give a strong voice to the people around O'Hare Field in the areas of airport policy that they have been fighting for, for

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years. How many times have you heard people talk about, 'We need voice in terms of the noise pollution and air pollution and the crowded skies. We need a mechanism in which we can discuss those.' This Amendment sets that voice in operation, but at the same time, recognizes that O'Hare Field is a tremendous facility and one that's important not only to the City of Chicago but to every suburban region that is around O'Hare Field. You know, I come from a community that was in existence way before O'Hare Field was ever thought of. My community is celebrating, this year, its 150th year anniversary. And that community was as such a time that we are now looking at O'Hare Field as something that, yes, is relatively new to our area. And it's getting to a point where the noise that's coming out of it is unfortunately becoming, to some extent, intolerable. And I'd like to say to you that this is a time that we can act on behalf of 400,000 affected people in the homes and the schools around the airport, in a reasonable manner, in a manner that does, in fact, give them some voice in the overall policy and future of the fields that are affected. What we've done by this Amendment in creating the Regional Planning Authority, is to set forth the ability to set policy plans for five years over five primary airports that have operations over 200,000 a year. And that is specifically: Fox Valley Airport, Pal-Hauke, Meigs, Midway and O'Hare. And in so doing, we've set standards that requires a permit from this board when there will be a total expenditure in excess of 2,000,000 dollars or land acquisition in excess of 250,000, or action that would increase the number of flights by 10 percent during any one annual operation. It also allows for a permit, or requires a permit, where there is an effort to operate larger aircrafts in any particular

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runway. The permit criteria set forth along with the criteria of the board and the makeup of the board and the staggered five year terms for the 15 members. It sets forth within great reason, the necessity that I think the people of this region desire. And let me tell you that the Amendment has been carefully drafted to consider all of the rights and all of the duties and obligations and responsibilities of all the affected people. But yet, there's not an airport, there is not a single person that can claim that this is anywhere a power grab, because it is not power that they will be grabbing. What it is, is a voice that suburbanites and City of Chicago residents and other people will be starting to implement in the policy of the future of the affected... affected persons. And Mr. Speaker and Ladies and Gentlemen of the House, I would move for the adoption of this very reasonable Amendment, one that gives a voice to the people of an affected area."

Speaker Madigan: "Representative Braun."

Braun: "Thank you, Mr. Speaker. Will the Sponsor yield for a question?"

Speaker Madigan: "The Sponsor indicates that he will yield."

Braun: "Thank you. Representative Daniels, this novel construct that you have in Amendment 7 - does this form of governance of an airport authority exist anywhere else?"

Daniels: "Yes."

Braun: "You want to tell me where, Sir?"

Daniels: "I'm not totally familiar with where, but other parts of the country, they do have regional airport authorities. Not to... not to as... "

Braun: "Is there any... "

Daniels: "... Less an extent as we have here, because in those parts, the airport authorities operate the airport. As you know, this specifically states that it does not operate

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O'Hare Field, for we feel that basically, in terms of the operations on a day-to-day basis, that airlines like United or American should be commended for their excellent efforts, and we really have no desire to operate on a day-to-day basis. All we're saying is that the people of an affected area should have a voice in the policy and a place to go to talk. They should have a right to place noise monitoring devices in a reasonable place, and they have the right to deal with the air pollution problems, something that your city has been unwilling to do."

Braun: "Well, Representative, do you... "

Daniels: "I'm told that Dallas-Fort Worth has an airport authority."

Braun: "But we don't have any of these ... these in Illinois. This is new for Illinois."

Daniels: "Yeah, that's why it's needed."

Braun: "Right. Okay. You were saying that... that this Authority wouldn't operate the airport, but it's my understanding, reading here that before any capital improvements can be undertaken, or anything else can be undertaken, the people who do operate the airport have to... shall file with the Authority, so they have to get permission from the authority to operate the airport, unless I'm reading this wrong. Is that your understanding of this?"

Daniels: "Yeah, you're reading it wrong."

Braun: "I am. Well, explain it to me."

Daniels: "Well, I mean... it's... you asked a rhetorical question and I'll be happy to explain it to you and go through it in detail, if you would like. What it... What it... "

Braun: "Well, I think... I think this is of sufficient importance... "

Daniels: "I do... I do too, because I want to make sure you

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follow this to know that it is not over the operations of O'Hare Field. We've carefully drafted it so it wasn't. We didn't want to interfere, and there's reasons for that. For one thing, we think that, for the most part, the operations on a day-to-day basis have been generally good at O'Hare Field. We're concerned, of course, about increasing numbers of near misses that are being reported now, and that has to always go back to the operators of an airport, and we assume that there will be efforts in which to correct that. But for the most part, the operations have been pretty good, so we've avoided that also on the basis that we don't want to get into the question of the bonded indebtedness that is sitting in the airport right now. With the airlines making the financial commitment that they have made, we don't want to interfere with that. In fact, there are specific recommendations or specific statements that I want to make sure that everyone understands that the Authority shall exempt construction or improvement projects planned prior to January 1, 1987 and commencing prior to January 1, 1989, which means that the current construction at the airport right now is specifically exempted. Now, granted, many of us were unhappy about the refusal to deal with that on a reasonable basis, but we know that bonds have been put out and money has been put out, and we're trying to avoid infringing upon that, so when we talk about the airport itself, we're talking about future expansion desires that may be in excess of 2,000,000 or, Representative Braun, you coming from the City of Chicago, I'm sure that your people such as in Representative Capparelli's district, wouldn't want to be adversely affected by adding over 10 percent number of flights in any given year at O'Hare Field. You know that they fly in about 800,000 flights a year right now. Ten

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percent more would add 80,000,000, so we require a permit in that case, but it doesn't apply at all to the... to the day-to-day operations."

Braun: "Well, but you know, we're talking about operations. Again, part of this seems to say that the operating authorities have to apply for permission to spend more than 250,000 dollars on some land. I mean, you can't buy much land out in that part of the world for 250,000 dollars. It's not going to give you room for a storage facility..."

Daniels: "The... The only way that..."

Braun: "Or a mail handling facility or a... machines... anything. I mean, 250,000 dollars isn't a whole lot of money, and it seems to me that what you're looking at here is hamstringing the ability of... to have the airport operated properly."

Daniels: "You mean, you would suggest to me with a landlocked airport that you would knock out Des Plaines or Park Ridge or Bensenville or Schiller Park or Franklin Park, and you don't care about the people that live there?"

Braun: "Oh, absolutely."

Daniels: "You wouldn't... You wouldn't consider that your eminent domain powers that you have shouldn't be severely limited as far as your taking their communities and moving homes?"

Braun: "No question."

Daniels: "You can't even move a roadway without knocking out homes in certain areas. You are landlocked out there, Representative Braun. There's only one way you can get more land, and that's if you take people's homes. Is that what you're suggesting?"

Braun: "Representative Daniels, if it were a cowfield, it would cost more than 250,000 dollars."

Daniels: "There are no cowfields around there. You know that. You know that."

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Braun: "The fact... Again, I'm getting to the operational decisions, and you know, talk about a rhetorical answer is the fact of the matter is that we're not talking about displacing anybody, we're talking about hamstringing the operation of the airport, and again, it seems to me that with a limit like that and limits that are throughout this Bill like that, that what you are doing is hamstringing the ability to have the airport operated without the imprimatur of this... this huge... not huge, but this strangely constructed commission that you've put together. Let me ask you another question. The Amendment addresses an appropriation for expenses. How much will... How much will the Authority cost?"

Daniels: "The Authority would provide in law, as you know, 150 dollars a day while in operation, for the payment of its members. That was taken after the Certificate of Need board for that had similar appropriation or similar salary attached to it, as well as expenses. It is anticipated that application for permit fees would be a sufficient charge, and that would be a charge for the applications. Other ways for the Authority to receive money, they can receive contributions from municipalities or interested units."

Braun: "But Representative, again, if you... if you are going to have the... financial... the limitations that you've got in this Bill with the operations circumscribed as they are in the Bill, isn't that flying... "

Daniels: "There aren't any... There aren't any operations circumscribed, Representative Braun. You know that."

Braun: "Well, it seems to me that if you have to apply or hamstring... "

Daniels: "That's not an operation. What that is... "

Braun: "If you have to apply in order to have permission to

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operate... "

Daniels: "No, you have to apply in order to expand."

Braun: "And... Well, that's not... that's not all that it says in here, Representative. I mean, again, I just got it when we went down to Caucus and we were talking down there, and haven't had a chance to... to finish reading it... all of the Amendments, but I'm working on them."

Daniels: "Well, that's why I wanted to make sure you have straight... "

Braun: "Well, that's right. That's why I wanted to... "

Daniels: "... Carefully avoided the operations questioning, because we knew that you were concerned about that, and we aren't involved in the daily operations of the airport. This... This does... "

Braun: "Okay. Well, with regard to the operations, getting to operations, because I... "

Daniels: "Okay."

Braun: "I... I have a little problem about the five year plan requirement and the application process. Suppose the airport wanted to put up a new mail receiving facility on some land that it already has and tear down an old building and put up a new one, under this, they would have to come and get approval. And so, what I'd like to understand is what... How does that process work? I mean, what would the airlines and what would the operating authority have to do... have to provide in order to undertake, for example, construction of a... of a more modern facility in replacement of an older one?"

Daniels: "Only if it requires a total expenditure in excess of 2,000,000 dollars."

Braun: "Well, a new mail handling facility would cost that."

Daniels: "Then, they would... they would need a permit."

Braun: "Okay, and then, what's the process for the permit?"

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Daniels: "You file for the permit."

Braun: "Okay, and what do they have to file with the... I mean, what do you file?"

Daniels: "An application. An application."

Braun: "What's in the application?"

Daniels: "They would develop that. The Authority would develop the application process just as any municipality or any other unit would do that."

Braun: "Okay, so we don't know what all the airlines would have to come up with. I mean, it could be like one of those... those inventions that has 19 different pieces. What are those things called? Inventions that you have to come up with one thing and another thing and another thing and another thing and another thing. A Goldberg. Rube Goldberg. Right. So, we could have a Rube Goldberg application in which... in which requirements were made of the operational authority that were... "

Daniels: "In anticipation of your question, we wrote that into page 13 of the Bill, as I'm sure you've read."

Braun: "Oh, good. Okay."

Daniels: "Briefly, the permit required under this law would be granted by the authority and sets up those provisions and the permit criteria is set forth therein."

Braun: "Right. Well, one of them says the application provides in sufficient detail, information on the scope, timetable and the impact of all elements of the project."

Daniels: "Right."

Braun: "Again, using my previous example, we want to put up a new mail handling facility to replace the old mail handling facility, and of course, mail coming into the northeastern region is real important, because that's part of the lifeblood of our commerce and our business, okay?"

Daniels: "Sure."

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Braun: "So this is real important."

Daniels: "It is important."

Braun: "It's going to cost more than 2,000,000 dollars."

Daniels: "I thought most of it goes to Midway, though."

Braun: "What... What... What do we have... What would the airline, the operating authority, have to provide to be in compliance with this Section of the Act?"

Daniels: "Sufficient detail and the scope timetable and impact of the elements of the project."

Braun: "Sufficient... Representative, I'm sorry. I missed your answer, and it didn't sound to me to be... to be an answer. But if you'd restate it, I'd appreciate it."

Daniels: "Sufficient detail in order to meet the information, scope, timetable and impact of the elements of the project."

Braun: "So, in other words, what you're talking about is the basic... I mean, we don't know what that... what sufficient information is. It could be a pig in a poke is what you're asking us about here, because it might be... it might well be that information that's considered sufficient by the authority might be considered overly sufficient or burdensome by the operating... by the operating authority of the airport, right?"

Daniels: "If you were going to put a poke in a pig or a pig in a poke, I guess that would... the detail would be in it."

Braun: "Okay. With regard to that, what happens... what happens when or if the information submitted by the operating authority is... if the information is submitted, and both parties agree on that, moving past the information, what happens if there's a disagreement? What happens if the Airport Authority, the operating authority, says, 'We need a new mail facility in order to be competitive with Taiwan or something, we need a new mail handling facility and want

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to build it here." And they give you all the information you want, and yet somebody for some reasons that have nothing to do with airports, but have to do with the kind of silly politics that we deal with here in the General Assembly, for example, somebody might... They... the application gets turned down. Then what happens?"

Daniels: "Well, it sets out provisions for judicial review, just like other Sections of the Statute."

Braun: "Okay. The talk about judicial review in Section 25.03... "

Speaker Madigan: "For what purpose does Mr. Tate seek recognition?"

Tate: "Speaker, point of order. I believe Members are only supposed to be allowed 10 minutes, and if we're going to continue this dialogue, I would suggest we put the timer on."

Speaker Madigan: "The Chair would suggest to Representative Daniels and Representative Braun that we might bring the discussion to an end, and then proceed to speak to the Bill."

Braun: "Okay. I just have a couple of more questions. Section 25.03, (g)(e)7, does that... you mentioned judicial review in respect to the judiciary. There's already a consent decree... decree between... "

Daniels: "There's always provisions for judicial review, as you know."

Braun: "Right, and I'm referring to something before the courts. The consent decree between the City of Chicago and certain litigants regarding the airport situation, what does this Section have to do with... "

Daniels: "What are you referring to? What... What consent decree?"

Braun: "There is a consent decree that was... the Village of..."

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Scott versus Butterfield, I'm told by staff. There is a consent decree already in existence, and it seems to me that this Section may well just do an end run around the courts."

Daniels: "Which Section are you referring to?"

Braun: "Section 25.03 (g)(e)7."

Daniels: "It doesn't. It does not."

Braun: "Pardon?"

Daniels: "It does not."

Braun: "Oh, so this Section doesn't relate to the consent decree and in no way abrogates any part of it."

Daniels: "It doesn't do an end run around it."

Braun: "... Let me me put it in more specific language. It is not your intention, Sir, to abrogate any part of the consent decree that has already been entered..."

Daniels: "It would be impossible to abrogate a decree that does nothing."

Braun: "But, it's not your intent, even if you could."

Daniels: "I think the Amendment speaks clearly."

Braun: "Okay. Okay. Okay, now if there is a conflict between the decisions of this authority and the FAA, the federal authorities..."

Daniels: "Oh, the FAA is preemptive. They are the big guys."

Braun: "Good."

Daniels: "Because, see, this is one of the problems, as you know. What you had done, what your city had done was, they excluded and exempted dealing with local regions in the area and are the only airport in the country that doesn't have to deal with local areas like the Illinois Department of Transportation. And now what happens is, the only way you can get anything done is to deal with the FAA, so all of you people that live out in the suburban areas or Cook County that are affected by the noise pollution, here,

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there's only one way that you can really presently deal with anything, and that's go to the Federal Government. Some of your Congressmen have that done in Washington. It's the only airport in the country that that happens to."

Braun: "Okay. Now, one last question. One last question."

Daniels: "Okay."

Braun: "With regard to the appointment authority, you've got a kind of curious situation here in which, if there's a... well, first off, you'd get Members of the General Assembly doing appointments to an executive agency, and then, which is even, in my mind, stranger, you have, if there's a vacancy, then the Legislative Members in the affected area get to pick the replacement. So, if... if the... first... my first question is, how do you decide which Legislative Members that is, and number two, even if they do pick the replacement, aren't you running afoul of the constitutional prescriptions on Legislative... Members choosing executive officers?"

Daniels: "We... We took your language out of the RTA Bill."

Braun: "I'm sorry, Representative Daniels. Was that suggesting... "

Daniels: "When you... When you... When you... your city brought the RTA to Illinois, you had that provision in it, and that's what we copied from."

Braun: "I'm not... I'm not asking whether you copied it. I'm just asking whether it was right or not. You know, it's a constitutional question, it seems to me. Alright, thank you. Mr. Speaker, let me just say I rise in opposition, obviously to Amendment 7. I think that for all of the questions, and there are a host of them, and I don't want to infuriate my Members by the... the Members of this House by continuing to go over this Bill line by line. I think we really have to look at this and bottom line what happens

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here. I mean, I don't know. If I lived in DuPage County, I'd have a problem with some of this. I don't live in DuPage County, though. I live in the City of Chicago, which gives me even more reason to have a problem with this, because people who live in the City of Chicago recognize that the City of Chicago and the airport have always been, as one of the previous speakers said, inexorably, intricately married to each other. It's been a faithful marriage. It has worked. Yes, there are problems, but not, certainly, any problems that can't be worked out by the operating authority and the citizens of the area... who live in the areas around O'Hare Field. So... and then, with regard to the people in downstate Illinois, let me suggest to you also that this Amendment, this Bill, will have a devastating effect, in my opinion, on the operation of the airport, because I... I would suggest, that if I, you know, was the chairman and chief executive officer of United or American or one of the big airlines, I'd be real upset about this. And I would say, 'What do you mean, I got to listen to some Legislators who are appointing some people to a board... ' that's constructed like this board is, and I didn't ask Representative Daniels to go through it, because I'm sure everybody's had a chance to look at it. This is one of the more bizarre boards I've seen in a long time. But if I were the chairman or chief executive office of... of... United or American or Britt or 'Lufthanza' or whatever, I would be real upset that I wouldn't know whether or not I could have an... have improvements in the facilities, if I could have construction go on, if anything could happen at that airport without going through a construct, a maze, a Rube Goldberg of a political kind of a construct like this. And that really is what it ultimately comes down to - the

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politics of the situation. I haven't talked about the... the... small 'p' politics, but the fact of the matter is, this is no more and no less than a power grab, and I find it offensive, and it's probably unconstitutional, and I hope you vote against Amendment 17... 7."

Speaker Madigan: "Mr... Mr. Matijevich."

Matijevich: "Would the Gentleman yield to a question?"

Speaker Madigan: "The Sponsor indicates he will yield."

Matijevich: "Representative Daniels, when I spoke in debate against the Motion to return the Bill to Second Reading, I referred to what everybody knows now as the deal to get votes for O'Hare Airport, and the deal also with the Chicago Park District. My question is you because... to you, Lee, because I remember last year when we had a Bill relating to the McCormick Place, and you were waving a Sun-Times article to all the Members and saying that the Sponsor of that Bill had no right to have that Bill because of some allegations. And the question I've got to you is that, I've got a Sun-Times article that I can wave to you, here. I can wave this... today's Sun-Times article, and let me read it to you. 'Responding to whispered charges that keeping Kelly in power would benefit Daniels' law firm, Daniels acknowledged that his firm does legal work for the Park District, but Daniels said his vote for the Bill, 'related to my position as a Legislator and my efforts on behalf of the issues important to the suburban area.' Now, my... question to you, Lee, because you evidently admit that your law firm does work for the Park District. I've heard Ellis Levin I don't know how many times, get up on a Bill and say he's got a conflict of interest. I've seen others here and there get up on a Bill and say they've got a conflict of interest. I didn't hear you, on Friday night, say that you had a conflict of

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interest. Could you respond to that and the article?"

Daniels: "John, let me just suggest to you that of the 200 lawyers in our firm, one of the more successful firms in the country, I am a partner in it. My firm also represents the City of Chicago. That answers the question."

Matijevich: "Not any more, Carol says. Well, well, I... I'll accept that, Lee. I consider you my friend, and I respect you..."

Daniels: "I could tell by... I could tell by the way you presented that, John."

Matijevich: "No, I'm like... I'm like someone across the rotunda. You always say that to me. 'I love him, but...' You probably know who that is. But I said that sincerely, because I don't know, nor does anybody else know. You know, there's a lot of similarities between the Bill we had to do with the Park District and this Bill. You know, we heard a lot of debate the other day about takeover - a political takeover, and we hear a lot about patronage. And I guess some of us - and I voted for that Park District Bill - frankly, I didn't like the way things happened quickly, and I thought I was voting to keep 4,000 people, at least for a while, until somebody found out if they were doing their job or not. And I don't like anybody to lose their... their job too quickly. So, I guess when people like me talk about patronage, they're talking about the little guys that are making a little bit of money to feed their families. But there's another form of patronage that we don't hear enough about. We don't hear enough about when it costs... when it costs 10,000,000 or 20,000,000 dollars to fund a Governor's campaign in Illinois or New York or what, that's a different type of patronage. And believe me, that patronage is worse than the patronage when we talk about that little guy. And when we're talking

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about O'Hare Field, I'll tell you, you're not talking about noise. You misled a lot of people in DuPage County. You're not talking about noise. You're talking about megabucks. You're talking about a lot of bucks that somebody wants to control, and you're also talking about control as we heard in the debate the other night, in the middle of the ball game. There's been vast improvements being made at O'Hare Airport, the busiest airport in the whole world. And now, you want to disrupt all those improvements by this bill after midnight when none of us really know what we're going to be considering. I think that's bad legislation. That's not a good way to act. That's not a good way for a responsible Legislator to act. It's not a good way for a Leader of a Party to act. I thought it was responsible that we put this over until November. Now, I come from Lake County. We've got an airport in Lake County run by the Waukegan Park District. Under your Bill, we'd have one representative from Lake County, from the County Board, I guess, or the County Board Chairman would name the... the representative, probably... somebody who wouldn't know a darned thing about airports. We've got a well run airport, and I don't think your Bill does anything for our airport in Lake County. If anything, it makes it worse. We've done a good job. We've grown... grown probably more than your DuPage Airport. And I think, Ladies and Gentlemen, that you're misled. You're misled if you think that this issue came to you because of noise. That matter is in court. That matter is in Federal Court where it belongs. And to bring this issue to the Legislature because somebody wants control. They talked about control. Who will control? It's going to be the Governor and the... the collar counties. And I don't say this because I'm a Democrat. I think that's political

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power. I think political power used... if it's misused, is wrong, whether the Democrats have it or the Republicans have it. And I don't think any... You know, and I say this on both sides of the aisle. I think you may vote for this because of... politically, somebody told you to. But I cannot believe... I think I know too many responsible people in this Assembly. I cannot believe that this issue... We should get a majority. I can't believe that Members of this House think that this is the right thing to do at this time. It is an irresponsible act."

Speaker Madigan: "Mr. Bowman."

Bowman: "Inquiry of the Chair, Mr. Speaker. I don't have a copy of the underlying Bill, here. This is a very wide-ranging Amendment, and I would question the germaneness of the Amendment."

Speaker Madigan: "Mr. Bowman, I'll ask the Parliamentarian to respond to your inquiry. Did you wish to speak to the Amendment?"

Bowman: "Yes, actually, I'd like to ask the Sponsor a couple of questions, if I might."

Speaker Madigan: "The Sponsor indicates that he will yield."

Bowman: "Representative Daniels, you establish, on page 11, a number of criteria which will trigger a permit mechanism beginning with Subparagraph (i), double... and following (ii) and so forth. Is that my understanding? These trigger a permit application mechanism."

Daniels: "Yes."

Bowman: "Okay. I'm curious as to how many permit applications will have to be dealt with through this rather cumbersome procedure of yours. Do you have any idea how many development... facility development projects, say at O'Hare Airport, for example, on an average annual basis would require a total expenditure in excess of 2,000,000

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dollars."

Daniels: "The criteria would be developed between the authority and the Department of Transportation... Illinois Department of Transportation so as to make sure that it's an orderly one and one that has worked and will work properly."

Bowman: "Well, thank you, but that doesn't answer my question. The question is, do you have any idea how many facility development projects at O'Hare Airport take place on the average annual basis that are in excess of 2,000,000 dollars?"

Daniels: "Well, you know, first you should understand that we worked very carefully with the Illinois Department of Transportation in drafting this language, and we consulted with them as to only set thresholds of those important areas of increase of the numbers that... that we may be dealing with in individual airports. So, I think you'll find that it's been a reasonable level that has been set."

Bowman: "Well, Representative Daniels, let me... let me just suggest that there is a series of developments at O'Hare Airport at the present time that is fairly expensive. I mean, I think you're aware of that, are you not? That the total costs that I have heard exceed a billion dollars. Is that not correct?"

Daniels: "Exceed... How much did you say?"

Bowman: "One billion dollars. Is that correct?"

Daniels: "I've heard that, too."

Bowman: "Okay. So that a billion dollars is the... the total package, but now, we're talking here about facility development, and that billion dollars is divided up, a building here, a building there, a people mover. There are subprojects under that, and so it is quite possible to reach this 2,000,000 dollar threshold, that we could have as many as five hundred 2,000,000 dollar projects for a

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billion dollars. Five hundred 2,000,000 dollar projects. Now, I don't know exactly what the figure is, but it undoubtedly runs well over a hundred individual projects at the facility."

Daniels: "That one would go through as one... one application."

Bowman: "Indeed? One application for a billion dollars? It seems to me, Representative Daniels, that despite your remarks about how well thought out and finely crafted this... this Amendment is that we do not, in fact, have in this legislation set out the criteria that will be necessary for us to determine whether or not we have created a reasonable mechanism for public input on the one hand, or whether we have created a device for strangling developments at O'Hare Field. Let me ask another question. How will this authority be funded? What is the funding mechanism for this authority?"

Daniels: "It could be several sources, but the main one would be by permit fees. It also can receive money from individual municipalities or local units of government."

Bowman: "Who would pay these permit fees?"

Daniels: "Whoever applies."

Bowman: "Take the people mover project, for example. Let's just take a concrete example, if you pardon the pun, at O'Hare Airport. Who would pay the permit fee on the people mover?"

Daniels: "The person or the individual operator of the airport, if he were the applicant for the people mover system."

Bowman: "Representative Daniels."

Daniels: "Yes, Sir."

Bowman: "Can you be more precise? I mean, I think we all understand that. Who would it be? Can you name that person, natural or otherwise? Would it be the City of Chicago? Would it be the contractor?"

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Daniels: "If they were going to pay for it, it would be. If they were not, then it would be the individual that was applying for that or the company."

Bowman: "Representative Daniels, I think we have to have more concrete answers to questions like this. How are we to make a judgment if we do not know the identity of the person who would make the... pay the permit fee for a very precise development project which has been published in the papers. We all know about it. It's no secret, and you're giving us a very vague answer to this very precise question."

Daniels: "Who's paying for it?"

Bowman: "Representative Daniels."

Daniels: "Yes."

Bowman: "You are the Sponsor of the Amendment, and I expect you to have the answers to the question."

Daniels: "But you asked the question. The question is, that you raised, was as to the people mover system. You brought that question up. I asked you who paid for it, and I can answer your question."

Bowman: "Well, Representative Daniels, if you insist on treating me like the Sponsor of this Amendment, then I'll move to table the Amendment."

Daniels: "Okay."

Bowman: "Representative Daniels, then can you explain on page 27 just... there are a couple of references here to a tax levy. Will there be any taxing authority?"

Daniels: "For what purpose does Mr. Tate seek recognition?"

Tate: "Speaker, on a point of order, again. This is the second time... this questioning started over 10 minutes ago, and this is the second time I would request that if we're going to continue this, that we could be here late, late this evening, and if you're not going to put the timers on, then

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you should at least provide the Membership with blankets and pillows."

Speaker Madigan: "Your point is well taken. Mr. Bowman, we will put the five minute timer on."

Tate: "Thank you, Mr. Speaker."

Speaker Madigan: "Mr. Daniels, do you wish to answer his question?"

Daniels: "Would he repeat it?"

Speaker Madigan: "Mr. Bowman, would you repeat the question?"

Bowman: "Yes. Is there any taxing authority for the... for the Authority in this Bill?"

Daniels: "No."

Bowman: "Then, can you explain what the references are to levies of an annual tax and discontinuation of levies and the like?"

Daniels: "You're in another Section of the Bill. That doesn't apply to the Regional Airport Authority."

Bowman: "What does it apply to, Sir?"

Daniels: "To the Metropolitan Airport Authority or the Fox Valley Airport Authority."

Bowman: "So, can you explain to us how the... do those... those are different Authorities?"

Daniels: "Oh, yes. One is the Fox Valley Airport."

Bowman: "Okay. Okay."

Daniels: "That's like the O'Hare Field Airport or Midway or Meigs or Pal-Waukee and that provision refers to the Fox Valley Airport."

Bowman: "How do they get their financing? What is the source of their financing?"

Daniels: "The source of their financing?"

Bowman: "Yes, Sir."

Daniels: "Basically the same as O'Hare."

Bowman: "Wait a minute. Then... Then what is the reference to

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tax levý in the Bill?"

Daniels: "Language that you have there is cleanup language that the people and individuals combined with Fox Valley Airport have worked out in terms of resolving the problems that they had on it. It doesn't apply to O'Hare Field or Midway or Meigs at all."

Bowman: "Alright. You've made that point, but... "

Daniels: "Yes, Sir."

Bowman: "It strikes me that... does not that... the Fox... take the Fox Valley Airport Authority, does that not have a taxing authority?"

Daniels: "Yes, it does."

Bowman: "Is that taxing authority in any way enhanced or impaired by this legislation?"

Daniels: "We're checking. Could we stop the clock while he's checking? It's the same as present law."

Bowman: "Well, Mr. Speaker, to the Amendment before Representative Daniels pauses any longer in response to my questions. I have asked a series of questions involving the activity level of the authority involving O'Hare Airport, that have not been answered. I have asked questions involving who will actually be responsible for paying the permit fees and who... who will bear the burden of the financing of the O'Hare Airport Authority. I have cited specific examples, and I have gotten vague, incoherent answers in reply. I have asked, with respect to other airport authorities about taxation authority and whether this legislation enhances or impairs taxation authorities, and I have gotten in reply, 'The same as existing law.' The Gentleman is evading my questions. He is deliberately, I believe, giving us vague answers. I am not even sure whether he knows what is in this legislation. I am very certain that hardly anybody on the floor of this

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House can know what is in this legislation with answers to these questions such as he has given us. I respectfully suggest that at a minimum further study is needed of this legislation. But the vagueness of the answers gives me a pause. I don't believe that we can proceed in a rational, logical, reasonable manner to consider this legislation until we know more about such questions as taxing authority, who will bear the costs, how much the costs will be and whether, indeed, we have created here, on the one hand, a reasonable method for public input or whether we are strangling the development of O'Hare Airport. I urge a 'no' vote on this Amendment."

Speaker Madigan: "Mr. Cullerton."

Cullerton: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Madigan: "Sponsor indicates he will yield."

Cullerton: "Yes, Representative Daniels, on page 19 of the Amendment, there's a reference to a Board of Commissioners and it talks about the appointment of the Board of Commissioners. And it's a little confusing. I'm trying to figure out how many members there would be on this Board of Commissioners and to what... I'm talking about page 19. I was... the reference you are making to is on page 22. On page 19, we're talking about a Board of Commissioners and this is why I'm asking the question. It appears to be inconsistent, and I just want to find out if there's different rules for different airports. This Board of Commissioners, on page 19, it talks about municipalities having a population of 5,000 or more. 'The commissioners will be appointed as follows: If there's only one such municipality, three commissioners shall be appointed from each one and two appointed at large,' et cetera. And then it says 'except that when the physical facilities of the airport of the Authority are located wholly within a single

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county with a population between 600,000 and 300,000, there shall be one commissioner appointed from each municipality within the corporate limits of the Authority having 5,000 or more population and five commissioners appointed at large." What does that refer to? What airport does that refer to?"

Daniels: "The Section that you're referring to is a repeat of current law and the experts that are here on the floor around me tell me that in the drafting they had to recite the current law and the provisions therein in order to make the transition over to the Fox Valley Airport which then refers to, as I told you earlier, to the nine commissioners."

Cullerton: "Okay. So now, your understanding is then that the Fox Valley Airport shall consist of nine commissioners and they are appointed by the county board chairman of the county with a population between 600,000 and 300,000, is that correct?"

Daniels: "Three million."

Cullerton: "Six hundred thousand and three million."

Daniels: "Three million."

Cullerton: "So, that means that the DuPage County Chairman would appoint all nine commissioners."

Daniels: "Yes."

Cullerton: "And this is for the DuPage..."

Daniels: "Fox Valley Airport."

Cullerton: "It's called the Fox Valley Airport?"

Daniels: "Yes."

Cullerton: "Okay. And is this the Fox Valley Airport that is located wholly in the County of Cook... of DuPage?"

Daniels: "Where there are foxes. Yes."

Cullerton: "It just happens to border on Kane County."

Daniels: "It borders on it, but..."

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Cullerton: "Like the runways kind of stop at Kane County."

Daniels: "Doesn't get into their..."

Cullerton: "They haven't built them quite up to the border yet."

Daniels: "No."

Cullerton: "We did contain..."

Daniels: "How do you feel?"

Cullerton: "I'm a little tired from running this morning. Two hundred thousand dollars..."

Daniels: "Twelve miles, I heard."

Cullerton: "... from the DOT budget for money to be appropriated for the DuPage County... sorry, Fox Valley Airport Authority?"

Daniels: "Yes."

Cullerton: "Good. So this basically says that if you're from Kane County, what you're doing here with this Bill is you're saying that this airport which borders on your... which comes up to your border will be run by the nine commissioners from DuPage County, appointed from the second floor or the third floor of the DuPage County..."

Daniels: "Well..."

Cullerton: "What... what floor are we on?"

Daniels: "Third floor."

Cullerton: "Third floor in Wheaton, Illinois"

Daniels: "Right."

Cullerton: "Okay. I just wanted to make that clear to the Representatives... if there's anyone here from Kane County who's interested in knowing what they're voting on. Thank you."

Speaker Madigan: "Are you finished, Mr. Cullerton? For what purpose does Mr. Van Duyne seek recognition?"

Van Duyne: "Thank you, Mr. Speaker. Will the Gentleman yield for a question?"

Speaker Madigan: "The Sponsor indicates that he will yield."

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Van Duyne: "Maybe I can preface my question, Representative, by just saying that the illusion that's created here is that we are talking strictly about... at least up until the last... up until the last... up until the last few questions, was that we were strictly talking about an organization that was going to control O'Hare Airport. Now, lately, in the last few questions, it has come out that it's going to cover other airports in the metropolitan area and it sort of looks like the RTA reincarnated in its geographical location and maybe even its taxing powers, I don't know. Is Will County involved in this at all?"

Daniels: "Yes. And for that reason, we are particularly sensitive to the reference that you're making, and we made sure that in doing so, that we are very careful to make sure that there were no taxing authority, like the RTA region had, and, furthermore, that we made absolute certainty that this was a limit on the growth of government, versus an increase in the growth of government, as we all experienced from the RTA."

Van Duyne: "So, it's not going to cost Will County any money."

Daniels: "No."

Van Duyne: "Thank you. On page 31, it looks like another thing is being reincarnated here, and I was assured that Senate Bill 502 had died somewhat in an ignominious death the other day, but it looks like it's being reincarnated in this Bill on page 31. And if you will allow me, if you follow with me, on pag... on line six, starting with the parenthesis '(a) such air navigation facility will be owned or effectively controlled, operated, repaired and maintained adequately during its full use for life for the benefit of the public' and parenthesis '(b) in connection with...' blah, blah, blah, and '(c) in counties with populations greater than 300,000 and less than 350,000'. I

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want to know quite specifically if this would have anything to do with the Christian Brothers Lewis College Airport."

Daniels: "No."

Van Duyne: "I am assured of that."

Daniels: "I'm... I'm sure. I want to make sure you're sure."

Van Duyne: "I'm just saying, am I assured of that?"

Daniels: "Oh, yes."

Van Duyne: "Thank you."

Speaker Madigan: "Mr. Flinn."

Flinn: "Mr. Speaker, I move the previous question."

Speaker Madigan: "You've all heard the question. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The previous question is moved. Mr. Daniels, to close."

Daniels: "This Amendment that we have now heard debated at some length, it's clear from the debate that some of the concerns and fears of some of the people as to the attempt to take over O'Hare Field or, for that matter, any other airport in the area are just unfounded. It's clear that what we need is a voice, a voice by people in the Chicago area that are affected by O'Hare Airport, or Midway or Meigs and a voice of those people around the suburban areas that are affected. I want to emphasize once again that there has been no effort, no inclination, no desire to take over O'Hare Field or any other airport; that what we are doing here is setting up a Regional Airport Planning Authority which gives a voice, gets a saying by people through the appointed Authority set forth throughout the region in terms of their ability to look and, yes, in many cases, to look with pride at the airports that surround them. I think it's a reasonable request, a reasonable Bill. And I'd solicit your favorable support."

Speaker Madigan: "For what purpose does Representative Braun seek recognition?"

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Braun: "Thank you, Mr. Speaker. Did the Parliamentarian ever respond to the inquiry of whether or not this Amendment was in order?"

Speaker Madigan: "The Amendment is germane."

Braun: "Thank you."

Speaker Madigan: "Those in favor of the Amendment will signify by voting 'aye', those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Clerk shall take the record. On this question there are 58 'aye', 53 'no'. Record Mr. Harris as 'aye'. Mr. Levin. Record Mr. Levin as 'no'. Mr. Young."

Young: "If this Amendment should get the required number of votes, I would ask for a verification."

Speaker Madigan: "On this question there are 59 'aye', 54 'no'. There has been a request for a verification. For what purpose does Mr. Shaw seek recognition?"

Shaw: "Well, I was trying to explain my vote, Mr. Speaker."

Speaker Madigan: "Mr. Shaw, did you speak in debate?"

Shaw: "No, I didn't."

Speaker Madigan: "I seem to recall hearing your dulcive tones."

Shaw: "No, no. But I didn't speak in debate, Mr Speaker, and I just wanted to make one point here - is that what most Members I don't think recognize, the Mitsubishi Plant down here in Peoria, Illinois is... is this Amendment affect all airports in Illinois in... Now, that's what I've been told by staff. And I feel as though that they should know. And it would seem as though to me that it will stifle the growth of business in this state, when the Governor is running all over Europe and all over... and China trying to bring new business into Illinois, that you would... you would... you would vote on an Amendment like this where you're going to be cluttered up trying to get permits. That would seem to me would discourage businesses from

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locating in your area. So, I think you should take a good look and find out exactly what this Amendment does."

Speaker Madigan: "Mr. Young."

Young: "I withdraw a request for a verification."

Speaker Madigan: "Mr. Hastert."

Hastert: "Yes, Mr. Speaker, after listening - I wasn't going to vote on this Amendment, but after listening to Mr. Shaw, vote me 'yes'."

Speaker Madigan: "Record Mr. Hastert as 'yes'. On this question there are 60 'ayes', 54 'nos', and the Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "Floor Amendment 28, offered by Representative Cullerton."

Speaker Madigan: "Mr. Cullerton."

Cullerton: "Yes, thank you, Mr. Speaker and Ladies and Gentlemen of the House. This is an Amendment that we have adopted in other pieces of legislation this year. It simply returns the law back to the way it was last year about this time dealing with the Fox Valley Airport Authority. It returns control of the Fox Valley Airport Authority to Kane County as it was, as I indicated, last year before we passed similar legislation as is being attempted this year. I would point out that the Regional Authority that Amendment 27 sets up basically is set up with 15 members. Even with the Democratic Governor, there would always be eight Republicans on it and that's why it was drafted so that there would be a Republican dominated Board running O'Hare Airport. On the other hand, when we get out to DuPage County, when we have two counties that abutt each other, where we have most of the population around the airport in Kane County, with plans for expansion of the airport, with planes taking off over people who live in Kane County, these people don't have any say at all on the Authority.

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As a matter of fact, all the decisions are made by a nine member Board, all of which come from DuPage County. It's not fair. It's not a regional approach in DuPage County. It's only a regional Republican controlled approach in O'Hare, at O'Hare Airport. This Amendment corrects that, at least to the extent that it allows regionalization. It allows two counties, which are both affected, to have a regional approach. I would appreciate your support for the Amendment."

Speaker Madigan: "Mr. Daniels."

Daniels: "Well, I don't know why the Gentleman would want to do undo the many fine things that the people of that area have resolved. The Amendment that you just adopted to the Bill, Amendment 37, has the language in there, as expressed in the debate, relating to the Fox Valley Airport Authority that has resolved many of the concerns of the mayors and people out in that area and has resolved this potential conflict that existed now, by a Bill that Representative Giglio, I believe, was the Sponsor of. Either that or it was Zeke Giorgi. I think it was Zeke Giorgi who sponsored the Bill last year. And helped the Fox Valley Airport, and I thought it was a very progressive move on his part. There was some concern on the area, so the people out of that area expressed it to the Governor and the language that we discussed earlier Amendment has been a resolution of that problem. It would be a shame if the whole problem was brought up all over again by an Amendment that is not progressive in nature, but actually is regressive."

Speaker Madigan: "Mr. Cullerton, to close."

Cullerton: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. After the power grab that we passed last year, it... the people in Kane County discovered that not only didn't they have control of the airport authority, they

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were still paying property taxes to support it. There was a Senate Bill 1921, I think, which was buried in the House Rules Committee. That's basically what Mr. Daniels is referring to that was in Amendment #7 that said, 'Well, okay, we'll do you a favor. You won't have to continue to pay property taxes to support this airport that you don't control anymore.' What this Amendment says is that the people in Kane County will once again have control over the airport authority that is so drastically affects them. The people in Kane County, the cities of St. Charles and Batavia, the people in those areas want this Amendment to pass. And I urge you to support the Amendment."

Speaker Madigan: "Those in favor of the Amendment signify by voting 'aye', those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question there are 59 'aye', 51 'no'. Mr. Vinson."

Vinson: "Request a verification of the affirmative."

Speaker Madigan: "Mr. Clerk, poll the absentees."

Clerk O'Brien: "Poll of those not voting. Bowman. Sullock. Deuchler. Harris. Hensel. And Panayotovich."

Speaker Madigan: "Mr. Bowman. Record Mr. Bowman as 'aye'. Mr. Clerk, read the Affirmative Roll Call."

Clerk O'Brien: "Alexander. Bowman. Braun. Breslin. Brookins. Brunsvold. Capparelli. Christensen. Cullerton. Curran. Currie. Daley. DeJaegher. Dunn. Flinn. Flowers. Giglio. Giorgi. Greiman. Hannig. Hartke. Hastert. Hicks. Homer. Huff. Keane. Kirkland. Krska. LeFlore. Leverenz. Levin. Martinez. Matijevich. Mautino. McGann. McNamara. McPike. Mulcahey. O'Connell. Pangle. Phelps. Preston. Rea. Rice. Richmond. Saltsman. Satterthwaite. Shaw. Steczo. Stern. Sutker. Terzich.

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Turner. Van Duyne. Washington. White. Wolf. Anthony
Young. Myvetter Younge. Mr. Speaker."

Speaker Madigan: "Mr. Vinson."

Vinson: "Representative Breslin."

Speaker Madigan: "The Lady is in her chair."

Vinson: "Mr. Brunsvold."

Speaker Madigan: "Gentleman's in his chair."

Vinson: "Mr. DeJaegher."

Speaker Madigan: "The Gentleman's in his chair."

Vinson: "Representative Flowers."

Speaker Madigan: "Representative Flowers is in the rear of the
chamber."

Vinson: "I'm sorry, Mr. Speaker."

Speaker Madigan: "The Lady is in the rear of the chamber."

Vinson: "Mr. Giorgi."

Speaker Madigan: "Mr. Giorgi is in the center aisle."

Vinson: "Mr. Hicks."

Speaker Madigan: "Mr. Hicks is in his chair."

Vinson: "Representative Martinez."

Speaker Madigan: "Mr. Martinez is in his chair."

Vinson: "Representative Preston."

Speaker Madigan: "Mr. Preston is in his chair."

Vinson: "Representative Stern."

Speaker Madigan: "Representative Stern is in the front of the
chamber."

Vinson: "Representative Sutker."

Speaker Madigan: "Mr. Sutker is in his chair."

Vinson: "Representative Turner."

Speaker Madigan: "Mr. Turner. Mr. Turner. Remove the Gentleman
from the Roll Call. The Chair recognizes Mr. Hensel."

Hensel: "Would you record me as 'no', please?"

Speaker Madigan: "Record the Gentleman as 'no'. Mr. Turner has
returned to the chamber. Return Mr. Turner to the Roll

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Call. Representative Deuchler."

Deuchler: "Record me 'no'."

Speaker Madigan: "Record Deuchler 'no'. Mr. Daniels."

Daniels: "My staff has raised the question as to whether or not... what did you say, Penny? Nevermind."

Speaker Madigan: "Mr. Vinson."

Vinson: "Yes, Sir."

Speaker Madigan: "Anything further?"

Vinson: "Yes. Representative McGann."

Speaker Madigan: "Mr. McGann. Mr. McGann is in the rear of the chamber on the Republican side."

Vinson: "Representative Saltsman."

Speaker Madigan: "Mr. Saltsman is in his chair."

Vinson: "Mr. Wolf."

Speaker Madigan: "Mr. Wolf is in his chair."

Vinson: "Representative Van Duyne."

Speaker Madigan: "Mr. Van Duyne, in the center aisle."

Vinson: "Representative Huff."

Speaker Madigan: "Mr. Huff is in the center aisle."

Vinson: "Mr. Pangle."

Speaker Madigan: "Mr. Pangle is in his chair."

Vinson: "Mr. O'Connell."

Speaker Madigan: "Mr. O'Connell is in his chair."

Vinson: "Representative Capparelli."

Speaker Madigan: "Mr. Capparelli is in his chair."

Vinson: "Mr. White."

Speaker Madigan: "Mr. White is in his chair."

Vinson: "Mr. Steczo."

Speaker Madigan: "Mr. Steczo is in his chair."

Vinson: "I have no further questions."

Speaker Madigan: "There are 60 'ayes', 53 'nos'. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment 49, offered by Representative

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Braun."

Speaker Madigan: "Representative Braun."

Braun: "Thank you, Mr. Speaker. I'd like to withdraw Amendments 9 and 10."

Speaker Madigan: "Withdraw Amendments #9 and 10. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #11, offered by Representative Anthony Young."

Speaker Madigan: "Mr. Young, Withdraw Amendment #11. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #12, offered by Representative Turner."

Speaker Madigan: "Mr. Turner. Withdraw the Amendment. Any further Amendments?"

Clerk O'Brien: "Floor Amendment #13, offered by Representative Shaw."

Speaker Madigan: "Mr... Mr. Shaw."

Shaw: "No, we want to adopt this one. Amendment #13 renames the O'Hare Airport to the Lee Daniels International Airport. I ask for its adoption."

Speaker Madigan: "Is there leave? Mr. Daniels."

Daniels: "We are opposed to that Amendment."

Speaker Madigan: "Mr. Matijevich."

Matijevich: "Would the Gentleman yield to a question? Would you amend it on its face to be called the International Daniels - Kelly Airport?"

Shaw: "Yes, I would."

Matijevich: "Alright. Well, let's amend it on its face then. Kelly Field."

Speaker Madigan: "Those in favor of the Amendment say 'aye', those opposed say 'no'. The 'nos' have it. The Amendment fails. Further Amendments?"

Clerk O'Brien: "Floor Amendment #14, offered by Representative

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Anthony Young."

Speaker Madigan: "Mr. Young. Withdraw the Amendment. Any further Amendments?"

Clerk O'Brien: "Floor Amendment #15, offered by Representative Shaw."

Speaker Madigan: "Mr. Shaw. Withdraw the Amendments."

Clerk O'Brien: "Floor Amendment #16, offered by Representative Rice."

Speaker Madigan: "Mr. Rice. Withdraw the Amendment. Representative Braun."

Braun: "Thank you, Mr. Speaker. Representative Rice is in the nurses station. And on his behalf, I'd like to have the Amendment withdrawn."

Speaker Madigan: "The Amendment is withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #17, offered by Representative Flowers."

Speaker Madigan: "Representative Flowers. Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #18, offered by Representative Huff."

Speaker Madigan: "Mr. Huff. Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #19, offered by Representative Shaw."

Speaker Madigan: "Mr. Shaw. Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #20, offered by Representative Anthony Young."

Speaker Madigan: "Mr. Young. Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #21, offered by Representative Shaw."

Speaker Madigan: "Mr. Shaw. Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #22, offered by Representative Anthony Young."

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Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #23, offered by Representative Flowers."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #24, offered by Representative Shaw."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #25, offered by Representative Turner."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #26, offered by Representative Young."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #27, offered by Representative Shaw."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #28, offered by Representative Shaw."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #29, offered by Representative Shaw."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #30, offered by Representative Shaw."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #31, offered by Representative Shaw."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #32, offered by Representative Turner."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment #33, offered by Representative Turner."

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Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment 234, offered by Representative Shaw."

Speaker Madigan: "Withdraw the Amendment."

Clerk O'Brien: "Floor Amendment 235, offered by Representative Vinson."

Speaker Madigan: "Mr. Vinson."

Vinson: "Thank you, Mr. Speaker. I move for the adoption of Amendment 235."

Speaker Madigan: "Representative Braun."

Braun: "Thank you. Would the Gentleman please share with us an explanation of what this Amendment does?"

Speaker Madigan: "Mr. Vinson."

Vinson: "Deletes Section 3."

Braun: "Okay. And, in so doing, what happens to the Bill? What Section... what does deletion of Section 3 do to the Bill?"

Vinson: "It changes the effective date"

Braun: "Right. And it changes the effective date to when, Representative Vinson."

Vinson: "What? It removes it."

Braun: "Pardon?"

Vinson: "It removes it."

Braun: "Removes the effective date. Why do you want to do that?"

Vinson: "What?"

Braun: "Why do you want to do that?"

Vinson: "I just think it's a good idea."

Braun: "You think it's a good idea to remove the effective date so we can have a later effective date, right? And if we have a later effective date, then fewer people can ramrod this takeover of the airport at O'Hare."

Vinson: "No, it just removes the earlier effective date."

Braun: "It removes... I'm sorry. What were you saying?"

Vinson: "What?"

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Braun: "You said something and I was trying to understand you."

Vinson: "I said it just removes the earlier effective date. It doesn't... it doesn't delay the effective date. It removes the early one."

Braun: "Right. So, in removing the earlier effective date, it has the effect of changing the vote requirements on the Bill, doesn't it?"

Vinson: "It could."

Braun: "Okay, thank you."

Vinson: "But it might not."

Braun: "I rise in opposition to Representative Vinson's Amendment. I think that if anything the arguments that we've heard already about how this is a rush to judgement type power grab is confirmed by this Amendment. On the one hand, it looks like it's a delay, but, in fact, what it really is is a fake left-go-right so that we can pass this out with a minimum number of votes and ram it down the throats of the people who live in the City of Chicago and the County of Cook and... so they won't have any recourse. I think it's bad government. I think it's a bad idea, and I encourage your opposition to Amendment 30."

Speaker Madigan: "Mr. Bowman."

Bowman: "Thank you. Mr. Speaker, Ladies and Gentlemen of the House, I just rise briefly to savor of the hypocrisy of this moment. I mean, we, after all, have been treated to an Amendment that is offered by the other side of the aisle as a matter of urgency. Somehow it is very important that we move quickly and that we not postpone consideration of this. We must move to day on June 30th. And now, with this Amendment, it sort of delays the effective date of the legislation so... by a whole year. So, suddenly, what was very urgent and necessary and compelling only ten minutes ago now can be put off for another year. I just wanted us

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to savor the hypocrisy of this moment."

Speaker Madigan: "Mr. Friedrich."

Friedrich: "Well, we want to talk about hypocrisy, we just tabled 10 Amendments that would have delayed the effective date. Now, when we want to delay the effective date they call it hypocrisy. I don't quite understand the reasoning here."

Speaker Madigan: "Mr. Levin."

Levin: "Would the Gentleman yield for a question?"

Speaker Madigan: "Sponsor indicates he will yield."

Levin: "Representative, let me pose a hypothetical. Let us assume that this Bill goes to Third Reading and is called on, let's say, July 2nd, 1936."

Vinson: "Yes, Sir."

Levin: "And were to pass both Houses on that day or July 3rd or, God forbid, July 4th. It goes to the Governor. Governor signs it. Under your Amendment, when would this Bill, given our current laws and procedures, assuming it has, you know, 61 votes in this chamber and a similar number of proportional votes in the other chamber, when would it take effect?"

Vinson: "I am advised that it would be July 1st, 1987."

Levin: "So, in other words, what you're proposing here to do is to delay the effective date of this very important Bill till after the next Legislative Session. Is that correct?"

Vinson: "No. I doubt that because I doubt that the next Legislative Session will come to an end before July 1st, 1987."

Levin: "You know, if, you know, we want to delay it, why... you know, why don't we put it over to the fall the way we had initially proposed to do when the Motion was made and have due deliberation..." ?

Vinson: "That may come at any time, Sir."

Levin: "Or why don't we put it over to the spring. Pardon?"

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Vinson: "The vote might come at any time."

Levin: "I'm just trying to understand your rationale."

Vinson: "I doubt that you can."

Levin: "Thank you."

Speaker Madigan: "The Gentleman has moved for the adoption of the Amendment. Those in favor of the Amendment signify by voting 'aye', those opposed by voting 'no'. Have all voted who wish? Representative Braun, to explain her vote."

Braun: "Oh, Mr. Speaker, I was just going to request a verification should this Amendment seem to prevail."

Speaker Madigan: "Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question there are 57 'aye', 55 'no'. Mr. Levin wishes to be recorded as 'no'. Representative Braun."

Braun: "Poll the absentees, please."

Speaker Madigan: "There's a request to poll the absentees. The Clerk shall poll the absentees."

Clerk O'Brien: "Poll of those not voting. Berrios. Bullock. Harris. And Martinez. No further."

Speaker Madigan: "Record Mr. Martinez as 'no'. Mr. Berrios as 'aye'. Anything further? There are 58 'ayes', 57 'nos'. Is there a request for a verification, Representative Braun?"

Braun: "Yes, Sir."

Speaker Madigan: "Mr. Clerk, read the Affirmative Roll Call."

Clerk O'Brien: "Barger. Barnes. Berrios. Black. Capparelli. Churchill. Countryman. Cowlshaw. Daniels. Davis. DeLeo. Deuchler. Didrickson. Ewing. Farley. Virginia Frederick. Dwight Friedrich. Goforth. Hallock. Hasara. Hastert. Hawkinson. Hensel. Hoffman. Johnson. Kirkland. Klemm. Koehler. Kubik. Kulas. Laurino. Mays. McAuliffe. McMaster. Nash. Olson. Panayotovich. Parcells. Parke. B. Pedersen. W. Peterson. Piel.

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Pullen. Regan. Ronan. Ropp. Ryder. Slater. Stange.
Stephens. Tate. Tuerk."

Speaker Madigan: "Representative Braun."

Braun: "Mr. Speaker, you know, I don't want to drag this out unnecessarily, and I understand he's up to the S's, but I don't want to... the Members to think that I'm just trying to drag this situation out. I'd like to get to closure on this issue. So, I'm going to withdraw my request."

Speaker Madigan: "The Lady withdraws her request. There are 53 'ayes', 57 'nos'. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment 036, offered by Representative Daniels."

Speaker Madigan: "Mr. Daniels. The Amendment shall be withdrawn."

Clerk O'Brien: "Floor Amendment 037, offered by Representative Vinson."

Speaker Madigan: "Mr. Clerk, who is the Sponsor?"

Clerk O'Brien: "Representative Vinson."

Speaker Madigan: "Mr. Vinson."

Vinson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the Assembly. I would move for the adoption of Amendment 038. What Amendment 0... I'm sorry. Amendment 037. What Amendment #37 does is a technical Amendment to clarify that members from the city, that there are members to be appointed from the city and that they are to come from within the city, not outside the city. And that the... it corrects a misspelling error."

Speaker Madigan: "Mr. Cullerton."

Cullerton: "Yes, with all due respect. I believe he's arguing, not that he doesn't done this in the past, but he's arguing the wrong Amendment."

Speaker Madigan: "You mean, someone turned on the wrong switch?"

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Mr. Vinson, have you heard this allegation?"

Cullerton: "He're on 37."

Speaker Greiman: "There's a grave allegation that's been filed against you, Mr. Vinson."

Vinson: "You know, mea culpa, Mr. Speaker and Mr. Cullerton. What 37 does is to correct an error in 35 and it deletes the, by adopting 37, we deal properly with deleting the effective date, and I would move for the adoption of 37."

Cullerton: "Mr. Speaker, point of order."

Speaker Madigan: "Mr. Cullerton."

Cullerton: "Yes. Point of order, Mr. Speaker. I believe the Amendment is out of order. It refers to Section numbers in House Amendment 27. I would just ask the Parliamentarian to look at it and see if it's in order. I don't believe it is."

Speaker Madigan: "Mr. Vinson."

Vinson: "Let's just withdraw it."

Speaker Madigan: "The Amendment is withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment 38, offered by Representative Vinson."

Vinson: "Mr. Vinson."

Vinson: "Thank you, Mr. Speaker, Ladies and..."

Speaker Madigan: "Mr. Levin."

Levin: "Mr. Spea..."

Speaker Madigan: "Mr. Levin."

Levin: "Has this Amendment been printed and distributed? I don't find it on my desk. It hasn't arrived yet."

Speaker Madigan: "It's on the way. Mr. Vinson."

Vinson: "It's a technical Amendment that corrects a misspelling error of the word 'appointing' and deletes the word 'within' and substitutes the word 'outside'. And the purpose on changing outside and within is that one of the

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gubernatorial appointments is to be within the city and one is to be outside the city."

Speaker Madigan: "Those in favor of the Amendment say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment 439, offered by Representative Vinson."

Speaker Madigan: "Mr. Vinson."

Vinson: "I withdraw the Amendment, Mr. Speaker."

Speaker Madigan: "The Amendment is withdrawn. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Madigan: "There have been requests for fiscal note, correctional budget and impact note and the appropriate notes have been filed. Mr. Bowman."

Bowman: "Yes, I believe Representative Cullerton's Amendment, I believe, #8, amended the title of the Bill and I now ask to have the Bill returned to the Order of Second Reading, First Legislative Day. That's good, too."

Speaker Madigan: "Mr. Vinson."

Vinson: "Mr. Speaker, I would move to suspend the provisions of Rule 36(d)."

Speaker Madigan: "The Gentleman's point is well taken. The Gentleman's Motion is in order. Requires 60 votes. Those in favor of the Motion signify by voting 'aye', those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? For what purpose does Mr. Bowman seek recognition?"

Bowman: "Well, just to explain my... my vote. This is actually one of the most significant votes on this particular issue because it will determine whether we will be proceeding with this issue at this time. I would point out... yes, and will determine to the extent of which we will be able

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to go home and march in 4th of July parades and share the holiday festivities with our families. I would just point out that the effect of one of the Amendments placed on this Bill is to delay the effective date by a year. So, there is no urgency to act on this matter at this time, and I believe that this Motion is one that should be defeated so that we may consider the matter before us in a sensible, calm, rational manner and not rush to judgement on something that will not take effect for another year. So..."

Speaker Madigan: "Mr. Goforth."

Goforth: "Thank you, Mr. Speaker. Would you do me a favor and get all this stuff over so I can go home?"

Speaker Madigan: "Okay, Mr. Matijevich."

Matijevich: "I guess I rise to make sure I know what we're voting on. I think he suspended the rule whereby it doesn't go back to Second Reading First Legislative Day. But under the rules, it can't be considered until tomorrow. That takes 71. I think Sam knows that. I don't think we're suspend that... What rule did you say we're suspending, Sam? 36(b). Well, I want to make sure that you didn't say you suspended 37(c) because that's the one that's going to take you 71 votes in another Legislative Day. With that, I'm still voting 'no', but I wanted to make that, as they say, as one of our ex-Presidents used to say, perfectly clear."

Speaker Madigan: "Have all voted who wish? The Clerk shall take the record. There are 59 'aye', 53 'no'. The Motion requires 60 votes. Mr. Harris wishes to be recorded as 'aye'. Representative Braun."

Braun: "Mr. Speaker, I'd like to verify."

Speaker Madigan: "Clerk shall read the Affirmative Roll Call."

Clerk O'Brien: "Barger. Barnes. Berrios. Black. Capparelli.

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Churchill. Countryman. Cowlshaw. Daniels. Davis.
DeLeo. Deuchler. Didrickson. Ewing. Farley. Virginia
Frederick. Dwight Friedrich. Goforth. Hallock. Harris.
Masara. Mastert. Hawkinson. Hensel. Hoffman. Johnson.
Kirkland. Klemm. Koehler. Krska. Kubik. Kulas.
Laurino. Mays. McAuliffe. McMaster. Nash. Olson.
Panayotovitch. Parcells. Parke. B. Pedersen. W.
Peterson. Piel. Pullen. Regan. Ronan. Ropp. Ryder.
Slater. Stange. Stephens. Tate. Tuerk. Vinson. Wait.
Weaver. Williamson. Wojcik. And Zwick."

Speaker Madigan: "Representative Braun, any questions?"

Braun: "Yes, Mr. Speaker. Representative Nash."

Speaker Madigan: "Mr. Nash. Is Mr. Nash in the chamber? Remove the Gentleman from the Roll Call."

Braun: "No further."

Speaker Madigan: "There are 59 'aye', 56 'no'. The Motion fails. Not timely. The Bill shall be placed on the Order of Third Reading. The Parliamentarian corrects me. It shall be placed on the Order of Second Reading, First Legislative Day. The Chair will now go to the Order of Senate Bills Second Reading. Senate Bill 1734, which is concerned with Build Illinois. Mr. Clerk, are there any Amendments?"

Clerk O'Brien: "Senate Bill 1734, a Bill for an Act making appropriations to the Court of Claims. This Bill has been read a second time previously. Amendment #1 was adopted in Committee."

Speaker Madigan: "Mr. Clerk, who was the Sponsor?"

Clerk O'Brien: "No Motions relating to Committee Amendment #1. Floor Amendment #2, offered by Representative Daniels."

Speaker Madigan: "Mr. Daniels. Mr. Daniels. Amendment #2. Mr. Daniels, did you wish to consider Amendment #2?"

Daniels: "Withdraw."

Speaker Madigan: "The Amendment shall be withdrawn. Are there

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any further Amendments?"

Clerk O'Brien: "Floor Amendment #3, offered by Representative Ronan."

Speaker Madigan: "Mr. Ronan, Amendment #3. The Amendment shall be withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #4, offered by Representative Van Duyne."

Speaker Madigan: "Mr. Van Duyne, Amendment #4. Mr. Van Duyne."

Van Duyne: "Well, Mr. Speaker, this is the... my part of Build Illinois, 750,000 dollars for the Lewis Airport. I think we've talked about it so many times that everybody knows it by heart. So I'll just move for adoption of Amendment #4."

Speaker Madigan: "Those in favor of the Amendment say 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #5, offered by Representative Ronan."

Speaker Madigan: "Mr. Ronan. The Amendment shall be withdrawn. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #6, offered by Representative McPike."

Speaker Madigan: "Mr. McPike."

McPike: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Amendment #6 reappropriates 303,379,000 and appropriates in new dollars 417,474,000 dollars for the FY '87 appropriation. So, the reapprop and the new approp together are 720,853,000. Be glad to answer any questions, and I move for its adoption."

Speaker Madigan: "Mr. Ewing."

Ewing: "Mr. Speaker, Ladies and Gentlemen of the House, while we have been discussing for some weeks the Build Illinois project and while we have attempted to work this matter out with your side of the aisle, we tonight, in maybe normal

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fashion, get dropped upon us your Amendment. Of course, we knew it was coming, but when you get an Amendment of this size, it would be nice, particularly at this hour, to have some time to examine it. But I want everyone on our side of the aisle to know that if you've kept your promise that there will be a 40/60 split in the projects, that is 60 percent for the Democratic side of the aisle and 40 for us. Now, it's a little difficult for our side of the aisle, I'm sure, and maybe not as much for yours, to decide how you can come up with this type of a split and call it fair. If you take the number of Members in this side of the aisle and, by any mathematics that I might figure, we come up with more than 40 percent of the people in this body. But I think the point that everyone on our side should know before we vote for this is that it is only a 40/60 split in projects, not the parity that we should establish on this issue. There is no better way than to have parity between both sides of the aisle in both chambers on the projects that build Illinois."

Speaker Madigan: "Mr. Mautino."

Mautino: "Thank you very much, Mr. Speaker. Will the Gentleman yield for questions?"

Speaker Madigan: "Sponsor indicates he will yield."

Mautino: "It's my understanding, Representative McPike, that we're about 100 million over the allocated authorization for funding, is that correct?"

Speaker Madigan: "Mr. McPike."

McPike: "I believe it's closer to 90."

Mautino: "I'll accept that. Is it the intention, with this Amendment, that the reappropr that were authorized by this General Assembly with the enactment of Build Illinois, would be funded on a priority basis that was presented last year as part of the package yet not authorized by the

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administration to the best of your knowledge?"

McPike: "Well, as you know, last year, we had about 90 million dollars for Democrats and roughly... let's take just the House side. We have 45 million dollars for House Democrats and 45 million dollars for House Republicans. The Lieutenant Governor went around the state and looked at the projects and rejected nine million out of 45 million for the Democrats and rejected one million out of 45 for the Republicans. We thought that was a little scute in favor of the Republican Party and we thought it didn't happen by accident. So, we took all the projects that the Lieutenant Governor rejected and we put those back in and we have made a special plea to the Governor that he take another look at those projects and fund them first."

Mautino: "I guess my question was, we are once again, under Build Illinois, allowing the Governor to determine which projects get authorization and signoff and which ones don't by this Amendment. Is that correct?"

McPike: "Well, we certainly are giving the Governor a little bit of flexibility. I would prefer to give him none, but it's very difficult to draft a Bill that has no flexibility in it and still takes care of Members' requests. As you know, when we had the CDS budget, it is often returned to the Governor higher than what it was introduced. The EPA budget is returned to the Governor higher than what it was introduced. DCCA's budget is returned to the Governor higher than what it was introduced. And DOT's budget is introduced... is returned to the Governor higher than what it was introduced. That is not to say that we don't take a hard look at every agency and try to be responsible in budgeting and bring them in at a budgeted level of very close to what the Governor asks. But as we all know on those other agencies all of us have a tendency to want to

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have pork projects added for his or her own district and the same happens in Build Illinois. So, although we try to return the budget to the Governor as its introduced level, it is very difficult to do so"

Mautino: "I guess... I guess that I'm asking is for a commitment, which is difficult to give as it pertains to priorities for projects that were authorized and submitted to the Governor under the initial program by the Legislators here, and in my recollection, those that voted for the implementation of the tax to fund that bond issue. This is a rather unique program since we do provide for the funding under bond authorization which has, to some of us, been very remiss in the project area for... for the votes provided to make sure that the funding mechanism was there. I have no objections with your Amendment. But I do want for at least intention of Legislators for the record that my green vote is going on for this Amendment with the understanding that those projects that are reappropriated, not authorized under last year's program, would be those that would be funded before any new add-ons were to be provided under Build Illinois. Thank you."

Speaker Madigan: "Mr. Hallock."

Hallock: "Thank you, Mr. Speaker and Members of the House. First of all, a point and then a question. You know, we've been working on this virtually since we began this Session a few months ago, and it's really kind of appalling to me to be in a position here tonight whereby, after all that time, we all of a sudden, a minute before the vote it taken on this Amendment, have the Amendment dumped on our desks. It's all very convenient and it's all very obvious what's trying to be done here. And I fault you for that. Now, clearly, you may, in fact, have incorporated our projects herein and maybe we can find that out when we peruse this Amendment,

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but the way you're going about it is wrong and you know it and you ought to be ashamed of that. Now, to the Amendment itself. Since we haven't had a chance to look at it, we're going to have to ask you for just what's in here. Let me first pose a question on the total amount. How much money is contained for projects in this Amendment?"

McPike: "Seven hundred and some odd million - 720,553,000."

Hallock: "Well, if we proceed from the premise of the Governor's original Bill, was about 326 million of new add-ons, you have then added to that another 400 million of projects?"

McPike: "No, Representative. This also contains the reapprop."

Hallock: "Well then, have you deleted some of his projects and inserted other ones; and, if so, where have you deleted?"

McPike: "Well, we have deleted some, you are correct. We asked the Governor to take another look and we asked the Governor to delete some and the Governor agreed to do it. And I really don't recall which ones he deleted, but Representative Reilly... I'm sorry, Jim Reilly, the Governor's Chief of Staff, presented us a trimmed down list and that's what we've used."

Hallock: "Would then... speak to the reapprops. Do you know in which Members' districts projects were cut? I mean, clearly if we had had this Amendment even an hour ago, we could have gone through it and found out just what projects were being cut and who they affected. Do you know which projects were being cut?"

McPike: "No."

Hallock: "Are you saying that the projects which, in fact, were cut are the reapprops that were cut by the Governor's Office?"

McPike: "No."

Hallock: "Well then, if you're not saying that, by omission, I assume you're saying those projects were cut by yourself

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and your staff."

McPike: "Well, we did cut some projects, yes. I already stated that. We did cut some projects."

Hallock: "Well, I happened to notice, as I looked over the list quickly in terms of the reapprops, that there were projects missing from Representative Wait's district, Hensel, Williamson, Regan, myself and a couple others. Was that a deliberate effort to speak to those districts, or was that, in fact, just a cavaliered attitude towards the cuts?"

McPike: "Well, Representative Hallock, you know I have nothing against you. We put in nine... nine million dollars for a new state office building in Rockford for you and we put another two and a half million dollars for a purchase of a federal facility for juvenile delinquents for you in the new budgets that we worked on yesterday. So, I don't think anyone that's getting 11 million dollars in the CD budget should be complaining too much."

Hallock: "Well, Mr. Speaker, if I were getting that kind of money, I wouldn't say anything. But we may, in fact, for that office building, receive a couple million this year. We hope we do. That was pursuant to last year's negotiations. But that doesn't answer the question. The question is, how did you go about cutting the reapprops for Members? Was there some strategy you used, or was there, in fact, any certain attitude that you proceeded on for those cuts?"

McPike: "I was just spinning the wheel. Had to cut somewhere. I guess Representative Hallock, one was yours, but I really don't recall which ones they were."

Hallock: "Well, let me ask you another question. In terms of total amount, what is that for, the Republican House Members and House Democrats, what are those respective totals?"

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McPike: "The staff did not add the things up by Republican and Democratic totals. They simply totaled the entire amount."

Hallock: "Are the Senate projects incorporated herein also?"

McPike: "The list we received from the Senate was incorporated into this."

Hallock: "Well, Mr. Speaker, Members of the House, you know, we, on this side of the aisle, have given the Democratic staff all our projects with the idea being that we had hoped this was going to be a bipartisan agreement, and it may, in fact, be that. But the lamentable fact is that we don't really know what's in here. As we look at it now, we are finding some projects we wanted and probably some we had asked for aren't in here. But if we had done this earlier in the Session, we could have resolved this. We could have done this... if we could have had this Amendment a couple hours ago, we would have known exactly what was in here. I hope that it's there. But at this point in time we are voting on this really without knowing what is in here. I hope that, from my point of view, that all requests that I've had from Republican Members are incorporated herein. And I hope, for your side, that yours are too. But, unfortunately, none of us really know right now. And I think that it's a shame that it happened this way."

Speaker Madigan: "Mr. Friedrich."

Friedrich: "Mr. Speaker... Mr. Speaker, just for the record, Lieutenant Governor Ryan wrote me a letter back in January in which he said what their committee had done or their team had done and he pointed out that the two year approved total by his team was 113 million. He goes on to say that Democrat sponsored projects totaled 70.4 million, or 63 percent of all that was approved. Thus, the percentage approved was virtually identical to the percentage of reviewed projects that were Democrat sponsored. Of the '86

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total, Democrat sponsored projects totaled 67 percent of the first year money, 56.9 million. Again, the percentage is virtually identical to the percentage of reviewed projects. So, I think the Lieutenant Governor made an honest effort here to do this pretty much as we have done it. Chicago's total of the state population received 41 percent of the first year total and only had 31 percent of the population. So, even as we did it before, it was not evenly distributed, but I haven't had time to review this, but I hope it's equal, at least that much fair."

Speaker Madigan: "Mr. Ropp."

Ropp: "Thank you, Mr. Speaker. Would the Sponsor yield just for one question?"

Speaker Madigan: "Sponsor indicates he will yield."

Ropp: "Representative McPike, on page six, line 13, that figure is 16,635,000 dollars. In talking to the Department of Transportation people, there was indication that that should have been more like 28 million because that was a major portion of road interchanges at the Diamond Star Plant, and I wonder whether or not the staff that drafted this was aware of that. Twenty-three million of this total was supposed to go to the Diamond Star interchange and there's only 16 in this Amendment."

Speaker Madigan: "Mr. McPike."

McPike: "I wasn't aware that the Governor had promised 23 million to Diamond Star. I did hear that he had promised 35 million to Arlington Park Race Track for infrastructure. But it's surprising this time of year you find out exactly how much we're paying for some of these things. The figures that you ask about were put in at the request of the Governor's staff. We are using his figures for those."

Ropp: "Well, hold on one moment please. I guess my concern is that this is a major economic growth, labor-intensified

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project that has come into the State of Illinois. And if the facility is for moving of goods in and out is not taken care of, why, we've lost considerable amount of time, effort and attempts to resolve a lot of labor and economic concern. So... Okay. Thank you."

Speaker Madigan: "Mr. McPike, to close."

McPike: "I would ask for a favorable Roll Call."

Speaker Madigan: "Those in favor of the adoption of the Amendment will signify by voting 'aye', those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. The Clerk shall take the record. On this question there are 102 'aye', 10 'no'. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Madigan: "Third Reading. Mr. McPike."

McPike: "Would ask for... to waive the appropriate rules for immediate consideration of the Bill."

Speaker Madigan: "Is there leave? Leave is granted. Objection is registered. Mr. McPike moves that the matter... Okay. Mr. Vinson..."

McPike: "Speaker, I would withdraw that."

Speaker Madigan: "Mr. Vinson, I understand from the Parliamentarian that he has a right to have the Bill heard on Third Reading. Mr. Vinson."

Vinson: "Mr. Speaker, he made the Motion. You specified that it is moving to suspend the appropriate rules, and I just objected to his suspension of the appropriate rules, Sir."

Speaker Madigan: "Well, thank you..."

Vinson: "So, if you were right, then I'm right."

Speaker Madigan: "And again, Mr. Vinson, thank you for all your help. Again, the Gentleman has a right to have the Bill heard on Third Reading. Mr. Clerk, read the Bill."

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Clerk O'Brien: "Senate Bill 1734, a Bill for an Act making appropriations and reappropriations to various agencies. Third Reading of the Bill."

Speaker Madigan: "Mr. McPike."

McPike: "Thank you, Mr. Speaker. I believe the Amendment is now the Bill. As I've already stated, it reapprops 303 million and new appropriations of over 400 million for a total of 720 million dollars for the Governor's Build Illinois Program. And I move for the passage of the Bill."

Speaker Madigan: "Those in favor of passage of the Bill will signify by voting 'aye', those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? ... Vinson. Mr. Vinson."

Vinson: "Mr. Speaker, is there something wrong with the board? Why can't we take the record on this issue?"

Speaker Madigan: "We've come to enjoy your company so much, Mr. Vinson, that we thought we would take you in for a few more minutes."

Vinson: "Well, I'm concerned about what's wrong with 'Speaker' LaPaille and Mr. Dillard. It's looks like they're applying emergency first aid over there, but maybe the patient needs a transplant instead. And I just wonder if we could ascertain what the problem is so it can be a matter of public record. Looks like Mr. McMaster's desire to have hog racing in Illinois is coming."

Speaker Madigan: "Mr. Hallock."

Hallock: "Thank you, Mr. Speaker, Members of the House. Having voted on 40 Amendments to Senate Bill 1597 and having a 35 page Bill here, I'm glad to see we passed our recycling Resolution this afternoon."

Speaker Madigan: "Fine. So, have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question there are 104 'aye', 12 'no'. This Bill, having

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received a Constitutional Majority, is hereby declared passed. Is there anything further to come before the body?

He plan to return at 11:00 a.m. tomorrow morning. Be prepared to work a full day until midnight today. So, the... Mr. McPike move that the House stand adjourned...

Mr. McPike moves the House stand in recess until 11:00 a.m. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The House does stand adjourned until 11:00 a.m.... stand in recess until 11:00 a.m.^o

03/04/87
11:58

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