

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

63rd Legislative Day

June 17, 1987

Speaker Greiman: "The hour of 12:00 having arrived, the House will be in Session. Members will be at their chairs. Those not entitled to the floor will withdraw from the floor. The Chaplain for today will be the Reverend Michael Tozier, Pastor of Four Square Gospel Church of Springfield. Reverend Tozier is the guest of Representative Robert Olson. The guests in the gallery may wish to rise and join us in the invocation. Reverend Tozier."

Reverend Tozier: "Let's bow our heads. Heavenly Father, as we stand before You, we ask at this time of invocation that we might bow our heads in reverence unto You. We also ask, dear Lord, that you might send the Holy Spirit to be that comforter, to be that guider, to be that counselor. We realize that the House of Representatives has many tasks that they have to see about and so we ask, dear Lord, as they move on to business today, that You might inspire them, that You might refreshen them. We realize that this has already been a long day and so we call upon Your presence to move upon each one of us and to anoint us in a special way. Within Your Holy Name, Amen."

Speaker Greiman: "The Gentleman from Will, Mr. Regan to lead us in the pledge to the flag."

Regan - 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. Matijevich, are there any excused absences on the Democratic side?"

Matijevich: "Speaker, until I hear definitively from Coach Lucco, I have no excused absences at this time."

Speaker Greiman: "Alright. Mr. Piel, are there any Democratic... I mean, absences on the Republican side?"

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Piel: "Yes, Mr. Speaker. Representative David Harris, Representative Myron Olson and Representative Fred Tuerk are all excused today."

Speaker Greiman: "Let the record so reflect. Yes, Mr. Matijevich."

Matijevich: "I think Jesse White is somewhere... is going to be around here somewhere shortly. He told me he'd be here at noon. He was excused before that; but, since we are going into Session now, I believe he'll be here shortly."

Speaker Greiman: "Alright. Fine. Then, Mr. Clerk, take the record. 113 Members having answered to the Call of the Quorum, a quorum is present. Ladies and Gentlemen of the House, today is Girl Scout Page Day. We have with us today girl scouts from 15 councils throughout the state. They are with us today in observance of the 75th anniversary of girl scouting. The girls here today represent councils in the Illinois Girl Scout Legislative Monitoring Network. That network, now in its fourth year, is designed to monitor legislation which will impact scouting and help those involved in scouting understand and participate in the legislative process. We welcome you young women to the Illinois General Assembly. Welcome to it. On page 22, Consent Calendar, Second Reading."

Clerk O'Brien: "Consent Calendar, Second Reading, Second Day. Senate Bill 21, a Bill for an Act requiring the training, testing and certification of child protective investigators, together with Committee Amendment #1. Second Reading of the Bill. Senate Bill 22, a Bill for an Act in relation to Child Abuse Prevention. Second Reading of the Bill. Senate Bill 73, a Bill for an Act to amend the Probate Act. Second Reading of the Bill. Senate Bill 100, a Bill for an Act in relation to Acquired Immune Deficiency Syndrome, together with Committee Amendment #1

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and #2. Second Reading of the Bill. Senate Bill 111, a Bill for an Act to amend the Hospital Licensing Act. Second Reading of the Bill. Senate Bill 147, a Bill for an Act to amend the Nursing Home Care Reform Act, together with Committee Amendment #1. Second Reading of the Bill. Senate Bill 258, a Bill for an Act to amend the Uniform Commercial Code. Second Reading of the Bill. Senate Bill 282, a Bill for an Act to amend the Secretary of State Merit Employment Code. Second Reading of the Bill. Senate Bill 524, a Bill for an Act in relation to durable powers of attorney and powers of attorney with respect to property, together with Committee Amendment #1. Second Reading of the Bill. Senate Bill 602, a Bill for an Act to amend an Act in relation to payment of Illinois Department of Public Aid. Second Reading of the Bill. Senate Bill 646, a Bill for an Act to amend the Capitol Development Board Act. Second Reading of the Bill. Senate Bill 668, a Bill for an Act in regard to liens on dyes, molds, forms and patterns. Second Reading of the Bill. Senate Bill 697, a Bill for an Act to amend an Act in relation to prompt payment of certain insurance claims. Second Reading of the Bill. Senate Bill 767, a Bill for an Act to amend the Civil Administrative Code of Illinois. Second Reading of the Bill. Senate Bill 780, a Bill for an Act to amend the Civil Administrative Code of Illinois. Second Reading of the Bill. Senate Bill 801, a Bill for an Act to amend an Act in relation to designation of an emergency telephone number for use throughout the state. Second Reading of the Bill. Senate Bill 805 (sic - 804), a Bill for an Act concerning pertussis vaccine. Second Reading of the Bill. Senate Bill 814, a Bill for an Act to improve the delivery of health care services in rural areas in Illinois together with Committee Amendment #1. Second Reading of the Bill.

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Senate Bill 883, a Bill for an Act to amend the School Code, together with Committee Amendment #1. Second Reading of the Bill. Senate Bill 929, a Bill for an Act to amend the Illinois Public Aid Code. Second Reading of the Bill. Senate Bill 932, a Bill for an Act to amend the Vital Records Act. Second Reading of the Bill. Senate Bill 1003, a Bill for an Act to amend the Barber and Cosmetology Act together with Committee Amendment #1. Second Reading of the Bill. Senate Bill 1047, a Bill for an Act in relation to reading machines for the blind and visually handicapped. Second Reading of the Bill. Senate Bill 1108, a Bill for an Act to amend the Civil Administrative Code of Illinois, together with Committee Amendment #1. Second Reading of the Bill. Senate Bill 1109, a Bill for an Act to amend the Civil Administrative Code. Second Reading of the Bill. Senate Bill 1142, a Bill for an Act to amend the Alcohol and Substance Abuse Act. Second Reading of the Bill. Senate Bill 1180, a Bill for an Act in relation to rehabilitation of disabled persons. Second Reading of the Bill. Senate Bill 1231, a Bill for an Act to amend the Illinois Purchasing Act, together with Committee Amendment #1. Second Reading of the Bill. Senate Bill 1273, a Bill for an Act to amend the School Code, together with Committee Amendment #1. Second Reading of the Bill. Senate Bill 1325, a Bill for an Act to amend the Hospital Licensing Act, together with Committee Amendment #1. Second Reading of the Bill. Senate Bill 1365, a Bill for an Act to amend the Criminal Code. Second Reading of the Bill. Senate Bill 1376, a Bill for an Act to amend the Criminal Code. Second Reading of the Bill. Senate Bill 1489, a Bill for an Act to create the Illinois Health Facilities Planning Fund. Second Reading of the Bill. Senate Bill 1501, a Bill for an Act to amend the

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Experimental Organ Transplant Procedure Act. Second Reading of the Bill."

Speaker Greiman: "Third Reading. On page six of the Calendar on the Order of Senate Bills, Second Reading, Short Debate appears Senate Bill 1. Out of the record. On this Order appears Senate Bill 2, out of the re... Mr. Hoffman, do you wish to proceed? Mr. Hoffman. Out of the record. On this Order appears Senate Bill 144. Out of the record. On this Order appears Senate Bill 172. Mr. Matijevich. Out of the record. On this Order appears Senate Bill 200. Mr. Giorgi. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 200, a Bill for an Act to amend the Civil Administrative Code of Illinois. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Will, Mr. Regan on Amendment #1."

Regan: "Table #1. Or withdraw it."

Speaker Greiman: "Amendment #1 withdrawn. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On page seven of the Calendar, on the Order of Senate Bills, Second Reading, Short Debate appears Senate Bill 225. Mr. Leverenz. Is Mr. Leverenz in the chamber? Out of the record. Mr. Leverenz, do you wish to proceed? Alright. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 225, a Bill for an Act to amend the Illinois Public Aid Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Motions. Floor Amendment #2, offered by Representative Matijevich."

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Speaker Greiman: "The Gentleman from Cook, Mr. Matijevich on Amendment #2."

Matijevich: "This is ... Mr. Speaker, is a technical Amendment and I move to adopt Amendment #2."

Speaker Greiman: "The Gentleman from Lake, Mr. Matijevich moves for the adoption of Amendment #2 to Senate Bill 225. And on that, is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' Those in favor say 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. We'll just go back for a moment. Mr. Clerk, on this Order appears Senate Bill 172. Read the Bill."

Clerk O'Brien: "Senate Bill 172, a Bill for an Act to amend the Civil ... the Citizens' Utility Board Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, offered by Representative Ewing and McCracken."

Speaker Greiman: "The Gentleman from Livingston, Mr. Ewing on Amendment #1. Mr. Ewing. Yes, Mr. Matijevich, for what purpose do you seek recognition?"

Matijevich: "I would move to table that Amendment, Mr. Speaker."

Speaker Greiman: "Mr. McCracken. The Gentleman from Lake, Mr. Matijevich moves to table Amendment #2 to Senate Bill 226. Mr. McCracken."

McCracken: "I'm a Cosponsor of that Amendment and I wonder if the Gentleman would withdraw that Motion. I'd be willing to proceed with the Amendment at this time."

Speaker Greiman: "Alright. Mr. Matijevich indicates a willingness to withdraw the Motion. The House gives you

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leave to proceed on Amendment #1, Mr. McCracken."

McCracken: "Thank you. Amendment #1 becomes the Bill and requires the Citizens' Utility Board to make its annual report available to utility consumers on request. The report must include expenses for lobbying activities, expenses for intervention, salaries of each employee and the reimbursement expenses for each director of the corporation. And the reports will be made or shall be made available to CUB members free of charge. And I move its adoption."

Speaker Greiman: "The Gentleman from DuPage, Mr. McCracken moves for the adoption of Amendment #1 to Senate Bill 172. And on that, the Gentleman from Lake, Mr. Matijevich."

Matijevich: "Mr. Speaker, Ladies and Gentlemen, the Bill is spon... Members of the House, as Sponsor of the Bill, I would oppose Amendment #1. I believe its intent is to gut the intent of this Bill. The Bill is a check off Bill for the Citizens' Utility Board and I would urge the Members to vote against the Amendment #1."

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

Cullerton: "Will the Sponsor yield?"

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

McCracken: "Yes."

Cullerton: "Representative McCracken, before we get to the merits of the Amendment, and I noticed that this Amendment has been filed on a number of other Bills, was it the intent of either you or Representative Ewing to gut the original Bill, or was that an oversight?"

McCracken: "No. That was not an oversight."

Cullerton: "Okay. So, in representing what the Amendment does, it's fair to discuss the fact that it also guts the Bill, I think. Wouldn't you say?"

McCracken: "That's what I said. The Amendment becomes the Bill."

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That's how I started my discussion."

Cullerton: "I see. And so could you explain to me why you're opposed to the Bill?"

McCracken: "I'm opposed to the Bill because it's unwise public policy."

Cullerton: "To... to let people know about what CUB's doing on behalf of the utility consumers of the state?"

McCracken: "No. That's not how I would define the issue."

Cullerton: "I see. Well, before we can get to the ... Mr. Speaker, Ladies and Gentlemen of the House, before you can get to the debate to the merits of the Amendment, I think it's clear that the ... you can't really get to those merits because the intent of the Amendment is to gut the Bill and I would join with Representative Matijevich in opposing the Amendment."

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

Levin: "I too, would join in opposing Amendment #1. I think we ought to leave this Bill in the shape that the Sponsor wants it in. We shouldn't gut this Bill. Moreover, the substance of Amendment #1 was in a Bill which, if the Sponsor of the Bill had come to committee, he could have had that Bill heard. He had ample opportunity. All the other Bills that were presented in committee were heard. So, you know, for both reasons, I stand in opposition. I think that CUB does a good job. I think what ... the notification approach that is in Senate Bill 172 now, the basic Bill, in fact, was suggested by Senator Karpziel. It's a good idea. It doesn't impose any great burdens on anybody. There is full reimbursement for any cost of notification. And I think we ought to leave this Bill in tact."

Speaker Greiman: "The Gentleman from Livingston, Mr. Ewing."

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

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House. This is a good Amendment. We can't quite, in my opinion, take the Chairman of the Utility Committee's word for just why this Bill wasn't heard. He gave me very little satisfaction in his committee. He closed the committee down quickly and many people were just glad to have it shut off. This Bill really never got a hearing. I don't think that CUB is opposed to this Bill. And why, Ladies and Gentleman, why is it wrong if CUB is out there doing the job they're supposed to be doing, should they care about seeing that a utility customer on request can get a report of their activities? They ought to be glad to do that. They ought to be glad to give out this information. This is a good piece of consumer legislation. Let's put some fairness in the system and vote for this Amendment."

Speaker Greiman: "Further discussion? There being none, the Gentleman from DuPage, Mr. McCracken to close."

McCracken: "Thank you, Madam or ... Mr. ... I'm sorry. Thank you, Mr. Speaker. The Amendment makes no bones about it. The Bill itself ... we have taken the opportunity to challenge the wisdom of this public policy and in addition, set forth a disclosure requirement for CUB. What's good for the goose is good for the gander. And if it's good enough for public utilities, formerly, to be required to send CUB information out in their billing, which was later declared unconstitutional, and if as this Bill would purport to do, require all public agencies to send out CUB notices at least initially and in some cases at the final cost of the agency, then the fact of the matter is that this Amendment which seeks only to require similar disclosure of CUB's activities, of CUB's fees and expenses that it generates as it goes about the public good, as its proponents claim it does, then the fact of the matter is

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that this Amendment should be supported."

Speaker Greiman: "The question is, 'Shall the Amendment be adopted?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is open. 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 38 voting 'aye', 69 voting 'no', none voting 'present'. And the Amendment fails. Are there further Amendments?"

Clerk O'Brien: "Floor Amendment #2, offered by Representatives Ewing and McCracken."

Speaker Greiman: "The Gentleman from Livingston, Mr. Ewing on Amendment #2. Mr. Ewing."

Ewing: "Withdraw Amendment #2."

Speaker Greiman: "Amendment #2 withdrawn. Further Amendments?"

Clerk O'Brien: "Floor Amendment #3, offered by Representative McCracken."

Speaker Greiman: "The Gentleman from DuPage, Mr. McCracken on Amendment #3."

McCracken: "Thank you, Mr. Speaker. This requires CUB to pay for any costs incurred by a state agency in mailing the CUB enclosures. It requires reimbursement to be made to the state within 30 days of billing. This is different from the current Bill, in that the current Bill requires reimbursement only where after an accounting and if the weight of the mailing is less than .35 ounce that there would be no requirement for reimbursement. The fact of the matter is this requires reimbursement within 30 days of billing, where the cost is attributable to the CUB mailing. I move its adoption."

Speaker Greiman: "The Gentleman from DuPage moves for the adoption of Amendment #3 to Senate Bill 172. And on that, the Gentleman from Lake, Mr. Matijevich. Excuse me, Mr. Matijevich, before we proceed, those not entitled to the

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floor must withdraw at this time. The Chair asks that any persons not entitled to the floor immediately withdraw. Now, Mr. Matijevich, proceed."

Matijevich: "Speaker, Ladies and Gentlemen of the House, I would oppose Amendment #3. The matter of passing on the cost to CUB has been worked out and... by the Senate. This Bill, as I understand, is in shape where the Senate will probably not pass anything if we send it back to them. And I would urge the Membership that CUB would be paying for the incremental costs if we pass it as the Bill is presently drafted. So, I would urge defeat of the Amendment."

Speaker Greiman: "The question is, 'Shall the Amendment be adopted?' All in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. 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 44 voting 'aye', 66 voting 'no', none voting 'present'. And the Amendment fails. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

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

McCracken: "A Fiscal Note was requested on this Bill. I don't believe it has been provided."

Speaker Greiman: "Yes, Mr. Matijevich."

Matijevich: "Mr. Speaker, I would move that the Fiscal Note is not applicable because the incremental costs are picked up by CUB and I would urge the Membership to support that Motion."

Speaker Greiman: "The Gentleman from Lake, Mr. Matijevich moves that the House find that a Fiscal Note is inapplicable to this Bill. And on that, the Gentleman from DuPage, Mr. McCracken."

McCracken: "Yes, Mr. Speaker. I don't believe this Motion is in

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writing. I demand that it be put in writing."

Speaker Greiman: "I believe, Mr. McCracken, that the Gentleman is acceding to your demand. You made such a demand and it was appropriate. Now, do you wish to address the Motion? Mr. McCracken?"

McCracken: "I'll wait until it's written and delivered up to you. How's that?"

Speaker Greiman: "Sure. Yes, the Motion for a Fiscal Note request on Senate Bill 172 is not... is inapplicable. Now, Mr. McCracken on the Motion."

McCracken: "Thank you, Mr. Speaker. The Gentleman is correct. There is a reimbursement provision contained in the Bill but it does not apply unless the weight of the mailing does exceed .35 ounce. If the enclosure exceeds that weight, then it is only required to reimburse the agency for the postage cost over and above what it would have been otherwise. Now, in fact, in order to get this reimbursement, the state agency has to file with CUB or at least furnish CUB an itemized accounting of such additional cost. That is a cost which is not reimbursed. That is a cost above and beyond current practice. That is a cost which the state will be required to incur. Moreover, even if there were an incremental cost, it would not apply where the weight of the enclosure is less than .35 ounce. Now, what that means is that, although the enclosure would be less than .35 ounce, the weight of the enclosure could cost postage. And in that situation the reimbursement also would not apply. So there are two instances directly found in the Bill where costs would apply. Moreover, what is not addressed in the Bill at all is any administrative cost, the administrative cost for the extra handling of this. And I might add that you can multiply this by all of the agencies that are covered under the Act. My understanding

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of the Bill is that every agency is to send out these mailings, not just a particular agency. Now, with all that, surely there is a cost to the state. I understand the Gentleman's desire to move the Bill. But, I think clearly, the Note is applicable. And I would ask the Body to vote accordingly."

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

Matijevich: "Mr. Speaker, Ladies and Gentlemen of the House. The reimbursement procedure has been written out in the Senate. The Citizens' Utility Board would have much preferred that they pay the incremental cost to the public utility. But this was worked out in the Senate as a preferable way, according to the Senate, to pass a Bill. And under the Bill, as drafted and rewritten in the Senate, the incremental costs are picked up by the Citizens' Utility Board and I would urge the Membership to vote for my Motion that it is not applicable in this case."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall the Fiscal Note request be held to be inapplicable with respect to Senate Bill 172?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is open. 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 67 voting 'aye', 43 voting 'no', none voting 'present'. The Motion carries. Third Reading. On Page seven of the Calendar, on the Order of Senate Bills, Second Reading, Short Debate Calendar appears Senate Bill 226. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 226, a Bill for an Act to amend Sections of the Revenue Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendment #1?"

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Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Cook, Mr. Ronan on Amendment #2."

Ronan: "Thank you, Mr. Speaker and Members of the House. Amendment #2 is an Amendment that was proposed by the disabled American veterans."

Speaker Greiman: "Excuse me, Mr. Ronan. Yes, for what purpose do you seek recognition, Mr. McCracken?"

McCracken: "We have an Amendment which we would like to offer. And I would like to ask the Gentleman if he'd take this Bill out of the record for a short while and we'd get back to it."

Speaker Greiman: "I would have preferred not interrupting the speaker on that. You might've asked him in a personal way. What is your pleasure, Mr. Keane?"

Keane: "If we could handle this Amendment, I'd like to do that. And then I will take the other consideration."

Speaker Greiman: "You wish to do this Amendment and then if there are no further Amendments, keep the Bill on Second Reading."

Keane: "Yes. Keep the Bill on Second Reading. Yes."

Speaker Greiman: "Mr. Ronan, proceed."

Ronan: "Thank you, Mr. Speaker, Members of the House. This is, as I said, this Amendment is proposed by the disabled American veterans. It establishes an assessed value of real property be raised from \$30,000 to \$47,500. It's a good Bill to help these guys who did a lot for our country. I would be glad to answer any questions concerning the Amendment."

Speaker Greiman: "The Gentleman from Cook, Mr. Ronan moves for

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the adoption of Amendment #2 to House Bill 226. And on that, is there any discussion? The Gentleman from DuPage, Mr. McCracken."

McCracken: "By increasing the property tax exemption do you know or have an estimate of what this will cost the state?"

Ronan: "It's not going to cost the state anything."

McCracken: "Who pays for it? Taxpayers?"

Ronan: "It's assessed valuation so it will ... on property. It will be local government."

McCracken: "So it will be a reduction in the assessed value on which to levy local taxes."

Ronan: "Correct. But, from our staff analysis it appears that this is going to affect probably two or 300 people in the state at a maximum. These are disabled American veterans, crippled veterans, Representative McCracken."

McCracken: "Okay, thank you."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall the Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "Floor Amendment #3, offered by Representative Peterson."

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

Keane: "Thank you, Mr. Speaker. Could you take the Bill out of the record."

Speaker Greiman: "We'll keep the Bill on Second Reading."

Keane: "Leave it on Second."

Speaker Greiman: "Mr. Stephens, for what purpose are you seeking recognition?"

Stephens: "Well, thank you, Mr. Speaker. Just to recognize a visitor on the Republican side of the aisle from West

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Germany. We have with us, Stephen Riesberg who is here on an exchange program. Stephen is from Reece, West Germany in the Rhinelands. He is here on a Congressional Exchange Program and I would like the House to give him a big welcome."

Speaker Greiman: "On the Order of Senate Bills, Second Reading, Short Debate appears Senate Bill 232. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 232, a Bill for an Act to amend the Township Law. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, offered by Representative Hensel and Steczo."

Speaker Greiman: "The Gentleman from DuPage, Mr. Hensel on Amendment #1."

Hensel: "Thank you, Mr. Speaker, Members of the House. Amendment #1 to Senate Bill 232 makes a clarifying change to the original Bill and adds provisions of Senate Bill 233, except that we've excluded the town clerk getting the chance to vote. What we have done is allow the town clerk shall only vote in the case of a tie to fill a vacancy. As you know, if a vacancy occurs in township government, they have five votes. With a vacancy there would only be four voting. And I think that to speed up the process, why, if the clerk would have one vote in case of a tie, that would be the only chance they would have of voting, and I ask for its adoption."

Speaker Greiman: "The Gentleman from DuPage moves for the adoption of Amendment #1 to Senate Bill 232. And on that, is there any discussion? The Gentleman from Cook, Mr. Steczo."

Steczko: "Thank you, Mr. Speaker. I would also rise in support of

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Amendment #1. This has been worked out between the township officials of Illinois and the State Board of Elections in terms of modernizing current township law. And I would also move for the adoption of Amendment #1."

Speaker Greiman: "The question is, 'Shall the Amendment be adopted?' Those in favor say 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 241. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 241, a Bill for an Act to amend the Public Utilities Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Livingston, Mr. Ewing."

Ewing: "Withdraw the Amendment."

Speaker Greiman: "Amendment #1 is withdrawn. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 314. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 314, a Bill for an Act to amend the Legislative Commission Reorganization Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Franklin, Mr. Rea on Amendment #1. Mr. Rea, there's a group around you, if you could shake yourself loose on Amendment #1. Ms. Currie, do

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you wish to take this record ... this out of the record?
For the moment. Alright, we'll get back to this Bill. On
this Order appears Senate Bill 440. Ms. Satterthwaite, do
you wish to proceed on this Bill? Mr. Clerk, read the
Bill."

Clerk Leone: "Senate Bill 440, a Bill for an Act to amend the
State Comptroller's Act. Second Reading of the Bill.
Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendment
#1?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Greiman: "Third Reading. And on this Order appears
Senate Bill 454. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 454, a Bill for an Act to amend an Act
to provide for the regulation of practice of aesthetics and
the registration thereof. Second Reading of the Bill.
Amendment #1 and 2 were adopted in Committee."

Speaker Greiman: "Are there Motions with respect to those
Amendments?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there Floor Amendments?"

Clerk Leone: "Floor Amendment #3 is being offered by
Representative Novak, et al."

Speaker Greiman: "The Gentleman from Kankakee, Mr. Novak on
Amendment #3."

Novak: "Thank you, Mr. Speaker. I'd like to take this out of the
record for today. Our Amendment is being prepared right
now."

Speaker Greiman: "Alright. Out of the record."

Novak: "Thank you."

Speaker Greiman: "On this question... On this Order appears

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Senate Bill 495. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 495, a Bill for an Act to amend the Illinois Marriage and Dissolution of Marriage Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #1, being offered by Representative Flinn."

Speaker Greiman: "The Gentleman from St. Clair, Mr. Flinn on Amendment #1."

Flinn: "Well, Mr. Speaker, Amendment #1 is purely a technical Amendment which changes a 'one' to an 'a'. It makes one other minor change. It has to do with the Act that we're amending. And I have agreed to accept the Amendment, very simply, to do something else that the Bill didn't originally do. It's purely a technical Amendment and I move for the adoption."

Speaker Greiman: "The Gentleman from St. Clair moves for the adoption of Amendment #1 to Senate Bill 495. And on that, is there any discussion? There being none, the question is, 'Shall the Amendment be adopted?' Those in favor 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 523. Is Miss Jones... 523, do you wish to proceed? Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 523, a Bill for an Act to amend the Illinois Public Aid Code. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk Leone: "Floor Amendment #1 is being offered by Representative Bowman."

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Speaker Greiman: "The Gentleman from Cook, Mr. Bowman on Amendment #1."

Bowman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #1 is really very simple. It requests an experimental program be established by Public Aid and Employment Security for purposes of trying to reach people who are unemployed, who fall through the programmatic cracks of State Government. Right now we have Project Chance which is very helpful if you're a woman with dependent children, or a man with dependent children for that matter. But, if you're a single male it is not at all helpful. It does not reach you. We have a JTPA but, again, there are eligibility criteria for that and, for many single males, they simply don't qualify. And as it happens, the most hard core of the unemployed fail to qualify under any of the existing programs that the State of Illinois supervises. So that it seems to me that in this year of welfare reform, we ought to pay some attention to this hard core unemployed and unemployable group and try to see if we can't reach them and make a difference in their lives and that's what the purpose of this Amendment is. It is an experimental program; therefore, it is not an entitlement program. I think we need to find out what the possibilities are by some well chosen experiments first. And that is the spirit in which this Amendment is offered and I move its adoption."

Speaker Greiman: "The Gentleman from Cook, Mr. Bowman moves for the adoption of Amendment #1 to Senate Bill 523. And on that, the Lady from Cook, Ms. Wojcik."

Wojcik: "Yes, Mr. Speaker and Members of the House, I rise in opposition to this Amendment due to the fact that it is a state mandate. He has the word 'will' establish. It does not say 'shall'. It is not permissive. The Representative

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did have a Bill pertinent to this subject and he placed it in Interim Study. I think that if this is a fine idea, he should certainly proceed to study it within his own realms. However, being that it would be a state mandate, we do not... what cost would be determined and; therefore, I do ask for its defeat."

Speaker Greiman: "Yes. Further discussion? There being none, Mr. Bowman to close."

Bowman: "Well, thank you, Mr. Speaker. The Lady, I think, presented a very misleading case for the opposition because she took the language out of context. The language says, and read in its entirety, the Illinois Department of Public Aid shall establish and administer on an experimental basis and then it goes on from there. The emphasis is on experimental in this case. The implication of her speech was that this is some kind of statewide mandate that will be in place forever, affecting anybody who walks through the door and that simply isn't the case. The Bill does, however, direct the Department to get moving and to begin to deal with the problems of the hard core unemployed. I think that's perfectly appropriate legislative language. And it doesn't get us into the box of unlimited funding requests, which is obviously the main source of the opposition's concern. So this is ... this language by the way is different from the Bill on which it was patterned, 1834. That language indeed was a mandate language. I ran into some opposition on that, although the Bill was never called for a vote. Nevertheless, the opposition persuaded to make this modification. I've made the modification in the hopes that we can at least take the first step. That's all this Amendment is, is a first step and I move its adoption."

Speaker Greiman: "The question is, 'Shall the Amendment be

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adopted?* All those in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk. Yes, Ms. Wojcik?"

Wojcik: "I would like to explain my vote."

Speaker Greiman: "Ms. Wojcik, you spoke in debate."

Wojcik: "Ah, but I was mentioned as the Lady, so I have the opportunity to explain my vote."

Speaker Greiman: "No, you spoke in debate. Ms. Wojcik, you have one minute to explain your vote. Go ahead. As a courtesy, Ms. Wojcik, not as a matter of right."

Wojcik: "I do appreciate the courtesy and as a courtesy I would like to point out, under Section 1, I was not wrong in my statement. It is a mandate. It does use the word 'shall'. Therefore, I would like to be stood as corrected ... Stand as corrected."

Speaker Greiman: "Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 65 voting 'aye', 45 voting 'no', none voting 'present'. And the Amendment is adopted. Are there further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 542. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 542, a Bill for an Act to amend the Hotel Operators' Occupation Tax Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there Motions with respect to Amendment #1?"

Clerk Leone: "There are no Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

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Clerk Leone: "Floor Amendment #2 is being offered by Representative McCracken."

Speaker Greiman: "The Gentleman from DuPage, Mr. McCracken on Amendment #2."

McCracken: "Thank you, Mr. Speaker. Amendment #2 provides that the hotel operators collection fee shall be taken against the Illinois Sports Facility Authority's tax on Chicago hotels, as opposed to the state's hotel tax receipts. The current Bill requires, not the current Bill, the current Act requires that the collection fee be offset against the state hotel tax receipts and this would change that to the Chicago hotels, which is the basis of the tax in the first place. They are the ..."

Speaker Greiman: "The Gentleman from DuPage, Mr. McCracken moves for the adoption of Amendment #2 to House Bill 542. And on that, the Gentleman from Cook, Mr. Cullerton."

Cullerton: "Will the Sponsor yield?"

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

Cullerton: "Now, Representative, as I understand, the original Bill provides that there can be deducted ... The hotel-motel operators may retain a certain percentage of the taxes that they must pay. And that's for processing, I imagine, for their cost of collection."

McCracken: "I'm sorry. I can't hear you. Could we have some order, Mr. Speaker?"

Cullerton: "Well, I'm referring to the original Bill. The original Bill. The way the original Bill works is that the hotel and motel operators that collect this tax ... or that pay the tax, can retain a certain percentage. Is that correct?"

McCracken: "That's correct."

Cullerton: "Now the Amendment that you propose says what? That they can only retain this money if the Sports Authority

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imposes a specific tax?"

McCracken: "Alright. This Bill ... or this Amendment anticipates that there would be an agreement along the lines discussed between the Governor and the Mayor of Chicago in order to get this Sports Facility Authority underway. This Amendment, in response to that, provides that the collection fee shall be taken against the Chicago hotels only as opposed to the state hotel tax receipts. The Chicago hotel tax receipts only."

Cullerton: "Okay. And then there's the second part provides that the discount will be allowed. Is there a cap on ... is there a cap on the amount that they can take?"

McCracken: "It's the same as the underlying Bill. It is not affected by the Amendment."

Cullerton: "Well, but the Amendment ... the Bill was amended in committee. It lowered the percentage from 2.1% down to .05%. Does your Amendment?"

McCracken: "Yes. But our Amendment does not affect that Committee Amendment."

Cullerton: "Okay. Thank you."

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

Keane: "A question of the Sponsor."

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

Keane: "Is what you're doing on this Amendment saying that we do... will not use the hotel ... is the purpose of this Amendment to say that the deal that has been worked where the Sports Facility will be paid for out of taxes received by hotels will only be those hotels that are limited to those within the City of Chicago?"

McCracken: "No. It doesn't necessarily implicate the final decision that's made up about that. But whatever the cost of collecting the tax for the benefit of the Sports Facility should be limited to ... the Chicago Fund and not

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the State Fund."

Keane: "So, in other words when we split the tax that comes out of hotels, then the cost of collection of the tax for this, only the cost of collection. Your Amendment says only the cost of collection would be paid for by the City of Chicago or by the hotels within Chicago?"

McCracken: "That cost would be taken against the tax imposed by the Sports Facility."

Keane: "I couldn't hear you."

McCracken: "That cost will be taken against those taxes raised for the Sports Facility."

Keane: "Well, I don't think you've answered my question. The monies ... Mr. Sponsor?"

McCracken: "Yes. Let me ... Let me try this way. Currently the hotel operators have considered challenging this law. There's been some discussion about an agreement among the hotel operators in conjunction with this Act which would allow the collection to be put against all of the hotel tax receipts in the state."

Keane: "Right."

McCracken: "This Amendment would limit that to Chicago hotel collections so that the collection costs would be against the tax on the Chicago hotels only, as opposed to the entire hotels in the state."

Keane: "Why do you want to do that?"

McCracken: "Well, because the Sports Facility is going to be located in Chicago and the benefits derived from it are primarily Chicago benefits."

Keane: "What benefits are those?"

McCracken: "Well, whatever ... whatever the..."

Keane: "Are all the revenue ... Are all the governmental revenue benefits that will be brought in by the Stadium, are those all for Chicago? Do all those benefits flow to Chicago?"

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Does all tax revenue flow to the City?"

McCracken: "No."

Keane: "So, in other words, it flows to the state. Thank you.
Mr. Speaker, to the Bill."

Speaker Greiman: "Proceed, Sir."

Keane: "Or to the Amendment. I would oppose the Amendment. What the Sponsor of the Amendment would have us do would be to have the Chicago hotels pay the whole collection of the tax on the grounds that the benefits of the Stadium accrue only to the Chicago, the City of Chicago and the people of the City of Chicago. If you look at the revenue stream from a facility such as is contemplated, the great bulk of the revenue ... the public revenue comes into State Government. It's only fair that if we're realizing that kind of revenue from a facility, both in income tax, sales tax and all the other revenue streams that we have, that it should be borne equally by the state and I would ask my colleagues to vote 'no' on Amendment #2."

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

Hoffman: "Thank you, Mr. Speaker. Will the Gentleman who proposed the Amendment respond to a question?"

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

Hoffman: "Representative McCracken, the Amendment that you are proposing, would this, in effect, put this issue in the posture it was when it left the General Assembly at the time this Bill was passed ... or this issue was addressed last year?"

McCracken: "I know that was a long question, but I didn't hear it. Would you repeat it?"

Hoffman: "Yes. I'd be pleased to repeat it. If your Amendment is adopted, would that represent the will of this General Assembly when this issue was initially addressed in terms of trying to fund the Stadium?"

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McCracken: "Yes."

Hoffman: "So what this Bill does, in effect, is transfer the tax from where we had placed it originally and spreading it across the entire state. Is that correct?"

McCracken: "Yes."

Hoffman: "So, therefore, if we were to adopt your Amendment, we would then relieve the rest of the state of the burden of supporting the Stadium as well as returning it to the posture that we initially put it in."

McCracken: "Correct."

Hoffman: "Thank you. Mr. Speaker, Ladies and Gentlemen of the House. I think..."

McCracken: "Yes. Mr. Speaker? Speaker, could we have some order? I can't hear anything."

Speaker Greiman: "Yes. You have a lot of people around you. That's actually the problem, Mr. McCracken. You have more helpers there ..."

McCracken: "But it's very loud in here. I wonder if you can restore order?"

Speaker Greiman: "Please, Ladies and Gentlemen, as I indicated earlier, those not entitled to the floor, please withdraw. Those who are entitled to the floor, give the Gentlemen your attention. Now, Mr. Hoffman, were you still propounding questions to Mr. McCracken? Proceed to propound."

Hoffman: "I was prepared to wax eloquently and ..."

Speaker Greiman: "Then wax eloquently. Proceed, Sir."

Hoffman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in support of this Amendment. I think the dialogue that the speaker of the Amendment and I have just concluded would indicate that in the best interest of all of us from outstate particularly - we voted on this already. We voted on it last Session when we put the

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Stadium in place. We said this is fair and equitable. And here it is before we have even thrown one shovel into the ground, we are back with a Bill which distributes that cost across the entire state. I don't think that's in the best interest of the people of the State of Illinois, and I do not think that this bodes well for those people who are interested in this activity to be back before us already. There's an end, there's an end, there's an end, and it seems to me that this Amendment addresses the issue and should be adopted."

Speaker Greiman: "Mr. McCracken to close, if you will."

McCracken: "Thank you, Mr. Speaker. This is an upstate versus downstate issue. We should be crossing party lines on this Amendment. In the original legislation, the hotel tax imposed on the City of Chicago for this purpose was to be that tax which funded the operations of the Authority. The Chicago hotel operators have threatened suit unless we agree to a statewide collection fee, essentially on their behalf. This Bill would return the manner of the tax and the collection fee would be limited to Chicago, which is certainly the only base which is properly to be assessed against since that is the only base for the tax in the first place. What the Chicago hotel operators are seeking to do is to enhance their setoff by making the setoff against the entire state base, rather than the Chicago hotel base. It bears no relationship to the original legislation. This would change that fee so that it would be imposed statewide for the benefit only of the Chicago operators, because they're the only ones who would be paying the tax. And for that reason, this should be passed by both Republicans and downstate Democrats."

Speaker Greiman: "The question is, 'Shall the Amendment be adopted?' Those in favor say 'aye', those opposed 'no'."

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In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Greiman: "Third Reading. Speaker Madigan in the Chair."

Speaker Madigan: "Mr. Daniels."

Daniels: "Mr. Speaker, the Gentleman, as a Sponsor of this Amendment, asked for a Roll Call on that Amendment. It's a very critical Amendment. I personally will be voting 'present' because of an apparent conflict of interest because my firm represents the Chicago White Sox. The Gentleman, as Sponsor of that Amendment, has a right to a Roll Call vote on that. And he asks for that and he expects that that Roll Call be granted."

Speaker Madigan: "Mr. Cullerton."

Cullerton: "Yes, Mr. Speaker, although you weren't in the Chair at the time of the debate, the Amendment was adopted with a voice vote. We do that all the time here when it appears that the Amendment is going to prevail. The Gentleman has stated for the record his potential conflict of interest and the Amendment is on the Bill. I don't see any reason why we should go back and have a Roll Call on an Amendment that has already been adopted."

Speaker Madigan: "Mr. McCracken."

McCracken: "Thank you, Mr. Speaker. I did ask for a Roll Call as soon as it became apparent that the Speaker was going to call for a voice vote. I know it's been your practice, Mr. Speaker, in cases of controversial Amendments to always give a Roll Call vote. I asked for that Roll Call vote before the results were announced. I have a right to that Roll Call vote. And I ask you to follow the precedent which you personally have set in giving all controversial Amendments Roll Call votes."

Speaker Madigan: "Mr. Clerk. Mr. Clerk, what is the number of

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the Amendment?"

Clerk Leone: "Senate Bill 542, Amendment #2 is being offered."

Speaker Madigan: "By Mr. McCracken?"

Clerk Leone: "That is correct."

Speaker Madigan: "Mr. McCracken has closed and the question is, 'Whether the Amendment shall be adopted?' Those in favor will signify by voting 'aye', those opposed by voting 'no'. Mr. Hoffman to explain his vote. Mr. Hoffman, did you speak in debate? Mr. Piel to explain his vote. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question there are 96 'ayes', 11 'nos'. The Amendment is adopted. At this time, if the Members would please be in their chairs, we have a special guest and if the staff would retire to the rear of the chamber. Staff retire to the rear of the chamber. Members be in their chairs. Visiting Senators will either sit or retire to the rear of the chamber. And for the purpose of an introduction, the Chair recognizes the Majority Leader, Mr. McPike."

McPike: "Thank you, Mr. Speaker. I would like to introduce to the Body today Consul General Dan Rue, who is Director of the Coordination Consul for North American Affairs for the Government of Taiwan. He has both a bachelors and a masters degree in diplomacy and has been in the diplomatic corps since 1963. Previously to coming to Chicago office, he was Deputy Consul General in New York and he was Director of the office in Kansas City, Missouri immediately prior to coming to Illinois. Since 1986, as I said, he's been the Director for the Chicago office. I would like to introduce to you Director Consul General, Dan Rue."

Consul General Rue: "Mr. Speaker, Lieutenant Governor, State Representatives, Ladies and Gentlemen, it is my great honor and privilege to be here with all of you. Since the

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assumption of my position in Chicago, no duty has been so pleasant and meaningful for me than the one I am called upon to perform here today. I would like to take this opportunity to make a very brief introduction of my country and its close trade relations with the United States. The Government of the Republic of China on Taiwan is a legally constituted government based on its founding father, 'Dr. Sanyaces', three principles of the people. The three principles of the people, of inter spirit are very similar to the spirits of President Lincoln's, 'of the people, by the people and for the people.' Our aim has been to raise the living standard of our people so as to build a society in freedom and democracy. In the past 37 years the Central Government of the Republic of China has been relocated in the City of Tai Pai, Taiwan Province. The country has been successfully transformed from an agriculture society into a rapidly developing and a newly industrialized nation. To the 19 million people in Taiwan, dedication to economic growth is only one of the ways to modernize our nation. Our ultimate goal is to make our concerted efforts with all other nations, the great mission of advancing world civilization to infinity. At present, the people in Taiwan enjoy full freedom and democracy so they can make the best use of their talents and intelligence. The Republic of China on Taiwan is proud of its 19 million people who have created an economic miracle that is acclaimed the world over. You may be aware that the Republic of China on Taiwan maintains very close trade relations with the United States. We are the sixth largest trade partner of the United States. Our bilateral trade volume reached about 24 billion U.S. dollars in last year. In recent years, Taiwan has had a large favorable balance in its trade with the United States; yet, we have adopted a series of measures in

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an effort to narrow the trade gap with the United States. The 1985 statistics show that each Republic of China national spent \$247 U.S. dollars or roughly 7% of his or her per capita income in buying American goods. Whereas, each American citizen bought about \$64 U.S. dollars or less than 0.5% of the per capita income worth of 'Made in Taiwan' products. Although some may discard such a comparison as ... or even paradoxical, the fact remains that Republic of China, in sustaining a continuing 'buy American' campaign, has since 1978, dispatched twelve special procurement missions to purchase more than \$8.14 billion in U.S. dollars in agricultural and industrial products from U.S. suppliers. Today, the Republic of China is the seventh largest overseas market for U.S. agricultural products. The largest for apples. The third largest for corn, soybeans and barley. A long term grain agreement was renewed some months ago to commit the Republic of China to purchasing more than 18 million tons of American grain over the last ... the next five years. To be in line with American efforts to evaluate U.S. dollars, the new Taiwan dollars have been appreciated about 22% since early 1986 from one U.S. dollar equal to 40 new Taiwan dollars, to one U.S. dollars equal to 31 new Taiwan dollars nowadays. The new Taiwan dollars are continuing to rise at a few cents a day. Agreement was reached in December 1986 to break the 50 year monopoly of cigarettes, beer and wine and open the Taiwan market to these U.S. products. Ambassador 'Yertur', the U.S. trade representative, heralded the agreement as, quote, 'extremely satisfactory', unquote. Across the board tariff reductions have been promulgated several times in recent years, especially for items of which U.S. products have taken a great share of the Taiwan market, to lower our

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average effective tariff rate to 7.64% by 1985. This rate will be reduced to 5% by 1990. A number of important steps, including revision of relevant laws and regulations, have been taken to provide explicit protection for intellectual property and proper penalties for infringers. The progress in this aspect was already noted by U.S. Congress as in an investigation report by the House Energy and Commerce Committee filed on April 16, 1986 - pointed out that for Taiwan, quote, 'the situation has drastically improved and, in most cases, legal recourse is real,' unquote. The above mentioned measures are by no means exhaustive and the task remained before us in pursuing a mutually fair and free trade is still tremendous. As one probably can never do enough for that goal, the Republic of China nevertheless hopes that its sincerity and efforts in cooperating with this country toward a more balanced trade can be known to all, owing through the close relations between my country and the State of Illinois. Nine of the above mentioned procurement missions from the Republic of China on Taiwan have visited the State of Illinois since 1978 and purchased over \$336 million U.S. dollars of agricultural and industrial products. Both the agricultural and industrial procurement missions from the Republic of China on Taiwan this year will visit the State of Illinois again next month. Besides of that, two procurement missions, the Republic of China on Taiwan State Owned Enterprise Investment Study Mission is scheduled to visit the State of Illinois in the later part of this month. We are convinced that it is in the interest of both trading countries to maintain a fair, free and open trading system. We will continue to intensify our efforts toward this goal. I thank you for your time."

Speaker Greiman: "Representative Greiman back in the Chair.

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Returning to the ... Alright, Bill 542, Senate Bill 542 will be held on the Order of Second Reading because of a Fiscal Note request. Now on the Order of Senate Bills, Second Reading, Short Debate ... Yes, Mr. McCracken."

McCracken: "I would like to withdraw the request for the Fiscal Note. That's what I told the Sponsor I'd do if I got a hearing on my Amendment, unless he doesn't care anymore, but I told him I'd do it and I'd like to withdraw that Fiscal Note."

Speaker Greiman: "Alright. So the Fiscal Note request is withdrawn and the Bill goes to the Order of Third Reading. And on this Order of Senate Bills, Second Reading, Short Debates appears Senate Bill 314. Mr. Clerk."

Clerk O'Brien: "Senate Bill 314, a Bill for an Act to amend the Legislative Commission Reorganization Act ..."

Speaker Greiman: "Excuse me. Mr. Mulcahey, for what purpose do you seek recognition?"

Mulcahey: "Mr. Speaker, on a point of order. Did you move Senate Bill 549 to Third Reading?"

Speaker Greiman: "No. We haven't gotten to 549. 542 went to the Order of Third Reading. Not 549."

Mulcahey: "Okay. Okay, thank you."

Speaker Greiman: "Alright. Mr. Clerk, proceed."

Clerk O'Brien: "Senate Bill 314, this Bill has been read a second time previously. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Franklin, Mr. Rea."

Rea: "Withdraw."

Speaker Greiman: "Amendment #1 is withdrawn. Further Amendments?"

Clerk O'Brien: "Floor Amendment #2, offered by Representatives

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Wojcik, McCracken and Parcels."

Speaker Greiman: "The Lady from Cook, Ms. Wojcik on Amendment #2.
Amendment #2 withdrawn. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate
Bill 549. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 549, a Bill for an Act in relation to
the transfer of the various property rights by the state.
Second Reading of the Bill. Amendments #1 and 3 were
adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to
Amendments 1 and 3?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #4, offered by Representative
Mulcahey."

Speaker Greiman: "The Gentleman from Winnebago, Mr. Mulcahey on
Amendment #4."

Mulcahey: "Thank you, Mr. Speaker and Members of the House.
Amendment #4 resolves a problem with the Illinois Historic
Preservation Agency. There's a problem in JoDaviess
County. In order to get from the Grant State Park in
Galina to the Washburn Mansion, which is also a historic
site, tourists must cut across an undeveloped piece of
private property. And this was not realized until about a
half a year ago when the people bought this property that
about 1/3 of that state property is privately owned. Until
recently the state was not aware of that. The State
Illinois Historic Preservation Agency has suggested that
the trade be made and the property owners have agreed on
this. And so we need this Amendment to authorize the
Preservation Agency to carry out this transaction. Both
sides agree. I know of no opposition and I would move for

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the adoption of the Amendment."

Speaker Greiman: "The Gentleman from Winnebago, Mr. Mulcahey moves for the adoption of Amendment #4 to Senate Bill 549. And on that, is there any discussion? The Gentleman from Cook, Mr. Cullerton."

Cullerton: "Yes. Will the Sponsor yield?"

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

Cullerton: "You indicate that this is a transfer or trade. Is that correct?"

Mulcahey: "Yes."

Cullerton: "Trade? So it's an even up trade so ..."

Mulcahey: "Yes. Both sides agree to it. The historical agency as well as ..."

Cullerton: "So, there's no exchange of any money?"

Mulcahey: "No."

Cullerton: "So there's no need for an appraisal?"

Mulcahey: "No."

Cullerton: "Thank you."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall the Amendment be adopted?' Those in favor say 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Further Amendments?"

Clerk O'Brien: "Floor Amendment #5, offered by Representative Matijevich."

Speaker Greiman: "The Gentleman from Lake, Mr. Matijevich. Mr. Matijevich. Yes, Mr. Cullerton."

Cullerton: "Yes. That Amendment should be withdrawn per the request of the Sponsor of the Amendment."

Speaker Greiman: "Alright, Amendment #5 is withdrawn. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate

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Bill 582. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 582, a Bill for an Act to amend the Code of Civil Procedure. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 591. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 591 ..."

Speaker Greiman: "Wait, Mr. Clerk. Mr. Steczo. Mr. Steczo, do you wish that Bill read? Out of the record. On this Order appears Senate Bill 655. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 655, a Bill for an Act in relation to construction contracts of public agencies. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, offered by Representatives McCracken and Parcells."

Speaker Greiman: "The Gentleman from DuPage, Mr. McCracken on Amendment #1. Withdraw? Amendment #1 withdrawn. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 687. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 687, a Bill for an Act to amend the Regency Universities Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. And now on page eight of the Calendar, on the Order of Senate Bills, Second Reading, Short Debate appears Senate Bill 690. Mr. Clerk, read the Bill. Excuse me, Mr. Piel, do you wish that Bill called?"

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Out of the record. On this Order appears Senate Bill 762. Mr. Tate, do you wish that Bill called? Mr. Tate. 762. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 762, a Bill for an Act to amend an Act in relation to development of agriculture as an agricultural enterprise. Second Reading of the Bill. Amendments #1 and #2 were adopted in Committee."

Speaker Greiman: "Any Motions with respect to Amendment #1 and #2?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 771. Mr. White. Out of the record. On this Order appears Senate Bill 789. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 7..."

Speaker Greiman: "I'm sorry, 798."

Clerk O'Brien: "Senate Bill 798, a Bill for an Act to amend the Illinois Dental Practice Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 820. Mr. Clerk. Mr. Saltsman, do you wish that Bill read? 820. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 820, a Bill for an Act to amend an Act in relation to fire protection districts. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 833. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 833, a Bill for an Act to amend

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sections of the Illinois Public Aid Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there Motions with respect to Amendment #1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 892. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 892, a Bill for an Act to amend the Conservation District Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1 ..."

Speaker Greiman: "The Gentleman from Franklin, Mr. Rea."

Clerk O'Brien: "... offered by Representative Rea."

Rea: "Thank you, Mr. Speaker. I would withdraw the Amendment and also ask ..."

Speaker Greiman: "Amendment #1, withdrawn."

Rea: "And also ask for leave for this Bill to be returned to Consent, Second Day on Second Reading."

Speaker Greiman: "The Gentleman asks leave of the House to return Senate Bill 892 to the Consent Calendar on the Order of Second Reading Second Day. Mr. McCracken."

McCracken: "I suppose we took it off, but I don't have any record of that. Do you know who took it off? Was it us?"

Rea: "In fact, I took it off in order to add an Amendment. We decided we did not need the Amendment."

McCracken: "Oh, okay. I thought I was missing something. That's fine. Thank you."

Speaker Greiman: "Mr. Rea, what is your pleasure, Sir?"

Rea: "I just found that there is a technical Amendment that is needed. So I ask ..."

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Speaker Greiman: "Alright. So you withdraw your Motion."

Rea: "Yes."

Speaker Greiman: "Alright. Third Reading. On this Order appears Senate Bill 925. Mr. Piel. Out of the record. On this Order appears Senate Bill 934. Mr. Flinn. Well, we'll take that out of the record for the moment. But if the Sponsors request, we'll return to it. On this Order appears Senate Bill 959. Mr. Capparelli, do you wish to proceed? Out of the record. On this Order appears Senate Bill 960. Out of the record. On this Order appears Senate Bill 972. Mr. Stange. Out of the record. On this Order appears Senate Bill 981. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 981, a Bill for an Act to amend the Illinois Enterprise Zone Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 982. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 982, a Bill for an Act to amend the Township Law. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

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

Speaker Greiman: "The Gentleman from McHenry, Mr. Klemm on Amendment #1."

Klemm: "We withdraw Amendment #1 please."

Speaker Greiman: "Amendment #1 withdrawn. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 986. Ms. Flowers, do you wish to proceed? 986. Out

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of the record. On this Order appears Senate Bill 1009.
Out of the record. On this Order appears Senate Bill ...
On this Order appears Senate Bill 1009. Mr. Clerk, read
the Bill."

Clerk O'Brien: "Senate Bill 1009, a Bill for an Act authorizing
the delegation of health tasks to physical assistants under
the supervision of a licensed physician. Second Reading of
the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendment
#1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

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

Braun: "Thank you, Mr. Speaker. The Amendment to this Bill was
filed at least a half hour ago, if the Clerk's Office
hasn't caught up with it yet, if we could come back to
this, I would like to move it to Third Reading today with
the Amendment."

Speaker Greiman: "Well, I'm just moving it to Third Reading. If
you'd like, I'll return it with leave of the House to
Second Reading, to hold it on the Order of Second Reading."

Braun: "That would be very nice. Thank you, Mr. Speaker."

Speaker Greiman: "If indeed that's why we wish to take it out of
the record, Ms. Braun."

Braun: "Your wisdom. I should have followed it the first time."

Speaker Greiman: "That's correct. So 1009 then is returned with
leave of the House to the Order of Second Reading. On this
Order appears Senate Bill 1074. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1074, a Bill for an Act to amend the
Sanitary District Act. Second Reading of the Bill. No
Committee Amendments."

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Speaker Greiman: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order, on page 9 of the Calendar appears Senate Bill 1102. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1102, a Bill for an Act to amend the Illinois Consortium for Educational Opportunity Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Any Motions with respect to Amendment #1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Cook, Mr. Young on Amendment #2."

Young: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #2 makes it clear that this program will ensure that all applicants are holders of a bachelors degree and are either current residents of the State of Illinois for three years prior to applying for the grant or have graduated from an institution... from an Illinois institution of higher education. And I move for its adoption."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #2. And on that, is there any discussion? The Gentleman from DuPage, Mr. McCracken. Mr. McCracken."

McCracken: "Has this Amendment been printed and distributed, Mr. Speaker?"

Speaker Greiman: "Mr. Clerk. The Clerk advises me that the Amendment has been printed and distributed."

McCracken: "To the Amendment. I am advised that it is identical to Committee Amendment, or to Amendment #1 which was

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adopted in Committee. I ... Have you seen the Committee Amendment, Mr. Young? I haven't seen your Amendment, but I'm advised they're identical."

Young: "You're absolutely right."

Speaker Greiman: "Yes, Mr. Young."

Young: "Yes, Mr. Speaker. I'm advised that the Amendment #2 was adopted in Committee as Amendment #1. Therefore, I would move to table Amendment #2."

Speaker Greiman: "Withdraw to table Amendment ... Withdraw Amendment # ... Mr. Young, did you wish to withdraw Amendment #2?"

Young: "Yes, Mr. Speaker. I wish to withdraw Amendment #2."

Speaker Greiman: "Alright. Amendment #2 is withdrawn. Are there further Amendments?"

Clerk O'Brien: "Floor Amendment #3, offered by Representatives Stephens and McCracken."

Speaker Greiman: "The Gentleman from St. Clair, Mr. Stephens on Amendment #3."

Stephens: "Thank you, Mr. Speaker. Amendment #3 would delete the provision allowing ..."

Speaker Greiman: "Excuse me, Mr. Stephens. Mr. Cullerton, for what purpose do you seek recognition?"

Cullerton: "I will ask the same question Representative McCracken asked about Amendment #2. That is, has it been printed and distributed?"

Speaker Greiman: "Mr. Clerk."

Cullerton: "Well, not has it been adopted in Committee."

Speaker Greiman: "Amendment #3 has not been printed and distributed. Mr. Young, what is your pleasure, Sir?"

Young: "Amendment #3 deletes what we consider to be ..."

Speaker Greiman: "No. Amendment #3 has not been printed and distributed."

Young: "Well, I would move to table."

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Speaker Greiman: "The Gentleman moves to table Amendment #3. And on that, the Gentleman from St. Clair, Mr. Stephens."

Stephens: "Well, I think the Gentleman's Motion is out of order, tabling a Motion that hasn't been printed and distributed. Mr. Young, why don't we just talk about the issue and move on to the next Bill."

Speaker Greiman: "The Gentleman's Motion is in order. Further discussion? There being none, all those in favor of tabling Amendment #3 signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is tabled. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 1112. Out of the record. On this Order appears Senate Bill 1113. Mr. Clerk. Out of the record. On this Order appears Senate Bill 1131. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1131, a Bill for an Act relating to certain criminal offenses and fines, costs relating to criminal offenses. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 1136. Out of the record. On this Order appears Senate Bill 1155. Ms. Braun, did you wish to proceed with 1155? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1155, a Bill for an Act to amend the Civil Administrative Code of Illinois. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Ms. Braun, a Fiscal Note has been requested and this Bill will remain on the Order of Third Reading. Ms.

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Braun, for what purpose do you seek recognition?"

Braun: "Thank you, Mr. Speaker. It's my understanding that the Fiscal Note has been filed. I don't think it was appropriate in the first place. And it was a silly Fiscal Note request. However, we have done our best to comply with it and I believe it has been filed."

Speaker Greiman: "Mr. McCracken has entered an Order of Disclaimer here. It's the first Fiscal Note ever filed that he hasn't filed. Well, Mr. Clerk, has a Fiscal Note been filed? The Clerk does not have a record, Ms. Braun. Well, Ms. Braun, if you filed the note we will return to this Bill and so with leave of the House, we will keep the Bill on the Order of Second Reading with leave to return to it if the Fiscal Note is filed this afternoon. Okay?"

Braun: "Thank you, Sir."

Speaker Greiman: "And on this Order appears Senate Bill 1177. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1177, a Bill for an Act to amend the Minority and Female Business Enterprise Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendment #1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Ms. Currie, there is a request for a Fiscal Note on this Bill. So the Bill will remain on the Order of Second Reading. On this Order appears Senate Bill 1192. Out of the record. On this Order appears Senate Bill 1255. Mr. Clerk. Out of the record. On this Order appears Senate Bill 1258. Out of the record. On this Order appears Senate Bill 1263. Mr. Clerk, read the Bill. Mr.

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Curran, do you wish to proceed on that? Mr. Curran? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1263, a Bill for an Act to amend Sections of the School Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Motions or Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 1269. Out of the record. On this Order appears Senate Bill 1335. Mr. O'Connell. Out of the record. Mr. O'Connell, did you wish to ...? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1335, a Bill for an Act to amend Sections of the Criminal Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendment 1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 1377. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1377, a Bill for an Act to amend the Code of Criminal Procedure. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Cook, Mr. Young on Amendment #1."

Young: "Out of the record."

Speaker Greiman: "Withdrawn. Further Amendments? What?"

Young: "Out of the record. Not withdrawn."

Speaker Greiman: "You wish to take the Bill out of the record at

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this time."

Young: "Yes, Mr. Speaker."

Speaker Greiman: "Alright. The Bill will be out of the record at this time. On this Order appears Senate Bill 1386. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1386, a Bill for an Act to amend the Township Law. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 1387. Mr. Mautino. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1387, a Bill for an Act to amend Sections of the Township Law. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Bureau, Mr. Mautino on Amendment #1."

Mautino: "Thank you, very much, Mr. Speaker. Amendment #1 to 1387 makes corrective language that is necessary to place the question of authorizing a tax on the referendum and this is the language necessary for the Department of Revenue and local government and I move for its adoption."

Speaker Greiman: "The Gentleman from Bureau moves for the adoption of Amendment #1 to Senate Bill 1387. And on that, is there any discussion? There being none, the question is, 'Shall the Amendment be adopted?' All those in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is adopted. Further Amendments?"

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

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Hasara."

Speaker Greiman: "The Lady from Sangamon, Ms. Hasara on Amendment #2."

Hasara: "Thank you, Mr. Speaker. Amendment #2 requires a front door referendum to be held on the automatic annexation of ..."

Speaker Greiman: "Excuse me. Excuse me, Ms. Hasara. For what purpose does the Gentleman from St. Clair, Mr. Flinn, seek recognition?"

Flinn: "Well, Mr. Speaker, I can't find a copy of that Amendment. I wonder if it's been printed yet."

Speaker Greiman: "Mr. Clerk, has this Amendment been printed and distributed? It has not been, Sir."

Flinn: "I move for the tabling of this Amendment."

Speaker Greiman: "The Gentleman from St. Clair, Mr. Flinn moves that the Amendment be tabled. And on that, is there any discussion? The Gentleman from Cook, Mr. Cullerton."

Cullerton: "I would be happy to support his Motion."

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

McCracken: "I'm not sure why Representative Flinn is doing this. It's Representative Mautino's Bill. I would ask him to defer to Representative Mautino. And I would ask Representative Mautino to give us a little time to get this Amendment out and have the issue discussed and we'll get back to the Bill as soon as we can."

Speaker Greiman: "Yes. For what purpose does the Gentleman from St. Clair, Mr. Flinn, seek recognition?"

Flinn: "Well, Mr. Speaker, I don't want to use any devious means to kill the Amendment, but this Amendment deals with the hole in the doughnut concept and enough of Bills being introduced. None have gotten out of committee. And this is an attempt to the Sponsor and I don't blame her for it. This is an attempt for the Sponsor to hang it on to a Bill

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and it would simply kill the Bill. And I am cosponsoring with Representative Mautino and that's why I am opposed to hearing... way on the Amendment. I would oppose the Amendment at this time."

Speaker Greiman: "Alright, we will, since no one seeks recognition, take that as closing. All those in favor of tabling Amendment #2 signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. And the Amendment is tabled. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On page ten of the Calendar appears Senate Bill 1390, Mr. Giglio. Out of the record. On this Order appears Senate Bill 1391, Mr. Flinn, do you wish this called? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1391, a Bill for an Act to amend the Township Law. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 1415. Out of the record. On this Order appears Senate Bill 1417. Mr. Ronan, what is your pleasure? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1417, a Bill for an Act to amend the Illinois Vehicle Code. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Yes, are there any Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Cook, Mr. Ronan on Amendment #1."

Ronan: "Yes. We haven't been able to reach an agreement on

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Amendment #1, so I move to table it."

Speaker Greiman: "Amendment #1 withdrawn. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 1421. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1421, a Bill for an Act to provide for the regulation of bed and breakfast establishments. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendment #1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 1436, Mr. Farley. Oh, I'm sorry. Alright, Mr. Daley. Alright, Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1436, a Bill for an Act to amend the Criminal Code. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 1454. Mr. Clerk. Mr. Ryder, do you wish to proceed? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1454, a Bill for an Act to amend the Civil Administrative Code of Illinois. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Morgan, Mr. Ryder, Amendment #1."

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Ryder: "Thank you, Mr. Speaker. The Amendment provides that the Department of Public Health may make payments to the... from the General Fund for medical care regarding transportation under organ... or experimental organ transplants, and I would ask for adoption."

Speaker Greiman: "The Gentleman from Morgan moves for the adoption of Amendment #1 to Senate Bill 1454. And on that, is there any discussion? There being none, the question is, 'Shall the Amendment be adopted?' Those in favor... yes, Mr. Young, did you wish to speak on this Bill? Proceed, Mr. Young."

Young: "Yes. Will the Sponsor yield?"

Speaker Greiman: "He indicates he will yield for questions."

Young: "I didn't quite hear all that explanation, Representative, and I'm just wondering would this Amendment, in any way, affect the Infant Mortality Reduction Initiative Fund?"

Ryder: "I'm sorry, I didn't explain it very well. And you're correct to ask about that. It's my understanding that it would not. It would supplement it."

Young: "Could you tell us how it will supplement it?"

Ryder: "Well, the Amendment indicates that the Department of Public Health can make payments for grants from the General Revenue Fund for medical care regarding transplantation under a different program which is the Experimental Organ Transplant Procedures Program and supplemental food supply is provided without regard to the fact that the services may have been rendered in a prior fiscal year. So it's simply... it's more of an accounting process, Representative, than it is taking from one and giving to someone else. So that's the reason that I said that it that it doesn't cause that problem."

Young: "Okay, thank you."

Ryder: "I guess."

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Speaker Greiman: "Alright. The question is, 'Shall the Amendment be adopted?' Those in favor 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it and the Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 1493. Ms. Hasara, do you wish that called? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1493, a Bill for an Act to amend the Forest Products Transportation Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Ms. Hasara, I am advised by the Clerk that there has been a Fiscal Note request, so this Bill will remain on the Order of Second Reading. On this Order appears Senate Bill 1498. Mr. Kulas. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1498, a Bill for an Act to amend certain Acts in relation to toxic chemical reportings. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. Now, Ladies and Gentlemen, on... Alright. The Clerk advises me that in error, Senate Bill 1263 was moved to the Order of Third Reading when in fact, an Amendment had been filed. Accordingly, with the leave of the House, we will return Senate Bill 1263 to the Order of Second Reading. We have leave. Leave is granted. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1263, this Bill has been read a second time previously. Floor Amendment #2, offered by Representative Anthony Young."

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Speaker Greiman: "The Gentleman from Cook, Mr. Young on Amendment #2."

Young: "Amendment #2 would add the City of Chicago to the Bill. I move for its adoption."

Speaker Greiman: "The Gentleman from Cook moves for the adoption of Amendment #2. And on that, the Gentleman from DuPage, Mr. McCracken."

McCracken: "Mr. Speaker, I don't believe this Amendment has been printed and distributed. If that's the case, I move to table it."

Speaker Greiman: "Mr. Clerk, has this Amendment been printed and distributed? It has not been printed and distributed. Mr. Curran, do you wish to proceed or take the Bill out of the record?"

Curran: "We'll get back to it, Mr. Speaker. We wish to take it out of the record at this point."

Speaker Greiman: "Alright. Out of the record. Alright. Mr. Stange was not on the floor when his Bill was called, so on the Order of Second Reading, Senates Bill Second Reading, Short Debate appears Senate Bill 972. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 972, a Bill for an Act to amend an Act concerning certain rights of medical patients. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendment #1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. Now, Ladies and Gentlemen, on page 10, on the Order of Senate Bills Second Reading, appears Senate Bill 3. Mr.... Out of the record. Mr.

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Cullerton. Read the Bill."

Clerk O'Brien: "Senate Bill 3, a Bill for an Act to eliminate jury exemptions. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Amendments with respect to Amendment #1? I'm sorry, any Motions with respect to Amendment #1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there any Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 17. Mr. Young, do you wish to proceed on 17? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 17, a Bill for an Act to create the Illinois Baccalaureate Education System Trust. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 28. Mr. McCracken, do you wish to proceed? Out of the record. On this Order appears Senate Bill 43. Out of the record. On this Order appears Senate Bill 47. Out of the record. On this Order appears Senate Bill 62. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 62, a Bill for an Act to amend the Prairie State 2000 Authority Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 63. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 63, a Bill for an Act to amend the School Code. Second Reading of the Bill. Amendment #1 was

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adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendment #1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there Floor Amendments?"

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

Speaker Greiman: "The Gentleman from St. Clair, Mr. Stephens on Amendment #2."

Stephens: "Mr. Speaker, I think Amendment #1 is... no, excuse me. Amendment #2 to Senate Bill 63 would prohibit schools or school grounds being used for the purpose of counseling or referring students under the age of... students or persons under the age of 18 for abortions, performing abortions procedures to students or persons under 18, or performing sterilization procedures on students or persons under age 18, and further, it says that the duties of the school nurse or physician can not include any of the above activities. Mr. Speaker, if I may, I want to ask the Clerk if there was a further Amendment filed and distributed?"

Clerk O'Brien: "Floor Amendment #3 is also filed. The last number of the LRB is 04, on Amendment 3."

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

Cullerton: "Yes. Just on a point of inquiry with regards to Representative Stephens' question. Has that Amendment that he requested... strike that... has the Amendment #3 been printed and distributed?"

Speaker Greiman: "Mr. Clerk. No, we're advised that Amendment #3 has not been printed and distributed."

Cullerton: "So perhaps Representative Barnes could take it out of the record, maybe we'll never get back to it."

Speaker Greiman: "Well, Mr. Cullerton, they're doing some kind of

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sign language there, so when they get through with their signals, we'll proceed. Ms. Barnes, do you wish to proceed or take it out of the record?"

Barnes: "I wish to proceed, Mr. Speaker."

Speaker Greiman: "Mr. Stephens."

Stephens: "I would move to take Amendment #2 out of the record."

Speaker Greiman: "You wish to withdraw... "

Stephens: "Excuse me, withdraw Amendment #2."

Speaker Greiman: "The Gentleman withdraws Amendment #2. Are there further Amendments?"

Clerk O'Brien: "Floor Amendment #3, offered by Representative Stephens."

Speaker Greiman: "The Gentleman from St. Clair, Mr. Stephens. Mr. Cullerton, for what purpose do you seek recognition?"

Cullerton: "I renew my inquiry as to... you know in the 42 seconds since I last asked this question, has it been printed and distributed?"

Speaker Greiman: "Well, we'll see. Mr. Clerk, are we at status quo? I'm advised by the Clerk, Mr. Stephenson (sic), that this Amendment... Mr. Stephens, I mean, that this Amendment has not printed and distributed. Mr. Giorgi."

Giorgi: "Mr. Speaker, could we go back to Senate Bill 43?"

Speaker Greiman: "Yes, but not in the middle of this Bill, though. Ms. Barnes, under our rules, we cannot proceed with the Bill at this time."

Barnes: "He doesn't care. I just discussed it with him and he has no objections to my moving it to Third. He's the Sponsor of the Amendment... "

Speaker Greiman: "Is he withdrawing his Amendment 3? Oh, so Amendment #3 is withdrawn? Is that correct?"

Barnes: "That is correct."

Speaker Greiman: "Alright. Amendment #3 is withdrawn. We've had a request for a Fiscal Note, so the Bill will remain on the

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Order of Second Reading. On page 11, on the Order of Senate Bills Second Reading appears Senate Bill 69. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 69, a Bill for an Act to amend the Illinois Insurance Code. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill... we'll back up just a moment. Mr. Giorgi was off the floor for a moment... appears Senate Bill 43. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 43, a Bill for an Act to amend the Illinois Development Finance Authority Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Lake, Mr. Churchill on Amendment #1."

Churchill: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Floor Amendment #1 permits downstate school districts to levy a .05% without referendum and .1% if approved at referendum for the purpose of asbestos abatement. As you know, we've had Bills that have been in the process this year dealing with the abatement of asbestos, and there's a question as to how we're going to pay for these Bills. There have been some people who have projected that the expense of paying for asbestos abatement could be something that would basically bankrupt the state. What we are doing in this particular Amendment is to give the local school districts the ability to bond for themselves to pay back for the asbestos abatement, so I

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would ask for approval of this Amendment."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #1 to this Bill, and on that, the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker, I would like Representative Churchill to withdraw his Amendment because this is only a vehicle Bill to finally solve the dilemma of the Asbestos Abatement Act in the Finance Authority. All I'm doing is amending this Bill by putting an effective date on it so it can go back to the Senate, and where they won't concur, and it will go to Conference so that we solve the asbestos problem. So if he withdraws the Amendment, I would appreciate it."

Speaker Greiman: "Well, Mr. Churchill, I guess... Will the Gentleman yield? Yields for a question. That's the question."

Churchill: "And it is my understanding that that's what the intent of the parties is in this Bill, and I will withdraw the Amendment."

Speaker Greiman: "Alright. The Amendment's withdrawn. Further Amendments?"

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

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

Giorgi: "Mr. Speaker, this Amendment puts an effective date on the Bill, but it's only the purpose is to send it back to the Senate so that they nonconcur, and we've got a vehicle for... "

Speaker Greiman: "The Gentleman from Winnebago moves for the adoption of this Amendment. All those in favor say 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

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Speaker Greiman: "Third Reading. On this Order appears Senate Bill 77. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 77, a Bill for an Act in relation to the towing and removal of nuisance vehicles. Second Reading of the Bill. Amendments #1 and #2 were adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendments 1 and 2?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #3, offered by Representative Cullerton."

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

Cullerton: "Withdraw."

Speaker Greiman: "Amendment #3 withdrawn. Further Amendments?"

Clerk O'Brien: "Amendment #4, offered by Representative Cullerton."

Speaker Greiman: "The Gentleman from Cook, Mr. Cullerton on Amendment #4."

Cullerton: "Thank you, Mr. Speaker. This Amendment clarifies a provision that was contained in Amendment #1 and it corrects various drafting errors. I move for the adoption of the Amendment."

Speaker Greiman: "The Gentleman from Cook moves for the adoption of Amendment #4. And on that, is there any discussion? There being none, the question is, 'Shall the Amendment be adopted?' Those in favor say 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it and this Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 80. Mr. Steczo, Senate Bill 80. Mr. Clerk, read the Bill."

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Clerk O'Brien: "Senate Bill #80, a Bill for an Act to require reimbursements to the arresting authority for providing medical and hospital services to an arrestee. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Cook, Mr. Steczo on Amendment #1."

Steczko: "Thank you, Mr. Speaker, Members of the House. Our staff, when looking over the Bill, realized that there was an error that had to be corrected, and this just provides the words 'arresting authority' as is consistent with the rest of the Bill. I move for its adoption."

Speaker Greiman: "The Gentleman moves for the adoption of the Amendment 1. And on that, is there any discussion? There being none... Yes, Mr. McCracken."

McCracken: "Thank you. I don't have a copy of the Amendment in front of me. Would you explain what it does, Representative Steczo?"

Steczko: "Thank you, Mr. Speaker. Representative McCracken, in the text of the Bill there are situations where the word 'arresting authority'... 'or arresting authority' is added as new language."

McCracken: "Right."

Steczko: "There was one circumstance up, I think, on page three or something where it said 'courts', and the term 'arresting authority' was not included..."

McCracken: "Okay."

Steczko: "And so all we're doing is adding that language to make it consistent with the rest of the Bill."

McCracken: "So both counties and other 'arresting authorities' are entitled to reimbursement under this Bill?"

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Steczo: "They would be, right."

McCracken: "Okay. Thank you."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall the Amendment be adopted?' Those in favor 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 85. Mr... Ms. Pullen? Out of the record. On this Order appears Senate Bill 94. Mr. Rea. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 94, a Bill for an Act in relation to seat belt violations. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 115. Mr. Homer, do you wish to... Out of the record. On this Order appears Senate Bill 117. Out of the record. On this Order appears Senate Bill 120. Mr. Daley. Out of the record. On this Order appears Senate Bill 130. Mr. McNamara, 130. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 130, a Bill for an Act to amend the Public Utilities Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

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

Speaker Greiman: "The Gentleman from Livingston, Mr. Ewing on Amendment #1. Amendment withdrawn. Further Amendments?"

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

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Speaker Greiman: "The Gentleman from Rock Island, Mr. Brunsvold on Amendment #2."

Brunsvold: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. At last I get to present to this House a very fine Bill. This is House Bill 911 that did not get out of committee and, in my opinion, did not have a fair hearing. We had proceeded to set up an agreement with the telephone company and the other side of the aisle as to the funding mechanism for 911 systems in this state. Efforts of Representative Frederick and myself did not get the job accomplished. House Bill 911 is tabled now, not meeting the House passage deadline, and so I would like to, at this time, proceed with this Bill as an Amendment onto Senate Bill 130. Amendment #2 would set up, or authorize municipalities and counties, by front door referendum, to set up a 911 system in their municipality or in their county. The funding mechanism for this would be, (a), as I said, a front door referendum that would be set by the referendum. In our case, in Rock Island County, that was 65 cents per phone line. It doesn't have to be that. In fact, ours will drop in Rock Island County, if this passes, from 65 after the initial purchase, down to about 20 cents, or \$2.40 a year for enhanced 911. That's very cheap, Ladies and Gentlemen. This would authorize the telephone companies to pass the tax onto the customers. This has been the problem. The opposition to the Bill had been the phone companies who do not want to see that tax on their bill, on their phone bill, and that has been the only opposition to the Bill. It would provide that the revenues go through a special depository fund and a board will be set up to administer those funds only for 911 operations. And the Bill, I think, is a mechanism that this state... there are 76, 911 systems in this state right now. There

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are counties around this state, Rockford, for one, that sent a letter very supportive of a 911 program; Kankakee County, as well as a lot of downstate counties that right now cannot fund a 911 system out of their general revenues. They can, at this time, have a 911 system if they take it out of general revenues, which they don't have, pass it by ordinance. This would allow them to go through a front door referendum, surcharge the phone bills and that tax would be collected and then supportive of the 911 system. A very good Bill and I ask for your support of the Amendment."

Speaker Greiman: "The Gentleman from Rock Island moves for the adoption of Amendment #2. And on that, the Gentleman from Cook, Mr. Young."

Young: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Reluctantly, I rise in opposition to this Amendment. I believe the Gentleman's Bill got a fair hearing in Revenue Committee. It was defeated in the Revenue Committee. There is opposition to this Bill other than the phone companies. One of the main things this Bill would do is it would cause cities, who perhaps may fund their own 911 system, to in fact, pick up the cost of 91 (sic - 911) systems in other areas within the same county. This is a bad Amendment it will hurt certain areas of this state who right now fund their own 911 system, and I urge a 'no' vote."

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

McCracken: "I think the Gentleman has a good Bill here. We've opposed it at one time, and now it appears that the phone companies are in agreement with this. The problem we have over here, Representative Brunsvold, is that we don't like the underlying Bill, and I suspect that the other side of the aisle likes the underlying Bill, so we find ourselves

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in a tough position here. I'm going to have to ask my colleagues on this side of the aisle to vote 'no' so that we can oppose that underlying Bill. And I would ask you to find another vehicle for this Bill, and I'd be happy to help if I can be of any assistance. Thank you."

Speaker Greiman: "The Gentleman from Rock Island, Mr. Brunsvold to briefly close."

Brunsvold: "Thank you, Mr. Speaker. Well, Ladies and Gentlemen of the House, this Bill appeared before subcommittee. There were three Members on the subcommittee, all voting 'yes'. I went to full committee, I had police and fire support. ICC did not take a position on this Bill. We had people from Rockford here, and we did not get a chance to present any testimony in committee at all. So this Bill really... this is the first time this Bill has been heard before three Members... more than three Members of this House. This is an excellent Bill. The phone company has opposed it. This is a health, life, safety issue that can be determined by the people of your counties. If you don't have 911, give them that chance. Why should the phone company dictate a life safety issue to the residents of this state. I don't think it's right. I ask for your support for Amendment #2 and Roll Call, please, Mr. Speaker."

Speaker Greiman: "The question is... the question is, 'Shall the Amendment be adopted?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is open. 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 48 voting 'aye', 59 voting 'no', 1 voting 'present', and the Amendment fails. Are there further Amendments?"

Clerk O'Brien: "Floor Amendment #3, offered by Representative

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McNamara."

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

McNamara: "Thank you, Mr. Speaker, Members of the House. Amendment #3, in determining just and reasonable rates, the commission shall exclude all of the costs associated with the electrical generating facility. What this does is this eliminates the Braidwood II facility from, not only the rates that will be charged, but also eliminates it and allows it to be put into mothballs before it is powered up for nuclear power. This would allow them to make a decision in the future and I definitely... I propose that you support this Amendment."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #3 to Senate Bill 130. And on that, is there any discussion? The Gentleman from Cook, Mr. Piel."

Piel: "Question of the Chair, Mr. Speaker. Has this Amendment been printed and distributed?"

Speaker Greiman: "We will soon find out. The Amendment has not been printed and distributed. Mr. McNamara."

McNamara: "I would like to take this Bill out of the record."

Speaker Greiman: "Alright. The Bill will be held on the Order of Second Reading. On this Order appears Senate Bill 154. Mr. Capparelli. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 154, a Bill for an Act to amend the Civil Administrative Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendment 1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate

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Bill 161. Mr. Hartke. Out of the record. On this Order appears Senate Bill 170. Mr. Brunsvold. Mr. Brunsvold. Out of the... Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 170, a Bill for an Act to amend Sections of the School Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions with respect to Amendment 1?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Are there Floor Amendments?"

Clerk O'Brien: "Floor Amendment #2, offered by Representative Cowlshaw and McCracken."

Speaker Greiman: "The Lady from DuPage, Ms. Cowlshaw."

Cowlshaw: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, Floor Amendment #2 is very simple. It simply makes this Bill apply to the City of Chicago Schools as well as to all of the other schools in Illinois and I ask for its support."

Speaker Greiman: "The Lady from DuPage moves for the adoption of Amendment #2 to Senate Bill 170. And on that, the Gentleman from Cook, Mr. Cullerton."

Cullerton: "I'm sorry, I couldn't hear. Did you explain what the original Bill did? You appear to be applying provisions of educational support personnel employees to the Chicago School District, and I'm just wondering how does this tie into the original Bill?"

Cowlshaw: "Mr. Cullerton."

Cullerton: "Yes, did you understand my question?"

Cowlshaw: "I'm sorry, Mr. Cullerton, are you asking me what are the provisions of the underlying Bill?"

Cullerton: "You said... I thought you said that the Amendment ties... makes the Bill's application apply to Chicago."

Cowlshaw: "That is correct."

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Cullerton: "... makes the Bill apply to Chicago. And so, I understood that it possibly was something other than that, and that's why I wanted to have you explain it."

Cowlshaw: "No, Sir."

Cullerton: "Does it apply to the educational support personnel employees? Is that what the... "

Cowlshaw: "That is correct. The basic Bill, Senate Bill 170, provides that certain... in certain instances, there have been some questions about where seniority applies. This Bill, as it stands now, provides that seniority will govern in instances when educational support personnel employees are dismissed or removed because of a decision to discontinue a particular type of service; that is, of course, unless an alternative system is established. Now, if that kind of provision for being certain that seniority provisions are fair needs to be proposed for all other school districts in Illinois, it would seem to me that we ought to be equally sure that there is fairness in seniority practices in the City of Chicago Schools."

Cullerton: "Mr. Speaker."

Speaker Greiman: "Yes, Mr. Cullerton, proceed."

Cullerton: "I think I understand the cause for the confusion. Representative Cowlshaw, I believe that the Bill already applied to the City of Chicago, with the exception of the issue of residency, and so that's why I felt that the Amendment was perhaps unnecessary, but I would say that there is nothing wrong with passing it twice."

Cowlshaw: "Mr. Cullerton, it is my understanding that this Bill, as originally proposed and as passed out of the Education Committee, applied only to downstate schools and not to the City of Chicago."

Cullerton: "No. If you look at page two of the Bill, line 34, actually lines 33, 34 and 35, it says, 'provisions of this

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Act relating to residency shall not apply to Chicago*. So it's okay. I'm not saying I'm opposed to your Amendment because it's just simply duplicative, and there's nothing wrong with duplicative Amendments, as long as they are not out of order."

Cowlshaw: "If you will look on page two of the Bill, line 33 to 35 presently say, 'The provisions of this amendatory Act relating to residency within any school district shall not apply to cities having a population exceeding 500,000 inhabitants*.'"

Cullerton: "So that's relating to residency. That only related to residency."

Cowlshaw: "That does not relate to the residency of the... "

Cullerton: "The other part... the other provisions of the Bill do apply to Chicago."

Cowlshaw: "Alright."

Cullerton: "... by implication."

Cowlshaw: "Alright."

Cullerton: "So now your Amendment... "

Cowlshaw: "I would like... Mr. Cullerton, I would like to have my Amendment adopted so that I'm absolutely sure that it applies to Chicago."

Cullerton: "Yes, like I say, it's just simply duplicative. There's nothing wrong with that."

Cowlshaw: "Well, we do that all the time. I think it would be nice to do it again."

Cullerton: "And I would point out that this Amendment was prepared by the Legislative Reference Bureau."

Cowlshaw: "That's right."

Cullerton: "Thank you."

Speaker Greiman: "The Gentleman from Rock Island, Mr. Brunsvold."

Brunsvold: "Thank you, Mr. Speaker, Ladies and Gentlemen. This Bill came out of the Labor and Commerce Committee. It was

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amended there to take out the objectionable parts. We met with our Leadership. The only thing that remains in the Bill now is the seniority rights and recall procedure, and that's what the Bill does now, and I would resist any Amendments to change that and would agree with Representative Cullerton that this Bill... this Amendment is unnecessary and would ask for its defeat."

Speaker Greiman: "The question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair, the 'nos' have it and the Amendment is defeated. Are there further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 173. Mr. Clerk. Ms. Breslin in the chamber? Out of the record. On this Order appears Senate Bill 181. Mr. Cullerton, do you wish to proceed? 181. Out of the record. On this Order appears Senate Bill 187. Mr. Mulcahey, do you wish to proceed with that Bill? 187. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 187, a Bill for an Act to amend the School Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions?"

Clerk Leone: "There are none."

Speaker Greiman: "Are there any Amendments?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 192. Mr. O'Connell, do you wish to proceed? Out of the record. And on this Order... we will return to Senate Bill 123. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 123, a Bill for an Act relating to testimony of children in criminal proceedings. Second

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Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Any Motions with respect to Amendment 1?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Greiman: "Third Reading. Now on page 12 of the Calendar, on the Order of Senate Bills Second Reading, appears Senate Bill 208. Mr. McNamara, do you wish to proceed with 208? Mr. Clerk, read... read the Bill."

Clerk Leone: "Senate Bill 208, a Bill for an Act to amend the School Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Any Motions with respect to Amendment #1?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Floor Amendments?"

Clerk Leone: "Floor Amendment #2 is being offered by Representatives McCracken and Cowlshaw."

Speaker Greiman: "The Gentleman from Cook, Mr. ... DuPage, Mr. McNamara... I'm sorry, McCracken."

McCracken: "Thank you, Mr. Speaker. This makes the provisions of the Bill apply to the Chicago School District, as long as... as well as downstate districts. This was recommended by LRB and it's their opinion that the Amendment is necessary to make... to make it effective as to Chicago as well as the rest of the state, and I'm going to ask for a Roll Call vote because this appears to be an upstate/downstate issue, and we don't want a voice vote on it."

Speaker Greiman: "The Gentleman from DuPage moves for the adoption of Amendment #2 to Senate Bill 208. And on that, the Gentleman from Cook, Mr. McNamara."

McNamara: "Yes, I'm sorry, I couldn't quite get the explanation

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from that Representative... "

Speaker Greiman: "Mr. McCracken."

McNamara: "... could you give me... "

McCracken: "This makes the Bill apply to the City of Chicago, as well as to the rest of the state."

McNamara: "In other words, the current law exempted Chicago from all residency requirements under the School Code. Is that correct?"

McCracken: "Right. Current law, or that part not amended by the Act, makes it applicable only to downstate. This makes the Act and the Bill applicable to Chicago."

McNamara: "Okay, fine. Thank you very much."

Speaker Greiman: "Okay. Alright. There being no further discussion, the question is, 'Shall the Amendment be adopted?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is open. This is... Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the... Have all voted who wish? Mr. Clerk, take the record. On this question there are 92 voting 'aye', 19 voting 'no', 1 voting 'present', and the Amendment is adopted. Are there further Amendments?"

Clerk Leone: "Floor Amendment #3 is being offered by Representatives Cowlshaw and Hoffman."

Speaker Greiman: "Alright. The Lady... Ms. Cowlshaw, just wait one second with that Amendment, okay? Speaker Madigan in the Chair."

Speaker Madigan: "Ladies and Gentlemen, if we could just interrupt for a few seconds. Attorney General Neil Hartigan has joined us. Let's welcome the Attorney General of Illinois, Mr. Neil Hartigan. For those of you who don't know, Mr. Hartigan spent quite a bit of time in South America while he was employed with the First National Bank

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of Chicago, and in that capacity he developed a very good friendship with two people that he has with him today. They are Mr. and Mrs. Fernando 'Oeteo', it's Fernando and Rosanna 'Oeteo', from the State of San Paulo in Brazil, so if we could welcome them to the House of Representatives. San Paulo is a state in Brazil, and there are 30 million people who live in that state. It is the sister state to the State of Illinois, and again, let us just welcome them and give them an Illinois welcome. Thank you. Mr. Greiman in the Chair."

Speaker Greiman: "The Lady from DuPage, Ms. Cowlshaw on Amendment #3."

Cowlshaw: "Mr. Speaker, please withdraw Amendment #3."

Speaker Greiman: "Amendment #3, withdrawn. Are there further Amendments?"

Clerk Leone: "Floor Amendment #4, offered by Representatives Cowlshaw and Hoffman."

Speaker Greiman: "The Lady from DuPage, Ms. Cowlshaw on Amendment #4."

Cowlshaw: "Mr. Speaker, Amendment #4 goes on to provide, in addition to what we have already done with the adoption of the prior Amendment that we adopted here on the floor, goes on to provide that the City of Chicago School District, as well as all downstate districts, must not only file a roster of its noncertified employees with the State Board of Education, but it, like all downstate school districts would be required to do under this Bill, must also evaluate all noncertified employees at least once annually."

Speaker Greiman: "Ms. Cowlshaw, have you concluded your remarks?"

Cowlshaw: "Yes, Sir."

Speaker Greiman: "Alright. The Lady from DuPage moves for the adoption of this Amendment. And on that, the Gentleman

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from Cook, Mr. McNamara."

McNamara: "Thank you, Mr. Speaker. Representative, on this Amendment, this really makes a technical change to Amendment #2, which brings the language correct in focus."

Cowlshaw: "That is correct."

McNamara: "I have no objection to this Amendment."

Cowlshaw: "Very good."

Speaker Greiman: "The question is, 'Shall the Amendment be adopted?' All those in favor say 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 220. Mr. Countryman, do you wish to proceed? 220. Alright, Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 220, a Bill for an Act in relationship to domestic relations. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Motions with respect to Amendment #1?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 222. Ms. Barnes, do you wish to proceed? Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 222, a Bill for an Act to amend an Act in relationship to fire protection districts. Second Reading of the Bill. There are no Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 242. Mr. ... Ms. Stern, do you wish to proceed? Ms. Stern. 242. Out of the record. On this Order appears

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Senate Bill 249. Mr. Keane. Out of the record. On this Order appears Senate Bill 255, Mr. Novak. Mr. Novak. Out of the record. On this Order appears Senate Bill 256, Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 256, a Bill for an Act to amend the Illinois Human Rights Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Yes. Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #1 is being offered by Representative LeFlore."

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

LeFlore: "Withdraw #1."

Speaker Greiman: "Amendment #1 withdrawn. Are there further Amendments?"

Clerk Leone: "Floor Amendment #2, offered by Representative LeFlore."

Speaker Greiman: "The Gentleman from Cook, Mr. LeFlore on Amendment #2."

LeFlore: "Thank you, Mr. Speaker. Amendment #2 just clarifies the language in the Bill. It corrects some technical errors."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #2 to Senate Bill 256. And on that, is there any discussion? The Gentleman from DuPage, Mr. McCracken."

McCracken: "Just a technical point. On line four of the Amendment the Gentleman seeks to delete language which in the Bill is underlined. It's not underlined in the Amendment. I know that this is from the Democratic Tech Review Staff, and I just wondered if they wish to withdraw this or rewrite it or amend it on its face. I'd be agreeable to amending it on its face, to underline on line four of the Amendment the phrase 'construed to prohibit' so that it's technically correct."

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LeFlore: "Mr. Speaker, take it out of the record."

Speaker Greiman: "Alright. We'll take this Bill out of the record. On this Order appears Senate Bill 263. Mr. Cullerton, do you wish to proceed? Out of the record. On this Order appears Senate Bill 266. Mr. Novak, do you wish to proceed? 266. Alright, Mr. Clerk, read the Bill. Mr. Novak, there's been a request for a Fiscal Note. You might want to... if you have not received the Fiscal Note... you might want to take this out of the record."

Novak: "I do."

Speaker Greiman: "Has the record been filed?"

Novak: "Yes. I don't know if the Note has been filed, but a request has been filed for a Note. I don't know what the results ... request is."

Speaker Greiman: "Well, why don't we pass this over. We'll come back to it, okay?"

Novak: "Okay."

Speaker Greiman: "On this Order appears Senate Bill 300. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 300, a Bill for an Act to amend the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there Floor Amendments?"

Clerk Leone: "There are none."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 310. Mr.... Ms. Cowlshaw, do you wish to proceed? Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 310, a Bill for an Act to amend the School Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Any Motions with respect to Amendment #1?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there any further Amendments?"

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Clerk Leone: "Floor Amendment #2 is being offered by Representatives Hoffman and McPike."

Speaker Greiman: "The Gentleman from DuPage, Mr. Hoffman on Amendment #2."

Hoffman: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, Representative Didrickson passed a Bill out of the House which is basically the... which is the same as this Amendment. This Bill deals with gifted education, and as it is presently drawn, in effect, mandates schools offering gifted education. Given the times in which we find ourselves, from a financial point of view and our inability to fund those programs that are already are in... been placed into effect by this General Assembly, and it appears that we are not going to be able to fund those programs, what I have done with this Amendment, and what Representative Didrickson did with her Bill that passed out of the House into the Senate, provides... or out of the House to the Senate, this Amendment provides that each school district will be required to submit to the State Board, consistent with their rules and regulations, by the conclusion of the '88 - '89 school year, a plan which would provide and make available to gifted and talented students, appropriate programs. The implementation of this plan, then, would be dependent on the acceptance by the Governor of the plan and acceptance of the General Assembly of the formula and funding levels to be submitted by the State Board of Education by January 1, 1991. So what we have done, in effect, here is we have bifurcated the mandating into two areas; one, let's get out there and see what kind of a program this would require, have some idea what it would cost, how we would fund it, the method by which we would fund it, and then it would come back to the General Assembly for our consideration when we had all the facts

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and figures and numbers in front of us. I think this is an appropriate way to go, and as you'll see by the Amendment, Representative McPike agrees with me on this, and I would ask for the adoption of this Amendment to Senate Bill 310."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #2 to this Bill, and on that, the Lady from DuPage, Ms. Cowlshaw."

Cowlshaw: "Mr. Speaker, Ladies and Gentlemen of the House, it is with a sense of awe that I rise and note that this Bill that I have sponsored has attracted the attention of not only Representative Hoffman, on this side of the aisle, but Representative McPike, from the other side, and that's a pretty powerful team. You put an Amendment together with a Hoffman and McPike sponsorship, and it seems rather likely that it's going to be very successful. I very much respect the reasons for this Amendment having been filed, and I realize that this state is in very grave fiscal condition. Nevertheless, for years, in fact, for at least a decade, we have provided both at state and local levels, very substantial amounts of money for students who fall at the other end of that spectrum, from the gifted. We have done an abysmal job of providing for those who are our brightest and best students. We have waited too long already, Mr. Speaker and my colleagues, to serve those students who truly deserve to be served, as well as all other students, and to have those gifts developed. I stand in opposition to this Amendment and I ask for a Roll Call vote."

Speaker Greiman: "Further discussion? The Lady from Cook, Ms. Didrickson."

Didrickson: "Thank you, Mr. Speaker, Members of the House. I would like to reiterate the fact that I was a Sponsor of the Amendment to Senate Bill 310 which raises the reimbursement for gifted education personnel from \$5,000.00

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to \$8,000.00 annually. That tracks along with what we are doing and did two years ago for special education. That part, that very important reimbursement part, is what the gifted community out in the field wants. It's still in Senate Bill 310 with Representative Hoffman and McPike's Amendment, and I want to underscore that. The money for that is there and that's critical to them. All we are doing is doing some long range planning four years out and then putting in, in a very carefully, calculated way, a school... a formula for funding education. And I don't think anybody on this floor can disagree that we are walking... we are not walking away from the gifted. We are actually doing it in a very orderly process with this Amendment. I ask for your 'aye' vote for this Amendment."

Speaker Greiman: "The question is, 'Shall the Amendment be adopted?' All those in favor signify by saying 'aye'... excuse me, did you wish a Roll Call?... by voting 'aye', those opposed 'no'. Voting is open. 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... Yes, Mr. Homer, one minute to explain your vote."

Homer: "Thank you, Mr. Speaker. In explanation, the Bill itself would mandate special education, be another mandate. The Amendment that's being offered says that the program would not be mandated unless we appropriate funds for that mandate. I think you'll find that your school people would support this approach. I'd urge an 'aye' vote."

Speaker Greiman: "Mr. Clerk, take the record. On this question there are 98 voting 'aye', 7 voting 'no', none voting 'present', and the Amendment is adopted. Are there further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate

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Bill 360. Mr. Keane in the chamber? Mr. Keane. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 360, a Bill for an Act to increase the price of publishing legal notices. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk Leone: "There are none."

Speaker Greiman: "Have the Fiscal Notes been filed?"

Clerk Leone: "Fiscal Note has been filed."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 370. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 370, a Bill for an Act to amend the Liquor Control Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there Motions with respect to Amendment #1?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there any Amendments filed?"

Clerk Leone: "Floor Amendment #2 is being offered by Representative Rea."

Speaker Greiman: "The Gentleman from Franklin, Mr. Rea on Amendment 2."

Rea: "Withdraw. Withdraw."

Speaker Greiman: "Amendment #2 withdrawn. Further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 378. Out of the record. We'll come back to that, Mr. Keane, with leave to return. On this Order appears Senate Bill 382. Mr. Steczo, do you wish to have that called? Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 382, a Bill for an Act to amend the Illinois Municipal Code. Second Reading of the Bill. Amendment #1... "

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Speaker Greiman: "Any Motions with respect to Amendment #1?"

Clerk Leone: "A Motion to table Amendment #1, offered by Representative Saltsman."

Speaker Greiman: "The Gentleman from Peoria, Mr. Saltsman on a Motion to table Amendment #1."

Saltsman: "Yes. Thank you, Mr. Speaker. I talked this over with the Sponsor and I'd ask for a favorable vote to table Amendment #1."

Speaker Greiman: "The Gentleman from Peoria, Mr. Saltsman moves to table Amendment #1 to Senate Bill 382. And on that, the Gentleman from Cook, Mr. Steczo."

Steczko: "I'm sorry, Mr. Speaker, I would concur with the Gentleman's Motion."

Speaker Greiman: "You say you do concur with...?"

Steczko: "Concur."

Speaker Greiman: "Oh. Okay. Alright. Further discussion? There being none, the question is, 'Shall the Motion carry?' Those in favor 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it and the Amendment #1 is tabled. Are there further Floor Amendments?"

Clerk Leone: "Floor Amendment #2 is being offered by Representative Giorgi."

Speaker Greiman: "The Gentleman from Winnebago, Mr. Giorgi. Mr. Giorgi. Yes, Mr. Steczo, for what purpose do you seek recognition?"

Steczko: "Thank you, Mr. Speaker. Representative Giorgi and I have discussed this Amendment before and I had agreed to... to Mr. Giorgi's request to have the Amendment adopted. It deals with chiefs of police in municipalities of 1,000 or over, and it says that without the advice and consent of the... "

Speaker Greiman: "Well... "

Steczko: "...Board of Fire and Police Commissioners... "

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Speaker Greiman: "... let me... "

Steczo: "... they can make certain appointments."

Speaker Greiman: "Yes. I understand that. Let's see if we can talk slowly so that, if we can find Mr. Giorgi, but in the meantime, Mr.... does the House give leave to the Gentleman to present the Bill? Alright, you have it without objection, Mr. Steczo. Now you may present the Bill."

Steczo: "Thank you, Mr. Speaker. Amendment #2... "

Speaker Greiman: "Or the Amendment."

Steczo: "... deals with police departments in municipalities over 100,000 and it indicates that the chiefs of police, without the advice or consent of the Board of Fire and Police Commissioners, may appoint up to six officers who shall be known as deputy chiefs or assistant deputy chiefs. I don't know if there is any opposition to the Amendment. Representative Giorgi indicated that there had not been."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment 2. Is there any discussion? There being none, the question is, 'Shall the Amendment be adopted?' Those in favor 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it and the Amendment is adopted. Are there further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 385. Mr. Giorgi. Out of the record. On this Order appears Senate Bill 400. Mr. Ronan. Mr. Ronan in the chamber? Out of the record. On this Order appears Senate Bill 423. Mr. Countryman. Out of the record. On this... On this Order appears Senate Bill 427. Out of the record. On this Order appears Senate Bill 441. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 441, a Bill for an Act to amend the School Code. Second Reading of the Bill. Amendment #1

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was adopted in Committee."

Speaker Greiman: "Are there Motions with respect to Amendment #1?"

Clerk Leone: "There are no Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #2 is being offered by Representatives McCracken and Cowlshaw."

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

McCracken: "This would make the Bill applicable to the Chicago School Board as well as the downstate school boards, and I move it's adoption."

Speaker Greiman: "The Gentleman from DuPage moves for the adoption of Amendment #2 to Senate Bill 441. And on that, is there discussion? The Gentleman from Fulton, Mr. Homer."

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

McCracken: "Yes."

Speaker Greiman: "He indicates he will."

Homer: "Representative McCracken, there are actually two parts to the Bill, there's the main Bill and there's Amendment #1 added in committee. It is my understanding that your Amendment #2 would make the original Bill apply to Chicago, but would not make the provisions of Amendment #1... Alright. You can't hear? Alright let me start over. The Bill has two points to it now - the original Bill as it came over from the Senate and then there was an Amendment added in the House Committee, Amendment #1. Your Amendment #2 would, as I read it, extends the provisions of the original Bill to Chicago, but would not extend application to Amendment #1. Is that correct?"

McCracken: "Yes. Yes. You are correct."

Homer: "Alright. Thank you. I have no objection to the Amendment."

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McCracken: "Mr. Speaker."

Speaker Greiman: "Yes, Mr. McCracken."

McCracken: "In closing, I'd just ask for a favorable Roll Call vote."

Speaker Greiman: "Alright. There being no further discussion, the question is, 'Shall the Amendment be adopted?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 107 voting 'aye', none voting 'no', 2 voting 'present' and the Amendment is adopted. Are there further Amendments?"

Clerk Leone: "Floor Amendment #3, offered by Representatives McCracken and Cowlishaw."

Speaker Greiman: "The Gentleman from DuPage, Mr. McCracken on Amendment #3."

McCracken: "Withdraw Amendment #3."

Speaker Greiman: "Amendment #3 withdrawn. Further Amendments?"

Clerk Leone: "Floor Amendment #4, offered by Representative William Peterson."

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

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

Speaker Greiman: "Excuse me. Yes, Mr. Homer, for what purpose do you seek recognition?"

Homer: "Mr. Speaker, has this Amendment been printed and distributed?"

Speaker Greiman: "We'll see. Mr. Clerk. We're advised by the Clerk that the Amendment has been printed and distributed. Proceed."

Peterson: "Thank you, Mr. Speaker, Members of the House. Amendment 4 deletes the provision in the amended Bill taking out the involvement of the state's attorney. I am under the... I understand that State's Attorney Daley is

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opposed to this Bill as it stands, and I've talked to Fred Foreman, the Lake County State's Attorney, who is also the President of the State's Attorneys' Association, and he is opposed to the Bill as it involves the State's Attorney's Office. I would ask your favorable vote on this Amendment. Thank you."

Speaker Greiman: "The Gentleman from Lake moves for the adoption of Amendment #4 to Senate Bill 441. And on that, the State's Attorney from Fulton, Mr. Homer."

Homer: "Thank you. Yes. Speaking on behalf of this state's attorney, I would... I would support the Bill without Amendment #4. Amendment #4, Ladies and Gentlemen, would have the effect of deleting... repealing the Amendment #1 that was added in the House Committee. What Amendment #1 does... This Bill addresses the Freedom of Information Act. And Amendment #1 says that where there have been violations, or alleged violations of the Freedom of Information Act, that the state's attorneys may, in their discretion, enforce the injunction powers of the Freedom of Information Act on behalf of the aggrieved party. Now that makes eminent good sense to me because, without the assistance of the state's attorney, that means that an aggrieved party, under the Freedom of Information Act, is left to his or her own private, personal resources to go out and hire counsel to enforce an Act that we adopted in 1983, in the Preamble of which, we, the General Assembly said that 'all persons are entitled to full complete information regarding the affairs of government and the official acts and policies of those who represent them as public officials. Such access is necessary to enable the people to fulfill their duties of discussing public issues to ensure that it is being conducted in the public interest.' Now that language, Ladies and Gentlemen, sounds

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very similar to the language that we now have in our Open Meetings Act. The Open Meetings Act is to be enforced by who? By the respective state's attorneys. So, if we have the state's attorneys interested in enforcing the Open Meetings Act, it makes a good deal of sense to me to have them also involved in enforcing violations under the Freedom of Information Act. The same public policy considerations apply. With respect to the interests of the Cook County State's Attorney, with the failure of the... strike that... with the absence of Cook... with the absence of the City of Chicago being involved in the provisions of Amendment #1, the Cook County State's Attorney would be relieved of any concerns with respect to any issues that may arise in the City of Chicago. I'd, further, and finally, say, Mr. Speaker, in asking my colleagues to oppose the adoption of this Amendment, just briefly point to the legislative history of this Bill when last week the spokesman, Mr.... Representative McCracken, offered Amendment #3, and at his request, because that Amendment had not been printed and distributed, I took the Bill from the record. I took the Bill from the record prior to the filing of Amendment #4 in order to accommodate the Gentleman's request that his Amendment may be considered, and I've supported that Amendment. But there have been times in the past where Members on the other side of this aisle have objected or have been upset with the fact that Members on this side of the aisle have asked to table those Republican Amendments when they've been presented so that the Bill could be moved to Third Reading. Here, in order to accommodate Representative McCracken, I took the Bill from the record, only now to have, this week, a hostile Amendment being offered on that side of the aisle, to which I am opposed. And I would suggest that if you want fair

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play, if you want consideration from Members over here to take Bills from the record when your Amendments haven't been printed and distributed, you'll think twice about putting on a hostile Amendment after I accommodated your request and held the Bill on Second Reading. So I would ask that you join with me in resoundingly opposing the Gentleman's Motions on the merits and on the principle that he would establish by presenting this hostile Amendment at this point."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall the Amendment be adopted?' Those in favor... Yes, Mr. Peterson to close. Yes, Sir."

Peterson: "Thank you, Mr. Speaker. To close and to rebut some of the comments made by Representative Homer. This Bill proposes more stringent regulations on school districts than other units of local government. It also poses potential conflicts of interest because a state's attorney also represents the educational service region people, and if this Bill went into effect, he would have to... he'd have a conflict. If somebody goes to the local level and they ask him to represent them and he also is representing the ESR's office, what is he going to do? He's in a dilemma. I also would like to point out that the state's attorneys, as an association, are opposed to this, and I am informed that State's Attorney Daley is opposed to this, and they would like the state's attorneys taken out of this Bill. I would ask for your affirmative vote on this Amendment. Thank you."

Speaker Greiman: "The question is, 'Shall the Amendment be adopted?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. Mr. McCracken, one minute to explain your vote. Mr. McCracken. Mr. McCracken."

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McCracken: "Thank you. I would just like to explain my vote because Representative Homer was kind enough to hold this Bill for me. I did not know at the time that I asked him to hold the Bill that this Amendment would be filed. I didn't do it so that this Amendment would have an opportunity to be heard. I was only aware of the existence of my Amendment. I... I agree with him that we are looking for cooperation, each of us from either side of the aisle. I... I assure you that this was not done with the purpose of putting this Amendment, or seeking to have this Amendment put on this Bill. I appreciate the courtesy and I hope my vote is not taken as being ungrateful for that courtesy."

Speaker Greiman: "Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 46 voting 'aye', 59 voting 'no', 1 voting 'present', and the Amendment fails. Are there further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Greiman: "Third Reading. On this Order appears Senate Bill 451. Mr. DeLeo. Mr. Ronan, for what purpose do you seek recognition? Mr. Ronan."

Ronan: "Okay. Thank you, Mr. Speaker. I was off the floor when you went past House Bill 400... Senate Bill 400, that I'm the Sponsor of. I was just wondering if you'd go back to that."

Speaker Greiman: "Alright. On page 12 of the Calendar, on the Order of Senate Bills Second Reading, appears Senate Bill 400. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 400, a Bill for an Act regarding credit and interest. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Any Motions with respect to Amendment #1?"

Clerk Leone: "No Motions filed."

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Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #2, offered by Representative Ronan."

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

Ronan: "Is this... Mr. Speaker, is this my Amendment?"

Speaker Greiman: "Yes."

Ronan: "This is a technical Amendment. It clarifies some aspect of the Bill."

Speaker Greiman: "The Gentleman from Cook, Mr. Ronan moves for the adoption of Amendment #2. And on that, the Gentleman from Cook, Mr. Levin."

Levin: "Representative, can you explain this technical Amendment? The Bill, as it came out of committee, was similar to, was supposed to be identical to a House Bill that we passed out of here. What changes does this Amendment make?"

Ronan: "This Amendment is so technical that I want to withdraw it."

Speaker Greiman: "Alright. Is there further discussion? There being none, the question is, 'Shall the Amendment be adopted?' What? Oh, Mr. Ronan asks to withdraw that Amendment. Okay. Are there further Amendments?"

Clerk Leone: "Floor Amendment #3, offered by Representative McGann."

Speaker Greiman: "The Gentleman from Cook, Mr. McGann. Mr. McGann, proceed on this Amendment."

McGann: "Yes, Mr. Speaker, Members of the House. Amendment #3 to Senate Bill 400 provides that no seller in any sales transaction may impose a surcharge on a holder who elects to use a credit card in lieu of payment by cash, check, or similar means. It also covers regards to motor vehicles and gasoline used for motor vehicles, that they have to have the advertisement posted of their prices and they cannot place a surcharge in this area, and I would ask for

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its adoption."

Speaker Greiman: "The Gentleman from Cook, Mr. McGann moves for the adoption of Amendment #3 to Senate Bill 400. And on that, is there any discussion? There being none, the question is, 'Shall the Amendment be adopted?' Those in favor 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk Leone: "Floor Amendment #4 is being offered by Representative Ronan."

Speaker Greiman: "The Gentleman from Cook, Mr. Ronan on Amendment #4."

Ronan: "Thank you, Mr. Speaker, Members of the House. Amendment #4 is a technical Amendment that I thought Amendment #2 was. The staff found a problem with not proper punctuation in the Bill, so this creates the proper punctuation in the legislation."

Speaker Greiman: "The Gentleman from Cook, Mr. Ronan moves for the adoption of Amendment #4. And on that, the Gentleman from Cook, Mr. Levin."

Levin: "Yes. Would the Gentleman yield?"

Speaker Greiman: "He indicates he will yield for questions."

Levin: "Okay. This Amendment makes no substantive changes of any kind?"

Ronan: "Representative, what this Amendment does is add quotation marks."

Levin: "Okay."

Ronan: "So it depends on how significant quotation marks are. You might think they are significant. I don't think they are."

Levin: "Sounds like a good... if that's all it does... "

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

McCracken: "Thank you. Now that Amendment #3 is on, and we'll

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have to oppose the Bill, Representative Ronan, do you still want to make the technical change?"

Ronan: "Well, why didn't you oppose Amendment #3 when it came up? You know, if... it's like letting the cart out after the horse went some place. All I'm doing is putting some quotation marks in this Bill, so you know, if you don't like #3, my advice is you should have backed up at that point. I want my quotation marks on the Bill and then we're going to see what we got to do from there."

Speaker Greiman: "The question is, 'Shall Amendment 3 be adopted?' Those in favor... I'm sorry, 'Amendment 4 be adopted?' Those in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it and the Amendment is adopted. Are there further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Greiman: "Third Reading. And now, Ladies and Gentlemen, on page two of the Calendar, on the Order of Senate Bills Third Reading, Short Debate appears Senate Bill 39. Out of the record. On this Order appears Senate Bill 68. Mr. LeFlore, do you wish to proceed? Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 68, a Bill for an Act to amend the Illinois Vehicle Code. Third Reading of the Bill."

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

LeFlore: "Thank you. Thank you, Mr. Speaker. Thank you, Mr. Speaker. Senate Bill 68 is to amend the Illinois Vehicle Code to provide that an applicant for a salvage certificate shall be made by an insurance company when it has received the total damage loss. I ask for an 'aye' vote on this... the passage of this Bill."

Speaker Greiman: "The Gentleman from Cook moves for the passage of Senate Bill 68, and on that, the Gentleman from Macon,

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Mr. Dunn."

Dunn: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. With all due respect to the Sponsor for whom I have respect and consider a friend, in committee the insurance industry indicated that if the guts of this Bill provided for it to trigger in on cars which were five years of age or older, it would have some value. By amending the Bill to provide that it only kicks in for cars which are seven years of age or newer, it won't have much impact or effect. So I guess we could go ahead and pass this Bill, but we're not really going to do what is intended, which is to give title to automobile owners who are involved in a collision, maybe no fault of theirs, insurance company is willing to pay a claim and say to them, 'All we've got left on our end is your car, which is what we call a beater. It may still run. We don't want it. You can have it.' Present law won't let them do that. This Bill, in its present configuration, won't let them do that either. So if you want to take care of your constituents back home, we should see to it that this Bill is further refined."

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

McCracken: "The Secretary of State is in favor of this Bill and the insurance industry has agreed to this Bill. There was some controversy over the eight year issue. Apparently that's been resolved. Amendment #1, which was filed, was not adopted. I think the Bill deserves to be on Short Debate and should be passed."

Speaker Greiman: "The 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. The Gentleman from Lake, Mr. Matijevich one minute to explain your vote."

Matijevich: "Well, Mr. Speaker, I always listen to certain

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experts on subject matter, and I really didn't know how to vote, because you're up in the Chair, and you're my expert on the beater type car legislation. But as long as you're voting 'aye', I'm going to vote 'aye' too."

Speaker Greiman: "Mr. Matijevich, I don't listen to the debate when I'm in the Chair. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 110 voting 'aye', 1 voting 'no', 1 voting 'present'. This bill, having received the Constitutional Majority, is hereby declared passed. Representative Breslin in the Chair."

Speaker Breslin: "On page two on the Calendar appears Senate Bill 213, Representative Piel. Is Representative Piel in the chamber? Out of the record. Senate Bill 264, Representative Capparelli. Clerk, read the Bill."

Clerk Leone: "Senate Bill 264, a bill for an Act to amend an Act in relationship to state monies. Third Reading of the Bill."

Speaker Breslin: "Representative Capparelli."

Capparelli: "Thank you, Madam Speaker. Senate Bill 264 would permit the State Treasurer to accept surety bonds as deposit for state funds. Of course, the bonds would have to be authorized and issued under the Insurance Code, and I would ask for a favorable vote."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 264. And on that question, is there any discussion? Hearing none, the question is, 'Shall Senate Bill 264 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take... Representative Slater votes 'aye'. Have all voted who wish? The Clerk will take the record. On this question there are 113 voting 'aye', none voting 'no' and none

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voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. With leave of the Body I'll go back to Senate Bill 213 for Representative Piel. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 213, a Bill for an Act to amend the Illinois Savings and Loan Act. Third Reading of the Bill."

Speaker Breslin: "Representative Piel."

Piel: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. House Bill 213 amends the Illinois Savings and Loan Act of 1985. It adds an Article defining and regulating savings and loan holding companies in the State of Illinois. It requires the filing of organizational information with... in monitoring by the Commissioner of Savings and Loans in the state and authorizes interstate acquisitions to the same geographical extent as banks are permitted under the bank holding company. It is put in by the savings and loan institutions and it is supported by the Commissioner of Savings and Loan... for the savings and loan associations through the State of Illinois. It passed out of committee and out of the Senate unanimously, and I'd ask for a favorable Roll Call."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 213. And on that question, is there any discussion? Hearing none, the question is, 'Shall Senate Bill 213 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. With leave of the Body we want to dump that Roll Call and try it one more time, okay? Okay. Is there any objection? Is it still open, Mr. Clerk? Mr. Clerk, take the record. On this question there are 111 voting 'aye', none voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared

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passed. The next Bill is Senate Bill 295, Representative Black. Clerk, read the Bill."

Clerk Leone: "Senate Bill 295... "

Speaker Breslin: "Excuse me, Mr. Clerk. Just one moment, Representative Black. Representative Capparelli is recognized to make an announcement."

Capparelli: "Ladies and Gentlemen, today we have Pete Miller here who is going to retire. He wants to turn over some money to the House and congratulate the House on their victory yesterday. Along with him we have Gordon Ropp, who is the co-captain, along with Roger McAuliffe, who has been the co-captain for about 14 years, I think, now. Right, Rog? Pete Miller."

Pete Miller: "Thank you, Madam Speaker. I'm not going to be formal. I want to make it short and sweet. Congratulations on that marvelous game yesterday. I thought we had you for a moment. I... my prayers almost were answered, but that will keep the game alive, because now the Senate thinks they're going to beat you next year. I won't be here, but I'll be here in spirit. Thanks for everything you've done all these years for the kids of Springfield. I'm turning over from the Republicans in the House and the Democrats in the Senate, and all of them... all the money to Ralph Capparelli. He's going to take my place, along with Gordon Ropp and Kelly... Senator Kelly, and Frank Watson. I believe that's the team that's going to handle it next year. And Roger... Roger's the best. Roger learned politics from me. Is that right, Roger? And I'm proud of him. Well now, again, thank you on behalf of all the Senators. Congratulations. You did a great job yesterday and that's the American spirit. Thank you."

Capparelli: "Now we can have a party."

Speaker Breslin: "The next Bill is Senate Bill 295,

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Representative Black. Clerk, read the Bill."

Clerk Leone: "Senate Bill 295, a Bill for an Act to amend the Land Trust Recordation and Transfer Tax Act. Third Reading of the Bill."

Speaker Breslin: "Representative Black."

Black: "Thank you very much, Madam Speaker, and Ladies and Gentlemen of the House. Senate Bill 295 amends the Land Trust Recordation and Transfer Tax Act to exempt from recording requirements any transfer of beneficial interest in a land trust when actual consideration, not value, but actual consideration is less than \$100.00. As amended it does not affect Cook County. The Recorders' Association and county clerks support this Bill. I would ask for your favorable Roll Call on Senate Bill 295."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 295. And on that question, the Gentleman from Fulton, Representative Homer."

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

Speaker Breslin: "He will."

Homer: "Representative Black, the Bill, as I read it, has an effective date of January... or will be retroactive to January 1 of 1986?"

Black: "I believe that's correct, Representative."

Homer: "And it's my understanding that that was the reason that Bus Yourell was in opposition and therefore, you put an Amendment on to take off Cook County. Correct?"

Black: "Correct."

Homer: "His concern was that he would have to go back through the recordings and to make refunds, possibly with interest, to the cost factor to the county, as well as the record keeping and bookkeeping. What my question is, is what about these same problems as perceived by all the other recorders?"

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Black: "I think you raised a very valid point. It may be too late to take this out of the record and change that, but I don't believe the Senate Sponsor would stand in opposition to an attempt to make this proactive rather than retroactive."

Homer: "Okay. Well, the problem with that, of course, is that... is that when it goes back to the Senate after passage, it will be on the Order of Concurrence. Unless the Senate Sponsor nonconcur and the Bill ends up in Conference Committee, there will be no further opportunity for Amendments. Would you... would you consider moving to amend the Bill on its face at this time?"

Black: "I would... yes... I would consider that."

Homer: "You would be amenable to an Amendment which would... hold... one second... Alright. Let me suggest this, Madam Speaker. Let's ask the Sponsor if he would take this Bill from the record momentarily until we clarify this and then we'll... if it's alright with you, then we can return to it."

Black: "Be fine."

Speaker Breslin: "Very good. The Bill is out of the record. On page three on your Calendar appears Senate Bill Short Debate, Senate Bill 356, Representative Rea. Clerk, read the Bill."

Clerk Leone: "Senate Bill 356, a Bill for an Act to amend an Act to revise the law in relationship to clerks of the court. Third Reading of the Bill."

Speaker Breslin: "Representative Rea."

Rea: "Thank you, Madam Speaker, Members of the House. Senate Bill 356 adds felony cases to the automation fee for Circuit Courts. This is a Bill that the circuit clerks had requested and all it does is add the felony cases that they can... that it can be used to help counties defray the

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costs of certain automated record keeping systems. It came out of the Senate 53 to 0 and I would ask for an 'aye' vote."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 356. And on that question, is there any discussion? Hearing none, the question is, 'Shall Senate Bill 356 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. 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'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 387, Representative McGann. Clerk, read the Bill."

Clerk Leone: "Senate Bill 387, a Bill for an Act to amend the Unified Code of Corrections. Third Reading of the Bill."

Speaker Breslin: "Representative McGann."

McGann: "Thank you, Madam Speaker, Members of the Assembly. Senate Bill 387 amends the Unified Code of Corrections by directing the Department of Corrections to employ inmates in the production of their own food. It came out of the committee in the Senate 11 to 0. Third Reading it passed 58 to 1. It was amended on Senate Floor Amendment #1, which removed the requirement to establish such facilities within two years of the effective date. That is all that the Bill does and I would ask for its passage."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 387. And on that question, does anyone stand in opposition? The Gentleman from Warren, Representative Hultgren."

Hultgren: "Will the Sponsor yield?"

Speaker Breslin: "He will yield for a question."

Hultgren: "Why are we doing this?"

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Speaker Breslin: "Representative McGann. The question is, 'Why are we doing this?'"

McGann: "What?"

Speaker Breslin: "What is the purpose of the Bill?"

McGann: "Could we have a little order, Madam Chairman, Madam Speaker? If I got your correct question, Representative, why are we doing this? I imagine it was in the mind, the intent of Senator Dunn to add a little more occupational therapy in the corrections, and to grow their own food would be a rewarding moments for them; and at the same time, they would have... they're growing the food... producing the food for their own consumption."

Speaker Breslin: "Does anyone stand in opposition? Anyone in opposition? Representative Matijevich."

Matijevich: "No, I'm... Madam Speaker, I'm not in opposition, but sort of as an answer to that last question. I remember when I was on the Appropriations Committee, we had a lot of problems with regards to the food contracts at the Stateville Penitentiary and I... since Senator Dunn comes from that district, I think that's part of the problem, too, that this Bill is trying to address, and I wholeheartedly support it. Thank you."

Speaker Breslin: "The question is, 'Shall Senate Bill 387 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? Representative Mulcahey wishes to vote 'aye', Mr. Clerk. Have all voted who wish? The Clerk will take the record. On this question there are 110 voting 'aye', 3 voting 'no' and none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 389, Representative Keane. Is the Gentleman in the chamber? Is the Gentleman in the chamber? Out of the record. Senate Bill 445, Representative Wolf.

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Clerk, read the Bill."

Clerk Leone: "Senate Bill 445, a Bill for an Act to amend the Uniform Commercial Code. Third Reading of the Bill."

Speaker Breslin: "Representative Wolf."

Wolf: "Thank you, Madam Speaker, Members of the House. Senate Bill 445 amends the Uniform Commercial Code, and it simply provides that the time within which items deposited in a customers account shall be available for withdrawal shall be subject to any act of Congress or federal law. The reason for this, is we do have certain time constraints on the books as of right now pertaining to when funds shall be available for withdrawal. However, Congress has been working on this problem for several years and is working on it again this year. This Bill simply provides that the time limits provided for in the Statutes shall prevail unless laws are enacted by Congress, at which time those laws will take over. I would move for adoption."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 445. And on that question, is there any discussion? Hearing none, the question is, 'Shall Senate Bill 445 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 111 voting 'aye', none voting 'no' and none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 458, Representative Piel. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 458, a Bill for an Act to amend the Uniform Disposition of Unclaimed Property Act. Third Reading of the Bill."

Speaker Breslin: "Representative Piel."

Piel: "Thank you, Madam Speaker, Ladies and Gentlemen of the

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House. Senate Bill 455 (sic - 458) basically authorizes the Director of Financial Institutions to exempt certain businesses from reporting abandoned property. The present law that states that even though they do not have abandoned property, they still have to file. And this would just help businesses from unnecessary paper work when they do not have any property to report. It passed out of the Senate and out of the House Committees unanimously. And it is supported by the Chamber of Commerce, the DFI, the ICBI and the IBA. And I would answer any questions you might have."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 458. And on that question, is there any discussion? The Gentleman from Cook, Representative Cullerton."

Cullerton: "Will the Sponsor yield?"

Speaker Breslin: "He indicates he will."

Cullerton: "First of all, could he indicate the ... he rattled off some people who supported it, but then he gave letters instead of names of those groups. So, I wonder if he could explain what the names of those are."

Piel: "State Chamber of Commerce, Department of Financial Institutions, Independent Community Banks of Illinois and the Illinois Bankers' Association. There's no opposition to the Bill, John."

Cullerton: "Right. So, what are we doing this for?"

Piel: "Basically, what it is, is that it allows the Department of Financial Institutions to exempt businesses from having to report abandoned property. These would be businesses that do not have abandoned property to report. And what it's basically doing is stopping them from having to fill out the time consuming and unneeded reports."

Cullerton: "Well, they do this by rule, right?"

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Piel: "Pardon me?"

Cullerton: "The Department requires that these banks and savings and loans and insurance companies and utilities and these other institutions, they're requiring them to fill this ... these reports by rule."

Piel: "Right. This does not mean that they will not oversee them, but it does give them the authorization to exempt a business."

Cullerton: "Well ... Here's my question. This obligation is imposed by rule, by a rule adopted by the Department of Financial Institutions."

Piel: "Correct."

Cullerton: "Why... And you're saying that the Department is in favor of this Bill?"

Piel: "Yes."

Cullerton: "Why don't they just change ..."

Piel: "It's a Department Bill."

Cullerton: "Why don't they just change the rule? That's the first question."

Piel: "Basically, from what I gather, is that what they feel that they ... that the situation is, that they can authorize a business... that they would like authorization by us, so that they can authorize a business that would not have an unclaimed property to fill out the form ... they would not have to fill out the form. At the present time, there are a lot of businesses throughout the state who do not have unclaimed property and they still have to fill out these complicated forms. So, basically, they would just be stating that we have no unclaimed property to report to the state."

Cullerton: "So the ... Under the Bill, the Director can exempt any businesses if he feels that ... he or she feels that it's unlikely that they are holding any unclaimed

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property?"

Piel: "Correct. Correct."

Cullerton: "How does he or she know whether or not ..."

Piel: "It also, by the way, removes certain obsolete language dealing with the unclaimed property..."

Cullerton: "Okay. Thank you."

Speaker Breslin: "There being no further discussion, the question is, 'Shall Senate Bill ...' Representative McPike, do you stand in opposition? This is on Short Debate."

McPike: "No, I don't. I just wanted to ask him a question."

Speaker Breslin: "Surely. Proceed."

McPike: "Representative, I just wanted to make clear that the Amendment deleted the original provision of the Bill dealing with the negative report."

Piel: "Are you talking about an Amendment that we have filed? There have been no Amendments in the House, Jim?"

McPike: "Yes. Senate Amendment #1. I want to make sure that Senate Amendment #1 deleted that portion of the Bill which said that a negative report does not have to be filed. The synopsis of the Amendment says that it deletes negative reporting provisions. Under current law you have to file a negative report. The Bill itself would have stopped that practice. Now, I want to know if the Amendment put it back to present law?"

Piel: "No. The Amendment just permits the Director to excuse businesses from filing the... nothing to report. In other words, basically if they have nothing to report, no abandoned property to report, they still have to fill out the forms. So, this basically gives the Director the authority to say you do not have to completely fill out the entire report. So that is... you know, that form, if he considers it unlikely that they are holding any unclaimed property, it would be under his jurisdiction, or his

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discretion."

McPike: "So, this really has nothing to do with banks and savings and loans that have unclaimed property, but not abandoned."

Piel: "This would be basically businesses. This would be basically businesses."

McPike: "Thank you."

Speaker Breslin: "Does anyone stand in opposition? Representative Klemm, for what reason do you rise?"

Klemm: "I was going to stand in support of the ... Have they already had two?"

Speaker Breslin: "No."

Klemm: "May I?"

Speaker Breslin: "Surely."

Klemm: "Thank you, very much. From my understanding, Representative Piel, and perhaps you could answer this, is that really it's just going to save some paper work for some of the businesses that would normally on unclaimed property report that, 'I have nothing to report as unclaimed property,' therefore, the Director could say, 'Fine, you don't have to complete the entire form.' Is that correct, Representative Piel?"

Piel: "I'm sorry. I didn't hear you. I'm sorry, Dick."

Klemm: "Let me repeat the question again. For businesses that would have to file this claim for unclaimed property and they would normally say, 'I have nothing to report,' this would allow the Director to say, 'Fine. You don't have to go through the extra paper work of filling out this entire form that we small businesses now have to do.' Is that correct?"

Piel: "That's correct. That's correct."

Klemm: "So, really you're not changing anything but helping the small business person who has really nothing involved in this to save some paper work for them."

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Piel: "That's exactly what I told ..."

Klemm: "Fine. To the Bill, I think it's a fine Bill and I support it. Thank you."

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

Homer: "I would like to question the Sponsor."

Speaker Breslin: "Proceed."

Homer: "Representative Piel ..."

Speaker Breslin: "Representative McCracken, on Short Debate any Member is allowed to ask a question. Proceed, Representative Homer."

Homer: "Representative Piel, the plain import of the Bill... the current law is that every person holding funds presumed abandoned shall report to the Director with respect to that property. That's the current law. Now... Can you hear?"

Piel: "I'm sorry. Could you give me your question one more time?"

Homer: "Alright. Current law requires any person or corporation holding property presumed to be abandoned to report that to the Director. That's the current law."

Piel: "Correct."

Homer: "The Department, on its own initiative, goes further than that and requires all of these institutions to submit negative reports when they don't hold property presumed to be abandoned."

Piel: "Correct. Under current law."

Homer: "That's not in the law."

Piel: "Correct. Under current law."

Homer: "No, the ... I take exception. There's nothing in the current law that requires that. I ... Well, to the Bill, rather than ask a question, then. Madam Speaker, I think it's important at least for clarification here to point out at least my understanding of the Bill is. Current law is

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that ... that if somebody holds property presumed to be abandoned, they have to report it to the Department. Now, through practice or by rule, whichever, the Department has gone beyond that to require even those not holding property presumed to be abandoned to file reports saying that they don't have any abandoned property. Now, it's just odd that the Department now would come in and ask for legislative authority to exempt businesses from reporting if the Department deems it unlikely that that business has unclaimed property. It's just ... It doesn't make a great deal of sense. I ... Maybe the Sponsor is showing acknowledgement here and maybe he could clarify it. I don't have a strong position on the Bill, but I can't for the life of me figure out what the Bill is doing and why."

Speaker Breslin: "Representative Piel is recognized to close."

Piel: "Just to clarify what Representative ... I think Representative Homer is getting across. And I apologize if I mentioned this was the Department of Financial Institution's Bill. This Bill was put in at the request of the State Chamber for the businesses. Basically, so they're directing the Department if they have nothing to report, they do not have to fill out the entire thing. And I think that sort of explains what Representative Homer was asking there. I ask for a favorable Roll Call."

Speaker Breslin: "The question is, 'Shall Senate Bill 458 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question ... Representative Hallock wishes to vote 'aye', Mr. Clerk. Hallock. On this question there are 111 voting 'aye', 1 voting 'no' and none voting 'present'. Representative Regan. Representative Regan votes 'aye'. So, there are 112 voting 'aye', 1 voting 'no' and none

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voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 472. Representative Mulcahey, for what reason do you seek recognition? Representative Mulcahey."

Mulcahey: "Madam Speaker, I would like a copy of the recording of that last Bill in debate so I can distribute it to all of these people so they can take it home later on tonight and listen to themselves all over again. 111-1."

Speaker Breslin: "Representative Mulcahey is now beginning to make Representative Flinn's speech. The next Bill, Representative ... The next Bill is Representative Cowlshaw's Bill. Senate Bill 472. Read the Bill, Mr. Clerk."

Clerk Leone: "Senate Bill 472, a Bill for an Act to amend the Public Community College Act. Third Reading of the Bill."

Speaker Breslin: "Representative Cowlshaw."

Cowlshaw: "Madam Chairman, Members of the House, under current law, if the community college trustees fail to fill a vacancy on their board of trustees within 30 days, the Regional Superintendent fills that vacancy for the unexpired term. What this Bill does is make two changes in those provisions. The first is that it provides 60 days rather than 30 days for a community college board of trustees to fill a vacancy that occurs on that board. This is advisable, it seems to us, because most of those boards only meet once a month and have reported that it is very difficult to come up with a replacement for a vacancy in only 30 days. And the other change is that the person who makes that ... who fills that vacancy, if the community college trustees fail to do so within 60 days, would, under the provisions of this Bill; be the Chairman of the Illinois Community College Board. That change is made because Regional Superintendents deal almost exclusively

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with elementary and secondary education matters, and it seems more logical to make the Chairman of the Illinois Community College Board responsible for filling a vacancy after that 60 days has expired. The Bill has no opposition. It came out of the Higher Education Committee on a vote of 14 to nothing, and I move for its passage."

Speaker Breslin: "The Lady has moved for the passage of Senate Bill 472. And on that question, does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 472 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 109 voting 'aye', none voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. With leave of the Body, I would like to go back to Senate Bill 389 for Representative Keane. Hearing no objection, Mr. Clerk, read ... Representative Sutker, for what reason do you seek recognition?"

Sutker: "To vote 'aye' on the previous Bill. My switch wasn't working."

Speaker Breslin: "Okay. The record will so reflect Representative Sutker's 'aye' vote on Senate Bill 472. And Mr. Electrician, could you check Representative Sutker's switch, please? Representative ... Have you read the Bill, Mr. Clerk?"

Clerk Leone: "Senate Bill 389, a Bill for an Act in relationship to the effect of tax rate changes on business in this state. Third Reading of the Bill."

Speaker Breslin: "Representative Keane."

Keane: "Thank you, Madam Speaker. Senate Bill 389 is the Business Impact Note Act. It provides that Economic and Fiscal shall prepare an Impact Note when legislative

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measures alter an existing tax rate or impose a new tax. There was an Amendment to say that Economic and Fiscal only had to do that regarding State Government and not Local Government. I would be happy to answer any questions and ask for a favorable Roll Call."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 389. And on that question, does anyone stand in opposition? Representative McCracken."

McCracken: "Not in opposition. I would just like to ask a question or two."

Speaker Breslin: "Proceed."

McCracken: "Representative, this requires Economic and Fiscal to file this Business Impact Note. Is it possible that this would also be a Fiscal Impact Note that would require Economic and Fiscal to file, as well as the affected agency?"

Keane: "No. Economic and Fiscal, and this is a ... everybody agrees ... this is a very ... it's in its infancy."

McCracken: "It's what?"

Keane: "The concept of a Business Impact Note is in its infancy. It was pushed by the Illinois Chamber and is Cosponsored by Representative Ewing, who is a Co-chair of Economic and Fiscal. What we're asking Economic and Fiscal to do is look at our legislation, see if it's going to have a negative effect on the formation of business and so that we have an indication of what our Bills, what our legislative proposals are going to do. And we can vote on those issues much more knowledgeably than we can now."

McCracken: "Okay. Thank you."

Speaker Breslin: "The question is, 'Shall Senate Bill 389 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? The Lady from ... Have all voted who wish? The Clerk will take the

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record. On this question, there are 109 voting 'aye', none voting 'no' and none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 505. Out of the record. Senate Bill 650, Representative Davis. Monique Davis. Out of the record. Senate Bill 662, Representative Capparelli. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 662, a Bill for an Act to amend sections of the Health Maintenance Organization Act. Third Reading of the Bill."

Speaker Breslin: "Representative Capparelli."

Capparelli: "Thank you, Madam Speaker. Senate Bill 662 requires that HMOs to reimburse on a equal basis persons licensed under the Medical Practice Act. At the present time the Illinois Medical Practice Act licenses physicians, osteopaths and chiropractors. Some of these individuals have experienced discrimination and this Bill will straighten that out and give the rights to osteopaths and chiropractors. And I would ask for a favorable Roll Call."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 662. And on that question, is there any discussion? Hearing none, the question is, 'Shall Senate Bill 662 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 111 voting 'aye', none voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 682, Representative Brunsvold. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 682, a Bill for an Act to amend the Illinois Municipal Code. Third Reading of the Bill."

Speaker Breslin: "Representative Brunsvold."

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Brunsvold: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. Senate Bill 682, the underlying Bill, would set up for staggered terms for Tax Increment Allocation Redevelopment Commissions. And those are five year terms now. It would set up a staggered procedure. Amendment #1 would set a provision for municipalities to register tree experts and also post copies of flood insurance rate maps in appropriate areas and also fire and police exams would be posted. Amendment #2 would also ... would state that annexation of areas should not ... municipalities should not annex areas that are in other municipalities. And Amendment #5, which was put on by Representative Steczo, would eliminate the 30 hours per week provision required for mayor and commissioners in municipal government. I ask for the passage of Senate Bill 682."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 682. And on that question, does anyone stand in opposition? The Gentleman from DuPage, Representative McCracken."

McCracken: "I would just like to ask a question."

Speaker Breslin: "Proceed."

McCracken: "Could you tell me what Amendments are on? Did Amendment #5 get adopted? 1, 2 and 5."

Brunsvold: "1, 2 and 5, Representative. This was put together in Cities and Villages Committee as an agreed Bill, I believe. The Chairman, Representative Steczo, nods yes."

McCracken: "I wonder if our Spokesman will nod yes. Representative Barger. Are we all in agreement on this Bill? Okay. Thank you."

Speaker Breslin: "Any further discussion? Hearing none, the question is, 'Shall Senate Bill 682 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish?"

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The Clerk will take the record. On this question, there are 111 voting 'aye', none voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 709, Representative Steczo. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 709, a Bill for an Act to amend the Illinois Library System Act. Third Reading of the Bill."

Speaker Breslin: "Representative Steczo."

Steczko: "Thank you, Madam Speaker, Members of the House. Senate Bill 709 affects the Illinois Library System Act. And it provides that library directors or Boards of Library Directors for Illinois library systems may have the power to take and have title to personal or real property acquired by those library systems. It provides that those library systems could borrow funds to expand or improve facilities through mortgaging of system-owned property and the mortgaging cannot exceed 75% of the value of the property. These are provisions that other libraries currently have. And secondly, there are references throughout this particular Section of the Statutes dealing with federal revenue sharing and we know that that no longer exists. So the Bill simply changes the language and says that when applying for grants and other types of funding, that other sources of income, rather than revenue sharing. That's what the Bill ... That's all the Bill does. I believe it's noncontroversial. I would move for its passage."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 709. And on that question, is there any discussion? Hearing none, the question is, 'Shall Senate Bill 709 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the

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record. On this question, there are 112 voting 'aye', none voting 'no' and none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 720, Representative Mautino. Clerk, read the Bill. Representative Mautino. Clerk, read the Bill. 720."

Clerk O'Brien: "Senate Bill 720 ..."

Speaker Breslin: "Out of the record. Senate Bill 779, Representative Piel. Representative Piel. Out of the record. Senate Bill 787, Representative Sieben. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 787, a Bill for an Act to amend the Revenue Act. Third Reading of the Bill."

Speaker Breslin: "Representative Sieben."

Sieben: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. Senate Bill 787 amends the Revenue Act of 1939 to allow the Supervisor of Assessments in counties with a population of less than a 100,000 to hold another lucrative public office or public employment as assigned by the county board. And I ask for a favorable vote on Senate Bill 787."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 787. Does anyone rise in opposition? The Gentleman from Cook, Representative Cullerton."

Cullerton: "Just a question."

Speaker Breslin: "Proceed."

Cullerton: "Representative Sieben, who is this double dipping law aimed at?"

Sieben: "It was proposed by Senator Rigney in the Senate on behalf of the Supervisor of Assessment in Carroll County, Illinois, which is a small rural county, who would like to hire their zoning officer to fill these same duties."

Cullerton: "So, this Bill would allow him to have both jobs?"

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Sieben: "That's correct."

Cullerton: "And so there is ... As far as you know, there would only be one double dipper or are there more than one?"

Sieben: "This is the only one I'm aware of."

Cullerton: "Okay, thank you."

Speaker Breslin: "Is there any further discussion? Hearing none, the question is, 'Shall Senate Bill 787 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 86 voting 'aye', 22 voting 'no' and 5 voting 'present'. Is anyone seeking recognition? On this question... this Bill, having received the Constitutional Majority, is hereby declared passed. With leave of the Body, we'll go back to Representative Piel's Bill, Senate Bill 779. However, Members should be admonished that they should look at the Calendar and be careful to be in their seats so that we can move this process along without having to backtrack. Representative Piel, Senate Bill 779. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 779, a Bill for an Act to amend the Illinois Savings and Loan Act. Third Reading of the Bill."

Speaker Breslin: "Representative Piel."

Piel: "Thank you, Madam Speaker. I stand admonished and I apologize. Senate Bill 779 authorizes the savings and loans associations to purchase stock or acquire equity interest in insurance companies and insurance holding companies which provide insurance to the savings institutions; if such ownership is a prerequisite to obtain directors' and officers' insurance and blank and bond insurance through that company. This is put in for the Commissioner of Savings and Loans. It passed unanimously

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out of the Senate, unanimously out of House Committee. I'd be more than happy to answer any questions you might have."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 779. Does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 779 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? The Clerk will take the record. On this question, there are 106 voting 'aye', none voting 'no' and 2 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 848, Representative DeJaegher. Representative DeJaegher. Out of the record. Senate Bill 914, Representative Daniels - Hallock. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 914, a Bill for an Act in relation to the Superconducting Super Collider... Act."

Speaker Breslin: "Super Collider."

Clerk O'Brien: "Super Collider Act. Third Reading of the Bill."

Speaker Breslin: "Representative Hallock."

Hallock: "Out of the record."

Speaker Breslin: "Out of the record. Ladies and Gentlemen, we'll go to page 4 on your Calendar, Senate Bills, Third Reading, Short Debate Calendar appears Senate Bill 921, Representative Regan. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 921, a Bill for an Act to amend certain Acts in relation to fire protection funds. Third Reading of the Bill."

Speaker Breslin: "Representative Regan."

Regan: "Thank you, Madam Speaker, Members of the House. This Bill was brought to the attention from the Auditor General's Office and it allows the Illinois fire services to accept monies that they normally get but now it's underneath the appropriation process of the House of

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Representatives. And I would ask for your support."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 921. Does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 921 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 111 voting 'aye', 1 voting 'no' and none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 927, Representative Piel. Clerk, read the Bill."

Clerk D'Brien: "Senate Bill 927, a Bill for an Act to amend the Illinois Savings and Loan Act. Third Reading of the Bill."

Speaker Breslin: "Representative Piel."

Piel: "This is a very easy Bill, Madam Speaker. Basically it authorizes Commissioner of Savings and Loans to examine savings and loan holding companies. Presently the law states that they can examine savings and loan associations but this expands into savings and loan holding companies. It's introduced by the Commissioner of Savings and Loans and the Savings and Loan League is a proponent also. And it passed out unanimous out of the Senate and out of House Committee. I would ask for a favorable vote."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 927. Does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 927 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Gentleman from Cook, Representative Turner. Does not wish to speak. Have all voted who wish? The Clerk will take the record. On this question, there are 110 voting 'aye', none voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is

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hereby declared passed. Senate Bill 928, Representative Piel. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 928, a Bill for an Act to amend the Illinois Banking Act. Third Reading of the Bill."

Speaker Breslin: "Representative Piel."

Piel: "Yes, Madam Speaker, Ladies and Gentlemen of the House. Senate Bill 928 is very similar to a Bill that we discussed here in the House earlier this year. It provides that a state bank having less than \$20,000,000 in assets may have a minimum of three, rather than five. The current law states that they must have minimum of five. In certain small cities they have problems getting that many members to serve on a board, and this would be with the approval of the Commissioner of Banks and Trust Companies. It passed unanimous out of the Senate and the House Committee. And I would ask for a favorable Roll."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 928. Does anyone stand in opposition? The Gentleman from Madison, Representative Wolf."

Wolf: "Thank you, Madam Speaker, would the Sponsor yield to a question?"

Speaker Breslin: "He will."

Wolf: "Representative Piel, do I understand that this Bill is permissive, rather than mandatory?"

Piel: "It is permissive, yes."

Wolf: "Not mandatory?"

Piel: "Not mandatory. It says that they may."

Wolf: "Thank you."

Speaker Breslin: "The question is, 'Shall Senate Bill 928 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 105 voting 'aye', none voting 'no' and

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7 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 935, Representative Mays. Is Mr. Mays in the chamber? Clerk, read the Bill. 935."

Clerk O'Brien: "Senate Bill 935, a Bill for an Act to amend the Illinois Bank Holding Company ... "

Speaker Breslin: "Out of the record. Senate Bill 952. Out of the record. Senate Bill 958, Representative Hoffman. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 958, a Bill for an Act to amend the Environmental Protection Act. Third Reading of the Bill."

Speaker Breslin: "Representative Hoffman."

Hoffman: "Thank you, Madam Speaker. I would like to return Senate Bill 958 to the Order of Second Reading for the purpose of an Amendment."

Speaker Breslin: "The Gentleman has moved to return this Bill to the Order of Second Reading for the purposes of an Amendment. Does he have leave? Hearing no objections, the Gentleman has leave. Proceed on Amendment # ... Are there Amendments filed, Mr. Clerk?"

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

Speaker Breslin: "Representative Cullerton on Amendment #1."

Cullerton: "Yes. Thank you, Madam Speaker and Ladies and Gentlemen of the House. I understand that the Chicago Baseball Franchise has won another game today, the second one in a row. As a result, they won 5 to 3, I understand, which makes it obvious for the need for this Amendment. I think it's clear, in spite of the gift that I received yesterday of a broom and a redbird, that it's still very possible that the Chicago Cubs would be victorious in winning the division. As a result, it would be necessary of course, for them to play games in Chicago, to have this

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Amendment passed. This would provide that Baseball World Series games, League Championship Series games and other play-off games could be played after the conclusion, or any other games played after the conclusion of the regular season, and baseball All-Star games, should not be subject to the provisions of the noise pollution standard, which prohibits the Cubs from playing night games. So, the purpose of this Amendment, is to allow for the Cubs to play night games for the play-off games only. They could easily, if this Bill passes, put temporary lights up in order to play these games. It was stated yesterday by Commissioner Uberoff, that if they were not to play the games at night, the baseball could lose up to \$15,000,000 per game. So, it's clear that this is an important Amendment. We surely want to have our state retain the right to have these games played. And I would be happy to answer any questions, and I would appreciate your support."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #1 to Senate Bill 958. And on that question, several Cardinals' fans have risen. The Gentleman from St. Clair, Representative Flinn."

Flinn: "Well, Madam Speaker, I don't object to the Amendment at all. I do object to some of the conjecture that the Gentleman has made about the Cubs. You know, about a month ago, I said the June swoon has not begun. Well, let me announce that it has begun in full blast. I apologize for the Cardinals losing one out of the seven games they played the Cubs. I don't really know what happened. I guess, they saw the Cubs weren't that great and they let their hair down, you know. But that happens to good baseball teams. Now, once we get our first team back, we'll be able to do a lot better. But just in the event something happens to the Cardinals, unforeseen, we will welcome the

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Cubs down there because, I realize that Chicago cannot afford an appropriate stadium to play the game in, and we do have a nice one now and all of you are invited down when the Cardinals win."

Speaker Breslin: "The Gentleman from St. Clair, Representative Stephens."

Stephens: "Will the Gentleman yield for a question?"

Speaker Breslin: "He will."

Stephens: "I ... Representative Cullerton, we deal with a lot of legislation that is very important, things that sometimes we have to look into the future and see the likelihood of events taking place. And I wonder if the statistical evidence supports the fact that there's a possibility it would besmall. What is the probability that the Cubs should ever have a need for a night game in a play-off or a World Series?"

Cullerton: "I'd be happy to answer that, because I spent some time over the weekend calculating. Apparently, the Cardinals ..."

Stephens: "You didn't have anything else to do."

Cullerton: "Apparently, the Cardinals are so far ahead, because they've had extraordinary success against the Cubs this year. But the problems the Cardinals have is that they don't play the Cubs again until September 18th. And so, they've got to play the rest of the league, with which they've had serious problems. So, I would suggest to you that the only reason ... Basically, take a pitcher like Danny Cox. He's a 500 pitcher against the rest of the league. He beat the Cubs three times this year. They're not going to have the Cubs to feast on for another three or four months. And I think when the first team of the Cardinals gets back healthy and gets back playing, they're going to revert back to last year's form, and they're going

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to start losing again. So, that's where I would think that this is a very relevant Amendment, because the Cubs who are in second place now, only four and a half games out now, I think, maybe five and a half, five and a half. They picked up a half a game this morning. They might be right back in it."

Stephens: "Representative Cullerton, do you live in the neighborhood around Wrigley Field?"

Cullerton: "About three blocks, three blocks away."

Stephens: "Do you have bushes in your front yard?"

Cullerton: "Bushes and trees."

Stephens: "Bushes and trees. Are there any problems that you might see happening with the ..."

Cullerton: "Well, we have a problem with the Cardinal fans. After the game up in Chicago, a couple of weekends ago, they, apparently they were drinking that Busch beer and they were excited because they won and they ..."

Stephens: "It's the Old Style Beer that really presents the problems."

Cullerton: "Well, they couldn't find an appropriate place to relax."

Stephens: "Well that ... That brings me back to the Bill, which ... The Bill deals with traffic impact studies regarding the location of regional pollution control facilities, and I wonder, are there any regional control ... any of these facilities in and around Wrigley Field?"

Cullerton: "Well, you know, that's a very good question. I would think that it would be a very good idea for the Illinois Department of Transportation to perform traffic impact studies out of proposed pollution control facilities in our area. And so, I think we've chosen a good Bill here for this vehicle."

Stephens: "Well, Madam Speaker, to the Bill. I think we ought to

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recognize that the Cardinal is the symbol of Illinois. It is our State Bird. The Cardinals, the St. Louis Cardinals are indeed Illinois' adopted team. But, in deference to the Gentleman from Chicago, should be unlikely circumstances present themselves that the Cubs would indeed present themselves in a play-off or World Series, I want to see them play on television. And although the wishes of the people around the stadium ought to be met during the regular season, I support the Gentleman's Amendment. I think that we ought to, although it's probably a waste of our time, let them play night baseball in Chicago, so that Representative Cullerton can have his bushes irrigated in a proper manner."

Speaker Breslin: "The Gentleman from Macon, Representative Tate."

Tate: "Thank you, Madam Speaker. I would like to ask the ruling of the Chair, whether this Amendment is germane to the Bill?"

Speaker Breslin: "Mr. Clerk, give me the Bill, please. Meanwhile... we will look at that, Representative Tate. Meanwhile, Representative ..."

Tate: "Well, I have some questions to the Sponsor ..."

Speaker Breslin: "Proceed with your questions."

Tate: "Okay. Representative Cullerton, in today's Chicago papers, Commissioner Uberoff had mentioned that there is a third factor involved in daytime baseball in Chicago, and that is the T.V. contracts. And even though he would give his tentative, and I think it's noteworthy to mention the word tentative, blessing on daytime play-off games in Wrigley, that until their lawyers meet to determine that, there may be a problem with daytime baseball and the play-offs in Wrigley. Is that correct?"

Cullerton: "Well, the issue is, whether or not, if the Cubs win the division - and they have play-off games - whether or

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not the T.V. networks would be ... would have to pay less money, if the games were played during the day. And Uberoff speculated that the baseball teams would lose up to \$15 million per game, if the game was played during the day, as opposed to being played at night."

Tate: "That is correct."

Cullerton: "In recognition of that, this Amendment is offered, so as to allow the Cubs to play night games for the post season games, so that that money wouldn't be lost to the baseball teams or to Chicago."

Tate: "Is the position of the Tribune Company, which owns the Chicago Cubs, in favor of this Amendment?"

Cullerton: "Well, they would like to get more than this Amendment. They would like to have night games for some regular season games, as well. We don't go that far, but remember that, they're not proposing night games for this regular season. Their only concern this year, is for the play-offs. And, of course, we won't come back into Session until November, after the period of time when the play-offs would occur. So, it's important for us to act, with regard to this issue of play-off games, in the next two or three weeks."

Tate: "What is the current status of the negotiations between the neighborhoods and the owners, in regard to lights at Wrigley Field?"

Cullerton: "We have had a series of meetings. I think 13 meetings were held throughout the neighborhoods by a consulting company that was hired by the city. Our next scheduled meeting is, I think, July 7th. We're supposed to meet with the Cub management. So, that's an ongoing process which is geared towards... if anything is worked out, it will be geared towards next year. But, because of the Cubs success this year ... Because of the Cubs success

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this year, they have indicated that, if they get into the play-offs, they would like to have lights for this season's play-off games. So, this Bill is in response to that request. So they're not for it because it doesn't go as far enough, but my suggestion is, we have to do this now, and then we'll discuss the issue of regular season games, perhaps, at a future time next year, when it's relevant."

Speaker Breslin: "Representative Tate, the Chair has examined the Bill, and it determines that the Amendment is germane. Are you finished with your comments?"

Tate: "Thank you."

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

Levin: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise in support of Amendment #1. Like Representative Cullerton, I represent the Wrigley Field area. He represents the Field, I represent the residents who live surrounding the field. And there's no issue that is of more importance and engenders more interest in our neighborhood than the issue of no lights. It's this community that was able to take on the Chicago Tribune Corporation, not only passed legislation, House Bill 1945, back in 1981, but, was able to successfully fend off a challenge to that legislation that went all the way to the Illinois Supreme Court. But the community, through the various community organizations, particularly, the Citizens United for Baseball in the Sunshine, two years ago was faced with a very similar situation to the one we face now, where the Cubs were doing well and everybody's excited"

Speaker Breslin: "Proceed, Representative Levin."

Levin: "And at that point, we heard that there was a need for reestablishment of lights. You may recall, that this House

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put on a similar Amendment to this, with 91 votes, shot it out of the House to permit post season play at night, to permit temporary lights. And then in the Senate, this legislation was unfortunately shot down. At that point, the Cubs organization did not like that legislation. Dallas Green personally came down to lobby against it, and so when that came up on July 1st of that year, in the Senate it only got 27 votes. But, Dallas Green had the chutspah, to use a good ethnic expression, after the legislative Session was over with to say, 'Well, it's the fault of the Lakeview Community, if we make it to the play-offs' - this is back in '85 - after he had personally attempted to tube the compromised legislation, he was going to blame the community because he said that they would have to go and play in St. Louis. Well, to me, that's hypocritical. The community in '85 and the community today believes that the loyal Cub fans have waited long enough, and that if this is going to be the year that we're going to have a play-off and a World Series, it ought to be in Wrigley Field. And this is a compromised proposal. This is one that makes equitable and fair sense. It does do some damage to the community, but the community is willing to live with it, so that the loyal Cub fans can have post season play in Wrigley Field. The issue of temporary lights has been thoroughly explored. Back in '84, Major League Baseball did a full scale study and they found that temporary lights was extremely feasible. We've been in touch with Moscow Lighting Company of Tuscolusca, Iowa. They were willing two years ago to go with temporary lights. They're even more willing now to do that. Moreover, we find that ... you know, many people have now experienced temporary lights. I have talked to several of our colleagues who have been to Notre Dame games, where

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they have had temporary lights, and it lights up not only the field, but it lights up the stadium itself, the seats, so people can see. It's a very feasible, very reasonable approach. And I think this Amendment ought to be adopted, and we ought to finally dispose of this issue and come down with an equitable and fair compromise, and that is temporary lights for the play-offs and World Series in Wrigley Field."

Speaker Breslin: "The Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Madam Speaker. Will the Gentleman yield?"

Speaker Breslin: "He will."

Black: "Thank you. I'm not sure what Ellis Levin said, but it was said so eloquently, that I'm not sure if my question was answered or not. But, Representative Cullerton, I had ... I have a question for you. I know you live in that area, and it certainly gives you an eloquence and a background to speak to this issue, but if you would enlighten this poor old downstater, who has been a member of the Die Hard Cub Fan Club for many, many years. Many of my constituents - and you know, we make the pilgrimage up there probably as often, if not moreso, than some of the neighborhood residents that Representative Levin is talking about. Of what business is it, if you would enlighten me, of this Body, this State Assembly, whether or not the Chicago National League Ball Club Incorporated, install lights?"

Cullerton: "Okay. I'd give you the background. We had a State Representative from Macoupin County, I think his name is Junie Bartulis, and he had a Bill that dealt with noise pollution, concerning a local race track, in his hometown. And this Bill emanated from a concern that he had about

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noise pollution in his home district. And I would suggest to you, that we do have ... this is an environmental issue. It's a very significant environmental issue, which we debated a number of years ago, before you were elected to the General Assembly, and it overwhelmingly supported. It is certainly a local issue, no question about it. But, do you know that there's... within a mile of Wrigley Field, I think there's, I'm trying to think of the number, how many people live just within a mile of Wrigley Field, I think it's 80,000, 100,000 people. You know, that's a small town, all affected by the proximity of the park to the local residents. So, it is ... it doesn't affect everybody in the state, I admit that, but there's a lot of Bills we vote on that don't affect everybody in the state. Some Bills affect one little bridge, or Bovine Tuberculosis. But, it is a significant Bill, and the state clearly ... and I ... One other thing - this law was challenged in the courts, and the Illinois Supreme Court found it to be constitutional. So, it's definitely something which has worked in the past to prevent the lights from going in. We're looking for an exception, so that the play-offs can play in Chicago."

Black: "Well, I appreciate that answer. To the Amendment, Madam Speaker, I certainly intend to support your Amendment because I think it's a step in the right direction, and perhaps we can begin to talk about some ... some, perhaps an 18 or 20 game schedule on down the road. And I certainly defer to your judgement of that neighborhood, but I know I would love to come up and have supper with you some evening, as we walk over to the play-off or World Series games, and I'm certainly not going to stand in the way of doing that. And far be it from me to criticize an environmental issue, at what is considered to be by many

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nationwide, if not worldwide, a shrine. But I would hope that we could begin to work with all parties concerned, so that this shrine, and that ball club, will not have to pay a penalty for being without lights in the future, because obviously, with the youth movement we've seen, we simply must address the future and many World Series titles to come for the Cubs. I congratulate you on this Amendment. I wish you'd take it a little bit further, but I certainly will support your Amendment."

Speaker Breslin: "The Gentleman from Madison, Representative Wolf."

Wolf: "Madam Speaker, I move the previous question."

Speaker Breslin: "The Gentleman has moved the previous question. The question is, 'Shall the main question be put?' All those in favor say 'aye', all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And the main question is put. Representative Cullerton, to close."

Cullerton: "Yes, I appreciate your support on this. Thank you very much."

Speaker Breslin: "The question is, 'Shall Amendment #1 be adopted?' All those in favor say 'aye', all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Breslin: "Third Reading. Representative ... Excuse me, it's not on Third Reading. There's... a Fiscal Note has been requested on this Bill. Representative Tate."

Tate: "Madam Speaker, I filed the Fiscal Note and I would just like to comment on the Fiscal Note. This Amendment, certainly is no solution to the problem at Wrigley Field this year. I think everyone that's in favor of free enterprise realizes that a business in this state should

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have the freedom to operate their business as they will. This is kind of a hodgepodge approach to a very serious issue. I'm in favor of this Amendment. That's why I did not object to it. And as a result ..."

Speaker Breslin: "Representative Tate."

Tate: "I would just like the Membership to realize that this is a very serious matter, and if we ever expect the Chicago Cubs to be serious contenders, then we should give them the ability to play baseball, like the rest of the teams in the major leagues play baseball. But I will defer to better judgement and withdraw the Fiscal Note."

Speaker Breslin: "The Gentleman withdraws the Fiscal Note. The Bill moves to Third Reading. Read the Bill on Third, Mr. Clerk."

Clerk O'Brien: "Senate Bill 958, a Bill for an Act to amend Sections of the Environmental Protection Act. Third Reading of the Bill."

Speaker Breslin: "Representative Hoffman asks leave for immediate consideration of Senate Bill 958 as amended. Does he have leave? Hearing no objections, the Gentleman has leave. Proceed, Representative Hoffman."

Hoffman: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. In addition to the Amendment that you have just adopted, the Bill is, as it is in your Digest, authorizes a municipality or county board to request DOT to perform a traffic impact study, as far as the location of regional pollution control facilities, as well as the Amendment which we adopted. And I move the adoption of Senate Bill 958."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 958 as amended. Is there any discussion? Does anyone rise in opposition? Hearing none, the question is, 'Shall Senate Bill 958 pass?' All those in favor vote

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'aye', all those opposed vote 'no'. Representative Greiman, do you wish to speak?"

Greiman: "Just to explain my vote. Yes."

Speaker Breslin: "Please."

Greiman: "My grandson and granddaughter live about a hundred feet from Wrigley Field. And I wanted to tell you that he's two and a half, and he's told me, he is willing to have his naps, his evening sleep interrupted for post season games if there's a pennant. But he's very glad, ... he and his little sister, are very glad that they will not have their evening sleep interrupted by loud, raucous crowds. And that's why I am voting 'aye' on this fine Bill."

Speaker Breslin: "Representative Hasara, one minute to explain your vote."

Hasara: "Thank you, Madam Speaker, I would like to explain my vote and comment that Representative Levin mentioned that a temporary lighting company in Iowa or Indiana had been contacted. I would just like to encourage you to contact an Illinois company, if there is such a company, and would certainly encourage you to do that. And I'm sure we would all agree that we would be much better served by having a temporary company from Illinois."

Speaker Breslin: "Representative Dunn, one minute to explain your vote."

Dunn: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. I really don't have much to say about this Amendment. I just think it would be nice to be on television in Chicago. Hi, everybody."

Speaker Breslin: "Representative Countryman, one minute to explain your vote. Representative Countryman, one minute to explain your vote."

Countryman: "Thank you, Madam Speaker. That's the best speech I've heard out of the Representative on the other side of

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the aisle yet. I do want to say that I think this is good economic development for Illinois. It would certainly bring dollars to Illinois, rather than Missouri, and I think that's solid, and that's good. But, I also think it's encouragement for the Cubs, because now they can look around about getting serious about the business of winning that pennant, so that we can all go to Wrigley Field and watch that play-off. And I'm certain, Representative Mulcahey tells me, Representative Cullerton will make sure we all have good seats for those play-off games. So I support this Bill."

Speaker Breslin: "Have all voted who wish? The Clerk will take the record. On this ... Representative Matijevich, one minute to explain your vote."

Matijevich: "Well, as long as everybody is on T.V., I want all the Cub fans to know that all of the fouled balls aren't in Wrigley Field."

Speaker Breslin: "On this question, there are 106 voting 'aye', none voting 'no' and 4 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 961, Representative Hoffman. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 961, a Bill for an Act to amend an Act in relation to the location of regional pollution-control facilities. Third Reading of the Bill."

Speaker Breslin: "Representative Hoffman. Out of the record. Senate Bill 990, Representative DeLeo. Representative Capparelli. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 990, a Bill for an Act to amend the Bank Holding Company Act. Third Reading of the Bill."

Speaker Breslin: "Representative Capparelli."

Capparelli: "Thank you, Madam Speaker. Senate bill 990 expands the Midwest Banking Region. It permits any bank out of the

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State of Illinois, based in the state, that grants Illinois Bank Holding Company reciprocal ... to buy ..."

Speaker Breslin: "Representative Capparelli."

Capparelli: "...to acquire assets and control of banks in Illinois by December, 1990."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 990. Does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 990 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 106 voting 'aye', 2 voting 'no' and 5 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1032, Representative Johnson. Representative Johnson. Out of the record. Senate Bill 1040, Representative Barger. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1040, a Bill for an Act to amend an Act in relation to county zoning. Third Reading of the Bill."

Speaker Breslin: "Representative Barger."

Barger: "Thank you, Madam Speaker. Senate Bill 1040 is a Bill that would allow for administrative changes, instead of the requirement for a zoning board hearing for minor changes. The Amendment that we put on it yesterday requires the notification of the adjacent property owners. This gives the developers, or the person who is asking for the zoning change, an opportunity to have it done in a quick and inexpensive fashion, if it is a minor change. It has to be less than 10%. And I would request an 'aye' vote."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1040. Does anyone stand in opposition? The Gentleman from Cook, Representative O'Connell."

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O'Connell: "Madam Speaker, I didn't necessarily ... well this is Short Debate. I'll withdraw my question. I'll ask it in private."

Speaker Breslin: "You can present a question if you wish in Short Debate."

O'Connell: "Okay, the question is, what do you consider a minor change?"

Barger: "This would be a circumstance like a foundation had been set in maybe an inch or two too close to a property line, and rather than have to remove the foundation, move it over and spend the cost of changing it, or... This is the county, rather than in the city. This would allow them for a minor change of that type, rather than to have to call a zoning board hearing for it to be done administratively."

O'Connell: "Well, is there some kind of objective criteria which defines minor violation ... 'minor variance'?"

Barger: "Not having been the Senator who prepared this Bill, I'm not exactly sure, and I don't have a copy of it with me."

O'Connell: "Well, I would suggest that we can't have a fluid definition of minor violation, or minor change. Because what might be a minor change may be a significant change to a property contiguous to the subject property."

Barger: "John, it says here that... that when the proposed variance constitutes less than 10% of the regulation applying to the location of structures or bulk requirement. Now, the Amendment put on it requires notification of the adjacent property owners, so I don't think that we have any major problem. Okay?"

O'Connell: "Thank you."

Barger: "Thank you."

Speaker Breslin: "Representative Kirkland, to ask a question."

Kirkland: "Yes. And as I recall, if one of the property owners requests a full hearing, then you go back to the full

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hearing process."

Barger: "That is correct."

Kirkland: "Okay, fine."

Speaker Breslin: "The question is, 'Shall Senate Bill 1040 pass?'

All those in favor vote 'aye', all those opposed vote 'no'.

Voting is open. Have all voted who wish? The Clerk will

take the record. On this question, there are 108 voting

'aye', 2 voting 'no' and 4 voting 'present'. This Bill,

having received the Constitutional Majority, is hereby

declared passed. Senate Bill 1050, Representative Keane.

Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1050, a Bill for an Act to amend the

Public Utilities Act. Third Reading of the Bill."

Speaker Breslin: "Representative Keane."

Keane: "Thank you, Madam Speaker. House Bill 1050 amends the

Public Utility Act. It authorizes the Illinois Commerce

Commission to increase its gross revenue tax from .08% to

no more than .1%, and it will increase fees for issuance of

utility debt and equity security. Revenues are needed to

fund the operating expenses of the new tasks that we have

assigned them. As you remember, we mandated, under the

Public Utility Acts that there be energy planning,

management audits, excess capacity investigations. The

Bill is supported by the State Chamber, the Telephone

Association, the Industrial Users' Consumers. I'm not

aware of anybody that's opposed to it. I'd be happy to

answer any questions. I ask for a favorable Roll Call."

Speaker Breslin: "The Gentleman has moved for the passage of

Senate Bill 15, does ... 50, 1050. Does anyone stand in

opposition? The Gentleman from Cook, Representative

Young."

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

Speaker Breslin: "He will yield for a question."

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Young: "Thank you, Representative. These charges now, who is actually going to pay this increase in the tax?"

Keane: "Who's going to pay what?"

Young: "This increase?"

Keane: "The increase is the ... the impact of the Bill is that the utility user will pay one penny for every \$50 monthly bill. So, that's the level of the increase. It's one penny on a \$50 ... on a \$50 bill."

Young: "Thank you."

Speaker Breslin: "Any further discussion? Representative Levin? Representative Levin? The Gentleman does not appear to be in the chamber. Does anyone know where Representative Levin is? There being no further discussion, the question is, 'Shall Senate Bill 1050 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Representative Matijevec, for what reason do you rise?"

Matijevec: "Well, I understand, somebody handed me the note by mistake, and it said 'Ellis Levin, we need you immediately in the Press Room Mezzanine', and it was signed CBS News. And Ellis jumped out of his chair and ran out of here."

Speaker Breslin: "Now we know where he is. On this Bill, there are 103 ... Mr. Clerk, take the record. On this question, there are 106 voting 'aye', 5 voting 'no' and none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. With leave of the Body, I would like to go back to Senate Bill 1032, for Representative Johnson. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1032, a Bill for an Act to amend an Act to revise the law in relation to notices. Third Reading of the Bill."

Speaker Breslin: "Representative Johnson. Representative Johnson."

Johnson: "I think we'll take it out of the record. There might

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be some problem with this."

Speaker Breslin: "Out of the record. Representative Matijevich, do you have a report to make?"

Matijevich: "Madam Speaker, I'd like Ellis Levin to give us a full report of what happened in the T.V. Press Room."

Speaker Breslin: "He refuses. The next Bill, Ladies and Gentlemen, is Senate Bill 1056, Representative Phelps. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1056, a Bill for an Act to amend the Public Community College Act. Third Reading of the Bill."

Speaker Breslin: "Representative Phelps."

Phelps: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. Senate Bill 1056 actually establishes a regional delivery service system, for the purposes of encouraging agricultural innovation and rural enterprise development. We've recognized, at least in deep Southern Illinois, that in order to be able to have a goal to use our resources to the fullest utilization, we must do it regionally, on alliance, collective to promote rural economic development, educational improvement and alternatives for enterprise establishment. And this does set that mechanism through the community college effort. The community colleges are already serving defined boundaries in regional terms. And we feel that they are the logical system or the mechanism to conduct such programs in case we did have grants to come about for rural economic development on a regional system, on the defined boundaries that the community colleges do offer. I appreciate your proposal."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1056. Does anyone rise in opposition? Hearing none, the question is, 'Shall Senate Bill 1056 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted

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who wish? The Clerk will take the record. On this question, there are 113 voting 'aye', 1 voting 'no' and none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Again, with leave of the Body, I would like to go back to Senate Bill 1032. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1032, a Bill for an Act to revise the law in relation to notices. Third Reading of the Bill."

Speaker Breslin: "Representative Johnson."

Johnson: "Thank you, Madam Speaker, Members of the House. This Bill, that passed the Senate by a margin of 57 to nothing, repeals an Act of 1874, in regard to the law in relation to notices and deletes the limitation on the cost of publication of the notices. I would be glad to respond to any questions. This was suggested by prior by Meyer Capel, Hirschfeld, Huncy, etc., Law Firm in Champaign. It's sponsored by Senate Weaver, and I don't think there's any problem with the Bill."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1032. Does anyone rise in opposition? Hearing none, the question is, 'Shall Senate Bill 1032 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 108 voting 'aye', 6 voting 'no' and none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1161, Representative Keane. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1161, a Bill for an Act to amend the Revenue Act. Third Reading of the Bill."

Speaker Breslin: "Representative Keane."

Keane: "Thank you, Madam Speaker. Senate Bill 1161 increases the state stipend for local assessors from ... by \$100, from

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500 to \$600. The last increase we had was in 1980. As you know, this stipend is paid to people who become Certified Illinois Assessing Officers, and it's done to encourage the education and professionalization of assessors. I'd be happy to answer any questions and ask for a favorable Roll Call."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1161. Does anyone stand in opposition? The Gentleman from Saline, Representative Phelps."

Phelps: "Will the Gentleman yield for a question?"

Speaker Breslin: "He will yield for a question."

Phelps: "Representative Keane, how much would this amount to statewide, as far as dollars?"

Keane: "How much does it cost? \$75,000 is the guesstimate."

Phelps: "\$75,000. Is this already appropriated, set aside somewhere? Or are we talking about new money?"

Keane: "Well, yeah, it would be an increase over past, from 500 to \$600."

Phelps: "Okay. And how many such assessors do we have throughout the state? Are we talking about ..."

Keane: "There are 750 who now have designation of certified ..."

Phelps: "That's what I was after. That's what I was after. Thanks."

Speaker Breslin: "The question is, 'Shall Senate Bill 1161 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 92 voting 'aye', 14 voting 'no' and 4 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1179, Representative Keane. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1179, a Bill for an Act to amend an Act in relation to state finance. Third Reading of the

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Bill."

Speaker Breslin: "Representative Keane."

Keane: "Thank you, Madam Speaker. Senate Bill 1179 is an Audit Commission Bill. It requires that state agencies who deposit funds in banks or savings and loans must obtain collateral for the portion of the deposit which exceeds federal deposit insurance limitations. It's just a way of protecting state funds. I'd be happy to answer any questions and ask for a favorable Roll Call."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1179. Does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 1179 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 109 voting 'aye', 1 voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1222, Representative McAuliffe. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1222, a Bill for an Act in relation to taxes. Third Reading of the Bill."

Speaker Breslin: "Representative McAuliffe."

McAuliffe: "Madam Speaker, this Bill makes changes of various tax Acts to provide enhanced enforcement tools for the Department of Revenue. All the provisions are effective immediately."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1222. Does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 1222 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On

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this question, there are 109 voting 'aye', 1 voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1223, Representative Frederick. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1223, a Bill for an Act in relation to income taxation. Third Reading of the Bill."

Speaker Breslin: "Representative Frederick."

Frederick: "Yes, Madam Speaker, Ladies and Gentlemen of the House, Senate Bill 1223 amends the Income Tax Act to make modifications, clarifications and technical corrections regarding income taxation. It's Department of Revenue's omnibus income tax Bill, and I move its passage."

Speaker Breslin: "The Lady has moved for the passage of Senate Bill 1223. And on that question, does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 1223 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 111 voting 'aye', none voting 'no' and 2 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1232, Representative Ryder. Is the Gentleman in the chamber? Representative Ryder. Out of the record. Going to page five on your Calendar appears Senate Bill 1267. Representative Flowers. Is the Lady in the chamber? Out of the record. Senate Bill 1270, Representative Deuchler. Out of the record. Senate Bill 1286, Representative Capparelli. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1286, a Bill for an Act to amend the Trust and Trustees Act. Third Reading of the Bill."

Speaker Breslin: "Representative Capparelli."

Capparelli: "Thank you, Madam Speaker. This Bill would allow a

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bank that is also a trustee to invest their assets in a bank within their own services. The Section that's governing this action is not clear to us and whether it would be a conflict, and this would straighten the Bill out. Thank you."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1286. And on that question, is there any discussion? Does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 1286 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? The Clerk will take the record. On this question, there are 110 voting 'aye', none voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1290, Representative Madigan - DeLeo. Out of the record. Senate Bill 1291, Representative Hannig. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1291, a Bill for an Act in relation to the installation of fire hydrants. Third Reading of the Bill."

Speaker Breslin: "Representative Hannig."

Hannig: "Yes, thank you, Madam Speaker, Members of the House. This Bill provides that each fire hydrant must have a discharge that is at least 14 inches, but not more than 26 inches, from the surface. Apparently, some fire departments are having problems getting fire hydrants open that are less than 14 inches from the ground. So, this law, or this proposal, would unify our state law and say that they have to be at least 14 inches off the ground, so that the commonly used tools that the fire departments use would apply and the fire hydrants could be opened quickly. The American Waterworks Association which makes the fire hydrants, agrees with the Bill and I know of no opposition

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to it."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1291. Does anyone stand in opposition? The Gentleman from DuPage, Representative McCracken."

McCracken: "Just a question. Are there, or do you know whether there are conflicting ordinances which would have to ... or which would be superceded by this? What is the relationship of this law relative to municipal ordinances?"

Hannig: "Well, Representative, as far as state law is concerned, there are no restrictions on this and I'm not certain of any municipalities. I'm not aware of any municipalities that have conflicting regulations, but the idea is to try to have a uniform standard so that fire departments can use their tools to get the fire hydrants open quickly."

McCracken: "Okay."

Speaker Breslin: "Does anyone rise in opposition? The Gentleman from Macon, Representative Dunn."

Dunn: "Will the Sponsor yield for a question?"

Speaker Breslin: "He will."

Dunn: "What do the manufacturers of fire hydrants have to say about this legislation?"

Hannig: "It's my understanding that the American Waterworks Association supports this. I'm not aware of any opposition to it, John, so I ... There was no opposition in committee. It passed the Senate overwhelmingly. I heard that maybe small dogs might be opposed to it."

Dunn: "No, somebody else will have to ask the dog question. What I ... I had trouble hearing your answer. Do you know if the ..."

Hannig: "I know of no opposition to the Bill, John. No one testified against it in committee."

Dunn: "Do you know if ... There is a manufacturer of fire hydrants in my community. And I don't know if they're

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aware of this Bill or not. Do you have any idea?"

Hannig: "I don't know. All I can say is that it's passed the Senate overwhelmingly, and it's passed committee and no one has come forward in opposition to it."

Dunn: "Well, you know what that means. Thank you."

Speaker Breslin: "Does ... Representative Cowlshaw."

Cowlshaw: "Thank you, Madam Speaker. May I ask the Sponsor a question, please?"

Speaker Breslin: "Proceed."

Cowlshaw: "Representative, when you were presenting this Bill, I thought I heard you say something about the American Waterworks Association, which manufactures fire hydrants. Did I hear you correctly?"

Hannig: "I think I said that incorrectly. My analysis says the American Waterworks Association, which I believe is the people who supply the water."

Cowlshaw: "Thank you. Just for the record, Madam Speaker. The American Waterworks Association does not manufacture fire hydrants. It consists of professional engineers. Thank you very much."

Speaker Breslin: "Is there any further discussion? Hearing none, the question is, 'Shall Senate Bill 1291 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 111 voting 'aye', none voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby ... Representative Morrow? You're recorded as voting 'aye', Sir. Have all ... This Bill is declared passed. With leave of the Body, I would like to go back to Representative Flower's Bill, Senate Bill 1267. Representative Flowers. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1267, a Bill for an Act to amend the

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Public Utilities Act. Third Reading of the Bill."

Speaker Breslin: "Representative Flowers."

Flowers: "Thank you, Madam Speaker. Senate Bill 1267 would require the ICC to study the costs and benefits of implementing life support consumers rates for customers that's depending upon life support machines, such as respirators, dialysis machines, and any other life support equipment. And I would urge for the passage of Senate Bill 1267, please."

Speaker Breslin: "The Lady has moved for the passage of Senate Bill 1267. Does anyone rise in opposition? Hearing none, the question is, 'Shall Senate Bill 1267 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 110 voting 'aye', 1 voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Representative Jones, for what reason do you seek recognition? You should rise and address the Chair, Madam."

Jones: "Yes, Madam Speaker, I would like to be recorded as 'aye'."

Speaker Breslin: "Representative Jones, the record will reflect that you wish to be recorded as voting 'aye' on Senate Bill 1267. The next Bill is Senate Bill 1296, Representative Didrickson. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1296, a Bill for an Act to amend the Abused and Neglected Child Reporting Act. Third Reading of the Bill."

Speaker Breslin: "Representative Didrickson."

Didrickson: "Thank you, Madam Speaker, Members of the House. Senate Bill 1296 amends the Abused and Neglected Child Reporting Act. And it adds operators of facilities that

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are licensed by the Department of Alcohol and Substance Abuse where children are residing. Specifically, what's occurring right now with mothers who are being treated to the list of persons who are entitled to access to records concerning reports of child abuse and neglect, when a current employee of that facility is the perpetrator of such, and indicate a child abuse or neglect report. I ask for your 'aye' vote."

Speaker Breslin: "The Lady has moved for the passage of Senate Bill 1296. Does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 1296 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 112 voting 'aye', none voting 'no' and none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1303, Representative Mays. Is Mr. Mays in the chamber? Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1303, a Bill for an Act to amend the Illinois Banking Act. Third Reading of the Bill."

Speaker Breslin: "Representative Mays."

Mays: "Thank you very much, Madam Speaker. Senate Bill 1303 simply is a Bill that has been proposed by the Banks and Trusts Commission, and it increases fees. It's agreeable amongst all parties and I would move for its passage."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1303. Does anyone rise in opposition? Hearing none, the question is, 'Shall Senate Bill 1303 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 111 voting 'aye', none voting 'no' and

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I voting "present". This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1322, Representative Wojcik, what is your pleasure? Out of the record. Senate Bill 1326, Representative Ronan. Mr. Ronan. Is the Gentleman in the chamber? Out of the record. Senate Bill 1353, Representative Preston. Mr. Preston. Is the Gentleman in the chamber? Out of the record. Senate Bill 1483, Representative Madigan. Does Representative Madigan wish to proceed with this Bill? Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1483, a Bill for an Act to amend an Act in relation to Chicago Park District. Third Reading of the Bill."

Speaker Breslin: "Representative Cullerton."

Cullerton: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. This Bill empowers the Chicago Park District to acquire by gift, grant, purchase, or condemnation abandoned railroad rights of way. The Sponsors in the Senate: Senator Brookins, Jones, Savickas and Jeremiah Joyce. I'd be happy to answer any questions."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1483. Does anyone rise in opposition? The Gentleman from DuPage, Representative McCracken."

McCracken: "Will the Sponsor yield?"

Speaker Breslin: "He indicates he will."

McCracken: "Would you agree that under current law, the Park District is authorized to condemn for its purposes, among other things, all other property required or needed for those purposes? I guess the point is, why do we want to pass a redundant Bill?"

Cullerton: "Well, current law permits the Park District to acquire by gift, grant, purchase or condemnation any and all real estate lands, by pairing the states rights and all

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other property required or needed for any park, etcetera. But I think that what we want to do is specifically... with this Bill, is specifically grant authority to the Park District so as to make sure that there's no question that they can acquire such property."

McCracken: "Is there some abandoned railroad right of way that is under consideration for this?"

Cullerton: "I think the answer to that would have to be provided by Senator Brookins."

McCracken: "Or maybe Representative Madigan."

Cullerton: "I don't even think he would know."

McCracken: "Okay. Well, I'm not sure that we want to pass a redundant Bill. I ..."

Cullerton: "We could put the Amendment on and put it in a Conference Committee, if you'd like."

McCracken: "Well that's ... I thought of that. And I thought, better to pass it with no Amendment, so that it's the last we see of it. But I'm going to ask my friends over here to vote 'no' on this, because there must be some reason for it that we can't see."

Speaker Breslin: "The question is, 'Shall Senate Bill 1483 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 65 voting 'aye', 46 voting 'no' and 1 voting 'present'. Representative Mulcahey votes 'aye'. There are therefore, 66 voting 'aye', 46 voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. With leave of the Body, I would like to go back to Representative Ronan's Bill, Senate Bill 1326. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1326, a Bill for an Act to amend an

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Act in relation to Promotion Consumer Protection. Third Reading of the Bill."

Speaker Breslin: "Representative Ronan."

Ronan: "Thank you, Madam Speaker and Members of the House. Senate Bill 1326 creates the Travel Promotion Consumer Protection Act. It's a recommendation of the Attorney General of this state. There has been a situation where there has been some abuses in the ... Are there any Amendments filed to this thing? Does the Clerk have any other Amendments filed ...?"

Speaker Breslin: "Mr. Clerk, the Gentleman is looking for any Amendments filed, Representative Ronan."

Ronan: "Yes. I would like leave to take it back to Second. Representative O'Connell's supposedly got an Amendment. Representative O'Connell's having problems with Amendments to my Bills today."

Speaker Breslin: "I believe you agreed to bring this Bill back at one time. The Gentleman asks leave to return this Bill to the Order of Second Reading. Well, just a minute. We're looking for an Amendment to be sure one has been filed, first, since we haven't found it yet. Representative Ronan..."

Ronan: "Is it my Amendment?"

Speaker Breslin: "The record reflects ... no ... that Amendment 2 was withdrawn, which you needed in order to move your Bill to 3, and then you did not refile the Amendment as Amendment #3. That would be necessary, and I explained that at the time that it was done."

Ronan: "Okay. I'm going to work it out. Representative O'Connell's a little late this time. So, I'm just going to ..."

Speaker Breslin: "Ladies and Gentlemen, what we will do is ask leave of the Body to present Amendment #2, which has been

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printed and distributed. Right, Mr. Clerk? Was Amendment #2 printed and distributed? It was printed and distributed. Okay. Representative Culle... Representative Ronan then ... Where did Representative O'Connell go? Representative Ronan asks leave of the Body to return this Bill to the Order of Second Reading so that Amendment #2, which was previously withdrawn, can be presented at this time. The Amendment has been printed and distributed. Does the Gentleman have leave? The Gentleman has leave. The Bill is on Second Reading. What Amendments do you have on file, Mr. Clerk?"

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

Speaker Breslin: "Representative O'Connell."

O'Connell: "Thank you, Madam Speaker. All this did, was to add the language 'or sea', in addition to 'air'. It applies to travel situations on cruises and things of that nature. It was suggested by the Floor Leader of the Republican side, and we would accept it."

Speaker Breslin: "Representative O'Connell has moved for the adoption of Amendment #2 to Senate Bill 1326. Is there any discussion? Hearing none, the question is, 'Shall Amendment #2 be adopted?' All those in favor say 'aye', all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Breslin: "Third Reading. Representative Ronan now asks leave for immediate consideration of Senate Bill 1326 as amended. Does he have leave? Hearing no objection, he has leave. Read the Bill on Third, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1326, a Bill for an Act in relation to travel promotion, consumer protection. Third Reading of

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the Bill."

Speaker Breslin: "Representative Ronan."

Ronan: "Thank you, Madam Speaker. Now that we've taken care of Navy for Representative O'Connell, this again creates the Travel Promotion Consumer Protection Act. It's a recommendation by the Attorney General of this state, because of some of abuses that have occurred in the travel industry. This will just make it better for the consumer, to make sure if they're booking trips, they're going to get what they pay for. I move for the passage of Senate Bill 1326."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1326. Does anyone rise in opposition? Hearing none, the question is, 'Shall Senate Bill 1326 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 109 voting ... 110 voting 'aye', none voting 'no' and none voting 'present'. This Bill, having received ... this Bill, having received the Constitutional Majority, is hereby declared passed. With leave of the Body, I would like to go back now, to Senate Bill 1232, for Representative Ryder. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1232, a Bill for an Act to amend an Act codifying the powers and duties of the Department of Mental Health and Developmental Disabilities. Third Reading of the Bill."

Speaker Breslin: "Representative Ryder."

Ryder: "Thank you, Madam Speaker, for the courtesy. This amends the Department of Mental Health and Developmental Disabilities Act. It allows and expands their responsibility for followup on residents released from

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state facilities to long term care facilities, including designated community living facilities. The purpose is to reduce reciticism and to allow for, perhaps, a little better caseload management, in the hope that we will be able to better manage these resources. Thank you."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1232. Does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 1232 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 109 voting 'aye', none voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Ladies and Gentlemen, with leave of the Body, I'd like to go back to Representative Black's Bill, Senate Bill 295. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 295, a Bill for an Act to amend the Land Trust Recordation and Transfer Tax Act. Third Reading of the Bill."

Speaker Breslin: "Representative Black."

Black: "Thank you very much, Madam Speaker. I appreciate this courtesy. Ladies and Gentlemen of the House, I checked with the Senate Sponsor and we certainly thank Representative Homer for pointing this deficiency out to us. It was never intended that this Bill be in any way, shape or form, or intent; retroactive. We think Amendment #2 addresses that concern; and at this time, Madam Speaker, if it would be in Order, I would move passage of Amendment #2."

Speaker Breslin: "The Gentleman asks leave to return this Bill to the Order of Second Reading for the purposes of an Amendment. Does he have leave? The Gentleman has leave."

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And now, Representative Black, you have permission to proceed with Amendment #2. Or is it Representative Homer's Amendment?"

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

Speaker Breslin: "Representative Black."

Black: "Thank you very much, Madam Speaker. Amendment #2 amends Senate Bill 295 as follows; by adding after line 29 the following: 'Section 2 of this Amendatory Act of 1987 shall take effect upon its becoming law and shall apply to any transfer of a beneficial interest on or after its effective date'. I would move passage of Amendment #2, Madam Speaker."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #2. And on that question, the Gentleman from Fulton, Representative Homer."

Homer: "Thank you, Madam Speaker. The Amendment does as the Gentleman says. It meets the objection that was raised. I'd urge its adoption and urge passage of the Bill as amended."

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

Clerk O'Brien: "No further Amendments."

Speaker Breslin: "Read the Bill on Third, Mr. Clerk."

Clerk O'Brien: "Senate Bill 295, a Bill for an Act to amend the Land Trust Recordation and Transfer Tax Act. Third Reading of the Bill."

Speaker Breslin: "Representative Black asks leave for immediate consideration of Senate Bill 295 as amended. Does he have leave? Hearing no objection, the Gentleman has leave."

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Present the Bill, Mr. Black."

Black: "Thank you very much, Madam Speaker, Ladies and Gentlemen of the House. As we said earlier, this Bill amends the Land Trust Recordation and Transfer Tax Act to exempt from recording requirements any transfer of a beneficial interest in a land trust, when the actual consideration is less than \$100. As amended, I would move passage of Senate Bill 295."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 295 as amended. Does anyone stand in opposition? Hearing none, the question is, 'Shall Senate Bill 295 be adopted ... be passed?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 111 ... 110 voting 'aye', none voting 'no' and none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. We are preparing to leave this Order of Business. Does anyone else have a Bill to call on this Order of Business that was previously taken out of the record? If so, speak now or forever hold your peace. Therefore, we are going to go to the Order of Senate Bills Third Reading. On page five on your Calendar appears Senate Bill 74, Representative Richmond. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 74, a Bill for an Act to amend Sections of the School Code. Third Reading of the Bill."

Speaker Breslin: "Representative Richmond."

Richmond: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. Senate Bill 74 addresses a problem that needs to be corrected. And it affects a great number of school districts around the state, 72 in fact. And a little background, in the 1976-77 school year, the reimbursement

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system for paying for Special Education Orphanage Act Programs was changed from a reimbursement to a current program. At that time several ... 72 schools were affected. They were supposed to have been protected by a hold harmless clause, and they have since never been able to retrieve that one year's funding that they are certainly due. And that's what this Bill addresses. I have a list of schools, some 72 in number, and the amount is ... totally is \$5,604 ... \$5,604,000, excuse me. And this is to be ... The Board of Education has agreed that this should be done over a period of five years, rather than three years as was originally called for in the Bill, and it was amended to five. And so, therefore, the outlay would be considerably less. But it's something that, of course, this has already passed in the Senate and we've had this Bill before us before and it didn't get past the Governor. I would like very much, to put it on his desk again. I would ask that you help me do that."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 74. And on that question, the Gentleman from DuPage, Mr. Hoffman."

Hoffman: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. The problem that the Sponsor of this legislation brings to us is not a new problem. This dates back to over 10 years ago when we moved this reimbursement program from funding on a reimbursement level to a current level. So, what happened was, that those school districts ... When we went into this program, the beneficiaries of this school district got the benefit of the increase from the prior year to the current year. Recognizing that we were going to move that one year forward, there would be a one year lapse. We then later, passed legislation which provided that a school district which ceased to maintain such a

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program or such classes for one entire school year, would then be paid for the year that they hadn't been paid for. So the truth of the matter is that when we move from the reimbursement process to a current year process, school districts benefitted from that movement because in that year, they got more money than they would have had if we had paid them for the past year. And if they didn't get more, then that was ... the difference was made up. So, what these districts are asking for now, and I understand it and they all need ... they all need money - they are again asking that they be double paid. Paid for the what ... the reimbursement year that they didn't even get paid for, as well as the current year that they're in and you can slide those back and it all means the same thing. The real problem, Ladies and Gentlemen, is that we don't have the money to pay the current programs. We passed out of here an education appropriation Bill at a flat level from last year. Now you know and I know that that is not adequate. But without an increase in taxes, we cannot afford any program other than that. And Ladies and Gentlemen, for the very same reason that we can't afford that, we cannot afford this. Not in terms of the magnitude of the dollars, but in terms of the kinds of messages it sends. Now if you're prepared to support an increase in the taxes, I think this would be a good Bill to send that signal on, because we need to identify those people. However, if you're not inclined, at least today to do that, I would suggest that you not support this Bill, either by voting 'no' or by voting 'present'."

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

McCracken: "Thank you, Madam Speaker. I support the previous Speaker's remarks. However, I'd like to add that of that

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\$5,600,000 which admittedly under this Bill, would be repaid over a series of installments; over \$4,000,000 of that goes to the Chicago School Board. Now, that is state money going to the Chicago School Board. That is state money leaving this Treasury for Chicago, in a year when nobody can afford it. I submit to you that especially now and because of the preponderance that one area of the state would benefit over \$4,000,000 to the City of Chicago, we should not be passing this Bill at this time. I think that this merits downstate as well as Republican support for that reason if... alone. Thank you."

Speaker Breslin: "The Gentleman from Perry, Representative Goforth."

Goforth: "Will the Sponsor yield?"

Speaker Breslin: "He will."

Goforth: "Representative, whose Bill in the Senate is this?"

Richmond: "This is Representative... I mean, Senator Ralph Dunn's Bill."

Goforth: "He was the one that sat on this side of the aisle for several years. Is that correct?"

Richmond: "Absolutely."

Goforth: "Thank you."

Speaker Breslin: "Have all voted... Is there any further discussion? If not, Representative Richmond to close."

Richmond: "Thank you very much. Very briefly, Madam Speaker, it's true that a great number of these dollars go to the Chicago area because they are entitled to them. And I differ with the previous Speaker in saying that a vote for this is sort of a tally to see who is going to vote for a tax increase. I say a vote for this is just for a vote to return dollars that are very much overdue to districts that badly need them. I have a list here. If you would like to see if your school districts are listed. I'd be happy to

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share that information with you. I ask you for your support on this fine Bill."

Speaker Breslin: "The question is, 'Shall Senate Bill 74 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? The Lady from Champaign, Representative Satterthwaite one minute to explain your vote."

Satterthwaite: "Madam Speaker and Members of the House, this is a debt that the state owes. If people feel that we should keep our debts outstanding to our local school districts and not reimburse them for services that they have provided, then they should feel perfectly free to vote against this. But if in fact, you feel that we should pay our debts, you should be voting 'yes'."

Speaker Breslin: "Have all voted who wish? The Clerk will take the record. On this question, there are 76 voting 'aye', 29 voting 'no' and 9 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 126. Representative Cullerton. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 126, a Bill for an Act to amend the Unified Code of Corrections. Third Reading of the Bill."

Speaker Breslin: "Representative Cullerton."

Cullerton: "Yes, I ask leave to bring this Bill back to Second Reading for purpose of an Amendment."

Speaker Breslin: "The Gentleman asks leave to return this Bill to the Order of Second Reading for the purposes of an Amendment. Does he have leave? Hearing no objections, the Gentleman has leave. Mr. Clerk, are there any Amendments filed?"

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

Speaker Breslin: "Representative Cullerton."

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Cullerton: "I ask leave to withdraw #2."

Speaker Breslin: "Withdraw #2. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #3, offered by Representative Cullerton."

Speaker Breslin: "Representative Cullerton."

Cullerton: "Yes, thank you, Madam Speaker and Ladies and Gentlemen of the House. The Bill as amended in committee, would call for a first time residential burglar to be sentenced to 90 days in jail. What the Amendment does is to increase that time, to double it to 180 days of incarceration. And it would also provide that the sentence should also include a sentence of probation for the remainder of that term that's served, up 'till two years. So, the first time residential burglar could be sentenced to 180 days in jail and then would have to be required to serve a period of probation up to two years. It also clarifies that the time to be served shall be served in the state penitentiary and that parole would not apply. I'd be happy to answer any questions. And appreciate your support."

Speaker Breslin: "The Gentleman has moved for the adoption of Amendment #3 to Senate Bill 126. And on that question, the Gentleman from DuPage, Representative McCracken."

McCracken: "I don't believe this has been printed and distributed. I'll make an inquiry of the Clerk."

Speaker Breslin: "Mr. Clerk, has this Amendment been printed and distributed? Yes it has, Sir."

McCracken: "Okay. Is it... will the Sponsor yield?"

Speaker Breslin: "He will yield."

McCracken: "Is this essentially the same as what I have as Floor Amendment #2? Maybe I'm looking at what you're calling 3."

Cullerton: "Well, no. There is an additional provision that was

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added at the request of the Cook County State's Attorney. The State's Attorney Daley indicated that he would support the Bill, but he wants that first time residential burglar, after they get out of the state penitentiary, to have to serve probation up to a two year period. And so that's what the addition is. And also clarifies that the time is to be served in the state penitentiary, rather than a county jail."

McCracken: "Alright, so under 3, it'll be the state penitentiary."

Cullerton: "180 days."

McCracken: "And followed by at least two years probation."

Cullerton: "Right. ... it will be... you know, it depends on when he or she get's out of jail. Whenever they get out of jail, they have to then serve the remainder of... "

McCracken: "Five years prison and probation?"

Cullerton: "Sorry?"

McCracken: "I say, a total of five years prison and probation?"

Cullerton: "No, two years."

McCracken: "Two years."

Cullerton: "Right."

McCracken: "Alright, so there is no mandatory supervised release under this Act."

Cullerton: "Right."

McCracken: "And that differs from other felonies which provide for mandatory supervised release. A penitentiary sentence is imposed."

Cullerton: "Right. Because they would be reporting to their probation officer."

McCracken: "Alright. Why did you raise this from 90 to 180 days?"

Cullerton: "Because we recognized the fact and we talked about this with Representative Petka in committee, you can get

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day for day time. It is my intention that they serve 90 days. When I realized that they could get day for day time, I realized that that could be cut to 45. So the intent of this Amendment is to increase that time, to double the time that the Bill calls for now, recognizing the fact that they can get day for day and good time. Now, I don't know much the good time calculates on six months. It's up to the... by rules of the department. So if the department could decide there should be no good time at all other than day for day, or they could decide that there could be. That's up to them."

McCracken: "And this 180 days followed by at least two years probation or whatever the formula is."

Cullerton: "The difference between the amount of time they served in jail and two years."

McCracken: "Okay. Is a minimum sentence?"

Cullerton: "Yes."

McCracken: "The only other available sentence is a longer term imprisonment in the state penitentiary."

Cullerton: "Four years."

McCracken: "Whatever the... "

Cullerton: "Yes, see, that's the reason for the Bill. The next jump up is four years, on the bottom."

McCracken: "Okay, thank you." '

Speaker Breslin: "The Gentleman from Bureau, Representative Mautino."

Mautino: "Thank you very much, Madam Speaker. Will the Representative yield?"

Speaker Breslin: "He will yield for questions."

Mautino: "Representative Cullerton, I don't happen to have your Amendment in hand, but I've got a couple of questions I'd like to ask on it."

Cullerton: "Sure."

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Mautino: "Currently, the Statute provides for the state's attorney to reduce residential burglary to burglary if he or she so desires. Is that not true?"

Cullerton: "The state's attorney has the discretion to change a charge from residential burglary to burglary, and they do that many times when they want to provide for probation for an offender. Or they could reduce it to criminal trespass to property as well. They have that discretion."

Mautino: "This Amendment and the Bill, takes that discretionary power away from the state's attorney and puts it now in Statute for the Judge to... to do what?"

Cullerton: "No. First of all, the state's attorneys can still, if they wish - and I think this will happen - can still decide to reduce a charge of residential burglary down to burglary and give probation to an offender. That's... they still have that discretion. What this says is that, if they decide to charge residential burglary, that a Judge could accept a plea, or after a fine of guilty, sentence a first offender only - someone who has had no previous felony or misdemeanor convictions - they could sentence them to six months in jail and the remainder being served on probation, rather than sentencing them to a four year period in prison."

Mautino: "In other words, you are reducing the... you're reducing the prison sentence that is currently law... your reducing the level that is law at this time, now, with this Amendment."

Cullerton: "No. No. It's very important to understand. This is an option that a Judge would have. It's discretion that a Judge could have in a case of a first offender. Instead... Right now, all the Judge can do is give someone four year minimum sentence, which is basically two years in jail. What this Bill does is to say, in those instances where

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there is a first offender with no previous conviction, the Judge can, if he wishes, if there is a find of guilty on residential burglary, sentence them to six months in jail and the remainder of the time, up to two years being served on probation."

Mautino: "And that would occur whether or not the home was occupied at the time of the burglary or there was no one in... Is there a differential?"

Cullerton: "Yes. The Bill says that it applies to first offenders and in situations where... let me quote the Statute... or the Bill for you, 'and in situations where the defendant's conduct in committing the crime neither caused nor threatened serious physical harm to another'. Let me just give you an example of the need for this. We've had situations where kids break into attached garages, which are part of the residence, and they steal a bike. In one case, it was his own bike that he had lent to a kid. And he broke into the other guy's attached garage, stole the bike, was charged with residential burglary. And theoretically, unless the state's attorney reduces it to a burglary, that kid has to spend two years in jail. There was another case out in DuPage County where a woman was divorced from her husband. She went back to her husband's... to the former residence where she lived to get some belongings. But since she had no longer had access to that she found her husband's new girl friend there, and they charged her with residential burglary. And she is currently in the Department of Corrections serving a two year... or a four year sentence for residential burglary. So, that's what it does. It expands the discretion of the Judge. It does not eliminate the state's attorneys discretion to reduce a charge to burglary and give full probation."

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Mautino: "Well, thank you for your explanation. I appreciate it. For the record, John, I'd just like to have you know, some of the downstate state, state's attorneys are requesting that mandatory imprisonment in the Department of Corrections should also apply if the home was occupied at the time of the burglary. There is some concern that the original Bill is lightening up... I can only give you what they are sending me. For the record..."

Cullerton: "I'm sorry. Could you say that again? About the home being occupied?"

Mautino: "Yes, their recommendation is that that mandatory imprisonment, in the original legislation, the mandatory imprisonment should be provided in the Department of... in the Department of Corrections should also apply if the home was occupied at the time of the burglary."

Cullerton: "It does."

Mautino: "They don't want to have this lightened up where an individual will... home burglaries are a very difficult thing for the victims, and I think you..."

Cullerton: "No, no, let me explain. Unless there is a misunderstanding here. First of all, if the home is occupied, it's a different crime altogether. It's called home evasion, which is a Class X Felony. But just to make sure there is no question. We put in this Bill two things for this to apply, it must be a first offender with no misdemeanor convictions, no felony convictions and in committing the crime of residential burglary, they neither cause nor threaten serious physical harm to another. So, if someone is home in an apartment, they are charged with home evasion, and it's not a residential burglary. If for some reason, they choose to charge only residential burglary in that case, then we've covered that in this Bill by saying that in order for someone to be eligible for this

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treatment, they also have to... the conduct in committing the crime neither caused nor threatened serious physical harm. And that's why, again, like I say, the Bill is supported by the State's Attorney of Cook County with this Amendment; supported by almost unanimous in the Judiciary Committee; Senator Hawkinson is the Sponsor, he's agreed to it as well. So, I think I have covered that possible objection."

Mautino: "Thank you."

Speaker Breslin: "The Gentleman from Will, Representative Petka. Representative Petka."

Petka: "Thank you, Madam Speaker. Will the Representative yield?"

Speaker Breslin: "He will yield for questions."

Petka: "Representative, why did you find it necessary to change the place of incarceration from the county jail to the Department of Corrections?"

Cullerton: "Well, here's my thought. Right now, these first time offenders are being housed in the Department of Corrections. And they're serving, basically, two years, minus a little good time. What we're doing with this Bill is providing for - in those instances where it's appropriate - we're providing for a lower sentence of six months, rather than the two years. And so what we would be doing with this Bill is reducing some of the overflow of inmates in the Department of Corrections. But I don't think its fair to flood the local county jails, many of which are under court order because of overcrowding, with residential burglars. It's still a felony. It's still a Class I Felony. And if they're going to be incarcerated, they should be incarcerated in the state penitentiary."

Petka: "Under the Amendment... Amendment #3, that you have filed, it is stated that the person has no prior criminal

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convictions. Is it your legislative intent that even if the person would have court supervision, that under those circumstances where a person had court supervision, that he still would be considered a first time offender?"

Cullerton: "Well, I think my current understanding of what supervision is is that it's not a conviction. So, I would imagine that would not preclude them from getting this type of treatment."

Petka: "So that even if a person had, let's say, a felony that they had been charged with in the past and it had been reduced to a... where the person then was receiving supervision, under the terms of this Bill, the person then would be considered a first time offender. Is that correct?"

Cullerton: "Well, no. I think what you'd do there is you'd violate his supervision for having committed this residential burglary. And then you can go after them... then they wouldn't be eligible, because they would have had a previous conviction. And of course, you know, Representative, as a former state's attorney, it's really rare that a felony is reduced when someone gets supervision. It must not normally be a very... it must be some extenuating circumstances before that would happen."

Petka: "Now, you've mentioned a number of first time offenders that are incarcerated as a result of this Section. Representative, do you have any figures from the Department of Corrections as to the number of, first the people who have been arrested for the first time in their lives who end up in the Department of Corrections?"

Cullerton: "Well, first let me say, before I answer that, that I'm not saying that every first time offender should get this treatment. There are some first time offenders who you can tell from their rap sheet, they have been arrested

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for serious felonies, and for one reason or another, they were able to get out of it. I'm not saying that they should be treated in this direction... in this method. That is up to the Judge to look at that record. I'm told that there are something like 680 first time offender residential burglars out of the 19,000 or so inmates in the Illinois State Department of Corrections, which is a pretty sizeable number. Let's say if half of them, that would be 300 or so could get this treatment, you'd be talking about really reducing serious overcrowding in our state penitentiary."

Petka: "Perhaps you may have answered this before in your discourse, but what was the reason that residential burglars were exempted from mandatory supervised release after imprisonment?"

Cullerton: "Well my thought is that since we're requiring probation for about a year and a half after the release from the state penitentiary that that is probably the best way to handle their behavior after they're released from the penitentiary. They've got to report to a probation officer and be monitored, just as if they would be on probation. That was also done at the request of the state's attorney of Cook County."

Petka: "Do you know right now what is the position of the Illinois State's Attorneys' Association in connection with this Amendment?"

Cullerton: "I'm sure they are in support of the Amendment which doubles the time from 90 days to 180 days."

Petka: "Insofar as the concept of reducing the penalties from four years down to 180 days?"

Cullerton: "I've been told by the assistant state's attorney, who lobbies for the State's Attorney of Cook County, that they support it."

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Petka: "The Illinois State's Attorneys' Association supports this?"

Cullerton: "Right. Now, that's what I was told. They, haven't contacted me. I don't know. All I know is when I see people like Homer and Hawkinson saying that they are in favor of it and even yourself voting for it the first time around on the House Bill, that it probably makes some pretty good sense."

Petka: "Yes, that is true, Representative. And to the Bill... "

Cullerton: "To the Amendment... to the Amendment... "

Petka: "Excuse me, to the Amendment. I will not speak to the Amendment. Okay."

Speaker Breslin: "The Gentleman from Effingham, Representative Hartke."

Hartke: "Madam Speaker, I move the previous question?"

Speaker Breslin: "The Gentleman, has moved the previous question. The question is, 'Shall the main question be put?' All those in favor say 'aye', all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. The main question is put. Representative Cullerton to close."

Cullerton: "Yes, I just wanted to remind everybody we're on Second Reading. This Bill... this Amendment is designed to double the amount of time that the Bill currently calls for incarceration from 90 days to 180 days for a first time residential burglary, and also requiring that that person serve up to two years on probation after their released from the state penitentiary. So, I would appreciate your support."

Speaker Breslin: "The question is, 'Shall Amendment #3 be adopted?' All those in favor say 'aye', all those opposed say 'no'. All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Representative Weaver, one minute to explain your vote. Where is Representative

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Weaver? His light is flashing. Representative Hultgren, one minute to explain your vote."

Hultgren: "Thank you, Madam Chairman. I don't believe we can ask any questions, but I tried to listen to the debate. And I'm not sure I heard. What is the position of the Senate Sponsor? If you could just nod or... one way or the other. Senate Sponsor, okay?"

Speaker Breslin: "The Gentleman from DeKalb, Representative Countryman one minute to explain your vote."

Countryman: "Thank you, Madam Speaker. I had my light on to ask some questions, but I am really concerned about this Amendment changing, not the 90 days to 180 days, but changing it to the Department of Corrections. I know of no other instance where we send people for six months to the Department of Corrections. I really think if nothing else, it ought to be optional so that the sentencing Judge can make the decision, whether he sentences somebody to the Department of Corrections or the county jail. I think there are many instances when people should be sentenced to the county jail for real serious reasons, and particularly in downstate Illinois. And I think the mandate that they go to the Department of Corrections on a six month sentence is inappropriate and I wish that we had had time to debate this in committee. But we didn't, and therefore; I'm opposed to this Amendment because it mandates them going to the Department of Corrections."

Speaker Breslin: "Representative Barger, one minute to explain your vote."

Barger: "Thank you, Madam Speaker. Ladies and Gentlemen of the House, a six month pri... jail sentence, for a first offense is a proper sentence to give to a young person, who is probably starting on a life of crime. But, if you want to ensure that he will continue on a life of crime, rather

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than send him to the county jail where he will be relatively safe, other than in Cook County of course, and under the supervision of his local sheriff, you put him in the state penitentiary where he will have an opportunity to meet with all kinds of people that he should not be associating with. I think that this is a very, very bad precedent to set, and I think that those of us who feel that the first punishment should be one of education, rather than retribution, then I think very defendantly, we should vote against... "

Speaker Breslin: "Your time is up, Sir. Have all voted who wish? The Clerk will take the record. On this question, there are 67 voting 'aye', 44 voting 'no'. And the Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Breslin: "Third Reading. Representative Cullerton, what is your pleasure? The Bill is on Third."

Cullerton: "I'll wait until tomorrow."

Speaker Breslin: "Okay, out of the record. Senate Bill 277. Representative Ewing. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 277, a Bill for an Act to amend the Liquor Control Act. Third Reading of the Bill."

Speaker Breslin: "Representative Ewing."

Ewing: "Madam Speaker and Ladies and Gentlemen of the House, this Bill amends the Liquor Control Act. Already in the Liquor Control Act, there are a number of exemptions. And this adds an exemption which allows cities, by ordinance, to designate whether liquor can be sold in buildings belonging to or under their control. Passed out of the Senate overwhelmingly. And I would be glad to answer any questions and would otherwise, ask for your favorable vote."

Speaker Breslin: "The Gentleman has moved for the passage of

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Senate Bill 277. And on that question, is there any discussion? Hearing none, the question is, 'Shall Senate Bill 277 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 105 voting 'aye', 8 voting 'no' and 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 350, Representative Rea. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 350, a Bill for an Act to amend an Act in relation to jury commissioners. Third Reading of the Bill."

Speaker Breslin: "Representative Rea."

Rea: "Thank you, Madam Speaker, Members of the House. Senate Bill 350 increases the population from 40,000 to 75,000 in determining which counties must appoint jury commissioners. This Bill came out of the Senate 58 to 1. And this would just increase the population there and I would ask for an 'aye' vote."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 350. And on that question, is there any discussion? Hearing none, the question is, 'Shall Senate Bill 350 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 111 voting 'aye', 1 voting 'no' and none voting 'present'. This Bill, having received a Constitutional Majority, is hereby declared passed. Senate Bill 404, Representative Black. Clerk, read the Bill."

Clerk Leone: "Senate Bill 404, a Bill for an Act to amend an Act in relationship to the compensation of sheriffs, coroners,

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county treasurers, county clerks, recorders and auditors.

Third Reading of the Bill."

Speaker Breslin: "Representative Black."

Black: "Thank you very much, Madam Speaker and Members of the House. This Bill creates a \$10 fee for a permit to cremate a human body. It applies to all counties except Cook. All Senate Bill 404 really does is to expand the \$10 permit for cremating a human body from those areas of violent death or any death where a coroner is involved to get into those deaths where a physician is not present, etcetera, where a funeral director would have to have this permit, a \$10 permit to create... cremate a human body. I would ask your favorable consideration of Senate Bill 404."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 404. And on that question, the Gentleman from McLean, Representative Ropp."

Ropp: "Madam Speaker, would the Sponsor yield?"

Speaker Breslin: "He will."

Ropp: "Representative, why in your wisdom, did we leave out of our one of our larger counties that might generate a lot of fees this way?"

Black: "Well, for one very good reason. They don't have a coroner."

Ropp: "Well, that sounds like a logical reason."

Black: "I thought it was very logical."

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

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

Speaker Breslin: "He will."

Countryman: "Representative Black, now tell me what the situation is under current Law. If somebody dies and the coroner is involved, they have to pay a \$10 fee to be cremated?"

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Black: "I believe that is correct under current law. In case of an apparent suicide, homicide or accidental death."

Countryman: "Why in the world would they have to pay \$10 even in that circumstance, to be cremated?"

Black: "Well, I think you would have to address current law for that and obviously, we can't ask the decedent, so the funeral director would have to apply for the \$10 permit to cremate a human body."

Countryman: "But now, if you just die of natural causes, you are going to have to pay \$10 to be cremated. Is that right? And get a permit that you don't have to get otherwise?"

Black: "I think that you have raised a very interesting question, and perhaps somewhat of a weakness of the Bill. The language is somewhat vague on what would constitute a death where you would not have to have the \$10 permit. It's my understanding and the Coroners' Association brought this Bill to us, is that if you die in a hospital or a nursing home or any situation where you are under a doctor's care or a health care delivery system, you're not involved with a coroner system at all. And even if this Bill passes, there would be no permit. However, should you die at home or in an accident under an automobile accident where their not sure whether you had a heart attack or died as a result of the automobile accident. In other words, any death not covered under current law where the coroner would become involved, they would now expands this to add the \$10 permit fee."

Countryman: "Well, I guess I'm just having a hard time understanding why it should cost you more to die one way than the other. You know, and why you should have to go through the bureaucracy of getting a permit fee before somebody's cremated. I can just see people having to say, 'Well, we can't cremate you until Tuesday, because we can't

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get a permit till Monday.' I just don't think you ought to have to have a permit to be cremated. If I want to put in my will that when I die I want to be cremated ten minutes after a death certificate is signed, then I think that that's appropriate. And I guess... no offense intended, Representative, but I just think we are creating to the level of bureaucracy. And \$10 isn't a great fee, in any way, but I just don't understand why we should even have to have a permit if somebody dies. In any event, the coroner has jurisdiction over the death certificate, and the inquest and those sort of things. But, you know, people ought to be able to have their wishes respected and when they die and their body disposed of accordingly and I think immediately. This has been a reasonable way. I've seen a lot of funeral bills in my practice in law, and this is a very reasonable and inexpensive way. And I just don't think we ought to add to it. And for that reason, I stand in opposition to your Bill."

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

Terzich: "Yes, Representative, what's the purpose of the \$10 fee anyhow?"

Black: "The \$10 fee goes to offset some of the costs of doing business for the coroner's office who have to furnish copies of various documents and have often times had to bill the families of the decedent to cover the cost of that operation. Senate Bill 322, sponsored by Senator Vadalabene in the 84th General Assembly, attempted to do something about the fee structure in coroners' offices and now the Coroners' Association feels that this would simply offset the cost of..."

Speaker Breslin: "The Gentleman from Macon... Are you finished, Representative Terzich? No, proceed, Representative

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Terzich."

Terzich: "Well, the... then you are saying that the \$10 would be charged to the deceased family or would the coroners... or who would pay it now? Whoever's going to cremate the person?"

Black: "Representative, the \$10 fee for the permit that we're talking about in this Bill will be imminently collectable because it would be paid by the funeral director. He couldn't receive the proper permits for the cremation without that \$10 fee. Now, obviously, you know as well as I do, that's the cost of a service that will be passed onto the family."

Terzich: "No, I didn't know that. I would assume... I really don't even know why they have to have a permit to be cremated, let alone be charged \$10."

Black: "Well, if I could answer that question, and I think with your background you could agree with this. Cremation destroys the body, obviously. If a coroner's inquest were to be called to his attention after the cremation, then it's too late. All the coroners, I think, are asking and obviously there is a fee structure involved here, is that they should be the last person to sign off on that decedent, on that body before it is cremated. Because once it is cremated, any evidence of foul play is destroyed and perhaps a criminal act could go unprosecuted."

Terzich: "Well, as a good Catholic, like me, am I a Cosponsor of this Bill?"

Black: "I would love to have you on here, but I don't think you are."

Terzich: "Well, I thought it would be a good Bill, if I was a Cosponsor."

Speaker Breslin: "The Gentleman from Macon, Representative Dunn on the Bill."

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Dunn: "Will the Sponsor yield?"

Speaker Breslin: "He will."

Dunn: "What are the current guidelines about when cremation can take place?"

Black: "What the current guidelines are when cremation?"

Dunn: "Yes."

Black: "The first and foremost guideline is that the person has to be dead. Then, I think the current law simply says, in cases of apparent suicide or homicide or violent death; this \$10 permit must be applied for and paid to the coroner. And that goes back to what I just said to Representative Terzich, that that is to make sure that that body is available should the coroner, want to do a full inquest or order an autopsy."

Dunn: "Well, are you talking now about under the Bill or under the current law?"

Black: "No, no, under current law it simply says those cases of violent death, suicide or homicide where obviously, the coroner is involved. This Bill attempts to expand that to any death where a coroner is not involved... or excuse me, where a medical delivery system is not involved and there may be some question as to what was the actual cause of death of that individual."

Dunn: "But doesn't the Bill say that in every instance, where cremation is to take place, there shall be a \$10 fee paid?"

Black: "No, I think that is a companion Bill which we'll debate a little later on."

Dunn: "When I look at Senate Bill 404 that I have just says that fees for a coroner's or medical examiner's permit to cremate a dead human body, \$10. I don't see any... I don't see any... any restrictions. It looks to me like in every case of cremation a \$10 fee shall be paid."

Black: "Representative Dunn, I think you are right. I was

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thinking of Senate Bill 405, which simply says that the coroner must be notified on any cremation so that he will at least have an opportunity to say I'm not ready for that, or I'll release the body or whatever. You're correct, I think."

Dunn: "Well, alright, thank you."

Speaker Breslin: "The question... Representative Black, to close."

Black: "Thank you very much, Madam Speaker. In retrospect, and I think the Bill has had a good hearing, and obviously, there may be, as in most Bills, certain weaknesses. This does not, and in response to Representative Dunn, it does not say that every death that will result in cremation is going to pay this \$10 fee or \$10 permit. It simply expands existing law to say that where a death may be under suspicious circumstances that would involve the coroner's office, this permit must be applied for. It's to protect that integrity of the coroner's office, the Coroners' Association feels it is a very vital piece of legislation. I would ask for your favorable consideration of Senate Bill 404."

Speaker Breslin: "The question is, 'Shall Senate Bill 404 pass?'"

All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 101 voting 'aye', 10 voting 'no' and 3 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Moving to page six on your Calendar appears Senate Bill 407, Representative Black. Clerk, read the Bill."

Clerk Leone: "Senate Bill 407, a Bill for an Act to amend Child Care Act. Third Reading of the Bill."

Speaker Breslin: "Representative Black."

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Black: "Thank you very much, Madam Speaker and Ladies and Gentlemen of the House. Senate Bill 407 is practically identical to House Bill 679, that you in your infinite wisdom, passed out of here about two weeks ago. It simply addresses a problem that we have in downstate Illinois. We've had two public hearings on this matter. And the Department of Children and Family Services is not opposed to this Bill in any way, as they will promulgate all rules and regulations that do what... that will say what we are attempting to do here. Senate Bill 407 adds a definition of 'group day care home' to the Child Care Act. A group day care home is defined as a family home which will receive more than three, up to a maximum of twelve children. Now, the number will include only the family's natural or adopted children under the age of twelve. We... as I said earlier, have had two public hearings in my district. We find that this Bill has a great deal of support; because, under existing law, which is very restrictive, we are simply turning young elementary school children out into the street as latch key areas in rural... or latch key children in rural areas. It is for that reason, we bring this Bill to you. We've worked very closely with the Department of Children and Family Services. They have no opposition to this Bill. Would certainly ask your favorable consideration of Senate Bill 407."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 407. And on that question, the Gentleman from Cook, Representative Young."

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

Speaker Breslin: "He will."

Young: "Representative, what is the maximum number of children that can be in a family home at the present time?"

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Black: "I believe it's eight."

Young: "Okay, will your Bill... Or does it set any guidelines that say that there have to be so many adults? Or are there any guidelines at all or are we just... I guess the word I want... is there a staffing ratio requirement in this Bill?"

Black: "No, Representative, we purposely have left that language rather vague, in working with the Department of Children and Family Services. They will promulgate all the rules and regulations, and until they are satisfied with the rules and regulations; obviously, this Bill is not going to be in effect. And I have a great deal of confidence that they will work those rules out to your satisfaction and my satisfaction."

Young: "Well, Rep... I guess to the Bill, Madam Speaker. However well-intentioned, a Bill like this greatly concerns me because of the fact that we're raising a limit from eight to twelve in a family home without any requirement of a staffing ratio. I see this could be a very dangerous Bill. If we have one adult in a house, I think it is almost impossible for one adult to properly supervise eight children as it is. And when we raise that ratio to twelve children, it would just create an intolerable situation. I'm sure the Sponsor is well intentioned, but without any further safeguards in the Bill itself, just to leave it to the Department, who, to my understanding has not come out in support of the Bill - they are just not opposed to the Bill - we may be creating a dangerous situation. I understand that the Sponsor is talking about instances where several of the children in the home come in the after school situation. But as I read the Bill, there is nothing to prevent a one person family from having responsibility of twelve preschool age children which would just be too

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much. And I think we'd be creating a potential for an unsafe situation for the children involved."

Speaker Breslin: "Representative Black, to close."

Black: "Excuse me, Madam Speaker. Might I yield my closing remarks to Representative Ryder, who was a Cosponsor with me?"

Speaker Breslin: "Representative Ryder, to close."

Ryder: "Thank you, Madam Speaker. I rise, obviously, in support of the Bill of which I'm Cosponsor. This Bill provides an opportunity to take care of latch key children. It provides an opportunity to allow those who wish to stay home with their children to earn extra funds and extra money. We are allowing the Department of Children and Family Services to do the same in this situation as they currently do under current law, which is to provide the rules and regulations concerning staffing ratios. This simply expands opportunities for mothers, if they wish to stay home with their children, to take in other children for the working parents who are not so fortunate as to do that. This Bill is well conceived and in many downstate communities like my own, this Bill is absolutely vital in order to take care of the children that otherwise would be unsupervised in the communities. It is a good Bill. It was favorably supported in the past, and I would strongly suggest a green vote would be appropriate. Thank you."

Speaker Breslin: "The question is, 'Shall Senate Bill 407 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 89 voting 'aye', 20 voting 'no' and 4 voting 'present'. This Bill, having received a Constitutional Majority, is hereby declared passed. Senate Bill 410, Representative Parke. Clerk, read the Bill."

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Clerk Leone: "Senate Bill 410, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Breslin: "Representative Parke."

Parke: "Thank you, Madam Speaker. Senate Bill 410 establishes July 27th and December 7th as commemorative holidays for the Korean War, Veterans' Day and Pearl Harbor Day. I ask for a favorable vote on this Bill."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 410. And on that question, is there any discussion? The Gentleman from Fulton, Representative Homer."

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

Speaker Breslin: "He will."

Homer: "Representative Parke, I have a high regard for you, as I do for the Senate Sponsor of the Bill. My question, however..."

Parke: "Is there a 'but' there?"

Homer: "No, I have a question, however, and that has to do with having a commemorative date for schools on July 27th. As I understand the School Code, these commemorative holidays, the teachers are required to hold instructions with the children to explain to them the meaningfulness of the holiday. Does your Bill require the kids to come back on July 27th to have that session?"

Parke: "Well, Representative, occasionally you will find that we have schools that are in session at that time for summer school. And I don't think we need to recall the students. I think they will already be there for the summer school session. In addition, it would give local mayors and local veterans' organizations who would like to see this legislation passed an opportunity to have a time dedicated to these specific holidays that they can use as a reference. In addition, the date of the start of the

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Korean War was during the summertime. This is the date of the end of the Korean War. And so therefore, we are find ourselves that in fact, this is during the summertime and this is the appropriate time that veterans' organizations asked us. We discussed this in committee, and it was their feeling that it was a too an important date to change. And we think that the date should stay as it is."

Homer: "And who agreed to that, the Korean War veterans?"

Parke: "The... a number of the veterans' groups. This is... was brought to me by ex-Senator Mitchell, who said that they reviewed this before they presented it and found it was the date they in fact, wanted."

Homer: "Well, I'm not going to urge an opposition to the Bill. I just think it's kind of silly to have a commemorative school day on July 27th, when the kids aren't in school. And frankly, I think the Korean War veterans' deserve more than that, and I'm not sure that if I were a Korean War veteran and I saw this legislation pass, that I would feel particularly fond of the General Assembly for establishing my holiday or my commemorative day, rather, during the summer recess. Surely there was some battle during the war, or some noteworthy day during that war that could be falling within the school year, but again I just think it's kind of silly But I don't rise to oppose it."

Speaker Breslin: "The Lady from DuPage, Representative Cowlshaw."

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

Speaker Breslin: "He will."

Cowlshaw: "Representative, just as a matter of making sure that we have in the record your intention. It is not your intention that any school in this state should be required to be... to hold a school day on the 27th of July for the

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purpose of those students being taught about the Korean War. Is that correct?"

Parke: "For legislative intent, the answer is, that is correct."

Cowlshaw: "Alright. Madam Speaker, to the bill."

Speaker Breslin: "Proceed."

Cowlshaw: "When this Bill was presented in the Elementary and Secondary Education Committee, various Members of the committee made the very same comments as Representative Homer has just shared with us; that is that even those schools that are having a summer school in the summer, usually have a very small enrollment compared to the number of students who are there during the regular academic year. And that it is in fact a disservice to the Korean War veterans to place a date in the middle of the summer, so that even though a few summer school students may have a chance to be taught about the significance of that war and the people who served in it, the vast majority of students in this state will not learn about that, the way they will about Pearl Harbor, because the Pearl Harbor commemorative holiday is on a day when school will be in session. However, the people who had suggested this legislation, and I find this rather interesting and want to share it with my colleagues. You have all seen Bills presented in committee that somebody said, 'We could improve on this.' And you have all... all of you and I have worked with people to compromise, to find something that does indeed improve this Bill. I believe that the Sponsor was willing to work with that date. The people who had suggested this Bill simply dug in their heels, and said, 'No, we will not change from July 27th, and that's that.' I find that very difficult to understand and I don't think it really is any service to the veterans of the Korean War."

Speaker Breslin: "Representative Parke, to close."

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Parke: "Thank you, Ladies and Gentlemen of the House. The comments are well taken and I think that they want to bring attention to something they see that may be a problem. Quite frankly though, if we look at other commemorative dates we will find that some of those dates, in fact do come up on a Saturday or on a Sunday and; therefore these schools cannot in fact, take time out to recognize them on that day. We talked about this legislation after the comments and input from the committee. It was still felt that... by Bob Mitchell, that this was a very important date, the conclusion of the Korean War. So therefore, the proponents of it are the Department of Veterans' Affairs, and we ask for a favorable Roll Call on this Bill."

Speaker Breslin: "The question is, 'Shall Senate Bill 410 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there is 77 voting 'aye', 24 voting 'no' and 11 voting 'present'. This Bill, having received a Constitutional Majority, is hereby declared passed. Senate Bill 426, Representative Hoffman. Clerk, read the Bill."

Clerk Leone: "Senate Bill 426, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Breslin: "Did you read the Bill, Mr. Clerk? Very good. Representative Hoffman."

Hoffman: "Thank you, Madam Speaker. Ladies and Gentlemen of the House, Senate Bill 426 are the three recommendations which comes from the State Board of Education's Blue Ribbon Committee, which some of the Members of this House served on. What this Bill does, it allows the State Board of Education to establish a pilot programs for teachers related to clinical schools, restructuring the teaching workplace and providing support and assistance to beginning

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teachers. Two, expands for two years a pilot program for a teacher career compensation issues. And effective July 1st, 1988, consolidates the scholarship and training programs administered by the State Board of Education into one program which awards may be in the area of outstanding students, minorities and shortage areas. And if there is a shortage of funds for the scholarship program, they will be... preference will be based on financial needs. And I move for passage of Senate Bill 426."

Speaker Breslin: "The Gentleman moves for the passage of Senate Bill 426. And on that question, the Gentleman from Macon, Representative Dunn."

Dunn: "Will the Sponsor yield for a question?"

Speaker Breslin: "He will."

Dunn: "As I read this Bill, it's says that there be consolidation of scholarships programs administered by the State Board of Education. Is that correct?"

Hoffman: "That's right. Other provisions of financial awards may be consolidated into one program."

Dunn: "Who administers the General Assembly Scholarship Program?"

Hoffman: "The only areas that are covered by this consolidation are those that we have for outstanding students, minorities and teaching shortage areas. This does not affect the General Assembly Program."

Dunn: "And, then why does it say that consolidation of scholarship and training programs and all scholarship or training programs administered by the State Board of Education or the provision of this Article involving financial work. Now does that clearly... that clearly does not apply to the General Assembly?"

Hoffman: "No. Because ours are a tuition waiver - they are not a scholarship."

Dunn: "Alright. Okay. Thank you."

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

Ropp: "Madam Speaker, will the Sponsor yield?"

Speaker Breslin: "He will."

Ropp: "I understand by this, that it appears that we are extending pilot programs for teacher career compensation two more years?"

Hoffman: "Correct."

Ropp: "How long does a pilot program really go?"

Hoffman: "I'm sorry, I didn't catch that."

Ropp: "How long, in terms of time, do we expect pilot programs to be pilot programs and let's say, not needed?"

Hoffman: "As opposed to being programs."

Ropp: "I didn't understand."

Hoffman: "As opposed to being programs?"

Ropp: "Yes, Sir."

Hoffman: "Alright, these programs were initiated under the a 1985 Reform Act. They were put in place. They have been in effect for two years. Two years for this kind of a program is a relatively short period of time and the Blue Ribbon Committee, after looking at where we were on this issue, recommend an extension for two more years, pursuant to of course, to appropriations for that purpose."

Ropp: "Are these new monies or is this money... not new money for a new program, in other words?"

Hoffman: "No, it is not a new program."

Ropp: "And it will cost three and a half million dollars per year?"

Hoffman: "That's... that's the projected cost. That's what we have been placing in the program up to this point."

Ropp: "Thank you."

Speaker Breslin: "The Gentleman from... The Lady from Champaign, Representative Satterthwaite."

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Satterthwaite: "Mr. Speaker... or Madam Speaker and Members of the House, in regard to the scholarship programs that are being consolidated under this proposal, as I understand it, what we are doing is keeping each of the separate programs intact as far as substantive legislation is concerned. But we are only suggesting that there be one line item of funding for the combination of programs. So that there would be additional discretion on the part of the Board. If there were insufficient requests for scholarships under one program, the funds would then be available for the other programs under their auspices. It is something that I do have some reservation about, but I think that there is some logic to saying that we should not have funds sitting there available for some programs unused, while other programs go without appropriate funding. And for that reason, I will support the passage of the Bill and will keep a close eye on what happens, in the way in which the program is monitored to try to see that it is equitable for each of the programs."

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

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

Speaker Breslin: "He will."

Homer: "Representative Hoffman, I've read the Bill and it seems extremely broad. I'm not sure what we are empowering the State Board to do. Let me ask some specific questions and maybe you can... you can help establish some parameters. The Bill talks about that the State Board may establish pilot programs for teaching... teachers relating to clinical schools. What is a clinical school?"

Hoffman: "A clinical school is a school that is prepared to take people who are going into the teaching profession and to give them, you know, classroom experiences under... under

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good supervision or outstanding supervision. In other words, the old lab school concept, for example, that we had at the universities in years past would have been an example of a clinical school."

Homer: "In other words, schools that are a part of a university."

Hoffman: "They may be tied into a University in some way with that university of people. It could be a school any place that has some relationship with a university. We need to develop that."

Homer: "Is the term 'clinical school' defined in the School Code?"

Hoffman: "The term 'clinical school' is the generic term that is used in the profession and is commonly understood by people in the profession, like medical terms and those kind of things."

Homer: "And it goes on to say that they would be empowered to establish a pilot program to restructure the teaching workplace. What does that mean?"

Hoffman: "Well, there's been a great deal of discussion about the fact that we have teachers who we train extremely well, who do all kinds of things that could better be done by somebody else. The restructuring of the workplace deals with... well, to make an analogy, we have dental hygienists, dental assistants who work with dentists, and the dentist does the dental work and the other people do everything else. The idea of restructuring the workplace is to look at ways that we can give teachers more time on task with students and other kinds of tasks other people can do; and that calls for a restructuring of the workplace. That's what that means."

Homer: "And with respect to the scholarship programs currently, through legislation, we've established seven separate scholarship programs that are administered by the State

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Board of Education ranging from the math and science traineeships all the way to the equal opportunity scholarships and so forth. What your Bill would do would be to consolidate all of those seven scholarships into one program and allow the State Board to determine what scholarships would be granted to which of these areas. In other words, the lump sum... their appropriation for this purpose and allow them to determine what scholarships would be granted?"

Hoffman: "My understanding is that we're looking at three of the scholarship programs, the one for outstanding students, the one for minorities and the one for shortage areas and those would be in one line item. If that's your question, that is correct."

Homer: "And the reason for that is, what?"

Hoffman: "The reason for that is exactly as Representative Satterthwaite indicated and that was... so that if we have shortage... you know, in other words if we have funds left over in one area, they could be moved to another area where there was a greater demand. If we didn't have the demand for outstanding students or for minorities, it could go someplace else. It's just much more efficient way to operate."

Homer: "Okay. Well, Madam Speaker, to the Bill. It seems to me the Bill is drafted very, very broadly and leaves a lot to be desired in terms of vagueness. And... However, I respect very much the opinion of both Representative Hoffman and Representative Satterthwaite on these issues. And because of that, I will cast an 'aye' vote. But I, just as an observation, would say that I think we are giving... or setting a bad precedent by delegating to the State Board such broad powers and were I to be a teacher and know that State Board was being empowered by this

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legislation to restructure my workplace without any further legislative guideline or directive, it would make me a little bit nervous about what exactly the State Board was going to be able to do with my teaching position. But again, I'll defer to the wisdom of those who profess expertise in this area and cast an 'aye' vote."

Speaker Breslin: "The Lady from St. Clair, Ms. Younge."

Younge: "Thank you, Madam Speaker. Would the Sponsor yield?"

Speaker Breslin: "He will."

Younge: "Would you tell us specifically what the situation is that... out of which the problem arises? In other words, which funds... which scholarship funds were not used, which you say is the basis of this request?"

Hoffman: "I am not certain which, you know, the numbers in terms of the dollars. I remember the discussion at the Blue Ribbon Committee where the committee felt - and this was made up of university people, people associated with teachers' organizations and Legislators - who concluded that it would be to the advantage of everyone to consolidate the scholarship and traineeship programs so that when we end up with money left over in one area for one particular year, and lets say we have a greater demand for minority students and we didn't have the demand got outstanding students, that money could be moved in the area for the minority students. It also provides that preference in the scholarships are to be given on the basis of financial need. So, if you have more demands than you have capacity to cover due to the appropriation, then the State Board is to give preference to financial need."

Younge: "Is there any staff person who would be able to answer the question, specifically, as to where the lack of demand was? I think in order to appropriately evaluate whether or not these Scholarship Funds ought to be consolidated, one

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would have to know whether and in what regard there was a lack of demand."

Hoffman: "I understand your question and if we can get some numbers for you, we will."

Speaker Breslin: "Representative Hoffman, to close."

Hoffman: "Thank you very much, Madam Speaker and Ladies and Gentlemen of the House. I think there has been a healthy discussion on this. And I move for the passage of Senate Bill 426 and ask for a favorable vote."

Speaker Breslin: "The question is, 'Shall Senate Bill 426 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 105 voting 'aye', 2 voting 'no' and 6 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. Senate Bill 432. Representative Weaver. Out of the record. Ladies and Gentlemen, may I have your attention? The Doorkeeper has asked us to announce that they have lost one check, one per diem check, and it's being passed out. It is not Representative Dunn's. It is Representative McNamara's. They would request that you look over your check to see if, perhaps, two might not have been stuck together. So, if you would that for Representative McNamara, he would greatly appreciate it. Or if anyone would like to just donate their check to Representative McNamara, he'll take any or all comers. Committee Reports."

Clerk Leone: "Representative Leverenz, Chairman from the Committee on Appropriations I, to which the following Bills were referred, action taken June 17, 1987 and reported the same back with the following recommendations: 'do pass' Senate Bills 315 and 327; 'do pass as amended' Senate Bills

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321, 322, 338 and 339. Representative Bowman, Chairman from the Committee on Appropriations II, to which the following Bills were referred, action taken June 17, 1987 and reported the same back with the following recommendations: 'do pass' Senate Bills 283, 284, 285, 286, 291, 292; 'do pass as amended' Senate Bills 287, 288 and 290."

Speaker Breslin: "Agreed Resolutions."

Clerk Leone: "House Joint Resolution 103, offered by Representative Daniels. House Resolution 580, offered by Representatives Hallock and Giorgi; 581, offered by Representative Rice; 582, by Representative Brunsvold; and 584, by Representative Keane."

Speaker Breslin: "Ladies and Gentlemen, we are preparing to adjourn. You should know that we have moved over 90 Bills from Second to Third today. We have passed 35 Bills off of Third Reading. The Speaker is very pleased with our actions. So we are going to go home early. Representative McPike is going... excuse me, Representative Matijevich."

Matijevich: "I thought we ought to adopt the Agreed Resolutions."

Speaker Breslin: "You're right. Representative Matijevich moves that we adopt the Agreed Resolutions."

Matijevich: "Ma'am, before we do, I want to alert the Members, because Joel Brunsvold was such a big hero last night and got 4 for 5 and drove in the winning run - that there is a chip off the old block. House Resolution 582, honors his son, Ted Brunsvold, second baseman for the Rock Island High School Team who was name All-Metro and All-Western Big Ten. So, we are going to have a heavy hitter here for a long time. I move the adoption of the Agreed Resolutions."

Speaker Breslin: "The question is, 'Shall the Agreed Resolutions be adopted?' All those in favor say 'aye', all those opposed say 'no'. In the opinion of the Chair, the 'ayes'

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have it. The Agreed Resolutions are adopted. Representative Bowman, for what reason do you rise?"

Bowman: "Just for an announcement, Madam Speaker. There seemed to be a little confusion this morning about the time of Appropriations II convening. I just want to remind all Members of the Committee that Appropriations II will convene promptly at 8:00 tomorrow morning. We have every non-higher education Bill left to consider and we'll be doing a lot of voting tomorrow. So, we'll need everyone their promptly."

Speaker Breslin: "Both Appropriations Committees meet at 8:00 a.m., tomorrow. General Resolutions."

Clerk Leone: "House Resolution 583, offered by Representative Ryder."

Speaker Breslin: "Committee on Assignments. Death Resolutions."

Clerk Leone: "House Resolution 579, offered by Representative Matijevec, in respect to the memory of William Pitts."

Speaker Breslin: "Representative Younge, for what reason do you seek recognition?"

Younge: "Thank you, Madam Speaker. I wanted to announce the cancellation of the Committee on Urban Redevelopment Hearing, tomorrow. There will be no Committee meeting tomorrow."

Speaker Breslin: "The Committee on Urban Redevelopment Meeting is cancelled. Representative Matijevec moves the adoption of House Resolution 579. 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. Any further business to come before this House? If not, Representative Cullerton moves that this House stand adjourned until 11:00 a.m. tomorrow morning. All those in favor say 'aye', all those opposed say 'no'. In the opinion of the Chair, the 'ayes' have it. And this House stands adjourned until

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11:00, tomorrow morning. Thank you."

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