

STATE OF ILLINOIS
85th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

91st Legislative Day

April 14, 1988

Speaker McPike: "The House will come to order. Members will be in their seats. The chaplain for today will be Father John Ossolo, of the Cathedral of the Immaculate Conception of Springfield. Father Ossolo is a guest of Representative Mike Curran. The guests in the balcony may wish to rise and join us for the invocation."

Father John Ossolo: "Father, You have given all people one common origin. And it is Your will to gather them as one family in Yourself. Fill the hearts of all people with the fire of Your love and the desire to insure justice for all their brothers and sisters. By sharing the good things You give us, may we secure justice and equality for every human being in our state and end to all division, in a human society built on love and peace. In Your goodness, watch over these who serve in public office. Guide them in their ... deliberations with Your wisdom and love, so that people throughout Illinois may enjoy ever greater freedom, security and peace. We ask this through Christ our Lord."

Speaker McPike: "We will be led in the Pledge of Allegiance today by a Gentleman from Chicago, Representative Andy McGann."

McGann: "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 McPike: "Roll Call for Attendance. Representative Piel."

Piel: "Yes, Mr. Speaker, let the record show that Representative Parke and Representative Stange are excused today."

Speaker McPike: "Representative Matijevich."

Matijevich: "Yes, Mr. Speaker, on this side of the aisle let the record reflect the excused absences of Representative Christensen, Davis, Flowers and Morrow."

Speaker McPike: "Clerk will take the record. 112 members

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answering the Roll Call. A quorum is present. Message from the Senate."

Clerk O'Brien: "A Message from the Senate by Ms. Hawker Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate has excepted the Governor's specific ... recommendations for change. And I am instructed to ask concurrence of the House to wit; Senate Bill 688, action taken by the Senate, April 13, 1988, Linda Hawker Secretary."

Speaker McPike: "Committee Report."

Clerk O'Brien: "Representative Van Dwyne, Chairman of the Committee on Counties and Townships to which the following Bills were referred, action taken April 13, 1988, reported the same back with the following recommendations: 'Do pass' House Bills 230, 997, 1820, 1977 and 3052; 'Do pass as amended' House Bill 1911, 3010 and 3109; 'Do pass Consent Calendar' House Bill 3072; 'Do pass Short Debate Calendar' House Bill 1979 and 3063. 'Do pass as amended Short Debate Calendar' House Bill 952. Representative Currie, Chairman of the Committee on State Government Administration to which the following Bill is referred, action taken, April 13, 1988, reported the same back with the following recommendation: 'Do pass' as amended House Bill 1374. Representative Satterthwaite, Chairman of the Committee on Higher Education to which the following Bill is referred, action taken, April 13, 1988, reported the same back with the following recommendation: 'Do pass' as amended; Senate Bill 502; 'Do pass Short Debate Calendar' House Bill 2986."

Speaker McPike: "Introduction of First Reading. Excuse me Representative Churchill."

Churchill: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This past Sunday I suffered through another anniversary of my birth and my secretary was kind enough to

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pick up a cake for my birthday and so I would like to have all of you to come over and share some cake with me at this time, if you are so inclined. Thank you."

Speaker McPike: "Introduction of First Reading."

Clerk O'Brien: "House Bill 4134, offered by Representative Curran, a Bill for an Act to add Sections to an Act creating the Department of Children and Family Services. First Reading of the Bill. House Bill 4135, Hultgren, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 4136, Shaw and Panayotovitch, a Bill for an Act to amend Sections of the Illinois International Court District Act. First Reading of the Bill. House Bill 4137, Currie, a Bill for an Act to amend the Environmental Protection Act. First Reading of the Bill. House Bill 4138, Novak, Stephens and Capparelli, a Bill for an Act to amend Sections of the School Code. First Reading of the Bill. House Bill 4139, Bowman, a Bill for an Act to amend the Hearing Aid Consumer Protection Act. First Reading of the Bill. House Bill 4140, Morrow, a Bill for an Act to create the Technology Finance Corporation. First Reading of the Bill. House Bill 4141, Brunsvold, a Bill for an Act to amend Sections of the School Code. First Reading of the Bill. House Bill 4142, McNamara, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 4143, Steczo, a Bill for an Act to amend the Public Community College Act. First Reading of the Bill. House Bill 4144, Steczo, a Bill for an Act to amend the Public Community College Act. First Reading of the Bill. House Bill 4145, Myron Olson, a Bill for an Act to amend the Corridors of Opportunity and Development Act. First Reading of the Bill. House Bill 4146, Capparelli, et al, a Bill for an Act to amend Sections of the Northeastern Illinois Planning Act. First Reading of the Bill. House

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Bill 4147, Capparelli, et al, a Bill for an Act to amend the Illinois Pension Code. First Reading of the Bill. House Bill 4148, Capparelli and McAuliffe, et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 4149, McNamara, a Bill for an Act to amend Sections of the School Code. First Reading of the Bill. House Bill 4150, Giglio, a Bill for an Act to amend Sections of the Code of Civil Procedure. First Reading of the Bill. House Bill 4151, McGann and Kubik, a Bill for an Act to repeal the Illinois Sports Facility Authority Act. First Reading of the Bill. House Bill 4152, Rea, a Bill for an Act in relation to lands distributed by oil and gas exploration and development. First Reading of the Bill. House Bill 4153, Rea, a Bill for an Act to amend Sections of the River Conservancy District Act. First Reading of the Bill. House Bill 4154, Rea, a Bill for an Act to amend certain Acts in relation to oil, gas, coal and other surface and underground resources. First Reading of the Bill. House Bill 4155, Steczo, a Bill for an Act to legalize and validate a certain appropriation ordinance and tax levy ordinance and to make legal and valid the levy of taxes hereunder. First Reading of the Bill. House Bill 4156, Didrickson and Matijevec, a Bill for an Act to amend Sections of the Illinois Controlled Substances Act. First Reading of the Bill. House Bill 4157, Ronan, a Bill for an Act to amend Sections of the General Obligation Bond Act. First Reading of the Bill. House Bill 4158, Ronan, a Bill for an Act to provide for a levy and extension of taxes for school districts and cities having a population in excess of five hundred thousand inhabitants. First Reading of the Bill."

Speaker McPike: "Representative Johnson, Representative ...

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Gentleman from Champaign, Representative Johnson. Representative Johnson, the gentleman from Champaign. Representative Johnson the Chair is prepared to answer your inquiry. The Cardinals did win yesterday four to three over the Cubs, and on the replay in the ninth inning, it showed that the runner that tried to steal home was clearly out, so the Cardinals won. Representative Johnson is that what you wanted to know?

Johnson: "It is. It is and I know too from experience that the Chair ... has no biased on the issue, and I appreciate your pointing that out to me and thanks so much."

Speaker McPike: "Certainly. Representative Countryman."

Countryman: "Well Mr. Speaker, Representative Johnson was sleeping in his chair when you so rudely awakened him to ask him a question, or answer a question that he never asked ... there are some members of this August Body that clearly dispute the ruling of the Chair and that the runner was clearly safe in the replays. Particularly as they were replayed on Channel 9 last night on the 9:00 o'clock news. It was clear, I'm certain that Representative Cullerton and others would agree with me, it was clear that the Cubs should have won that game, and that it was taken away. It was only the fact that it was played in St. Louis, that it could have happened. But please don't disturb Representative Johnson when he's catching his noon nap again."

Speaker McPike: "Representative Countryman, you are out of order. Page three of the Calendar, Amendatory Veto Motions, appears Senate Bill 688. Mr. Clerk."

Clerk O'Brien: "Senate Bill 688, a Motion to accept the specific changes, specific recommendations for changes by Representative Bowman."

Speaker McPike: "Representative Bowman."

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Bowman: "I just wanted to kind of get you thinking about this, because a small..."

Speaker McPike: "Representative Bowman your mike's on."

Bowman: "Thank you. Mr. Speaker, Ladies and Gentlemen of the House. This Senate Bill has an Amendatory Veto which the Senate has excepted. The Governor, has proposed delaying the effective date of this legislation until August, after we know what the budget situation is for next year. I think under the present circumstances that is a wise course of action, and I would recommend acceptance of the Governor's specific recommendations for change."

Speaker McPike: "You've heard the Gentleman's Motion. Is there any discussion? The Gentleman from DuPage, Representative McCracken."

McCracken: "Thank you Mr. Speaker. I'm glad to see that the sponsor of the Motion has in fact agreed to accept this provision. Not only is it important to delay the effective date because of money, but it's also important to give us a full Session for an opportunity to review in detail the provisions of this plan. This plan needs a lot of work, and although I am encouraged to hear that we're agreeing to put off the effective date, I would like everybody to realize and think about most seriously the fact that this needs a lot substantive revisions. We passed this very hastily at one time. It should be considered in full this Session, and I hope this is a step in that direction."

Speaker McPike: "The Gentleman has moved to accept the Governor's Amendatory Veto Motion. The question is, shall the House accept the specific recommendations for change, with respect to Senate Bill 688. All those in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk will take the record. In this Motion there are 112 'ayes', 1 'nay' and none voting 'present'. This

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Motion has received the required Constitutional Majority. The Motion is adopted, and the House accepts the Governor's specific recommendations for change on Senate Bill 688 Joint Resolution 116. Mr. Clerk."

Clerk O'Brien: "Senate Joint Resolution 116, resolved by the Senate of the 85th General Assembly of the State of Illinois, the House of Representative concurring herein, that when the two Houses adjourn on Thursday, April 14, 1988, they stand adjourned until Tuesday, April 19, 1988 at 12 o'clock noon."

Speaker McPike: "Representative Matijevich moves for the adoption of Senate Joint Resolution 116. All those in favor say 'aye', opposed 'no', the 'ayes' have it. The Joint Resolution is adopted. Representative Giglio."

Giglio: "Thank you Mr. Speaker. I would like to table a Bill that I have ...House Bill 3329."

Speaker McPike: "The Gentleman has moved to table House Bill ... 3329. Gentleman have leave to table the Bill? Hearing no objections the Gentleman has leave. The Attendance Roll Call will be used. House Bill 3329 is tabled. Introduction, First Reading."

Clerk O'Brien: "House Bill 4159, offered by Representative McCracken, a Bill for an Act to amend an Act to revise the law in relation to clerks of courts. First Reading of the Bill. House Bill 4160, McCracken, a Bill for an Act to amend Sections of an Act in relation to the adoption of persons. First Reading of the Bill. House Bill 4161, McCracken, a Bill for an Act to amend Sections of the Illinois Vehicle Code. First Reading of the Bill. House Bill 4162, McCracken, a Bill for an Act to amend Sections of an Act to revise the law in relation to clerks of courts. First Reading of the Bill. House Bill 4163, McCracken, a Bill for an Act to amend Sections of the

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Illinois Vehicle Code. First Reading of the Bill. House Bill 4164, McCracken, a Bill for an Act to amend the Illinois Vehicle Code. First Reading of the Bill. House Bill 4165, Braun, a Bill for an Act to amend the Illinois Public Aid Code. First Reading of the Bill. House Bill 4166, Braun, a Bill for an Act in relation to loans to certain businesses. First Reading of the Bill. House Bill 4167, Capparelli and Berrios, a Bill for Act to amend Sections of the School Code. First Reading of the Bill. House Bill 4168, Stern, a Bill for an Act to amend Sections of the Election Code. First Reading of the Bill. House Bill 4169, Stern, a Bill for an Act to amend Sections of the Code of Civil Procedure. First Reading of the Bill. House Bill 4170, Saltsman, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 4171, Hensel, a Bill for an Act to amend Sections... amend certain Acts in relation to the issuance and renewal of license by the Department of Public Health. First Reading of the Bill. House Bill 4172, Wojcik, a Bill for an Act to amend Sections of the Nursing Home Care Reform Act. First Reading of the Bill. House Bill 4173, Saltsman, a Bill for an Act to add Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 4174, Ryder and Wojcik, a Bill for an Act to amend Sections of the Illinois Health Finance Reform Act. First Reading of the Bill. House Bill 4175 offered by Representative Kirkland, a Bill for an Act in relation to the conveyance or transfer of land, and interest in land by the state. First Reading of the Bill."

Speaker McPike: "Agreed Resolutions."

Clerk O'Brien: "Senate Joint Resolution 112, offered by Representative Kubik. Senate Joint Resolution 115 by Representative Olson, et al. House Joint Resolution 171,

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Harris; 172, Harris; 173, Harris; 174, Harris. House Resolutions 1254, Keane; 1255, Pullen, et al, 1256 Braun; 1259, Williams, et al."

Speaker McPike: "Representative Matijeich."

Matijeich: "Yes, Mr. Speaker, Ladies and Gentlemen of the House. These are all Agreed Resolutions. We have examined them, and at the request of former Representative Larry DiPrima and the Chief Sponsor Dave Harris of some that relate to congratulatory of AMVETS Officers. I would like to have leave that on those Resolutions all the Members be Co-sponsors, and with that I would move the adoption of the Agreed Resolutions.

Speaker McPike: "The Gentleman asks leave to add all Members to specific Resolutions and moves for the adoption of the Agreed Resolutions. All in favor say 'aye', opposed 'no'. The 'ayes' have it and the Agreed Resolutions are adopted. General Resolutions."

Clerk O'Brien: "House Resolution 1252, Capparelli; And 1258, Breslin."

Speaker McPike: "Committee on Assignment. Death Resolutions."

Clerk O'Brien: "House Resolution 1253, offered by Representative LeFlore, with the respect to the memory of Florence A. Adams; House Resolution 1257, offered by Representative Braun, with respect to the memory of Rose L. Geter."

Speaker McPike: "Representative Matijeich moves the adoption of the Death Resolutions. All those in favor say 'aye', opposed 'no'. The 'ayes' have it and the Death Resolutions are adopted. Representative Leverenz on an announcement."

Leverenz: "Thank you Mr. Speaker. The Appropriations I Committee... Appropriations I will meet next Wednesday night as well as Thursday morning. Thank you."

Speaker McPike: "The Rules Committee ...The Rules Committee will be meeting at 1:00, Room 114. Representative Matijeich

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moves that the House stand adjourned until Tuesday, the hour of 12:00 noon, leaving the House in the Session for perfunctory, for the rest of the afternoon. All those in favor of the Motion to adjourn say 'aye', opposed 'no'. The 'ayes' have it. The House stands adjourned."

Clerk Leone: "Introduction and First Readings. House Bill 4176, offered by Representative Turner, a Bill for an Act to add Articles to the Illinois Insurance Code. First Reading of the Bill. House Bill 4177, offered by Representative Turner, a Bill for an Act to add Sections to the Illinois Insurance Code. First Reading of the Bill. House Bill 4178, offered by Representative Laurino, a Bill for an Act to amend Sections of the Illinois Insurance Code. First Reading of the Bill. House Bill 4179, offered by Representative Anthony Young, et al, a Bill for an Act to amend Sections of an Act to revise the law in relationship to criminal jurisprudence. First Reading of the Bill. House Bill 4180, offered by Representative Wolf, a Bill for an Act to amend Sections of the Illinois Banking Act. First Reading of the Bill. Continuing with introduction of First Readings. House Bill 4181, offered by Representative Mays, a Bill for an Act relating to security interest and crops and to amend Acts herein named. First Reading of the Bill. House Bill 4182, offered by Representative Turner, et al, a Bill for an Act in relationship to the rental and sale of certain dwelling units and buildings. First Reading of the Bill. House Bill 4183, offered by Representative Daley, et al, a Bill for an Act to add Sections to the Consumer Fraud and Deceptive Business Practices Act. First Reading of the Bill. House Bill 4184, offered by Representative O'Connell, a Bill for an Act to add Sections to the Illinois Fairness and Lending Act. First Reading of the Bill. House Bill 4185, offered

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by Representative Giglio, a Bill for an Act to Add Sections to the Code of Civil Procedure. First Reading of the Bill. House Bill 4186, offered by Representative Lang, et al, a Bill for an Act to add Sections to the Mortgage Escrow Account Act. First Reading of the Bill. House Bill 4187, offered by Representative Levin, a Bill for an Act to amend Sections of the Illinois Public Aid Code. First Reading of the Bill. House Bill 4188, offered by Representative Levin, a Bill for an Act to add Sections to an Act relating to the insurance and use of credit cards... relating to the issuance and use of credit cards. First Reading of the Bill. Introduction and First Reading of Constitutional Amendments. Constitutional Amendment...House Joint Resolution Constitutional Amendment #28, offered by Representatives Panayotovich and Parcels.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least six months after the adoption of this resolution, a proposition to amend Article IX, Revenue, of the Illinois Constitution to read as follows: Article IX REVENUE

SECTION 4. REAL PROPERTY TAXATION

- (a) Except as otherwise provided in this Section, taxes upon real property shall be levied uniformly by valuation ascertained as the General Assembly shall provide by law.
- (b) Subject to such limitations as the General Assembly may hereafter prescribe by law, counties with a population of more than 200,000 may classify or continue to classify real property for purposes of taxation. Any such classification shall be reasonable and assessments shall be uniform within each class. The level of assessment or rate of tax of the

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highest class in a county shall not exceed two and one-half times the level of assessment or rate of tax of the lowest class in that county. Real property used in farming in a county shall not be assessed at a higher level of assessment than single family residential real property in that county.

(c) Any depreciation in the value of real estate occasioned by a public easement may be deducted in assessing such property.

(d) The total taxes levied upon real property for which a homestead exemption has been granted in any year shall not exceed 2% of the fair market value of such real property.

SCHEDULE

This amendment shall take effect immediately upon its approval by the electors. First Reading of this Constitutional Amendment. Further introduction and First Readings. House Bill 4189, offered by Representative Terzich, a Bill for an Act to add Sections to the Illinois Public Aid Code. First Reading of the Bill. Committee Reports, Representative O'Connell, Chairman from the Committee on Judiciary II to which the following Bills were referred. Action taken April 14, 1988 and reported the same back with the following recommendations: 'do pass' House Bill 3099; 'do pass Consent Calendar' House Bill 2931 and 3114. The House will Stand at ease to the hour of 2:30 p.m."

Clerk O'Brien: "The House will be back in Perfunctory Session. Introduction, First Reading of the Bills. House Bill 4190, offered by Representative LeFlore, a Bill for an Act in relation to investments and obligations of the African Development Bank. First Reading of the Bill. House Bill 4191, Phelps, a Bill for an Act to Amend Sections of an Act in relation to the powers and the duties of certain state agencies. First Reading of the Bill. House Bill 4192,

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Piel. A Bill for an Act to amend the Consumer Installment Loan Act. First Reading of the Bill. House Bill 4193, Ewing, Tate and Mays. A Bill for an Act to amend the General Obligation Bond Act. First Reading of the Bill. House Bill 4194, Hultgren, a Bill for an Act to amend the Environmental Protection Act. First Reading of the Bill. Introduction, First Reading of Constitutional Amendments, House Joint Resolution Constitutional Amendment #28; offered by Representative Panayotovich and Parcels.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least six months after the adoption of this resolution, a proposition to amend Article IX, Revenue, of the Illinois Constitution to read as follows: Article IX REVENUE. This Resolution has been read in full previously. No further business, the House now stands in recess until 4:00 p.m. Perfunctory Session shall be back in order. Committee Reports, Committee on Rules has met, and pursuant to Rule 29(c)3, the following Bills have been ruled exempt, on April 14, 1988. House Bills #3024, 3060... check that, that's 3024, 3460, 3464, 3699, 3700, 3702, 3704, 3705, 3706, 3707, 3708, 3709, 3710, 3711, 3712, 3714, 3715, 3716, 3717, 3718, 3719, 3720, 3721, 3722, 3723, 3724, 3725, 3726, 3728, 3729, 3730, 3733, 3734, 3735, 3736, 3737, 3738, 3739, 3740, 3741, 3742, 3743, 3744, 3746, 3747, 3748, 3749, 3750, 3752, 3753, 3754, 3755, 3756, 3758, 3761, 3763, 3764, 3765, 3766, 3767, 3769, 3770, 3771, 3772, 3773, 3774, 3775, 3776, 3778, 3779, 3780, 3784, 3785, 3786, 3787, 3788, 3792, 3793, 3794, 3795, 3796, 3797, 3798, 3799, 3800, 3801, 3802, 3803, 3804, 3805, 3806, 3807, 3810, 3811, 3816, 3817, 3819, 3820, 3821, 3824, 3826, 3827, 3828,

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4028, 4029, 4030, and 4031. Signed John Matijevich,
Chairman. Introduction and First Reading of Bills. House
Bill 4195, Terzich, a Bill for an Act to restrict smoking
in public places and providing penalties for violation
thereof. First Reading. House Bill 4196, Saltsman, a Bill
for an Act to amend Sections of the Illinois Pension Code.
First Reading of the Bill. House Bill 4197, Hicks, a Bill
for an Act to amend an Act relating to emergency telephone
communications. First Reading of the Bill. House Bill
4198, Hallock, a Bill for an Act to amend the Video Movies
Sales and Rentals Act. First Reading of the Bill. House
Bill 4199, Shaw, a Bill for an Act to foster business
development and modernization of steel industry
technologies through the creation of an assistance center.
First Reading of the Bill. House Bill 4200, Shaw, a Bill
for an Act to authorize the creation of energy
demonstration zones. First Reading of the Bill. House
Bill 4201, Anthony Young, a Bill for an Act to amend the
Illinois Enterprise Zone Act. First Reading of the Bill.

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House Bill 4202, Churchill, a Bill for an Act to add Sections to the Code of Civil Procedure. First Reading of the Bill. House Bill 4203, Braun, a Bill for an Act to amend Sections of the School Code. First Reading of the Bill. The House will stand at ease until 4:30. Four-thirty having arrived, further introductions: House Bill 4204, O'Connell, a Bill for an Act to amend Sections of the Illinois Income Tax Act. First Reading of the Bill. There being no further business the House now stands adjourned."

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