

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

122nd Legislative Day

June 24, 1988

Speaker McPike: "The House will now come to order. The Chaplain for today is Reverend Thomas Babler from the Bethany of Fox Valley United Methodist Church in Aurora. Reverend Babler is a guest of Representative Cowlshaw. The guests in the balcony may wish to rise and join us in the invocation."

Reverend Babler: "Shall we pray. Oh great and eternal God, who has created us out of love and called us each by name and who sustains us by Your good gifts so freely and abundantly given, we come before You this day with praise and thanks giving. You have given us this great State to be our home, so rich in natural resources, so beautiful for country landscape and city skyline, so colorful from the diversity of peoples. Make us good caretakers of this bountiful land. In this season of drought, we pray for showers from heaven to fall upon the dusty earth and upon the withering crops and may showers of blessing fall in country and city wherever spirits are parched and hopes wither. We ask this day Oh God that You Bless this House, its Leaders, our Governor, these elected stewards of the State. You have placed them in positions of leadership and service. Grant them also gifts and graces to Govern wisely. We confess, Oh Lord that we stumble in error under the great trust that has been placed upon us. Forgive us those times we have acted for personal gain or glory, those times we have ruled by self interest alone. Inspire and encourage us to seek first the welfare of the larger Community and Justice for all your children. Lord of History, you have set us amid a wonderful and fearful time, the miracles of this age abound, yet the cries of suffering of the people are great. The conflicts between parties and nations are deep. The complexities of social problems are overwhelming. The reliance upon violence is terrifying. A time that forces

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us to confess our limits, to seek more than popular opinion for expedient political solutions. May this be the time that we seek Your wisdom which is truth. Your will, which is justice. Your way, which is mercy. As sisters and brothers in Your great family, let us be the makers of peace through servants of the least and last and so bring honor and glory to Your holy name, Oh God. Amen."

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

Rea - 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 McPike: "Roll Call for Attendance. Representative Piel."

Piel: "All present, Mr. Speaker."

Speaker McPike: "Mr. Giglio says all the Democrats are here, so Mr. Clerk, take the record. Representative Peterson."

Peterson: "Thank you, Mr. Speaker, I thought maybe we could get a casualty report from last nights ballgame, although the House was victorious again. I think we had a few injured players, no one has reported it, but the walking injured are here today. I see 118 present, so I guess if not in Body, in spirit."

Speaker McPike: "They're all here. One hundred and eighteen Members answering the Roll Call, a quorum is present. Message from the Senate."

Clerk O'Brien: "A Message from the Senate by Ms. Hawker, Secretary, 'Mr. Speaker, I'm directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in passage of the following Bills together with Amendments and the Adoption of which I'm instructed to ask concurrence of the House to wit: House Bills #3895, 4192, 4179, 4009, 3987 and 3926 passed the

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Senate as amended June 23, 1988, Linda Hawker, Secretary'."

Speaker McPike: "Under State and Local initiatives, we intend to go through the Calendar in order. Well, just about in order. House Bill 1794...I'm sorry, Senate Bill 1794, Representative McPike. Out of the record. We will return to that Bill shortly. Senate Bill 1795, Representative Flowers. Out of the record. Senate Bill 1806, Representative Capparelli. Are you ready for your Bill, Sir? Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1806, appearing on page 2 of the Calendar, a Bill for an Act to amend the Northeast Illinois Planning Act. Third Reading of the Bill."

Speaker McPike: "Representative Capparelli."

Capparelli: "Senate Bill 1806 adds two members to Northeast Planning Act. One Commissioner who is a Member of the Commuter Rail Board and one Commissioner who is a Member of the Suburban Bus Board. I ask for a favorable Roll Call."

Speaker McPike: "the Gentleman moves for the passage of the Senate Bill 1806, and on that, Representative McCracken."

McCracken: "Thank you. Ralph if I vote for this do I get to appoint these Members?"

Capparelli: "Do you get to appoint them?"

McCracken: "Yeah."

Capparelli: "No, no, no."

McCracken: "No, I don't. Who appoints them?"

Capparelli: "The Commuter...the one is appointed by the commuter rail board and the other is appointed by the ..."

McCracken: "Okay, thank you."

Speaker McPike: "The question is, 'Shall this Bill pass?' All in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk will take the record. On this Bill there are 106 'ayes', 3 'nos', 4 voting 'present'. Senate Bill 1806, having received the Constitutional

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Majority is hereby declared passed. Representative Matijevich in the Chair."

Matijevich: "Senate Bill 1794, the Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 1794, on Page 3 of the Calendar, a Bill for an Act in relation to waste water treatment. Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from Madison, the Majority Leader, Jim McPike on Senate Bill 1794."

McPike: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 1794 is identical to a Bill passed last year, vetoed by the Governor, dealing with how we're going to match seventy million dollars or how we are going to come up with a seven million dollar match in order to get three hundred fifty million dollars from the Federal Government for a revolving loan fund to be used for a sewage treatment and the water pollution control equipment in the various communities in the State. I know of no opposition to the Bill and would be glad to answer any questions, I move for its passage."

Speaker Matijevich: "Representative McPike has moved for the passage of Senate Bill 1794. Is there any discussion? Hearing none, the question is, 'Shall Senate Bill 1794 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted? Have all voted who wish? The Clerk will take the record. On this question there are 116 'ayes', no 'nays', and Senate Bill 1794, having received the Constitutional Majority is hereby declared passed. Representative McPike in the Chair."

Speaker McPike: "Senate Bill 1842, Representative Terzich. Representative Terzich here? Out of the record. Senate Bill 2185, Representative Braun. Representative Braun. Out of the record. Representative Hallock."

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Hallock: "Yes, I had a Bill on Third Reading, Short Debate and you skipped off that Order of Business. House Bill ..Senate Bill 1978, I'd like to call."

Speaker McPike: "Well I'm on the order of State and Local Initiatives, Page 2 of the Calendar, under Special Order of Business and I have gone straight through that order and I don't see your Bill, Sir. Next Special Order is State and Local Government, appears House..Senate Bill 1470, Representative Bowman. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1470, a Bill for an Act to amend the Illinois Pension Code. Third Reading of the Bill."

Speaker McPike: "Representative Bowman."

Bowman: "Well, I'd like to call this today, but it seems like we're a little thin on Members. Is there any chance we might go through this whole Calendar twice?"

Speaker McPike: "There's a chance, but we may not."

Bowman: "Okay. Well, let me take it out of the record for just a moment, please."

Speaker McPike: "Take the Bill out of the record. Senate Bill 1761, Representative Brunsvold. Take Senate Bill 1761 out of the record. Senate Bill 1762, Representative Brunsvold. Representative Brunsvold. Out of the record. Representative Matijevec in the Chair."

Speaker Matijevec: "Looks like Representative McPike is the only one that has a Bill today. Senate Bill 2042, Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 2042, a Bill for an Act to amend the Illinois Vehicle Code. Third Reading of the Bill."

Speaker Matijevec: "The Gentleman from Madison, Majority Leader, Jim McPike."

McPike: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. In 1984, we passed legislation which dealt with the problem of chop shop operations in the State, and since

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then we have modified that original law two or three times in trying to accommodate the various industries that work with scrap metal, scrap processors, etc. This is a further attempt to try to refine the law. We have met and reached an agreement with the State's Attorney's Office, Secretary of State and the Scrap Processors and the Bill has a ..the Bill has about nine changes in the law and they're all agreed to and I would move for it's adoption."

Speaker Matijevich: "Representative McPike has moved for the passage of Senate Bill 2042. Is there any discussion? Seeing none, those in favor signify by voting 'aye', those opposed by voting 'no'. Clerk, those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 116 'ayes', no 'nays' and Senate Bill 2042 having received the Constitutional Majority is hereby declared passed. I don't think Representative McPike has any more Bills, and we will probably prepare to adjourn. But stick around. Representative McPike in the Chair."

Speaker McPike: "On the next Order is Criminal Justice. Senate Bill 2127, Representative Parke. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 2127, a Bill for an Act in relation to the tax on cannabis and controlled substances. Third Reading of the Bill."

Speaker McPike: "Representative Parke."

Parke: "Thank you, Mr. Speaker. I am waiting for an Amendment to accommodate Representative O'Connell if...that I could have leave of the Chair to come back to this later when Representative O'Connell has gotten his Amendment together, I would appreciate that."

Speaker McPike: "We will make an attempt to come back, but the

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Chair is not going to promise anyone that we are going to go through these again, but we will certainly make an attempt to get back. Representative McCracken."

McCracken: "I wonder, does Representative Brunsvold know that? On his two Bills that already had a vote and already are on postponed consideration. Are you going to get back to his Bills?"

Speaker McPike: "I don't know, I don't think so."

McCracken: "Alright, well that's good then."

Speaker McPike: "I don't think so but.."

McCracken: "As long as we get the same treatment as you got."

Speaker McPike: "Yes, Representative Parke."

Parke: "Would you...I'm trying to be accommodating, do you think I should run it and just go with the Bill?"

Speaker McPike: "No, I think you should try to accommodate him and we will try to get back to you but I can't promise we will. We will try to get back."

Parke: "Thank you very much, I appreciate that."

Speaker McPike: "Special Order of Public Health and Safety, appears Senate Bill 1860. Out of the record. The Administration of Justice appears Senate Bill, Representative McCracken."

McCracken: "Maybe I have a different Calendar, does Education on your Calendar come immediately after Criminal Justice? It's so early in the morning to do this."

Speaker McPike: "We are going to get to education, but it was so important that looking at the Membership, I thought it would be better to wait just a few more minutes to get to education."

McCracken: "Someone on your side is missing?"

Speaker McPike: "Administration of Justice, Senate Bill 1773, Representative Dunn. Special Order of Revenue, Senate Bill 1534, Representative Keane. Out of the record. Senate

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Bill 1562, Representative Keane. Out of the record.
Senate Bill 1706, Representative Hicks. Read the Bill, Mr.
Clerk."

Clerk O'Brien: "Senate Bill 1706, Page 4 of your Calendar, a Bill
for an Act to amend certain Acts in relation to taxation.
This Bill has been read a second time previously. No
Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

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

Speaker McPike: "Representative Hicks."

Hicks: "Thank you, Mr. Speaker, Ladies and Gentlemen of the
House. Senate Bill 1706 is a JCAR Bill. Floor Amendment
#1...House Amendment #1 to this is a clean up type of a
Bill for it. I would ask for its adoption and would be
happy to try to answer any questions?"

Speaker McPike: "The Gentleman moves for the adoption of the
Amendment and on that Representative McCracken."

McCracken: "Directing your attention to what had been House Bill
3142, what's the significance of that? It deletes a
provision permitting the property tax appeal board to use a
one year assessment level during the prior year for
purposes of apparently coming up with its equalizer. Does
this say that it now...or would it say that it may use it
or would this prohibit it entirely from doing it?"

Hicks: "Thank you, Representative McCracken, I was trying to get
the file, would you ask the question once again for me
please?"

McCracken: "Yes, I'm just wondering what the significance of this
deletion is, can you tell me? 3142."

Hicks: "Yes, Amendment #1 is that what we're talking about, Sir?"

McCracken: "Alright. Well, I got my answer on this side, so
that's fine. Should I share with the Membership the

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answer?"

Hicks: "You can."

McCracken: "Its already the law, apparently, that they cannot use a one year assessment period, so this conforms it to Supreme Court decision."

Speaker McPike: "Question is, 'Shall Amendment #1 be adopted?' All in favor say 'aye', opposed 'no', the 'ayes' have it, the Amendment is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. This Bill has been read a second time previously? Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1706, a Bill for an Act to amend certain Acts in relation to taxation. Third Reading of the Bill."

Speaker McPike: "Representative Hicks."

Hicks: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. As Amendment, Senate Bill 1706, as Representative McCracken says really takes out the permissibility of taking the one year use for the assessed evaluation and I ask for its passage."

Speaker McPike: "Gentleman moves for passage on 1706, is there any debate? Being none the question is, 'Shall Senate Bill 1706 pass?' All in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk will take the record. On this Bill there are 114 'ayes', no 'nays', none voting 'present', Senate Bill 1706. Representative Hallock, did you want to...Senate Bill 1706, having received the Constitutional Majority is hereby declared passed. Representative Hallock."

Hallock: "Thank you, Mr. Speaker, Members of the House. On a point of personal privilege, I'm happy to point out today that my seat mate, Myron Olson is celebrating the 21st year of his 39th Birthday, if you add it all up that makes him,

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he's finally reached the big 60, which I guess is better than the alternative. In any case he has appropriate goodies here for all of us today, so congratulations to Myron Olson."

Speaker McPike: "Senate Bill 1862, Representative Keane, out of the record. Representative Keane on Senate Bill 1862. Mr. Keane."

Keane: "Thank you, Mr. Speaker. Senate Bill...I'm sorry, I wanted to go with 1562?"

Speaker McPike: "Yeah, 1862, out of the record, and returning to Senate Bill 1562. Representative Hallock, did you want to.. Representative Hallock."

Hallock: "Yes, I would like to point out that he brought in a lot of candy bars, they're here on his desk and I think they look like they're left over from Halloween."

Speaker McPike: "Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1562.."

Speaker McPike: "62, Representative McCracken."

McCracken: "So we're already going back to Bills? Is Representative Parke going to be called?"

Speaker McPike: "Yes, he is going to be called."

McCracken: "And now we will have given another chance to Representative Brunsvold, right?"

Speaker McPike: "I don't know, he's not on the Floor."

Clerk O'Brien: "Senate Bill 1562, a Bill for an Act in relation to income tax refunds. Third Reading of the Bill."

Speaker McPike: "Representative Keane."

Keane: "Thank you, Mr. Speaker. Senate Bill 1562 is the income tax refund Bill. The Bill has been a result of the audit subcommittee on legislation. It basically sets up funds within the Revenue, the Department of Revenue so that we can assure the quick payment of individual income tax due and owing as well as corporate tax. I'd be happy to answer

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any questions on the Bill. Yesterday we put an Amendment #2 on it, which basically puts in the local Government Distributive Fund and the personal property replacement income tax fund. I move the adoption of House Bill..or Senate Bill 1562."

Speaker McPike: "The Gentleman moves for the passage of Senate Bill 1562, and on that, the Gentleman from Coles, Representative Weaver."

Weaver: "Thank you very much, Mr. Speaker, will the Sponsor yield briefly?"

Speaker McPike: "Yes, he will."

Weaver: "Representative Keane, we hear a great deal about the two hundred million dollar cushion that a lot of actuarials believe that the State should maintain. Would this fund count towards that two hundred million dollar cushion?"

Keane: "No it wouldn't, because these really are not our funds. These are funds that are due and owing as income tax funds to go back to either individuals or corporations."

Weaver: "No, I agree very much so.."

Keane: "It would not be our cushion, and I think it's good that we establish a legislative intent that that not be part of the cushion."

Weaver: "Thank you."

Keane: "Fine."

Speaker McPike: "The Chair would like to welcome the Governor of this State to the House. Governor Thompson is standing next to Mr. McCracken. Welcome Governor. Representative Frederick."

Frederick: "Yes, thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in support of 1562. It addresses the problem that has afflicted all of us for the past several years and this Bill will help us allay the fears of some of our constituents so I would urge you to vote 'yes' on this

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Bill."

Speaker McPike: "Further discussion? Being none the question is, 'Shall Senate Bill 1562 pass?' All in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk will take the record. On this Bill there are 114 'ayes', no 'nays', none voting 'present'. Senate Bill 1562, having received the Constitutional Majority is hereby declared passed. Senate Bill 2014, Representative Keane. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 2014, a Bill for an Act to amend the Revenue Act. Third Reading of the Bill."

Speaker McPike: "Representative Keane."

Keane: "Thank you, Mr. Speaker. Senate Bill 2014 amends the Revenue Act and requires notice to taxing districts when property tax exemptions of more than one hundred thousand dollars of assessed valuation are considered. It authorizes in lieu payments by owners of exempt property and that's strictly permissive. We amended this Bill yesterday with Amendment #5 and it allows for mutually acceptable in lieu payments as a protection against any coercive agreements and it also puts the burden of notice when an owner applies, it rests with such owner who may mail copies to the municipality..who must mail..I'm sorry, who must mail a copy of the exemption application to the municipality and school district in which the property is located. I'd be happy to answer any questions and ask for a favorable Roll Call."

Speaker McPike: "On the Bill, Representative Cullerton."

Cullerton: "Yes, Representative Keane did you wish to adopt Amendment #6 to this Bill?"

Speaker McPike: "Representative Keane."

Keane: "No, I did not."

Cullerton: "And so the Amendments that are on the Bill are

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Amendments #1 and 5?"

Keane: "Correct. 1 and 5."

Cullerton: "And one is the Amendment that places certain limitations on the agreements made between the taxing district and the owners of the tax exempt property and also prohibits these agreements from being more than five years and #5 is the Amendment that allows five year agreements between the taxing district and the owner of the property. How does #1 and ..how does #5 amend #1?"

Keane: "I'm sorry, I can't hear you.?"

Cullerton: "How does Amendment #5 affect Amendment #1?"

Keane: "It may duplicate the language between 5 and 1 but I don't think there is any change."

Cullerton: "Okay, thank you."

Speaker McPike: "Further discussion? Being none the question is, 'Shall this Bill pass?' All in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. Representative Mulcahey, 'aye'. On this Bill there are 116 'ayes'. You take the Record, Mr. Clerk? On this Bill there are 116 'ayes', no 'nays' and 1 voting 'present'. Senate Bill 2014, having received the Constitutional Majority is hereby declared passed. The next Bill is Representative Hallock's and we wanted to return to Representative Parke's Bill also, but the Republicans want to caucus, so, we won't be able to get to your Bills. Representative Tuerk."

Tuerk: "Well Mr. Speaker, we do want a conference. We would ask to recess for an hour to an hour and a quarter in Room 118."

Speaker McPike: "Representative Cullerton."

Cullerton: "Yes, would Representative Tuerk yield for a question?"

Speaker McPike: "Representative Tuerk will you yield?"

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Cullerton: "Representative Tuerk, do you get to have the Governor come to your caucuses, because he's never come to ours and I'm just wondering if..."

Tuerk: "Who?"

Cullerton: "The Governor, is he going to be at your caucus?"

Tuerk: "The Governor? I don't believe he will be there."

Cullerton: "Well, he can come to ours if we were to have one."

Speaker McPike: "No, he can't. Alright, the Republicans will have a caucus immediately in Room 118 and the House will now stand at ease. The House will stand in recess until the hour of 10:45. I'll give you one hour for the caucus. The House now stands in recess."

Speaker Breslin: "Representative Bowman, for what reason do you seek recognition?"

Bowman: "Madam Speaker, this morning I took a Bill out of the record that the Republicans opposed because I didn't have enough democratic votes on the Floor and now that they are in caucus and we do have the Democratic votes on the Floor, I wonder if I could call the Bill."

Speaker Breslin: "You can call the Bill when we get..when we call the House back into Session."

Bowman: "Oh, I see, a little detail."

Speaker Breslin: "A little detail. Representative Flinn, for what reason do you seek recognition?"

Flinn: "Well, Madam Speaker, I noticed by the morning paper that the Cardinals had beat the lowly Philadelphia Phillies. I'm now a Cardinal fan again."

Speaker Breslin: "I'm pleased to hear that Representative Flinn, we wouldn't want you to desert those good Cardinals. The House will come to order. The House will come to order. We would ask Members to be in their seats. Representative Bowman, you're going to get your chance, be prepared. We are going to the Special Order of Business on State and

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Local Government. The first Bill appears on Page 3 on the Calendar, Senate Bill 1470, Representative Bowman. Representative Bowman."

Bowman: "Well I guess I got to do it sooner or later, right?"

Speaker Breslin: "Right. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1470, a Bill for an Act to amend the Illinois Pension Code. Third Reading of the Bill."

Speaker Breslin: "Representative Bowman."

Bowman: "Okay, well thank you. I hope all the Democrats on the sound of my voice got up to the floor. Now this legislation, Ladies and Gentlemen of the House in all seriousness, is a very important Bill. Senate Bill 1470, which we carried over from last year, which we discharged the Personnel and Pensions Committee on, provides for a formula and procedure for amortizing the unfunded liabilities of the five state public employee pension systems. The method that this Bill calls for is the level percent amortization method. Now, translated into everyday language, that means that we will simply commit ourselves to paying a fixed percentage of payroll in much the same way that a percentage of payroll now is allocated to employee benefits. In other words, considering pensions as just another form of benefit which they are and providing for a reasonable and responsible method of funding because if we stick to this over a forty year period we will fully amortize all the unfunded liabilities of the systems. The problem is that we have been paying on the basis...we have been contributing on the basis of payout. First it was one hundred percent of payout, then it was seventy percent of payout, then sixty percent of payout. Now its fallen to forty four percent of payout. This has put us on the path of allowing the unfunded liabilities of the pension systems to escalate. Several years ago we had made significant

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progress towards reducing these unfunded liabilities, partly because of our funding strategy and partly because of high interest rates. But the combination of falling interest rates over the last several years and retreating from our earlier funding policy has turned the tide once again and now we are retreating rather than advancing towards fully funding our pension systems. So this legislation is necessary for fiscal responsibility. It is necessary so that our children and our grandchildren will not have to pay a heavier burden, because if we adopt this policy we will be saving our children and grandchildren money. So it is a responsible proposal, it came out of the Senate fifty six to nothing, and I urge an 'aye' vote."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1470. And on that question, the Gentleman from DuPage, Representative McCracken."

McCracken: "Thank you, Madam Speaker. As I understand it, for FY 89, the Governor has proposed about a three hundred eighty million dollar line item or whatever the term is. What is the estimate according to the economic and fiscal commission for the first years cost and the second years cost of this program?"

Bowman: "Five hundred and twenty eight million."

McCracken: "Five hundred and ten million?"

Bowman: "I beg your pardon."

McCracken: "Plus or minus?"

Bowman: "Excuse me, I just got my notes here. For the five retirement systems combined, regular state appropriations for fiscal '89 using the forty year LPA approach are estimated to be approximately five hundred and ten point seven million or one hundred twenty nine point seven greater than the regular state appropriation based on the Governor's original 89 funding recommendation of forty four

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percent of payout."

McCracken: "Alright, I'm not so familiar with the appropriations process. This is a substantive Bill, is it not?"

Bowman: "Yes it is."

McCracken: "Have you proposed an appropriation to cover that? I believe the pension appropriations are currently at or about the Governor's proposed level?"

Bowman: "That is correct."

McCracken: "Now is it your intent, if this Bill passes, to push for funding to actually cover the expenses created by this?"

Bowman: "Well Representative McCracken, I think one has to view this Bill on the context of the greater issues that are being discussed.."

McCracken: "Well too often, too often in our noble attempts to get at the greater issues, we forget how to take the first step. My question to you is, are you going to push for an appropriation in FY 89 of the extra amount required to fund the program?"

Bowman: "Representative McCracken."

McCracken: "Yes, or no or maybe."

Bowman: "Let me finish, let me finish."

McCracken: "Is the answer maybe?"

Bowman: "Representative McCracken, there are...the leaders and the Governor are meeting on the question of a tax increase. The Governor has proposed, if there is a tax increase to provide a sum of money that's actually greater than five hundred and ten million dollars. I think that passage of this legislation would place the issue squarely on the Table when the four Leaders and the Governor get together. So what I'm suggesting, Representative McCracken, is that we look at this particular proposal in the light of the issues, the other issues that are being discussed here.

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Clearly, if the Bill passes and if the Governor signs it, we will be committed to finding additional resources and I pledge my commitment to that, yes."

McCracken: "That's very noble. How do you plan to do it?"

Bowman: "I thought I just got through explaining that. By the way, Representative McCracken, I would just point out that you and everybody else in this Chamber today voted for a tax refund Bill that takes two percent right off the top of sales tax collections, which obviously can't be funded without a tax increase either. So, don't worry, Representative McCracken, there are greater forces at work than you and I that will determine the fate of these matters."

McCracken: "Well that's right, so you believe that a tax increase will pass and that's how you'll fund it?"

Bowman: "Well, Representative McCracken, I think we have to have an agenda. I think we have to have a responsible program and I think we have to place the issue squarely before the summit and that is precisely what this proposes to do. The Governor's proposal is not a program. The Governor's proposal is a one time appropriation."

McCracken: "Okay, thank you."

Speaker Breslin: "The Gentleman from Madison, Representative Wolf on the Bill."

Wolf: "Thank you, Madam Speaker and Members of the House. Representative Bowman has outlined the provisions of Senate Bill 1470, and as he has indicated the Bill attempts to address the underfunding of the five major pension systems. Each of these systems, since 1982 has been underfunded to the degree that now the unfunded liability has reached the proportions of six and one half billion dollars. Now there is no precise way to analyze the financial status of pension systems any more than there is a precise way to

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appraise a piece of real estate property. You can take any three real estate appraisers to appraise a piece of real estate or any three actuaries to analyze a pension system and you will come up with three different answers. And each will probably be reasonably correct. Two different examinations of the status of the pension systems however, one by the systems themselves and one by the economic and fiscal commission have rendered reports which are within about a one point spread indicating that the ratio of assets to liabilities of the pension systems is about an average of fifty nine percent. We all know that the desired percentage or the desired average is one hundred percent. Many of the actuaries will indicate that a minimal average of seventy five percent is desired. Now that's still, using the seventy five percent minimal, that's still about a twenty percent deficiency and its not going to be easy to make up. There are a lot of retirees, a lot of annuitants, a lot of participants out there that are asking some very pointed questions. They're asking questions about what we're going to do and when we are going to do it. Now I don't know, but I'm pretty sure that most of you have been receiving the kind of mail that I've been receiving. I've gotten a lot of mail that started out on a very friendly basis and it moved from that to polite, from that to testy and from that to very combative, when they didn't get all of the answers that they were looking for. I think that now is the time to put a program on the books that's going to address the problem. Naturally, this Bill is not going to make the full cycle of the General Assembly and the Gentleman downstairs unless there are new funds created to fund it. But it is inconceivable to me that we could approve or even consider any substantive tax increase proposal that does not at the same time address

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the unfunded liability of the five major state funded systems. Senate Bill 1470 is an answer and one that is recommended by the economic and fiscal commission together with most, if not all, of the retirement systems themselves. I would urge your support of this legislation which is a solution to a problem that is certainly not going to go away by ignoring it."

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

Hoffman: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. There's no question but what we have to address the underfunding of our pension systems. This is a commitment that we have made. This is a commitment that this General Assembly has made to employees of the five major state pension systems. A forty year amortization to deal with the unfunded liability is a very common approach to resolving these kinds of problems. I have visited the retirement systems in other states and discussed their situation with them and in a number of states they have put long term out year amortization schedules in place. In fact, Ohio did this for their downstate teach..or downstate police and firemen pension systems twenty years ago to catch up those cities that were way behind and they are in fact doing it, it stayed in place and it has worked. The Governor's Office in regard to this legislation believes that in my judgment and my understanding is, that it is a good idea, but they can't afford it under the present revenue structure. I would suggest to Members of the General Assembly that...and the Members of this House, that we support this legislation recognizing the concern that the Governor's Office has in terms of additional revenue in order to support the increases for this year and in the out years even though initially it is a little less and we pass

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this today. We have about four more days to be in Session to deal with the other issue, it will be on the Governor's desk and it will be his call in terms of what he thinks ought to happen to it. I would point out in closing although this is no reason necessarily to support the legislation but I would point out that in the Senate it passed fifty seven to nothing to one. And I rise in support of Senate Bill 1470."

Speaker Breslin: "The Gentlemen from McLean, Representative Ropp."

Ropp: "Thank you, Madam Speaker and Members of the House. There is a certain oath that we take when we take this office and that is to comply with the laws that we pass and certainly we have passed pension legislation that now finds the State of Illinois to the tune of more than a billion dollars in error. If we were in a private business I think we'd either be out of business or put in jail because we had not complied with the State statute. I think this is an attempt to provide that leadership that we should have in order to restore in a long time basis the full repayment of the state's responsibility to this pension system. And I urge your support of this. I think its a good move, it begins to show to those who are either retired or soon to be that the state will be fulfilling its commitment, and I urge your support of this Bill."

Speaker Breslin: "Any further discussion? Hearing none, the Lady from Lake, Representative Frederick. Representative Frederick. It's on. I'm sorry, the Lady doesn't..seems to have a problem with that mike, try the mike. Could you try it again? Talk into your mike. No? Go to the one next to you, please. Maybe Mrs. Hasara...Representative Frederick at Representative Hasara's desk."

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

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House. I also rise in support of this good legislation. This has been a problem in Illinois for at least fifty years I believe, and we have retrogressed instead of progressed and I urge an 'aye' vote on this Bill today."

Speaker Breslin: "Representative Bowman to close."

Bowman: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. I just urge all of us here to take the long view to look at the future of this State and make a decision about where we want to go. I think this is a good Bill, not only for the beneficiaries of the systems but for our children and our grandchildren who have to pay the Bills. This is a responsible piece of legislation, we've got to get the State back on a proper fiscal track. This is the Bill to do it. I urge not only a vote for this but I urge a unanimous vote for this."

Speaker Breslin: "The question is, 'Shall Senate Bill 1470 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 111 voting 'aye', 1 voting 'no', 4 voting 'present'. This Bill having received the Constitutional Majority is hereby declared passed. Representative Kulas, for what reason do you seek recognition?"

Kulas: "On a point of personal privilege, Madam Speaker, Ladies and Gentlemen of the House."

Speaker Breslin: "State your point."

Kulas: "Former Member of this House, Former dean of this House and now he's a legislative liaison for the Department of Veteran Affairs, Lawrence DiPrima is 78 years young today and he's always here lobbying us for the veterans."

Speaker Breslin: "Happy Birthday."

Kulas: "He doesn't have any cake or cookies or anything, but he's

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got some extra citations left over, so if you want some citations stop by in the back and he will give them to you."

Speaker Breslin: "Okay. Ladies and Gentlemen, the next Special Order that we are going to is the Special Order on Education. The First Bill is Senate Bill 1702, Representative Ryder. Representative Ryder. He was just here. Is the Gentleman in the Chamber? Representative Ryder, do you wish to call this Bill on Third Reading? Read the Bill, Mr. Clerk."

Clerk Leone: "Senate Bill 1702, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Breslin: "Representative Ryder."

Ryder: "Thank you, this Bill is a JCAR Bill and it is to provide appropriate standards requiring those schools which are now required under the law to obtain investigations to sign a document, a contract for those obtaining of that. I should indicate that in committee there was some disagreement and the Department of State Police had trouble with the language of the Bill, they suggested an Amendment. That Amendment is not on. I repeat, is not on this..."

Speaker Breslin: "Turn the Gentleman back on. Thank you."

Ryder: "Thank you. Just to clarify, the State Police had wanted an Amendment on the Bill. The Amendment is not on the Bill. So with that I will ask for affirmative action. Thank you."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1702. On that question, is there any discussion? Hearing none, the question is, 'Shall Senate Bill 1702 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 116

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voting 'aye', none voting 'no', none voting 'present'. This Bill having received the Constitutional Majority is hereby declared passed. On Page 5 appears Senate Bill 1839, Representative Braun. Is the Lady in the Chamber? Representative Braun. Read the Bill on Third, Mr. Clerk, 1839."

Clerk Leone: "Senate Bill 1839, a Bill for an Act to amend the School Code. Second Reading of the Bill. There are no Committee Amendments."

Speaker Breslin: "Are there any Floor Amendments?"

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

Speaker Breslin: "Representative Braun."

Braun: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment 1 was the substantive Amendment. We're going to withdraw this Amendment now by virtue of discussions earlier with the Spokesman on the Leader on the Republican side regarding the pendency of our Summit discussions. In light of that we would like to have these Bills go back to the Senate in order to comply with deadlines, but there is no substantive additions by the House to this Bill at this time. It is likely and contemplated that pursuant to the conclusion of the summit negotiations we will have, hopefully, concurrence in a reform package for the Chicago Schools. This Amendment 1, we will table. Withdraw Amendment 1."

Speaker Breslin: "The Lady withdraws Amendment 1. Any further Amendments or Motions?"

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

Speaker Breslin: "Representative Parke on Amendment 2."

Parke: "I would like to take it out of the record right now."

Speaker Breslin: "The Gentleman withdraws Amendment 2. Any

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further Amendments?"

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

Speaker Breslin: "Representative Parke. Representative Parke."
Parke: "Yes, we'd like this withdrawn also."

Speaker Breslin: "Withdraw #3. Any further Amendments?"

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

Speaker Breslin: "Representative Braun."

Braun: "Amendment 4 simply deletes an obsolete reference in the Senate Bill as it was sent to us. I ask for your support."

Speaker Breslin: "The Lady moves for the adoption of Amendment 4 to Senate Bill 1839. On that question is there any discussion? Hearing none, the question is, 'Shall Amendment 4 be adopted?' All those in favor say 'aye', opposed 'nay'. In the opinion of the Chair the 'ayes' have it, the Amendment is adopted. Any further Amendments?"

Clerk Leone: "There are no further Amendments?"

Speaker Breslin: "Third Reading. Representative Braun now asks leave for immediate consideration of this Bill as amended. Does she have leave? Hearing no objection, she has leave. Read the Bill on Third, Mr. Clerk."

Clerk Leone: "House Bill 1839, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Breslin: "Representative Braun."

Braun: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. Senate Bill 1839, with the exception of the deleted obsolete reference that Amendment 4 just put on is in exactly the same shape the Senate sent it to us..sent it to us originally. We deleted everything after the enacting clause in it and we are going to send it back to the Senate with your support. So I ask for your vote on Senate Bill 1839."

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Speaker Breslin: "The Lady has moved for the passage of the Senate Bill 1839, and on that question, the Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Madam Speaker. Will the Sponsor yield?"

Speaker Breslin: "She will."

Black: "Representative, just for the record now, if I'm interpreting what you've done correctly. Senate Bill 1839, which was at one time perhaps a Chicago Reform Bill is not anything at this point, its only a shell Bill?"

Braun: "That is correct."

Black: "So we can't say at this point we have any Bill on active discussion for Chicago School Reform, correct?"

Braun: "Well, we'll have a, hopefully, a bunch of them that will be vehicles for the conclusions of the Summit process. But we are not at this point sending any substantive language at all out of the House on this issue. We're still in negotiations."

Black: "I understand, and then it is your intention perhaps to use 1839 as the Bill for Chicago School Reform?"

Braun: "That's correct. Yes sir."

Black: "Thank you."

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

Hoffman: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. I've agreed to this process, we'll take this Bill into a Conference Committee. We have not come to agreement on what should be in the Chicago School Reform Package. We're meeting again this afternoon and will continue to do so as long as necessary and I would encourage that we move this Bill along."

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

Parke: "Thank you, Madam Speaker, Members of the General

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Assembly. As it has been stated that this will be a Vehicle Bill, however I may also point out that we ultimately do not know what this vehicle will look like when its finalized. We may agree, we may not agree on what the final outcome. I just would venture to say that if we don't agree and this ends up being the Bill, I think we have to look at the ramifications of the votes we'll take."

Speaker Breslin: "The question is, 'Shall Senate Bill 1839 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage, but not too final. 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', 12 voting 'present'. And this Bill having received the Constitutional Majority is hereby declared passed. Representative Matijevich, for what reason do you seek recognition?"

Matijevich: "Madam Speaker, Members of the House, could I ask leave of the House in use of the Attendance Roll Call for that purpose so that the Rules Committee can meet as scheduled in the Speaker's Conference Room for the purpose of hearing House Bill 2793 and that we suspend the Rule where a Committee cannot meet while the House is in Session."

Speaker Breslin: "You have heard the Gentleman's Motion. As the Chair of the Rules Committee, he has asked leave to meet while the House is in Session. Is there any objection? Hearing none, the Gentleman has leave. Now the Rules Committee should meet immediately in the Speaker's Conference Room to consider House Bill 27...Senate Bill 2793.. House Bill 2793. Okay, all Members of the Rules Committee go to the Speaker's Conference Room. The next Bill on this order is on Page 5 on the Calendar, Senate Bill 1840, Representative Braun."

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Clerk Leone: "Senate Bill 1840, a Bill for an Act to amend the School Code. Second Reading of the Bill. There are no Committee Amendments."

Speaker Breslin: "Any Motions or Amendments?"

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

Speaker Breslin: "Representative Braun."

Braun: "Thank you. This Amendment takes the effective date off of the Bill."

Speaker Breslin: "The Lady has moved for the adoption of Amendment 1 to Senate Bill 1840. On the question, is there any discussion? Hearing none, the question is, 'Shall Amendment 1 be adopted?' All those in favor say 'aye', opposed 'nay', in the opinion of the Chair the 'ayes' have it, the Amendment is adopted. Any further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Breslin: "Third Reading. Representative Braun now asks leave for immediate consideration of this Bill. Hearing no objections, she has leave. Read the Bill on Third, Mr. Clerk."

Clerk Leone: "Senate Bill 1840, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Breslin: "Representative Braun."

Braun: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. I could give the same speech on this Bill. It is our intention to use this as part of the Summit...to be a vehicle for the Summit negotiations."

Speaker Breslin: "The Lady has moved for the passage of Senate Bill 1840 and on that question is there any discussion? Hearing none, the question is, 'Shall Senate Bill 1840 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk

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will take the record. On this question there are 106 voting 'aye', none voting 'no', 10 voting 'present'. This Bill having received the Constitutional Majority is hereby declared passed. Senate Bill 1856, Representative Williams. Is the Gentleman in the Chamber? Mr. Williams? Out of the record. On Page 3 appears Senate Bill 2023, Mr. Brunsvold. Mr. Brunsvold. Read the Bill, Mr. Clerk. Out of the record. Representative Williams, did you wish to present your Bill on this order of Education? It was Senate Bill 1856. Do you wish to present the Bill? Read the Bill."

Clerk Leone: "Senate Bill 1856, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Williams: "Thank you, Mr...Ms...Madam Speaker. This is the...excuse me for a second here. This is the composite rate Bill as its been come to know. What it does is that it takes...it allows the Chicago Schools to be able to get the difference between the amount of the levy that was originally used for the School Finance Authority in those particular areas that have been paid off. It allows them to recap that. We've passed this Bill every Session in the General Assembly and I would hope that we would continue to do so and I ask for a favorable Roll Call."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1856, on the question, the Lady from DuPage, Representative Cowlshaw."

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

Speaker Breslin: "Yes, he will."

Cowlshaw: "Thank you very much. I'm over here. It's my understanding that the Composite Rate Amendment was adopted to this Bill. What I want to inquire about is whether the Bill as originally introduced included a provision for

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truancy rates to be reported on the school report cards. Then we adopted the Amendment, did that provision for truancy rates still remain in the Bill?"

Williams: "Yes, to the best of my knowledge it did, yes."

Cowlshaw: "Very good, thank you very much. I think that would be very worthwhile information to have and I'm glad you left it in there. Thank you."

Williams: "Yes."

Speaker Breslin: "Representative Williams requests that the Bill be taken out of the record. Out of the record. On the Order of State and Local Initiatives, there appears Senate Bill 1842, Representative Terzich. Its on Page 3 of your Calendar. Mr. Clerk, read the Bill, 1842.

Clerk Leone: "Senate Bill 1842, a Bill for an Act in relationship to certain units of Local Government. Third Reading of the Bill."

Speaker Breslin: "Representative Terzich."

Terzich: "Yes, Madam Speaker, Ladies and Gentlemen of the House. 1842 provides for a Civil Service Examination to be held at least once every three years rather than two years, and also extends a provision to extend a leasing requirement from fifty to ninety nine years for the development on the southwest area of Cook County and I would appreciate your favorable support."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 1842, and on that question is there any discussion? Hearing none, the question is, 'Shall Senate Bill 1842 pass?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final passage. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 98 voting 'aye', 10 voting 'no', 6 voting 'present'. This Bill having received the Constitutional Majority is hereby

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declared passed. Representative Brunsvold. Is the Gentleman in the Chamber? We're ready to go to your Bills. We've been waiting. Representative Black, for what reason do you seek recognition?"

Black: "Madam Speaker, I inadvertently pushed the speak button rather than the 'yes' button and would like the record to reflect I would have voted 'yes' on this Bill."

Speaker Breslin: "The record will so reflect. Gentleman from Will, Representative Regan, for what reason do you seek recognition?"

Regan: "Thank you, Madam Speaker. As well, I pushed the speak button instead of the other button. I'd like to record a 'yes' on 1842."

Speaker Breslin: "The record will so reflect that. On the Special Order of Business dealing with criminal justice on Page 4 of your Calendar appears Senate Bill 2127, Representative Parke. Representative Parke. Clerk, read the Bill."

Clerk Leone: "Senate Bill 2127, a Bill for an Act in relationship to tax on cannabis and controlled substances. Third Reading of the Bill."

Speaker Breslin: "Representative Parke."

Parke: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. Senate Bill 2127 grants the Department of Revenue the power to impose liens on property for unpaid taxes imposed under the Act. It requires that all State taxes and penalties collected pursuant to the Cannabis and Controlled Substance Tax Acts must be deposited in the General Revenue fund. I ask for passage of this legislation."

Speaker Breslin: "The Gentleman has moved for the passage of Senate Bill 2127. On the question, the Gentleman from Cook, Representative Cullerton."

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Cullerton: "Yes, would the Sponsor yield?"

Speaker Breslin: "He will."

Cullerton: "Does this...Representative, does this refer to the tax on Cannabis that we passed a couple of years ago?"

Parke: "That is correct."

Cullerton: "The stamps that people have to buy if they wish to grow Cannabis?"

Parke: "That is..that is correct. This is a follow up Amendment by the same Senate Sponsor, Senator Barkhausen."

Cullerton: "Okay. In this...this Bill does what? It allows the Department of Revenue to grant a lien on people who come in and say they want to purchase a stamp?"

Parke: "It is a way of collecting penalties on people who they find ..do not have the stamps for it."

Cullerton: "Oh, Okay. Alright, this doesn't..so if somebody comes in and buys a stamp and I understand people have done that, they've come in and purchased stamps just for collectors items...that's not what you're talking about, you're talking about if someone, if some farmer is out there growing marijuana.."

Parke: "Absolutely correct. The stamp collectors, or oddity collectors, certainly this does not apply."

Cullerton: "Just out of curiosity, do you know what the effect of the drought has been on the marijuana crop in Illinois?"

Parke: "Well, well quite frankly, this State has a very severe drought where anything in the State that's growing which we are really starting to address as a major issue in Illinois, that must be addressed."

Cullerton: "Well it sure.."

Parke: "If that drought...you asked the question...if that drought affects corn and soybeans and other major products of our farmers of Illinois, those that have private crops of marijuana, I'm sure that they are adversely affected by

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the drought also."

Cullerton: "Well you know as a result of this drought that the farmers are going to come in here asking for more money. Have you or the Department of Revenue thought about the possibility of reducing the fines and letting these farmers grow the marijuana to make up for the loss in revenue that they are going to have as a result of their corn and soybeans not growing?"

Parke: "Well Representative Cullerton, if you're so concerned about that, I suggest you put an Amendment on someone else's Bill so stating that and let's see what happens."

Cullerton: "Well, but this Bill seems to go after the farmers, this is an... it could be viewed as an anti-farmer Bill because it increases, it allows them to put liens on the farmer's land and on their homes that are already highly mortgaged as a result of the problems that the farmers have had over the years. I'm just wondering if this is the best approach, given the drought."

Parke: "Well I'm going to make a presumption here that you're asking this question sort of tongue in cheek because any farmer that is growing marijuana as a crop they certainly, first of all, are growing an illegal crop and this does not apply to people who have legal constituted farms and are trying to continue products that have normally been raised on those farms."

Cullerton: "Well now, isn't it true that marijuana is legal for certain purposes like the use in people that have glaucoma? Isn't that true?"

Parke: "Well, you know better than I. I'm not sure if that's true or not, but let me just say that we probably do not have a domestic crop, that's probably imported crops that they may use for medication purposes. And again, that's just an assumption on my part. I'm not quite sure."

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Cullerton: "Well let me ask you then about this lien again. What does the Department of Revenue say they need a lien for? I mean, right now its against the law to grow this crop and if you get caught growing the crop you'll get fined. Is that...and these people have money, if they've been growing marijuana, so what's the need to go after their property?"

Parke: "Well as you know, under the law that we passed two years there was a penalty. But right now we have no way of really collecting it other than liening against other properties if we find that they, in fact, are growing it illegally."

Cullerton: "Where does the money go?"

Parke: "It goes into the General Revenue Fund which was requested by your Democratic Staff, so we complied with their request to make sure that in fact does not have a separate fund but in fact goes into the General Revenue Fund, as was requested by your staff."

Cullerton: "Okay. Thank you for answering my questions."

Parke: "Thank you."

Speaker Breslin: "The Gentleman from McHenry, Representative Klemm. Representative Klemm."

Klemm: "Will the Sponsor yield for a short question?"

Speaker Breslin: "He will."

Klemm: "Last year we passed this, I think this tax Bill on the drugs and marijuana and that this is to form the lien. And after last year's Session when I supported this Bill and still do, I received a position, I guess by an organization who's against any and all taxes and criticized many of us as being the biggest spenders because we had voted for a tax on marijuana and drugs because the law enforcement people said we had to stop them. You're familiar with that group, I think. You've seen them before. Is this another vote that will be perceived that we're again a taxing Body

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and we're gonna really get tough on the poor business people that are growing marijuana for sale?"

Parke: "Well, quite frankly, Representative, I don't believe that that could be looked upon. And I mean this is an illegal..."

Klemm: "Well, it was looked upon last year and I received a quite a bit of constituent mail about what a terrible dastardly Representative I am, not caring for the taxpayers and there was another tax that I voted for. I was just wondering...you're familiar with that organization, I just didn't want to be labeled again this year that I'm tough on crime but soft on the taxpayers. I was just wondering if this will be perceived that same way?"

Parke: "Did you say that I was familiar with this organization?"

Klemm: "Well, I think our side of the aisle is familiar with that organization."

Parke: "Well, I'm not familiar with the group that you're referring to, so unless you want to name them I can't guess what they are."

Klemm: "Okay. So you think this will be safe enough for us conservatives, let's say, to get behind the bandwagon and vote unanimously for this? I think its a pretty decent, great Bill myself."

Parke: "Well I would venture to guess I probably has..have as conservative a record as anybody in the General Assembly and I am Sponsoring this Bill and so therefore I think its....."

Klemm: "That why I was asking you that. Okay, I thought I was safe to do it. Good, thank you very much."

Parke: "You're welcome."

Speaker Breslin: "The Gentleman from Cook, Representative O'Connell."

O'Connell: "Thank you, Madam Speaker. I rise in support of this

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measure. Just for the record, the Speaker's Task Force on Law Enforcement has supported this Bill. This Bill is not, certainly, a tax increase on your constituents, your law abiding constituents. This further enhances the powers that we gave to law enforcement officials to add further enforcement against drug dealers and drug salers...drug sales. It may seem outrageous at first blush, but in effect its a very effective tool, that upon the conviction of a drug dealer, the property can be liened and in effect a tax imposed upon the lien property. This is a suggestion of the Department of Revenue to facilitate this..this tax on the illegal doer. It's a good Bill. It's a good law and order Bill and it is certainly not a tax on your law abiding constituents. Thank you."

Speaker Breslin: "Representative Matijeich on the question."

Matijeich: "Will the Gentleman yield for a question?"

Speaker Breslin: "He will."

Matijeich: "Representative Parke, I don't know if Representative Cullerton asked this question. First of all, evidently the need for the Bill is because, without the lien, the State has not been able to generate any funds, is that correct?"

Parke: "Well, other than the sale of stamps or those people who are wishing to to..grow marijuana, I don't know if anyone is doing it at this time."

Matijeich: "On that virtue, it's very little revenue in that case. My question is, let's say that somebody is leasing some agricultural land from a landowner and unbeknownst to that landowner, part of that property is being used to grow marijuana. Does that mean that the State is going to put a lien on that landowner's land and the property owner was not aware of the fact that the lessee was using it for that unlawful purpose?"

Parke: "Well, I might ask that this question is a question of law

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and since I am not an attorney, perhaps some of my colleagues might very well answer that question for me because I don't think it's really germane to the issue that I have here. I think it's a question of law and that can happen even today whether we have this Bill passed or not."

Matijevich: "Representative Parke. Representative Parke, the fact is that's what we're dealing with is law, and I want to know, I think that is very pertinent to this issue. The fact that a farmer may lease out parts of his land and thinking that he is leasing his land to a responsible party, then all of a sudden unbeknownst to that reputable farmer, his land maybe a lien maybe held on his property because he leased it out and that lessee used it to grow grass. I think that's a pertinent question, I hope somebody answers it, and the fact that it is a question of law, that's what we're here for to find out how the laws that we are going to be passed, what the intent of them is when we pass them. I don't know, I'm not a lawyer either, but somebody ought to answer that question. If you can't answer it, I'm sure going to withhold my vote until somebody answers it."

Parke: "Well its my understanding that..that when the leases are made, or contracts are made that there can be in the stipulation of that contract a portion of it saying that in fact they are held harmless if by fact there happens to be any illegal crops grown being on that property."

Matijevich: "Well does that mean the lease is drawn up?"

Parke: "....can't protect themselves that way."

Matijevich: "Does that mean that if a lease is drawn up and the agricultural landowner is protecting that lease, then the State cannot put a lien against that property? I think that would be important, too. I'm not sure. That's part of the Bill here. I don't know if the farmer is protected

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in that case."

Parke: "I'm not..I don't think that in fact that is what will happen, but it allows the person who is renting or leasing the pro..or buying or leasing the property can in fact go back to the person that they are renting or buying that property from and sue them for any losses they may incur."

Matijeovich: "My good friend, and a farmer, Chuck Hartke has said, does it also mean that all these leases that the farmer may have on leasing the property, would they have to be renewed? Those are questions, I think, that are pertinent."

Parke: "Well, whether or not this law passes, I believe that currently that might be a practical aspect because if there are illegal crops on a piece of property somebody is buying or leasing they can become liable by the virtue of law enforcement agents can in fact probably arrest them and so I would say that must be dealt with in a court of law already. And if that is something that is currently in place then perhaps someone should introduce law that so stipulates that that person will not be liable."

Matijeovich: "Madam Speaker, very briefly to the Bill. I think sometimes when we are quick to want to support something that may be a good anti-crime Bill or an anti drug Bill which I always try to support. Sometimes we do it in a rush not realizing what the consequences of that law might be. I don't represent farmers, but I think that those who do represent farmers ought to understand that there are some unanswered questions here that a farmer who may not...unknowingly, may have his land leased out, may find out that he is facing liens on his property. Because of that, I intend to vote 'present' on this Bill. I applaud the Sponsor's intent of the Bill, but I think from a realistic standpoint there are some problems that we ought

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to look at in more detail before we do pass it. And I recommend a 'present' vote."

Speaker Braun: "Representative Braun in the Chair. Is there further discussion? The Chair recognizes the Gentleman from Cook, Representative Levin."

Levin: "Yeah. Let me suggest that I think there's probably a fairly simple solution to the problem that was raised by...Representative Matijevich. And that would be to simply require that you be able to demonstrate that the owner had knowledge that the land was being used to grow illegal crops. I think if you did that, if you added that to the Bill, I think it would certainly...I think, solve the problem that I think is a very real problem that would otherwise exist. If the owner did not authorize the growing of the illegal crops and has absolutely no knowledge that it's being done, it seems a little unfair to be able to lien his land when he's not the guilty party, it's the tenant that's...the one that's the guilty party. If he...if he either was doing it himself or had knowledge and you can prove that, then, you know, you should be able to lien the land. So, you know, I would suggest that what we need is an Amendment to this Bill to clarify that issue and if there was an Amendment, I'd have no problem with the Bill. Without the Amendment, I'm going to join Representative Matijevich and vote 'present'."

Speaker Braun: "Is there further discussion? There being none, the Chair recognizes the Gentleman from Cook to close, Representative Parke."

Parke: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. I appreciate Representative Matijevich bringing that to our attention because these are the kind of technicalities that could possibly flaw well intended legislation and that is something that we do not want to

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happen. When in fact, we have looked up under the actual underlying Act, which was Public Act 85-663, which states that 'no dealer may possess any cal...cannabis or controlled substance upon which a tax is imposed.' And it means, therefore, it's not the person that's renting or the person that's leasing it that's the problem, it must be a dealer. And the definition of a dealer means any person who manufactures, produces, ships, transports, imports, sells, or transfers or possesses with intent to deliver to another person more than 30 grams. So, in fact, this would not apply to the people that own the property if inadvertently it was growing there unless the person who was on the property or leasing the property was a dealer or the person who was renting the property or buying the property was in fact a dealer. It does not apply to them. So, therefore, I think that the concern that is rightfully been brought to our attention by Representative Matijevich would not apply to these people, that in fact, they are protected under the underlying law. And I...and I certainly think that if there's further questions, we should have the opportunity maybe to allow Representative Matijevich maybe to respond if that does not answer his concerns."

Speaker Braun: "For what reason does the Gentleman from Fulton, Representative Homer, rise?"

Homer: "Thank you, Madam Speaker. I understand the Gentleman's closing on his Bill, so I would like to be recognized for explanation of vote at the appropriate time."

Speaker Braun: "The Gentleman has moved for the passage of Senate Bill 2127. All in favor vote 'aye', opposed vote 'no'. Voting is open. This is final passage. Representative Homer to explain his vote."

Homer: "Thank you, Madam Speaker. I think that both

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Representative Matijevich and Representative Levin raised a valid concern. Their concern has to do with a farmer who leases his land to a tenant who grows cannabis and the owner has no knowledge whether it would be fair to have a lien against that farmer. The Bill, I think, adequately protects. It only allows the lien to be applied toward the individual against whom the tax is assessed, and that's the offender. There's also a judicial procedure in the Bill for the removal of liens that are filed against individuals against whom the tax should not be assessed. So I think the drafter of the Bill contemplated the problem that was pointed out and addressed it in a responsible way. So I'm satisfied that a 'yes' vote is appropriate."

Speaker Braun: "Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 87 voting 'aye', 2 voting 'no' and Senate Bill 2127 having received the Constitutional Majority is hereby declared passed. On page five of the Calendar, the Order of State and Local Government, appears Senate Bill 1761, Representative Brunsvold. 1761, that's correct. The Gentleman from Rock Island on..."

Brunsvold: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. 1761 is the Unified City Bill from the Quad Cities. It was discussed at length on Wednesday. Since that time, we've had some...some local input in the Black Caucus this morning, met for over two hours down in room 212. Some questions were answered, but not all the questions were answered. Back home, we've had some...some information gathered about the opposition from the City of Moline. I would like to make a statement that the Republican County Chairman from home who is also a councilman in Moline did vote to put this measure on the ballot for a vote. And not to go into a lot of discussion,

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Madam Speaker, this Bill has been discussed at length, that issue is the key to this Bill. Let the people decide what type of government they want and how they want their city governments to be operated. And that is the issue and that's what we're asking to do and I would ask for your support on 1761."

Speaker Braun: "The Gentleman has moved for the passage of Senate Bill 1761 and on that is there any discussion? The Chair recognizes the Gentleman from Rock Island, Representative DeJaegher."

DeJaegher: "Thank you, Madam Speaker and Members of the General Assembly. All of you are quite familiar, we discussed this Bill the other day. There were pros and cons pertaining to this Bill, but I think the substance of what we're discussing is this.. What I'd like to have you do is basically lay this Bill aside. In fact, tear it up and respond to the issues before us. Will the people of the legislative district which is the 36 Senatorial District, be given the right to decide whether unification should come about in that particular district? That is the issue that's before you. Will people be given the right to vote whether to receptive to unification or not? I have just received communication and of course I can direct this to the Republican side of the aisle, Bob Williams who was the Republican Chairman of the City of Rock Island has contacted me and basically informed me that he has been supportive of this. Hopefully we can have bipartisan support on this effort. The economy in that area is disastrous. We have to make change, possibly this is the alternative that we can use. Nobody knows. But at least, for God's sake, give the people of that area the opportunity of voting whether they want unification or they do not want unification. For this reason, and only this

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reason, I ask for support on 1761."

Speaker Braun: "Is there fur...is there further discussion? The Chair recognizes the Gentleman from McDonough, Representative Slater."

Slater: "Thank you, Madam Speaker. I wonder if the Sponsor of this Bill would yield for some questions?"

Speaker Braun: "He indicates he will. Representative Brunsvold. Representative Brunsvold."

Slater: "Representative Brunsvold, the previous speaker said, 'For God's sake give us a chance to vote.' Isn't...according to what you told me the other day on the floor, aren't there two mechanisms right now for this annexation, or where this merger could take place? Aren't there two procedures in the law presently existing which would work?"

Brunsvold: "That's incorrect, Representative. There are two...two mechanisms now, but neither one of them will work in our case."

Slater: "Why won't they work?"

Brunsvold: "Well, the first one deals with...with ten acres on annexation and the second issue deals with boroughs, setting up the boroughs system and dealing with one county and not two and that...that situation alone would torpedo our issue."

Slater: "Well, let's...for purposes of legislative intent, I'd like to...I'd like to consider a scenario. There are eight communities which are proposed to be merged. If two of those communities vote 'no' and the other six vote 'yes', do you have a merger under this legislation?"

Brunsvold: "Repeat that, please, Representative."

Slater: "There are eight communities proposed to be merged."

Brunsvold: "Right."

Slater: "If six vote 'yes' and two vote 'no', is there a merger?"

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Brunsvold: "If they're contiguous, yes, and the referendum that's voted on spells out those possibilities, yes. But that's up to the locals to decide how that is to work. I would say if there were six and they're contiguous, yes."

Slater: "Then explain to me, Sir, how those people know what they're voting on because it could be two 'nos' on the east side, it could be two 'nos' on the south side, it could be two 'nos' on the west side."

Brunsvold: "That is stated in the initial referendum and is spelled out in that referendum, Representative."

Slater: "Well, what if Moline votes 'no'."

Brunsvold: "If Moline votes 'no', then you have two segments that are not contiguous and it would not pass."

Slater: "What would be the proposed size of this community if it...if this all passes?"

Brunsvold: "The proposed size?"

Slater: "Right."

Brunsvold: "Oh, about 130,000."

Slater: "Are you familiar, Sir, back at...at one point in...in the history of Illinois, when the City of Chicago was put together, when the City of Chicago was made to go south in order to make the world's fair?"

Brunsvold: "I do not know that, Representative."

Slater: "Well, I believe that history would tell you that there were a whole bunch of small villages down there and that they were all annexed by the City of Chicago so that Chicago could become contiguous to the area now occupied by the University of Chicago. Somehow they did that, some long number of years ago. And I wonder why the quad cities can't utilize the same procedure that Chicago did. Why do you have to change the law of the State of Illinois to mess it up for everybody else?"

Brunsvold: "We're not mess...this is their choice,

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Representative. This is a vote by the people. This is not an annexation, this is their choice. They're getting an opportunity to form their government on a referendum vote by the people. Now if you opposed refer...referendum votes by the people, then we've lost the basis for our whole government."

Slater: "Thank you very much, Representative Brunsvold. To the Bill, it just seems to me, and I know that there's been 'Let's Make a Deal' program on this Bill already, but it seems to me that when a voter in the quad cities votes under the referendum that's proposed by this Bill, he or she has absolutely no idea what the end result's going to be. He has absolutely no idea what he's voting on. It doesn't make any difference as to what the outcome of the election is. If option A takes place, then there may be seven cities. If option B takes place, there may be six cities. It seems to me that what you ought to have in here if you're going to do it that way are the different options that the people can vote on. Thank you very much."

Speaker Braun: "Is there further discussion? The Chair recognizes the Gentleman from DeKalb, Representative Countryman."

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

Speaker Braun: "He indicates he will."

Countryman: "What...what is the proposition that will be on the ballot under this legislation?"

Brunsvold: "What's the proposition that will be on the ballot?"

Countryman: "Yeah, how's it worded on the ballot?"

Brunsvold: "That will be put together by Representatives from all the units of government."

Countryman: "Well, will it be, 'Shall the municipalities merge into one municipality' or 'Shall any number of the

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municipalities merge as long as they're contiguous' or..."

Brunsvold: "Well they have to be contiguous. It's spelled out in the Bill, Representative, on what the guidelines would be for the initial setting up of the government. The ordinance, Consolidation Ordinance must contain and then it lists in the Bill those provisions. Now when you're uniting eight communities or trying to unite eight communities, if you get too specific, then you don't...you can't do this thing and that's what's one of the problems with the present statute is that they are very specific when you got eight different communities at eight different situations it becomes almost impossible unless you leave the locals to do the deciding."

Countryman: "Okay, now how...how does the vote calculated. If municipality A is the only municipality that votes 'no' on the proposition, is it out if all other seven vote 'yes'?"

Brunsvold: "Yeah, that's another problem with present law is that if you have all eight vote and one small community decides they don't want to do this, then they have in effect killed the whole proposal. And that shouldn't be if the other seven..."

Countryman: "Alright, but the majority within the community will control that community, is that correct?"

Brunsvold: "Pardon, I couldn't hear you, Representative."

Countryman: "Will the majority within the community, the majority vote within that community control what that community does?"

Brunsvold: "Yeah...each...right. Each individual community has...has the vote. If each individual community from the majority say 'yes', it goes. If the majority say 'no', then it's off."

Countryman: "And when is this election to be held?"

Brunsvold: "November, hopefully."

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Countryman: "And what form of government will come to this municipality of whatever nature that's to be formed? What type of government, managerial form of government or..."

Brunsvold: "The...the government will be set up with...with all the units, Representatives, setting up a form of government that would address the needs of that particular area as far as economics, minorities, all...all the..."

Countryman: "No. I mean, strong mayor, weak mayor...will that be put on the ballot too?"

Brunsvold: "I don't know what it's going to be. That'll be put before the people in the referendum proposal after it gets put together by the local communities saying, 'Do we want to do this?' Is this the form of government taking input from all...all parts of the community?"

Countryman: "So, there'll be a second election?"

Brunsvold: "To elect the officials?"

Countryman: "Yes."

Brunsvold: "Or to elect...after the initial proposal is passed, then yes, then you proceed into the...forming the government."

Countryman: "Well, how long will that be after the initial referendum?"

Brunsvold: "In April."

Countryman: "April of what year? The next April?"

Brunsvold: "89."

Countryman: "April of 89. So this proposition would be on the ballot November of 88, then in November...April of 89, you'd have a referendum as to what form of government. Is that right?"

Brunsvold: "It will be in..in April of 89 will be the election for the first set of officials, yes."

Countryman: "And how will that...how will the district lines be drawn? Who will draw the district lines for aldermen and

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those sorts of things?"

Brunsvold: "We have a Transition Committee, also, Representative, that...that would work through this process that would address..."

Countryman: "Are those...are those people elected on the Transition Committee? Are they elected in some election? The people who are in Transition Committee, are they elected?"

Brunsvold: "I can't hear you, Representative."

Countryman: "The people on the Transition Committee, are they elected?"

Brunsvold: "It's...it's the Clerk of each community."

Countryman: "So the Clerks will draw the district lines?"

Brunsvold: "No, the elected officials will draw the district lines."

Countryman: "But how...are those existing elected officials, then?"

Brunsvold: "Those would be the new elected officials because when you start this process, you won't know how many communities are going to be there to draw the proper lines for...for the boundaries of the ward system, for example."

Countryman: "But, those'll be drawn by the Municipal Clerks, is that right? Those boundaries?"

Brunsvold: "Not the Municipal Clerks, they're the Transition Committee. They're not drawing the lines."

Countryman: "So you got...but you got to have an election to elect the people to draw the lines."

Brunsvold: "That's correct."

Countryman: "And those people won't be elected until April of 89."

Brunsvold: "That's correct."

Countryman: "So will they be elected at large?"

Brunsvold: The ones that are here will continue through the

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process until the government is set up."

Countryman: "The current elected officials will do that, then.

Is that correct?"

Brunsvold: "Correct."

Countryman: "So they can draw lines, district lines that favor them?"

Brunsvold: "Pardon?"

Countryman: "Can they draw lines that favor themselves, then the...the current elected officials?"

Brunsvold: "No, we've been through enough voting rights issues to know that... you know, here in Springfield for example that the...the lines would have to be drawn with representation from every segment of the community."

Countryman: "But it'd be the current elected officials of the existing municipalities will draw the boundaries in the new municipality. Is that correct?"

Speaker Braun: "Is there further discussion? The Chair..."

Brunsvold: "I have a pending question, Madam Speaker."

Speaker Braun: "Oh, I'm sorry."

Brunsvold: "The new people...the new elected officials will draw the lines, Representative. They will stay the same in the wards system as is now in Rock Island, for example, and Moline and East Moline."

Countryman: "But how are you going to elect them if you don't have district lines drawn?"

Brunsvold: "The initial set of officials ha...would have to be elected at large because you don't know what districts, the size of the districts or size of the communities are going to be."

Countryman: "So they'll be elected at large."

Brunsvold: "The first one, yes."

Countryman: "Alright. That's the question I asked you about ten minutes ago. Thank you very much."

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Speaker Braun: "Is there further discussion? The Gentleman from Henry, Representative Sieben."

Sieben: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. I happen to live 18 miles from the Quad Cities and serve the districts surrounding the Quad Cities. I rise in support of this legislation. I believe strongly in the ability of the residents of the Quad City area to decide their own future and what they want to do with their communities and the type of government they want to elect. This is not a new issue in the metropolitan Quad Cities. This issue has been discussed for more than 20 years concerning some form of annexation, merger, consolidation. There's been considerable study done on this. It's not something that just a group of politicians proposed in the Quad City area. There's been a task force working on this for a good many years. It's been studied by the Bistate Metropolitan Planning Commission. There's also been a task force from Northern Illinois University that's come to the Quad Cities to set up a plan and they've done research on this, looking at what's been done in Indianapolis, Indiana and other communities that have chosen to go to some expanded form of government in an area like this. Now I personally don't know whether this is the best thing for the Quad Cities. I personally don't know whether it's the best thing for the residents of the district that I represent. But I believe that it is part of a process that's been going on in the Quad Cities for some time and it is perceived by a lot of people in the Quad Cities as part of their economic development, their economic growth. Last year we formed the Quad City Economic Development Authority which is having a tremendous success in revitalizing the economy in the Quad City area. It also fits in with the discussion of the Quad City Civic Center

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which will help us...help give us some economic growth in that part of the state. And quite frankly, I think it is an issue of letting the people in these communities have a right to vote on the plan. I agree with my colleagues on my left and my right, here. Representative Countryman and Representative Slater have raised a number of key questions that must be considered by the people in the Quad Cities before this issue is drawn up in a referendum that the people are going to vote on. There are mechanics of this issue that must be considered and consequences that must be considered before it goes to a vote."

Speaker Braun: "Is there further discussion? The Chair recognizes the Gentleman from St. Clair, Representative Flinn."

Flinn: "Madam Speaker, this is the second time this Bill has been thoroughly discussed. Therefore, I move the previous question."

Speaker Braun: "The Gentleman has moved the previous question. The question is, 'Shall the previous question be put?' All in favor say 'aye', opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and the Chair recognizes Representative Brunsvold to close."

Brunsvold: "Just in closing, I want to reaffirm what Representative DeJaegher said, that we would like the people of the Quad Cities to decide what form of government and how big that government's going to be. And that's always been the issue. Let the people decide and that's what I'm trying to do and what my Senator Jacobs is trying to do is let the people decide what government they want. And I ask for your affirmative vote on Senate Bill 1761."

Speaker Braun: "The Gentleman has moved the passage of Senate Bill 1761. All in favor vote 'aye', opposed vote 'no'. The voting is open. This is final action. Have all voted?"

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Have all voted? Oh, the Chair recognizes the Lady from Cook, Representative Parcells to explain her vote."

Parcells: "Thank you, Madam Speaker. I don't know if it was announced that this was consideration postponed, but I distinctly remember having a discussion in voting on this. As I remember, it lost yesterday or the day before. I think that it was 54 to 54. Not much has changed since then. The Bill hasn't changed. It was bad then and it's bad now because it's not defined. I think the idea's okay. But it's not defined what happens if the two cities in the middle decide they don't want...to get together and have one big area. You don't know if the ones around the edge are going to come in or not. So it's not defined in that Bill. It's all intent and that's good, but it's not defined and I think maybe they ought to come back next year with a little more definition as to what it is they're seeking and the Bill should die as it did the other day."

Speaker Braun: "Is there further discussion? Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 61 voting 'aye', 48 voting 'no'. For what reason does the Gentleman from McDonough seek recognition?"

Slater: "Verification."

Speaker Braun: "Representative Slater requests a verification of the affirmative vote. Proceed, Mr. Clerk."

Clerk Leone: "A Poll of those voting in the affirmative. Ackerman. Barger. Berrios. Black. Bowman. Breslin. Brunsvold. Bugielski. Capparelli. Christensen. Cullerton. Curran. Daley. DeJaegher. DeLeo. Dunn. Ewing. Farley. Flinn. Giglio. Giorgi. Goforth. Granberg. Hannig. Hartke. Hicks. Homer. Keane..."

Speaker Braun: "The Gentleman from McDonough, excuse me, Mr. Clerk. Representative Slater."

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Slater: "I withdraw request."

Speaker Braun: "Representative Slater withdraws his request for verification. Representative Parcells. Yes, Representative Parcells requests verification. Continue, Mr. Clerk."

Clerk Leone: "Continuing with the Poll of the Affirmative. Hannig. Hartke. Hicks. Homer. Keane. Krska. Kulas. Lang. Laurino. Leverenz. Levin. Martinez. Matijevich. Mautino. Mays. McGann. McNamara. McPike. Mulcahey. Novak. O'Connell. Parke. Phelps. Preston. Rea. Richmond. Ronan. Saltsman. Satterthwaite. Sieben. Stange. Steczko. Sutker. Terzich. Van Duyne. Weaver. Wolf, and Mr. Speaker."

Speaker Braun: "Any questions of the affirmative?"

Parcells: "Thank you. Representative DeLeo?"

Speaker Braun: "Is the Gentleman in the chamber, Representative DeLeo? Representative DeLeo. He appears not to be. Remove his name."

Parcells: "Representative Laurino?"

Speaker Braun: "Representative Laurino. Representative Laurino. Is the Gentleman in the chamber? He appears not...yes, the Gentleman is in the back of the chamber."

Parcells: "Representative Berrios?"

Speaker Braun: "Representative Berrios. Is the Gentleman in the chamber? Yes, he's in his chair."

Parcells: "Representative Hicks?"

Speaker Braun: "Representative Hicks? Was that the question? Is the Gentleman in the chamber? Representative Hicks. He appears not to be. Remove his name."

Parcells: "Representative Bugielski."

Speaker Braun: "Representative Bugielski is in his chair."

Parcells: "Representative Christensen?"

Speaker Braun: "Representative Christensen. Is the Gentleman in

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the chamber? He's in his chair."

Parcells: "Representative Curran?"

Speaker Braun: "Representative Curran. Is the Gentleman in the chamber? He appears not to be. Remove his vote."

Parcells: "Representative Barger?"

Speaker Braun: "Representative Ralph Barger. The Gentleman is in the rear of the chamber."

Parcells: "Representative Keane?"

Speaker Braun: "Representative Jim Keane. Representative Keane. Is the Gentleman in the chamber? Yes, on your side."

Parcells: "I had asked for Representative Barger. Did you see him somewhere?"

Speaker Braun: "Yes, he was in the rear of the chamber."

Parcells: "I did not see Representative Barger."

Speaker Braun: "He's still in the rear of the chamber."

Parcells: "Alright. Thank you. Thank you. Representative Ronan?"

Speaker Braun: "Representative Ronan is in the rear of the chamber."

Parcells: "Representative Granberg?"

Speaker Braun: "Representative Granberg. Is the Gentleman in the chamber? The Gentleman is in the chamber. Representative McAuliffe, for what reason do you rise?"

Parcells: "Representative, did I ask you Representative Keane? I believe I said the name, but I...oh, there he is."

Speaker Braun: "Representative McAuliffe wishes to change his vote from 'present' to 'aye'. Representative Mulcahey, for what reason do you seek recognition? Representative Mulcahey. Is there any further? Representative Currie, for what reason do you rise? The Lady wishes to change her vote from 'no' to 'aye'. Any further?"

Parcells: "Representative Ewing?"

Speaker Braun: "Representative Tom Ewing. Representative Ewing."

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Yes, he's at his seat."

Parcells: "And Representative Weaver?"

Speaker Braun: "Representative Weaver. Is the Gentleman in the chamber? He appears not to be. Remove his vote. Any further? Representative Parcells, are there any further requests for the..."

Parcells: "No further."

Speaker Braun: "On this question there are 59 voting 'aye', 47 voting 'no'. This Bill having failed to receive the Constitutional Majority is hereby declared...is hereby declared failed. What? Representative McGann, for what reason do you rise?"

McGann: "Pardon me?"

Speaker Braun: "For what reason do you rise?"

McGann: "Madam Speaker I was just wondering how I was recorded before you called the votes is all."

Speaker Braun: "Oh, come on. I'm sorry, Representative McGann. Your light was not on. It was not on at the time, Sir. On page five of the Calendar appears Senate Bill 1762, Representative Brunsvold. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1762, a Bill for an Act to amend the Local Mass Transit District Act. Third Reading of the Bill."

Speaker Braun: "No, good. The Gentleman from...the Chair recognizes the Gentleman from Rock Island, Representative Brunsvold on Senate Bill 1762."

Brunsvold: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. This Bill was the Mass Transit Bill that we discussed yesterday and I think we've gone over all the issue and would simply put it before you again today and ask for a few more votes to help the few mass transit districts that have a problem with annexing areas that don't have any voters or any population. I'd ask for your

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support."

Speaker Braun: "The Gentleman has moved the passage of Senate Bill 1762 and on that is there any discussion? The Chair recognizes the Lady from Cook, Representative Parcels."

Parcels: "Thank you, Madam Speaker. I...I don't want the Sponsor of this Bill to think I have anything against him since I spoke against his last Bill because he's one of my favorite Legislators here. But, here again we have a Bill that isn't really tight. I know what his problem is. There's definitely a problem. He says there are no registered voters there. But any way you look at this, Ladies and Gentlemen, it's taxation without a referendum. We haven't passed anything this year where...for schools or for park districts where we've taxed without referendum. I know he has a problem. I think there is some way we can work this out and...yesterday we defeated this 54 to 42 and I think it needs to come back...go back...to 52, excuse me. I think it needs to go back to the drawing board and have some way that those people in the shopping centers who truly want service can just go to the mass transit district and say, 'We need service. Can we join you?' Now let's put that into the law, where the people have willingly come and said, 'I want to be here' rather than having taxation because even though in the area described by Representative Brunsvold, this is something they want. This could be used in other areas where people don't want to be taken in, such as nursing homes or residential areas and all of a sudden they find themselves being taxed without a referendum. And I would suggest that again today we defeat this Bill."

Speaker Braun: "Any further discussion? The Chair recognizes the Gentleman from McHenry, Representative Klemm."

Klemm: "Well, Ma...Madam Speaker, I'd like an inquiry of the Chair if I could. And that is, our rules do show that we

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have an Order of Business of Consideration Postpone and this Bill was placed on Postponed Consideration. I was wondering if we're on that Order of Business."

Speaker Braun: "Yes, Sir, we are."

Klemm: "You didn't call that. You just called Third Reading. And I was wondering, I didn't hear you call that Order of Business, and I was wondering if..."

Speaker Braun: "At the time that we went to Senate Bill 1761, it was announced that these Bills appeared on the Order of Consideration Postponed, I believe."

Klemm: "Alright. So this is one that we're reconsidering again."

Speaker Braun: "Yes, Sir."

Klemm: "Alright. Thank you very much."

Speaker Braun: "Is there further discussion? The Chair recognizes the Gentleman from Rock Island, Representative Brunsvold."

Brunsvold: "I would ask for your affirmative action on Senate Bill 1762."

Speaker Braun: "The Gentleman has moved the passage of Senate Bill 1762. All in favor vote 'aye', opposed vote 'no'. The voting is open. Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are...the Gentleman from Cook, Representative Leverenz. For what reason do you seek recognition?"

Leverenz: "Thank you. I would like to be recorded as 'aye' and I would request a Poll of the Absentees."

Speaker Braun: "The Gentleman would like to change his vote to 'aye'...would like to be recorded as voting 'aye'. Representative Daley requests that he be voted...recorded as voting 'aye'. Are there any other? Are there any other? The Gentleman has requested a Poll of the Absentees, Mr. Clerk."

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Clerk Leone: "A Poll of those Members not voting. Braun, DeLeo, Flowers, Huff, LeFlore, Levin, Panayotovitch, Turner, and Wyvetter Younge."

Speaker Braun: "Anyone else seek recognition? Speak now or forever hold your peace. On this question there are 52 voting 'aye', 51 voting 'no' and Senate Bill 1762...Representative Flowers."

Flowers: "Madam Speaker, how am I recorded?"

Speaker Braun: "You're recorded as not voting."

Flowers: "Madam Speaker, would you please record me as being voted as 'aye' on Senate Bill 1762?"

Speaker Braun: "The Lady would like to be recorded as voting 'aye'. Representative LeFlore. Representative LeFlore would like to be recorded as voting 'aye'. Any further? What's that? Representative Williams votes 'aye'. Representative Rice votes 'aye'. Representative Jones votes 'aye'. Any further? Representative Da...Cullerton."

Cullerton: "Alright. Madam Speaker, did the Sponsor request a Poll of the Absentees?"

Speaker Braun: "He did."

Cullerton: "And has that been...has that been completed?"

Speaker Braun: "Representative Van Duynes would like to be recorded as voting 'aye'. Yes, it has. Representative Ellis Levin would like to be recorded as voting 'aye'. Representative Turner would like to be recorded as voting 'aye'. Representative Black."

Black: "Well, Madam Speaker, I just had a question of the Chair. I certainly don't want to change my vote."

Speaker Braun: "What's the question?"

Black: "If...if we're going to leave the Roll Call open for another five or ten minutes, I'm going to request a verification of this Roll Call."

Speaker Braun: "Representative, I've been accused of moving too

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fast and now I'm being accused of moving too slow. I'm doing the best I can to accommodate the Members who have requested recognition of one sort or another."

Black: "I understand. I have the upmost respect for you and wouldn't accuse you of anything. But I think the Gentleman wanted those votes on the last Bill and not this one and I will request a verification should it pass."

Speaker Braun: "The Gentleman has requested a verification of the Affirmative Vote. Mr. Clerk, on this question there are 60 voting 'aye', 51 voting 'no' and the Gentleman requests a verification of the affirmative."

Clerk Leone: "Poll of those voting in the affirmative."

Speaker Braun: "Representative Kulas requests leave to be verified. Proceed with the affirmative vote."

Clerk Leone: "Poll of those voting in the affirmative. Berrios. Bowman. Breslin. Brunsvold. Bugielski. Capparelli. Christensen. Cullerton. Currie. Daley. Davis. DeJaegher. Dunn. Farley. Flinn. Flowers. Giglio. Giorgi. Granberg. Hartke. Hicks. Homer. Jones. Keane. Krska. Kulas. Lang. Laurino. LeFlore. Leverenz. Levin. Martinez. Matijevich. Mautino. McGann. McPike. Morrow. Mulcahey. Novak. O'Connell. Phelps. Preston. Rea. Rice. Richmond. Ronan. Saltsman. Satterthwaite. Shaw. Steczko. Stern. Sutker. Terzich. Turner. Van Duynes. White. Williams. Wolf. Anthony Young, and Mr. Speaker."

Speaker Braun: "Are there any questions of the affirmative? Representative Black."

Black: "Thank you very much. Madam Speaker, Representative Saltsman?"

Speaker Braun: "What's that?"

Black: "Is Representative Saltsman in the chambers?"

Speaker Braun: "Representative Saltsman? Representative

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Saltsman. Is the Gentleman in the chamber? Is the Gentleman in the chamber? He appears not to be, I guess. Representative Saltsman. The Gentleman is...the Gentleman appears not to be in the chamber so remove his vote."

Black: "Thank you very much, Madam Speaker. Representative Berrios?"

Speaker Braun: "Pardon? Representative who? Who?"

Black: "Never mind. I see him. I see him. With the crowd over there in that aisle, I can't see if Representative Hicks is in his chair. Is Representative Hicks in the chamber?"

Speaker Braun: "Representative Saltsman has returned to the chamber. Return his vote. Is there any further?"

Black: "Yes, Madam Speaker. Representative Hartke in the chamber?"

Speaker Braun: "Representative Hartke standing in the front walk."

Black: "I'm sorry. I didn't mean to overlook you, Representative Hartke. How...how rude of me. Let's try Representative..."

Speaker Braun: "Representative Hicks requests leave to be verified."

Black: "Yes. He's...I...he's back in the telephone booth changing clothes. Thank you. Representative Giglio?"

Speaker Braun: "Representative Giglio. Frank Giglio, yes, the Gentleman is in the rear of the chamber."

Black: "Thank you very much. Representative Richmond?"

Speaker Braun: "Representative Richmond. Representative Bruce Richmond. Is the Gentleman in the chamber? He appears not to be. Remove his vote."

Black: "Thank you, Madam Speaker. Representative Flinn?"

Speaker Braun: "Representative Monroe Flinn. The Gentleman is in his chair."

Black: "Thank you. Representative Bowman?"

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Speaker Braun: "Representative Bowman. Is the Gentleman in the chamber? Yes, he is."

Black: "Thank you, Madam Speaker. I have no further questions."

Speaker Braun: "Representative McNamara changes his vote to 'aye'. Are there any further changes? Representative Richmond votes 'aye'. Representative Richmond votes 'aye'. On this question there are 61 voting 'aye', 50 voting 'no' and Senate Bill 1762...Representative Currie...Senate Bill 1762, having received the Constitutional Majority is hereby declared passed. On...on page three...five of the Calendar, on the Order of Second Reading appears Senate Bill 1795, Representative Flowers. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1795, a Bill for an Act to amend the School Code. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Braun: "Any Motions filed?"

Clerk Leone: "No Motions filed."

Speaker Braun: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #3 is being offered by Representative Cullerton."

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

Cullerton: "I would withdraw #3, please."

Speaker Braun: "Number 3 is withdrawn. Further Amendments?"

Clerk Leone: "Floor Amendment #4, being offered by Representative Flowers."

Speaker Braun: "Representative Flowers."

Flowers: "Withdraw Amendment #4, please."

Speaker Braun: "Amendment 4 is withdrawn."

Clerk Leone: "Floor Amendment #5, being offered by Representative Cullerton."

Cullerton: "Yes, thank you, Madam Speaker and Ladies and

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Gentlemen of the House. Amendment #5 simply repeals Section 34-21.5 which is the financial reporting requirements of the School Code because they are now obsolete. I would appreciate a favorable vote on the Motion."

Speaker Braun: "Representative Cullerton. Representative Flowers."

Flowers: "Madam Chairman and Ladies and Gentlemen of the House, Senate Bill 1795 now becomes a shell Bill which will probably be used for the reform package and I move for the passage and the adoption of Senate Bill 1795 and Amendment #5. It strips the Bill. Amendment #5 strips the Bill and it becomes a shell Bill."

Speaker Braun: "The Lady from Cook, Representative...I'm sorry, the Lady from DuPage, Representative Cowlshaw."

Cowlshaw: "Representative, I think it's important for you to recognize that there's also an Amendment #6. Number 5 does not take anything out of the Bill. I'm sorry, the Amendment #5 would become the Bill, but it removes an unnecessary requirement that applied only for the year 1980. I believe the next Amendment which is yours and of which you are the Sponsor is #6 and that is the one that deletes everything and makes that...that nonsubstantive change. So, it really...if you are going to propose Amendment 6 and ask that it be adopted, it makes absolutely no difference whether we adopt 5 or whether we don't."

Speaker Braun: "Representative Flowers."

Flowers: "Madam Speaker, Ladies and Gentlemen of the House, Representative Cowlshaw, you're absolutely correct. I'm not going to ask for the adoption of Amendment #6. I'm going to leave it with Amendment #5. So..."

Speaker Braun: "Is there further discussion?"

Flowers: "Thank you."

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Speaker Braun: "The Chair recognizes the Lady from Cook to close.

The Lady has moved...the Gentleman from Cook to close."

Cullerton: "It doesn't hurt me. I move for a favorable Roll Call."

Speaker Braun: "The Gentleman has moved the adoption of Amendment 5. All in favor say 'aye', opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and Amendment 5 is adopted. Further Amendments?"

Clerk Leone: "Floor Amendment #6, offered by Representative Flowers."

Speaker Braun: "The Lady from Cook on Amendment 6. Withdraw Amendment 6."

Flowers: "Please."

Speaker Braun: "Further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Braun: "Third Reading. The Lady asks...the Lady asks leave for immediate...to have immediate consideration for the Bill on the Order of Third Reading. Is leave granted? Leave is granted. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1795, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Flowers: "Madam Speaker and Ladies and Gentlemen of the House, I ask for the passage of Senate Bill 1795. It's an empty Bill, it's a shell Bill and we're going to negotiate on the proper language and I move for the passage of Senate Bill 1795."

Speaker Braun: "The Lady has moved the passage of Senate Bill 1795. All in favor vote 'aye', opposed vote 'no'. The voting is open. This is final action. Have all voted? Have all voted? Have all voted who wish? The Clerk will take the record. On this question there are 86 voting 'aye', 15 voting 'no', and Senate Bill 1795 having received the Constitutional Majority is hereby declared passed. On

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page three of the Calendar on the Order of Third Reading appears Senate Bill 1865, Representative Williams. I...on page four of the Calendar appears Senate Bill 2185, Representative Braun. The Bill will be handled by Representative Flowers. With leave...Representative Flowers. Representative Flowers on Senate Bill 2185. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 2185, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Braun: "The Lady requests leave of the House to return this Bill to the Order of Second Reading for the purposes of an Amendment. Is leave granted? Leave is granted. The Bill will be returned to the Order of Second Reading. Mr. Clerk, read the Bill."

Clerk Leone: "Floor Amendment #3 is being offered by Representative Cullerton."

Speaker Braun: "The Gentleman from Cook on Amendment 3."

Cullerton: "Yes, this repeals an obsolete Section of the School Code which was approved in 1961, Section 34-215. I would move for adoption of the Amendment."

Speaker Braun: "The Gentleman has moved for the adoption of Amendment 3. All in favor say 'aye'. Is there any discussion? There being none, the question is, 'Shall Amendment 3 be adopted?' All in favor say 'aye', opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and Amendment 3 is adopted. Further Amendments?"

Clerk Leone: "Floor Amendment #4, offered by Representatives Braun and Flowers."

Speaker Braun: "The Lady from..."

Flowers: "Withdraw...would you please withdraw Amendment #4?"

Speaker Braun: "The Lady asks leave to withdraw Amendment 4. Amendment 4 is withdrawn. Further Amendments?"

Clerk Leone: "There are no further Amendments."

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Speaker Braun: "Third Reading. The Lady requests leave of the House for immediate consideration of Senate Bill 2185 on the Order of Third Reading. Is leave granted? Leave is granted. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 2185, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Flowers: "Madam Speaker, Ladies and Gentlemen of the House. Senate Bill 2185 is the same example of the last Bill that we had. It's a gutted Bill and I would urge for the passage of Senate Bill 2185."

Speaker Braun: "The Lady has moved the passage of Senate Bill 2185 and on that is there any discussion? The Chair recognizes the Gentleman from McHenry, Representative Klemm."

Klemm: "Will the Sponsor yield for a question?"

Speaker Braun: "She indicates she will."

Klemm: "Is this creating a new levy now for the City of Chicago schools for the capital expenditures on those buildings that they have taken over?"

Flowers: "Mr. Speak...Representative Klemm, there's nothing in the Bill but the repeal of the...of the obsolete section of the School Code. And it's a shell Bill."

Klemm: "Therefore there's no longer any language about the Capital Projects Tax or whatever it was? That's been taken out?"

Flowers: "No language at all, Sir. That has been taken out."

Klemm: "That was taken out by which Amendment? Four?...oh, okay 3."

Flowers: "It was taken out by Amendment #3."

Klemm: "Alright. Thank you very much."

Flowers: "Thank you."

Speaker Braun: "Is there further discussion? There being none, the Lady has moved for the passage of Senate Bill 2185."

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All in favor vote 'aye', opposed vote 'no'. The voting is open. This is final action. Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 95 voting 'aye', 5 voting 'no' and Senate Bill 2185 having received the Constitutional Majority is hereby declared passed. On page five of the Calendar appears Senate Bill 1860, Representative Kulas. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1860, a Bill for an Act to amend the Environmental Protection Act. Second Reading of the Bill. There are no Committee Amendments."

Speaker Braun: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #1 is being offered by Representatives Hicks and Wojcik."

Speaker Braun: "The Gentleman from Cook, Representative Kulas, on Amendment 1."

Kulas: "Move to table Amendment #1."

Speaker Braun: "The Gentleman mo...the Gentleman has moved to table Amendment #1. The Gentleman moves to table Amendment 1 and on that is there any discussion? There being none, the question is, 'Shall Amendment 1 be tabled?' All in favor say 'aye', opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and the Amendment is tabled. Further Amendments?"

Clerk Leone: "Floor Amendment #2, offered by Representatives McPike and Cullerton."

Speaker Braun: "The Gentleman from Mc...Madison, Representative McPike on Amendment 2. Amendment 2 is withdrawn. Further Amendments? Further Amendments?"

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

Speaker Braun: "Amendment 3 is withdrawn. Further Amendments?"

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

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McCracken."

Speaker Braun: "Amendment 4 is withdrawn. Further Amendments?"

Clerk Leone: "Floor Amendment #5, offered by Representatives Kulas and Hicks."

Speaker Braun: "Withdraw Amendment 5. Further Amendments?"

Clerk Leone: "Floor Amendment #6, offered by Representative Hicks and Kulas."

Speaker Braun: "Representative Hicks on Amendment 6."

Hicks: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. House Amendment #6 to Senate Bill 1860 is the B...is the Amendment that has been compromised out, tried to work out for all the groups who were involved. It's my understanding that the Illinois Manufacturers Association and the Illinois State Chamber of Commerce, Illinois Hospital Association, Association of Realtors, all the groups who were in opposition to..to the original Bill as it was and...and also to Amendment #1 are now in agreement with Amendment #6. I'll be happy to try to answer any questions. But, basically it...it still provides for the 300 percent increase in disposal fees, the 100 percent increase in the air permit fees, and the increase and new fees for waste management facil...facilities and it still provides for at least \$400,000 of air permit money to go toward the fund to help fund the Pollution Control Board. I'd be happy to answer any other questions."

Speaker Braun: "The Gentleman has moved the adoption of Amendment 6 and on that is there any discussion? There being none, the question is, 'Shall Amendment 6 be adopted?' All in favor say 'aye', opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and Amendment 6 is adopted. Further Amendments?"

Clerk Leone: "There are no further Amendments."

Speaker Braun: "Third Reading. The Gentleman requests immediate

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consider...leave of the House for immediate consideration of Senate Bill 1860 on the Order of Third Reading. Is leave granted? Leave is granted. The Bill will be heard on the Order of Third Reading. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1860, a Bill for an Act to amend the Environmental Protection Act. Third Reading of the Bill."

Speaker Braun: "The Gentleman...the Chair recognizes the Gentleman from Cook, Representative Kulas."

Kulas: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. Amendment #6 becomes the Bill, now, which was just explained to you a couple of minutes ago. There are some problems with the Bill, but the Bill does bring in 4 million dollars of new funds to the Environmental Protection Agency for cleanup some of the hazardous waste sites in the state. And I've talked to the Senate Sponsor of the Bill because as far as the business community that's signed off on the Bill, there's some problems between the...the Environmental Protection Agency has some reservations to the Bill and so does the Pollution Control Board and I think these things will be taken care of in the Conference Committee that the Senate will call. But, I would move for the passage of Senate Bill 1860."

Speaker Braun: "The Gentleman has moved the...moved for passage of Senate Bill 1860 and on that is there any discussion? The Chair recognizes the Lady from Cook, Representative Wojcik."

Wojcik: "Yes, would the Sponsor yield for a question?"

Speaker Braun: "He indicates he will."

Wojcik: "Representative, did you say that the municipalities have now signed off on this Bill?"

Kulas: "Yes, the municipal league has signed off on the Bill, I think the Illinois Manufacture Association, the Chamber of the Hospital Association, as far as I know, they've all

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signed off on the Bill."

Wojcik: "Fine, thank you."

Speaker Braun: "Is there further discussion? There being none, Representative Kulas to close."

Kulas: "I would just move for the passage of Senate Bill 1860."

Speaker Braun: "The Gentleman has moved for the passage of Senate Bill 1860 and on that the question is, 'Shall Senate Bill 1860 pass?' All in favor vote 'aye', opposed vote 'no'. The voting is open. This is final action. Have all voted? Have all voted? Have all voted who wish? The Clerk will take the record. On this question there are 114 voting 'aye', 1 voting 'no' and Senate Bill 1860, having received the Constitutional Majority, is hereby declared passed. The Chair recognizes the Lady from Cook, Representative Barbara Currie, for what reason do you rise?"

Currie: "Madam Speaker and Members of the House, I rise, I know in clear violation of the rules, but to introduce to the Assembly students, parents, and teachers from Ray Elementary School which includes children who are in my representative district and also Representative Braun's district. So I hope you will join me in welcoming the William Ray Elementary School youngsters, parents, and teachers."

Speaker Braun: "Obviously the brightest and the best students in the entire State of Illinois from our district, Representative Currie. Welcome to the General Assembly, Ray School. On page three of the Calendar on the Order of Third Reading appears Senate Bill 1773. Representative Dunn, John Dunn. Is the Gentleman in the chamber? Representative Dunn, would you like to proceed with your Bill? Representative John Dunn, would you like to proceed with your Bill or hold an interview? Hold the Bill. Out of the record. On page four of the Calendar appears Senate

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Bill 145, Representative Matijevich. Out of the record.
Senate Bill 1558, Representative Anthony Young.
Representative Young. Mr. Clerk, read the Bill."

Clerk O'Brien: "What number did you call?"

Speaker Braun: "Senate Bill 1558 on the Order of Third Reading on
page three of the Calendar. Representative Young."

Clerk O'Brien: "Senate Bill 1558, a Bill for an Act to amend an
Act relating to private business and vocational schools.
Third Reading of the Bill."

Speaker Braun: "The Chair recognizes the Gentleman from Cook,
Representative Young."

Young: "With leave of the Body, I'd like to take this back to
Second Reading for purposes of an Amendment."

Speaker Braun: "The Gentleman asks leave to return this Bill to
Order of Second Reading for purposes of an Amendment. Is
leave granted? Leave is granted. The Bill will be
returned to the Order of Second Reading. Mr. Clerk, read
the Bill."

Clerk O'Brien: "This Bill has been read a second time previously.
Floor...Floor Amendment #11, offered by Representative
Turner."

Speaker Braun: "The Gentleman from Cook, Representative Turner on
Amendment 11. Representative Turner."

Turner: "Thank you, Madam Speaker and Ladies and Gentlemen of the
Assembly. Amendment #11 simply brings equity regarding the
refund policies of...it brings a...makes it a uniform
refund policy to apply for all vocational schools and I ask
for your favorable adoption of Amendment #11."

Speaker Braun: "The Gentleman has moved the adoption of Amendment
11. On that, is there any discussion? The Chair
recognizes the Gentleman from Cook, Representative Parke."

Parke: "Thank you, Madam Speaker and Ladies and Gentlemen of the
House. We certainly want to commend Representative Young

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for fairness for allowing this Amendment to be put on with...since yesterday it was removed for a technical Amendment...technicality and we simply rise in support of bringing equity to all the people that are involved in providing vocational schools and vocational trades and cosmetology schools in Illinois so that they can continue to provide needed education to all peoples that are interested in those professions. I ask for support of this Amendment and the underlying Bill."

Speaker Braun: "Is there further discussion? The Gentleman from McLean, Representative Ropp."

Ropp: "Thank you, Madam Speaker. Would the Sponsor please yield?"

Turner: "Go ahead, Representative. I will yield."

Ropp: "Thank you. Representative, you are attempting to make the uniform program throughout the state and I...my question is, is this uniformity uniformity that is solely as it pertains to cosmetology interests nationally or is this uniformity that is currently in existence with these proprietary schools?"

Turner: "This is uniformity within the Bill."

Ropp" "I know it's uniformity within the Bill, but don't most of the schools now have some kind of a uniform program. You're exempting...I guess I'm asking whether the uniformity is coming in with major changes throughout the system even though it's still uniform. It seems to me that the uniformity is more as it pertains to current cosmetology schools throughout the nation rather than maybe uniformity within the existing system that we are attempting to balance."

Turner: "Representative, I believe it's uniformity within...throughout all of the schools, not just within the cosmetology schools. If I hear you correctly."

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Ropp: "But aren't...aren't these figures somewhat different than what we are currently operating on within the current state system? And isn't it a somewhat a..I guess a major change knowing that I do support uniformity, the question is, is this attempting to uniform a system that we already have or is it attempting to uniform a system from without as it pertains to cosmetology schools throughout the nation?"

Turner: "Representative, it...this is a stricter uniformity...uniform policy...reform policy for cosmetology schools. This is..."

Ropp: "Okay. I understand that this is an agreement that has been reached by all concerned. And so we will accept this Amendment."

Turner: "Thank you, Representative."

Speaker Braun: "Is there further discussion? Representative Ropp. The Chair recognizes the Gentleman from McLean. Representative Ropp, is there further discussion? There being none, the Ch...Chair recognizes the Gentleman from Cook, Representative Turner on Amendment 11."

Turner: "Madam Speaker, again, this Amendment has been agreed to by all parties concerned. It's one that has been discussed by both the vocational schools and cosmetology schools and I ask for your favorable support of Amendment #11 to this Bill."

Speaker Braun: "The Gentleman has moved the adoption of Amendment #11. All in favor...the Gentleman has moved the adoption of Amendment 11. All in favor say 'aye', opposed say 'no'. In the opinion of the Chair, the 'ayes' have it and Amendment 11 is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Braun: "Third Reading. The Gentleman requests leave of the House for immediate...to have immediate consideration of Senate Bill 1558. Is immediate consideration granted?"

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Leave is granted. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1558, a Bill for an Act relating to private business and vocational schools. Third Reading of the Bill."

Speaker Braun: "The Gentleman from Cook, Representative Young."

Young: "Thank you, Madam Speaker and Ladies and Gentlemen of the House. This is Senate Bill 1558 and it amends the Private Business and Vocational School Act. It's been well debated in both Houses. It requires that vocational schools and cosmetology schools must maintain a minimum of 50 percent completion and graduation rate in order to retain its operating licenses. It mandates schools to make certain disclosures to the student in enrollment agreement. It establishes a much stricter refund policy than currently exists and it provides for stronger criminal penalties for knowingly misrepresentation any facts or significant facts about the school and I would ask for an 'aye' vote and be happy to answer any questions."

Speaker Braun: "The Gentleman has moved the passage of Senate Bill 1558 and on that is there any discussion? The Chair recognizes the Gentleman from McDonough, Representative Slater."

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

Speaker Braun: "He indicates he will."

Slater: "Representative Young, does this Bill make any substantive changes whatsoever to the Consumer Fraud Act?"

Young: "No, it does not. It does bring...it uses Consumer Fraud Act language in addressing the penalty provisions for vocational schools who engage in misrepresentation."

Slater: "But it makes no changes in the substantive Act itself?"

Young: "No."

Slater: "Thank you."

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Speaker Braun: "Is there further discussion? The Gentleman from Vermilion, Representative Black."

Black: "Thank you very...thank you very much, Madam Speaker. Will the Gentleman yield for two questions?"

Young: "Yes, he will."

Black: "Thank you. Representative, can you take me through the Bill, now. Let's...let's just go through it very quickly here. What Amendments are currently on the Bill?"

Young: "Okay. As you'll recall from committee, we put Committee Amendment #1 which is more of a technical Amendment."

Black: "Right. One and two are on the Bill."

Young: "Two was the Amendment which brought the cosmetologists in."

Black: "Right."

Young: "Three and Four are not on the Bill."

Black: "Aha! How about five and six?"

Young: "Five was another technical commit...Amendment that was put on the Bill. Six was withdrawn because it was technically incorrect, but it's basically the same as eight, which was adopted."

Black: "Then we go..."

Young: "Nine was withdrawn because it was technically incorrect, but it's basically the same as ten which was adopted."

Black: "And then we added eleven."

Young: "We just adopted Amendment #11."

Black: "Okay. Representative, just...just one question for the record. I think we addressed this in committee. There is nothing in this Bill that would imply that the Illinois State Scholarship Commission would now have to grant ISSC scholarships, grants, and/or loans to anyone attending an Illinois Proprietary School?"

Young: "No."

Black: "Thank you very much."

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Speaker Braun: "Is there further discussion? The Chair recognizes the Gentleman from Cook, Representative Young to close."

Young: "I would just ask for your favorable vote."

Speaker Braun: "The Gentleman has moved the passage of Senate Bill 1558. All in favor vote 'aye', opposed vote 'no'. The voting is open. This is final action. Representative Giglio in the Chair."

Speaker Giglio: "Have all voted who...have all voted who wish? 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 113 voting 'yes', 1 voting 'no', 1 voting 'present'. Senate Bill 1558, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1697, page three of the Calendar. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1697, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Cook, Representative Kulas."

Kulas: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Senate Bill 1697 amends the Higher Education Student Assistance Law in the School Code and it would increase the monetary scholarship awards for full and part time students from \$3,100 to \$3,200 and from \$1,550 to \$1600 and I would move for its passage."

Speaker Giglio: "Any discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The 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 104 voting 'yes', none voting 'no', 2 voting 'present' and...Representative Johnson, record Representative Johnson voting 'yes'. On this question there are 105 voting 'yes', none voting 'no',

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2 voting 'present' and Senate Bill 1697 having received the Constitutional Majority is hereby declared passed. ...call State and Local Government and on that Order appears Senate Bill 1581. Read the Bill, Mr. Clerk, on page four of the Calendar."

Clerk O'Brien: "Senate Bill...Senate Bill 1581, a Bill for an Act to provide for the creation of the Kankakee River Valley Area Airport Authority. Second Reading of the Bill. Amendments #1, 2 and 3 were adopted in committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

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

Speaker Giglio: "Representative Novak on Amendment #4."

Novak: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Amendment #4 to Senate Bill 1581 clearly defines the Airport Authority which we intend to create. The basis for the authority since there is an ongoing study for a possible third major airport in the State of Illinois. We have a site selected or designated in the Northwestern part of Kankakee County which is Rockville Township which is exac...which is very close or contiguous to Will County. The board...among other things that's mentioned in the Amendment, the board sets up five members. Three of the members are appointed by the chairman of the Kankakee County Board. Two of the...the remaining two members are appointed by the chairman of the Will County Board. It also defines other avenues concerning or concerns about land acquisition and definitions of airport and I ask for your favorable support, please."

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

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

Speaker Giglio: "He indicates he will."

McCracken: "Representative Novak, I...on...on...as I read it, I see that this removes language authorizing the issuance of bonds. Under the authority either as...either with or without the passage of this Bill as amended or as you propose to amend it, does the authority have bond authority now?"

Novak: "No."

McCracken: "None at all, of any kind? And this Amendment would retain that status?"

Novak: "Correct."

McCracken: "Alright. And what about the soundproofing of schools. If you don't have any means of bonding, where do you get the money to do that?"

Novak: "That...the General Obligation Bond...Amendment stays in, Representative, for...it's in Section 7 for O'Hare Airport and for Midway."

McCracken: "Alright. Is it...is the Bond Authority new to this authority, or is that current law you're saying?"

Novak: "That's current law."

McCracken: "But the...the Bond Authority which was in this Bill, prior to this Amendment was a different type of bond? A different type of authority?"

Novak: "Yes. Yes."

McCracken: "Well, what was that, revenue bonds?"

Novak: "Yes."

McCracken: "Alright. Now do you have any bonds in issue now or do you have any outstanding bonds?"

Novak: "No. No, Representative."

McCracken: "Nothing's ever been issued."

Novak: "Correct."

McCracken: "Okay, thank you."

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Novak: "There's no Airport Authority. This is an attempt to create one."

McCracken: "This is the creation. Alright, well then, how...how are you and the statute already with bond authority if we're just creating it now?"

Novak: "General Obligation Bonds."

McCracken: "Oh, you mean any unit of government could issue General Obligation Bonds."

Novak: "It's...it's for the soundproofing aspect which is in...which is in the Bill."

McCracken: "Well, is this...is this entity authorized under the soundproofing Bill or whatever you're referring to issue GEO Bonds?"

Novak: "I don't understand...I don't understand what you're..."

McCracken: "What I'm trying to find out...does the authority exist now?"

Novak: "No, it does not."

McCracken: "Alright, so this creates the authority."

Novak: "Correct."

McCracken: "So you don't have any bond authority in...in existence at this time."

Novak: "Correct."

McCracken: "This Amendment takes out bond authority."

Novak: "Correct."

McCracken: "But does it retain some or create some other type of bond authority? It creates..."

Novak: "Amendment #1 for this...creates what the General Obligation Bonds to be used for soundproofing for the residential areas around O'Hare and Midway Airport."

McCracken: "Around O'Hare and Midway?"

Novak: "Yes, Sir."

McCracken: "And...this Amendment doesn't do any harm to that."

Novak: "No, it does not."

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McCracken: "Okay. Alright. Thank you."

Speaker Giglio: "Further discussion? The Gentleman from Will, Representative Regan."

Regan: "Thank you, Mr. Speaker and Members of the House. Will the Sponsor yield for a question?"

Speaker Giglio: "He indicates he will."

Regan: "Representative, does this...does this...does this encompass the whole metro, south metro area in regards to an airport or just simply Kankakee County?"

Novak: "It relegates itself to Kankakee County. That's where the site in Rockville Township in Northwestern Kankakee County is indicated. And the reason why the Will County representation is...is provided for in this Amendment is because the proposed airport area is...is contiguous to the county line in Southern Will County."

Regan: "What if the site that's selected is in entirely in Will County?"

Novak: "Then that's...that's up to the authorities to make that decision. This...this..."

Regan: "And then this authority wouldn't be...we'd have to form another authority."

Novak: "Absolutely."

Regan: "Alright, thank you."

Speaker Giglio: "The Lady from Cook, Representative Didrickson."

Didrickson: "Thank you, Mr. Speaker. Will the Gentleman yield for a question, please?"

Speaker Giglio: "He indicates he will."

Didrickson: "Representative Novak, as you know, there's a federal study that is going on with regards to the determination of where we might be site specific."

Novak: "Yes."

Didrickson: "Is it your opinion that they have now determined a specific site?"

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Novak: "Representative, no. They have not. There are a number of sites that are being considered right now, one of which is the Northwestern part of Kankakee area, Kankakee County."

Didrickson: "Could you delineate some of the other specific sites for us here?"

Novak: "The other site is the Peotone-Beecher area. The other...the other site, I believe, is the bistate area which would straddle the State of Illinois and State of Indiana. And the final site is the...is an expansion of the current airport in Gary Indiana."

Didrickson: "Okay. You are creating an authority here which is a logical next step once...in terms of some of us, once that second stage of the study becomes site specific. But I know that you have left out South Cook County. Has that, with regards to the authority that you're putting together in the representation, has that been a purposeful elimination on your part?"

Novak: "No, Representative. I believe the Southern Cook County part, I believe that area is, I believe is too close, right now to the Midway Airport area. I don't even think that's part of the Pete Marovitz study being...being conducted at the present time."

Didrickson: "No, but with regards to representation on an authority, when you put together an authority, you're going to have greater representation in that metropolitan area for a third metropolitan airport than what I think you have put together here. I think the omission of South Cook County representation with regards to that authority is an omission that you can't have once that final authority gets put together. To the Amendment. I would just rise in opposition to it. I understand what Representative Novak is trying to do. There are many of us on this floor and in

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this House that do support a third regional airport. It is premature. The second stage of that study has not been completed and I would just not support that Amendment."

Speaker Giglio: "Further discussion? The Gentleman from Cook, Representative Piel."

Piel: "Thank you, Mr. Speaker. Will the Gentleman yield to a question?"

Speaker Giglio: "He indicates he will."

Piel: "Representative Novak, what would be the posture, let's say, that the the b...Peotone-Beecher site...let's try that one more time, PeotoneBeecher site was chosen or the bistate site was chosen. What would be the position of the authority at that point?"

Novak: "Nothing. Nothing whatsoever. If that...if those sites were chosen, Representative Piel, then I...then I believe the necessary legislative...enacting legislation should be sought after."

Piel: "Because...getting back a little bit to what, you know, Representative Didrickson said, aren't you getting a little bit premature on this because we're saying...you're saying that it doesn't affect South Cook County. The Beecher site...Beecher site, there we go, the Beecher site, which is technically a bistate site, because it's just exactly east of Beecher is only a about mile to two miles south of South Cook County so it definitely has an effect on that."

Novak: "Well, Representative, the reason why this Bill was introduced because we have...a large substantial degree of political support as you were aware that was made...made public in the testimonies before the Aeronautics Committee. And it's one of the reasons why this Bill was proposed and we're trying to get it passed and sent on to the Governor. It doesn't create a new airport. It doesn't designate where the new airport's going to be if one should be

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designated. We're simply trying to put together some part of a mechanism to...to indicate that should a third...should a third airport site be selected in the State of Illinois, and should it be, and whether it's in Southern Cook County, whether it's in Beecher, whether it's in Kankakee County, that an appropriate...the appropriate officials, political officials, labor, business, everybody should get back together and back it. We all know the problems we have in...we all know the problems we have at Midway Airport with the traffic, and also, of course, at O'Hare."

Piel: "I know, but we're talking about, basically, about the Amendment right now, Phil. Have you been to any of the South Metropolitan Airport Authority meetings?"

Novak: "No, I haven't had the opportunity."

Piel: "See, the one thing that really concerns me is that all four sites, whether it be Gary, whether it be Kankakee, or the two sites in between, all four have come up with the agreement that whichever site was chosen by the study, that the other three would get 100 percent behind them which I think is good because you don't want a lot of in fighting. And I'm very concerned by setting up this authority that if Kankakee is not chosen, now they've got the authority and that could circumvent the po...possibility of una...unanimous support by the different groups getting behind whether it be Gary or the Beecher-Peotone area or the bistate area. So that was the...that's the one big concern that I've got, setting up this authority. I'm not against authority, but I do believe that it's premature until we come out...until the study is made official and they come out with a specific site."

Novak: "Representative, I understand your concerns, but the entire motive behind this is not to preempt any other type

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of site that may be designated."

Piel: "Thank you."

Novak: "That's why we restricted it to Kankakee County."

Speaker Giglio: "Representative Novak to close."

Novak: "Thank you, Ladies and Gentlemen. Just to the Bill, I'd appreciate support on this. It provides a mechanism from which to begin to look at the aspects of the question of a third major airport in the State of Illinois. To recapitulate, three members are appointed by the Chairman of the Kankakee County Board, the remaining two are appointed by the chairman of the Will County Board. And I'd ask for your support, thank you."

Speaker Giglio: "All those in favor of the Amendment signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it, and the Amendment's adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. The Gentleman asks leave that this Bill be heard for immediate consideration. Does he have leave? Leave is granted. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1581, a Bill for an Act to provide for the creation of the Kankakee River Valley Area Airport Authority. Third Reading of the Bill."

Novak: "Thank you, Mr. Speaker, Ladies and Gentlemen of the Assembly. To recapitulate, I'd appreciate your support on Senate Bill 581 (sic 1581). Thank you."

Speaker Giglio: "Heard the Gentleman's Motion, all those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? The Gentleman from DuPage, Representative Stange. Representative Stange. 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 97 voting 'yes', 12

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voting 'no', 5 voting 'present'. Senate Bill 1581 having received the Constitutional Majority is hereby declared passed. On the Order of State Government on page 5 of the Calendar appears Senate Bill 1956, the Gentleman from Cook, Representative McAuliffe. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1956, a Bill for an Act to amend the Illinois Vehicle Code. Third Reading of the Bill. I'm sorry, this Bill has been read a Second time previously. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1 offered by Representative Van Dwyne."

Speaker Giglio: "Representative Van Dwyne in the chamber? Representative Van Dwyne...McAuliffe. Representative McAuliffe on the Amendment. Representative McAuliffe moves to table the Amendment #1. All those in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it and the Amendment's tabled. Are there further Amendments?"

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

Speaker Giglio: "Representative Ronan on Amendment #2 to Senate Bill 1956."

Ronan: "Thank you, Mr. Speaker. I move to withdraw Amendment #2 because of a drafting error."

Speaker Giglio: "Withdraw Amendment #2. Further Amendments?"

Clerk O'Brien: "Floor Amendment #3 offered by Ronan and McAuliffe."

Speaker Giglio: "Amendment #3, Representative Ronan."

Ronan: "Thank you, Mr. Speaker, Members of the House. This Amendment will correct a problem that was created with the passage of Senate Bill 551 to clarify the definition of a tandem axle in the Vehicle Code. Certain vehicles, namely

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mixer trucks, with a mixer-trailing axle were legally allowed to operate prior to the passage of Senate Bill 551, but were not grandfather intended because of the unique construction. This Amendment will correct this oversight. The agencies that are affected, namely the Department of Transportation and the State Police have no problems with the Amendment. I will be glad to answer any questions."

Speaker Giglio: "Any discussion? Hearing none all those in favor of the Amendment signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it and the Amendment's adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. The Gentleman now asks leave that the Bill be heard for immediate consideration. Does he have leave? Hearing none, leave is granted. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1956, a Bill for an Act to amend the Illinois Vehicle Code. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Cook, Representative Ronan."

Ronan: "Yes, Mr. Speaker, I thought I filed Amendment #4 to this Bill also."

Speaker Giglio: "Alright, return the Bill...Representative McAuliffe moves to return the Bill back to the Order of Second Reading. Does he have leave? Hearing none, leave is granted. Mr. Clerk read the Bill."

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

Speaker Giglio: "Representative Ronan on Amendment #4."

Ronan: "Thank you, Mr. Speaker, Members of the House. Amendment #4 to Senate Bill 1956 clarifies the authorization which was previously given to parks, forest preserves and conservation districts to receive allocations and motor fuel tax funds. I passed that legislation back in 1983, we

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had a clarification for the Attorney General Hartigan's office and this is a reclarification of his opinion so that we can now authorize park districts, forest preserve districts and conservation districts to receive motor fuel tax funds."

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

McCracken: "Currently these districts can receive these monies as long as they levy a local match. Of the 1475 such districts in the state only 29 of them do not levy a local match. All 29 are in Cook County. So if you want to see your motor fuel tax go more to Cook County than it does already, you're for this Amendment. But if you want to keep as much of this out of Cook County and available to the rest of the state then you want to be against this Amendment."

Ronan: "Yeah, Mr. Speaker, respond..."

Speaker Giglio: "Proceed."

Ronan: "Representative McCracken's incorrect. Representative McCracken, this has nothing to do with road districts, this deals with park districts, conservation districts and forest preserve districts. It involves approximately 352 road miles of territory, it has nothing to do with what you just talked about."

Speaker Giglio: "Representative McCracken."

McCracken: "Well, maybe I am confused. Let me ask you this. The money that they would receive without having to make a local match comes from the motor fuel tax, does it not?"

Ronan: "Excuse me, Representative McCracken I didn't hear it."

McCracken: "Maybe I am confused, so maybe you can help me."

Ronan: "Right. Good, I want to help you, Representative McCracken."

McCracken: "Doesn't the money that would go to these 29 districts

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come out of the motor fuel tax fund?"

Ronan: "This doesn't affect the 29 road districts. This affects..."

McCracken: "It isn't road districts, it's 29 park districts, conservation districts, forest preserve districts."

Ronan: "There's approximately 400 districts that would be benefited by this change in the law. The total mileage in those 400 districts is 352 road miles. When we pass the motor fuel tax we want to improve the roads in the State of Illinois. This will involve the roads that are in parks, forest preserves, and conservation districts. That's why...I passed this in 1983, the Attorney General came down with an opinion that said that they needed a clarification in order to draw this money out of the Department of Transportation. This is the clarifying Amendment, so that these park districts, forest preserve districts and conservation districts can draw down these dollars to fix up those roads.'

McCracken: "Our staff has been advised that there are 29 districts, park, conservation, forest preserve, which do not levy a local match at this time. All 29 of the 1400 plus are located in Cook County. So the 29 districts are all located in Cook County. The money they get they will get from the motor fuel tax fund without having to make the local match. Isn't that right?"

Ronan: "I think you're dealing with a piece of legislation that I passed last year to bring in those 29 Cook County districts. This is not...I think you're discussing a topic that is not involved in this Amendment."

McCracken: "Well, I'll tell you, I've looked at the Amendment. I've looked at our analysis and it seems to me that it deals precisely with what I say it does. Page 6 of your Amendment talks about park districts, forest preserve

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districts, conservation districts not being required to levy or to make specific transfers in order to qualify for an allotment from the motor fuel tax fund. That's what it says."

Ronan: "Representative McCracken I agree it deals with any park district, forest preserve district, conservation district. But it deals with those more than the 29 you refer to. It deals with them all over the state. So by you coming in and saying that this is a benefit for Cook County, it's not. This was brought to me by the Illinois Park District Association. The Chicago Park District Association's never talked to me about this. This is brought to me by the Illinois Park District Association for parks, forest preserves and conservation districts around the state and it's not a Cook County program."

McCracken: "All of the park districts in the state, except for 29, already have...levy a local match or make an allocation. All except 29. So there's no change to all of them except 29."

Speaker Giglio: "Representative Ronan to close."

Ronan: "If you're interested in helping out your..."

Speaker Giglio: "Excuse me, Representative Ronan, excuse me. The Gentleman from Effingham, Representative Hartke."

Hartke: "Mr. Speaker, I would like to ask the Parliamentarian to check the germaneness of this Amendment to the Bill."

Speaker Giglio: "Parliamentarian informs the Chair, Representative Hartke, that the Amendment is germane. Representative McCracken."

McCracken: "I want a Roll Call on this."

Speaker Giglio: "You want a Roll Call on the Amendment? Oh, of course. We're here to serve both sides of the aisle. Representative Hartke."

Hartke: "Yes, I'm still opposed to this Amendment. What it's

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doing is adding 200 and some miles to the already burden of the motor fuel tax fund. Right now counties and townships in Illinois are having a hard time paving those roads and oiling and chipping those roads. And what this just does is add more miles which cuts down the amount of money available for those townships. I'm opposed to this Amendment."

Speaker Giglio: "Further discussion? The Gentleman from Cook, Representative Ronan to close."

Ronan: "Thank you, Mr. Speaker. It's really your decision to make. I feel that park district roads, forest preserve roads and conservation district roads...our citizens drive over those roads. Those roads deserve an opportunity to be repaired, when we establish money for the motor fuel tax it makes sense to me that to improve the roads in the State of Illinois. That's why I offer the Amendment. I...as a request from the Illinois Park District Association if you don't want to worry about those roads, then you should vote against the Amendment. If you are concerned about those roads, vote for the Amendment. My advice, don't go to their golf day if you don't want to vote for this Amendment. But I move for the adoption of Amendment #4."

Speaker Giglio: "Gentleman moves for the adoption of Amendment #4 to Senate Bill 1958. There's been a request for a Roll Call. All those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. The Gentleman from Fulton, Representative Homer to explain his vote."

Homer: "Well, I think I'll save my breath, Mr. Speaker. This...I understand before I walked back into the chambers there had been a Motion on the germaneness of the Bill. In my view it was...the Amendment's clearly not germane. But I think with...in light of the vote I'll waive the objection. Thank you."

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Speaker Giglio: "Representative Homer, the Chair ruled that this was germane. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 15 voting 'yes', 83 voting 'no', and 10 voting 'present'. And the Amendment fails. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Alright, Representative Van Duyne moves that the vote by which Amendment #1 was taken be reconsidered. Does the Gentleman have leave? Hearing none, leave is granted. Representative Van Duyne."

Van Duyne: "Thank you, Mr. Speaker. I have checked with Representative McCracken on this previously. Since we passed up the Amendment I've already checked with Representative McAuliffe and he has agreed to do this, so I would appreciate it, Tom."

Speaker Giglio: "Representative McCracken."

McCracken: "You want a shot at the...at a vote on the merits? Is that it? Alright you must..."

Van Duyne: "I'd like to be able to go back and pick it up and be able to present it. I've talked to you about this previously."

McCracken: "To me?"

Van Duyne: "Yes."

McCracken: "You mean to Roger?"

Van Duyne: "No, I have talked to you about this Amendment and I thought that you and I had an agreement on this Amendment that you would agree to it."

McCracken: "No. As long as you know up front. No, I don't have any recollection of this."

Speaker Giglio: "Well, do you want..."

Van Duyne: "If I might take the liberty of the House for just a moment, I did talk to Representative McCracken about the

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Bill and as far as I knew, he had agreed to accept the Amendment. I have talked to Representative McAuliffe and also Representative Ronan and..."

Speaker Giglio: "Well, if Representative McCracken wants to have unanimously to return this back and reconsider the vote then perhaps we can...you can explain the Amendment and perhaps you can refresh Representative McCracken's mind and maybe he'll recollect this to what it is. Alright, the Gentleman have leave to reconsider the vote by which Amendment #1 was tabled? Hearing none, leave is granted. Amendment #1. Mr. Clerk, read the...read the Amendment."

Clerk O'Brien: "Amendment #1 offered by Representative Van Dwyne."

Speaker Giglio: "Representative Van Dwyne on Amendment #1 to Senate Bill 1956."

Van Dwyne: "Thank you, I'd like to address my remarks mainly to the Republicans because this Bill is...this Amendment is designed to help the truckers that deliver goods and products from...to and from the factories that are situated within five miles of the state highways. Now these over the road haulers have to deliver products and goods to these factories, and as of now they are at the whim of the county superintendent of highways and the road commissioners of the township. The way the law is now, it says that they may designate these routes from the factories to the highway, but none have seen fit to do that because they have their pick weed in terms of support for their roads. Now I submit to you that support for the roads is a separate issue, because of the simplistic view of this Amendment that how are we going to get the stuff to and from the factories if the roads are not designated? The Amendment simply says that instead of 'may' they 'shall' designate the most direct route to the factory and

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it's a manufacturer's Bill. Not only that, I think it's a fair Bill. I think it's ludicrous to figure that we can get our goods to and from the factories without putting our truckers and our factories in jeopardy without this. So it's an attempt to solve something that's been in the gray area for the last few years and no one really has addressed it and I would really move for the adoption of Amendment #1 as a productive and progressive idea that we could get our business on with. So I would appreciate your vote."

Speaker Giglio: "Any discussion? The Gentleman from Will, Representative Regan."

Regan: "Thank you, Mr. Speaker, Members of the House. Will the Sponsor yield for a question?"

Speaker Giglio: "He indicates he will."

Regan: "Representative, one thing triggered me, you said they shall allow a truck to go the most direct route from the interstate to the factory?"

Van Dyne: "That's right and they are authorized and mandated to designate that most direct route. Now the meaning of that is, if a truck is caught wandering around the township he is in jeopardy. But when they designate this most direct route, they have to follow that."

Regan: "Now, the exact wording of most direct indicates that it could go right through the middle of town?"

Van Dyne: "No. The road commissioner of the township or the county superintendent of highways, whichever has jurisdiction, designates that route."

Regan: "Well then, that wording is incorrect that you just used. You said the most direct route. Would you give me the exact wording?"

Van Dyne: "Well, the authorization is already there now for the township road commissioner or the county superintendent of highways, whichever has jurisdiction over the road we're

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talking about, to designate the travel of this truck. All I am changing...Bob, all I am changing is that they shall do it so we don't change the jurisdiction or the authority. All we just say is that they do it, rather than just sit around in language and the truckers and the manufacturers are having trouble getting their stuff to and from their...to and from their plants."

Regan: "Also, Representative..."

Van Dwyne: "So we don't change the authority, we don't address that at all."

Regan: "In other words then you were mistaken, it is not the most direct route, it's the route that the commission would set aside to make them go that way. And they have to do it now. In other words...alright..."

Van Dwyne: "That is the...that is the gist of the Amendment. That they must do it."

Regan: "Now what...does this have anything to do with the mile and a half the truck is allowed to be overweight to get from the..."

Van Dwyne: "No, we don't address that at all. That's not addressed in this Amendment."

Regan: "Well then it seems to be contradictory, unless all these trucks are within the township road weights, which is unlikely in most cases, since the weight on the interstates are higher. Why doesn't this Amendment address that?"

Van Dwyne: "Well, because all of that is already in the statutes...in the law presently. That's already in the law. All we're doing here with this Amendment is to say that they will designate the route. As of now, it's just permissive, and so far they haven't seen fit to do it."

Regan: "So right now, that is allowed, that if there is a permit given, that a truck can be overweight over a mile and a half to get to his...if it's...if that permission is given

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from the locals. You can be overweight..."

Van Duyne: "Bob, Bob, I want you to understand something. We are not even addressing that at all. We don't...we don't..."

Regan: "Well it is addressing it."

Van Duyne: "We don't address the overweight, the overlength, that's already stipulated in the law. Whatever it is is already stipulated in law. What we are saying in this Bill is very simple. We just say rather than be permissive, we stipulate and mandate that they do designate the route."

Regan: "Alright to the Bill, or to the Amendment. It seems to me that it's quite clear that if the local...the locals would not allow a truck to get to a factory from an interstate, it does nothing but damage the local sales tax base, the local real estate base. There's got to be a reason here someplace where the locals would not allow a truck to travel five miles overweight, and it will be overweight. So the reason it's not coming out, but it seems to be hitting, I think there's more here that's not said than is said and I oppose the Amendment."

Speaker Giglio: "Further discussion? The Gentleman from Logan, Representative Olson, Robert Olson."

Olson, R.: "Yes, to this Amendment. This Amendment I've got letters from...I have six counties in my district. I have letters from county highway superintendents and from an awful lot of township road commissioners. We're going to allow overlength trucks, 65 to 75 foot long trucks to travel upon county and township highways. I'm talking about black topped roads, gravel roads that go out into the country to pick up farm produce. These are over the road interstate type trucks he's talking about. The roads out in the country are not designed for them. In cold weather it will break off the edge of the black tops when they...a truck that is designed to go around a long sweeping turn

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goes up and tries to make a right hand turn, it'll destroy the roads. I like to have nice roads out in the part of the country I live in, these trucks do not belong out there. The townships don't want them, the counties don't want them. This is a bad Amendment. I urge a 'no' vote."

Speaker Giglio: "Further discussion? The Gentleman from McHenry, Representative Klemm."

Klemm: "Thank you, Mr. Speaker. I'm one of the few that owns a manufacturing company and therefore I can understand what the Representative's trying to do is get our products to and from our factories. However, in my township and when I served years ago on the township board and the county board, we had problems in that some of our township roads were not built, could not really take these large 65 and even 75 foot trucks. So I think though the Sponsor is well intentioned in trying to help a particular truck company perhaps in his district, to help the businessmen and I certainly support his efforts in that area. But what it does is, it forces a township road commissioner to take an inadequate road, perhaps spend a tremendous amount of tax payers dollars to fix that road to make a direct route for that truck when perhaps other routes that would not be an inconvenience could be used. Now I could understand there has to be a trade off. And I would think that if your road commissioners are not allowing anybody to roll perhaps you might look at legislation that says they shall designate some route to get there to serve those businesses. But I think it would be inappropriate for us to pass this Bill that says it must be a direct route, irrespective of the condition of that road, irrespective of the cost to the taxpayers to serve this one or two businesses that could be served from another highway. So that's the problem I have with the particular Amendment. I do support, of course,

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what he's trying to do and serve a business community, but I think this would not be the opportune time on this Amendment. And I do oppose it for that, Leroy."

Speaker Giglio: "Representative Leverenz."

Leverenz: "I move the previous question."

Speaker Giglio: "The Gentleman moves the previous question. All those in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it and the previous question has been moved. Representative Van Duyne to close."

Van Duyne: "Thank you, thank you, Mr. Speaker. Representative Klemm and Representative Regan and all the people who have spoken against the Amendment, you represent the very thing that we're trying to do. We are trying to get trucks off of the highway with their load and from the factory with their load back to the highway, in order to do something, to use that as a way of economic development for our counties. We have given the authority to the township road commissioners and the county superintendent of the highways the authority to designate the route so that they will give the people the right to go on the roads which will take the weight. The reason why we've put the most direct route and left it with them as the authority is so that they wouldn't be wandering all over the county or all over the township ruining the roads. Now if there's a necessity for money to keep these roads up that should be addressed in another Bill or another time or another Amendment. I have no problem with that. The real reason as Representative Regan alluded to is that there's more to this than meets the eye and that is true. The township road commissioners and the county superintendent of highways have said 'no we're not going to do it, because you didn't give us any money to support the weight of these trucks'. Now I'm trying to

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alleviate one problem of this, and Republicans, who are supposed to represent the manufacturers in this state, should be understanding and sympathetic with the idea that these people have to get their goods to and from the factory. How are they going to operate? Now it's a very simplistic view and I don't see why it causes so much furor and I would really appreciate your vote."

Speaker Giglio: "The question is, 'Shall Amendment #1 to Senate Bill 1956 be adopted?' There's been a request for a vote, Mr. Clerk. All those in favor signify by voting 'aye', those opposed 'nay'. The 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...Representative Ewing, Representative Ewing."

Ewing: "Mr. Speaker, my lights been on since the debate. I would have explained my vote, just take the Roll. But I would appreciate a little recognition. Thank you."

Speaker Giglio: "Have all voted who wish? Mr. Clerk take the record. On this question there are 24 voting 'yes', 82 voting 'no', 7 voting 'present'. And the Amendment fails. Third Reading. Representative McAuliffe now moves that Senate Bill 1956 be heard immediately. Does the Gentleman have leave by the unanimous Roll Call? Hearing none, leave is granted. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1956, a Bill for an Act to amend the Illinois Vehicle Code. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Cook, Representative McAuliffe."

McAuliffe: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is an Administration Bill agreed to by the Department of Transportation and the State Police and the Trucking Industry. And there's nothing controversial in it. I'd move for its adoption."

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Speaker Giglio: "You heard the Gentleman's Motion. Any discussion? Hearing none, all those in favor of Senate Bill 1956 vote 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 111 voting 'yes', 2 voting 'no', 4 voting 'present'. Senate Bill 1956 having received the Constitutional Majority is hereby declared passed. The Chair will now return to the Order of Special Order of Education and on that Order appears 1856, on page 3 of the Calendar, Representative Williams. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1856, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Giglio: "Representative Hallock for what purpose do you rise Sir?"

Hallock: "I want to inquire of the Chair, Mr. Speaker. I would like to know why we didn't finish that Order of Business. We had, I believe, two more Bills in that Order, and I thought we should finish that Order before we go to the next Order of Business."

Speaker Giglio: "Representative Hallock according to the time we returned to another Order of Business, but we will return to that at a later part of the day before we adjourn. Representative McCracken."

McCracken: "Speaker, let's go to it now. It's in order, I mean you're not fooling anybody. We see the Sponsorship in the next three or four Bills. Just call the Bills. Beat them if you don't like them. Beat them if you don't like them."

Speaker Giglio: "We're going to continue, Representative McCracken, on 1856. Representative Parke was in the Speaker's Office, so we went to another Order of Business. That Bill would have been next. If we want to keep it in

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order, we want to be fair, Representative McCracken.
Representative Hallock."

Hallock: "Well Mr. Speaker, it seemed logical we only had two more Bills on that Order of Business. It would have been logical to proceed with the next couple Bills, finish that Order of Business and go on from there. It's very logical to have done and I would suggest that you go back to that Order of Business, finish up that Order then you're done with it then move on from there."

Speaker Giglio: "Well, we appreciate your comments. But you know the House works sometimes with logic and without logic. But we will return. Representative Williams. Mr. Clerk, read the Bill. 1856."

Clerk O'Brien: "Senate Bill 1856, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Cook, Representative Williams."

Williams: "Thank you, I'd like leave to return this Bill to the Order of Second Reading for the purposes of an Amendment."

Speaker Giglio: "The Gentleman moves...out of the record. On that Order of Business appears Senate Bill 2023, Representative Brunsvold. Representative Brunsvold in the chamber? Out of the record. Senate Bill 2027, Representative Satterthwaite. Representative Satterthwaite in the chamber? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 2027, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Giglio: "The Lady from Champaign, Representative Satterthwaite."

Satterthwaite: "Mr. Speaker and Members of the House the Bill as it came from the Senate provides permissive language for school districts to charge pupils for transportation to and from school sponsored activities. In committee the Bill

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was also amended to provide for the handling of deactivation of school districts and the meshing of the staff list to make the process for deactivation consistent with what currently happens for consolidation. I'll be happy to answer any questions and otherwise would move for the passage of Senate Bill 2027."

Speaker Giglio: "Any discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. Mr. McCracken? Mr. Clerk. All those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. The Gentleman from DuPage, Representative McCracken."

McCracken: "Hey listen, you're not going to call our Bills I want a verification on this one, I'm going to verify every one. We're going to yell at you until you call our Bills. Now get it straight. We want them called. You don't like them, vote against them. You don't run over us roughshod like this. We had three Bills coming, Republican Bills. You left the Order of Business and you're not going to come back to them. Now do it right now or we throw this place up for grabs. I want a verification on that."

Speaker Giglio: "Representative McCracken, if you would kindly talk to two of your colleagues, Representative Parke and Representative Williams perhaps we could...Wennlund, perhaps we could continue to do the Business of the House today and leave and come back Monday. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 92 voting 'yes', 21 voting 'no', 3 voting 'present'. Senate Bill 2027 having received the Constitutional Majority is hereby declared passed. On this Order of Business appears Senate Bill 2116, Representative Harris. Does Representative Harris want this Bill called? Mr. Clerk, read the Bill."

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Clerk O'Brien: "Senate Bill 2116, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Cook, Representative Harris."

Harris: "Thank you, Mr...thank you, Mr. Speaker. I think it's okay to go along with this Bill. This...House Bill...excuse me, Senate Bill 2116 as amended makes a fairly technical change to the School Code. It identifies which regional boards of school trustees have jurisdiction over detachment petitions and over the authority to schedule hearings on those petitions. It's again a fairly technical change, it only impacts one school district and that's a school district which overlaps a couple of counties, specifically Kankakee County, the Herscher School District. I would move for passage of the Bill and would be happy to answer any questions."

Speaker Giglio: "Any discussion? The Gentleman from Kankakee, Representative Novak."

Novak: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in support of this Bill. It clarifies a technical ambiguity in the law right now dealing with detachments and I would appreciate everyone's support on this Bill. Thank you."

Speaker Giglio: "Further discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question 117 voting 'yes', none voting 'no', none voting 'present'. Senate Bill 2116 having received the Constitutional Majority is hereby declared passed. On page 3 of the Calendar under Special Order of Education appears Senate Bill 1856, Representative Williams. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1856, a Bill for an Act to amend the

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School Code. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Cook."

Williams: "Yes, I'd like to move this Bill back to the Order of Second Reading for the purposes of an Amendment."

Speaker Giglio: "You heard the Gentleman's Motion. Does the Gentleman have leave? Hearing none, leave is granted. Return the Bill back to the Order of Second Reading. Mr. Clerk, read the Bill."

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

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

Cullerton: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. The Amendment repeals Section 34215 which is an obsolete Section of the School Code and makes the Bill a shell Bill. Move for the adoption of the Amendment."

Speaker Giglio: "Any discussion on the Amendment? All those in favor of the Amendment signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it, the Amendment's adopted. Are there further Amendments?"

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

Speaker Giglio: "Representative Williams on Amendment #4. Withdraw Amendment #4. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. The Gentleman asks leave for immediate consideration to hear this Bill. All those in favor 'aye', those opposed 'nay'. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1856, a Bill for an Act to amend Sections of the School Code. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Cook, Representative

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Williams."

Williams: "Yes. As you know, this is now a shell Bill and I move for its adoption."

Speaker Giglio: "Any discussion? The Gentleman from McLean, Representative Ropp."

Ropp: "Thank you, Mr. Speaker. Would the Sponsor yield?"

Speaker Giglio: "He indicates he will."

Ropp: "How many shells do we need and what is this going to include?"

Williams: "We need three, we don't know what's going to be in it and we will include...the shell will include the provisions that was originally in the Bill to deal with the truancy aspects."

Ropp: "That's for sure anyway?"

Williams: "That's for sure."

Ropp: "Okay."

Speaker Giglio: "Further discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 98 voting 'yes', 9 voting 'no', 8 voting 'present'. Senate Bill 1856 having received the Constitutional Majority is hereby declared passed. Senate Bill 2023, Representative Brunsvold. Representative Brunsvold in the chamber? Out of the record. Special call on State and Local Government, Senate Bill 959. Representative Capparelli, 959. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 959, a Bill for an Act to amend the Illinois Housing Development Act. This Bill has been read a Second time previously. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

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

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McCracken."

Speaker Giglio: "The Gentleman from DuPage, Representative
McCracken."

McCracken: "I want to play along, but what's the program?"

Speaker Giglio: "Representative Capparelli."

Capparelli: "How many Amendments are there on this Bill? How
many Amendments do we have on this Bill?"

Speaker Giglio: "The Clerk informs the Chair there are 9
Amendments."

Capparelli: "Can we accept all the Amen...all those Amendments in
one Roll Call except for the last one?"

Speaker Giglio: "Representative McCracken."

McCracken: "I move the adoption of Amendment #1."

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

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

Speaker Giglio: "The Gentleman from DuPage, Representative
McCracken."

McCracken: "I believe the Gentleman would like these all to be
put on as expeditiously as possible. Why don't you just
combine your Motion and we'll do a voice?"

Speaker Giglio: "Hear any objection? Is there
any...Representative Cullerton."

Cullerton: "Could we ask the Clerk which LRB number Amendment #1
we just adopted?"

Clerk O'Brien: "LRB 8504380, RLdvam01."

Speaker Giglio: "Representative Cullerton."

Cullerton: "And who is the Sponsor of the Amendment? The reason
for this is, there's two Amendment #1's that have been
distributed. Trying to clarify it for the record which one

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we adopted."

Clerk O'Brien: "Originally the Amendment came in Slater, Kubik, Piel, and McAuliffe, Ryder and Kirkland. Then McCracken was added as Chief Sponsor later."

Cullerton: "Well let me just indicate for the record that there's an Amendment #1 with Capparelli being the Sponsor, LRB #8504380RWcsam05. I take it that is not the one that we have adopted by a voice vote?"

Clerk O'Brien: "I believe that was Floor Amendment #7 that's LRB8504380RWcsam05."

Cullerton: "And it's labeled #1 on the floor copy."

Clerk O'Brien: "It's Floor Amendment #7."

Cullerton: "Thank you."

Speaker Giglio: "Representative McCracken. Representative Cullerton."

McCracken: "I could care less. I don't care which Amendment goes on."

Speaker Giglio: "You're waiting for the big Amendment I assume, Amendment #9, is that correct?"

McCracken: "We just saw 8, we're not aware of 8, someone's gone over to speak to Representative Cullerton. My understanding is were going to amend this and put it into Conference Committee. So why don't we adopt one and then...you want 9 adopted?"

Speaker Giglio: "Representative Turner."

Turner: "Thank you, Mr. Speaker. I'm the Sponsor of Amendments 2 through 6 and I'd like to withdraw those Amendments from this Bill."

Speaker Giglio: "Alright, Representative McCracken."

McCracken: "I move to table the Amendment just previously adopted under my name."

Speaker Giglio: "Heard the Gentleman's Motion. Amendment #1 is tabled. All those in favor signify by saying 'aye',

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opposed 'nay'. The 'ayes' have it, the Amendments been...Amendment #1 has been tabled. Representative Turner moves that Amendments #2 through 6 be tabled...withdrawn. All those in favor of the Motion signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it, the Amendments 2 through 6 are withdrawn. Representative Capparelli."

Capparelli: "Withdraw #7."

Speaker Giglio: "Withdraw Amendment #7. Amendment #7 is withdrawn. Further Amendments?"

Clerk O'Brien: "Floor Amendment #8 offered by Representative Cullerton."

Speaker Giglio: "Representative Cullerton on Amendment #8."

Cullerton: "Withdraw Amendment #8."

Speaker Giglio: "Withdraw Amendment #8. Further Amendments?"

Clerk O'Brien: "Floor Amendment #9 offered by Representative Cullerton."

Speaker Giglio: "Representative Cullerton on Amendment #9."

Cullerton: "It's Representative Capparelli's Amendment. I have nothing to do with it."

Clerk O'Brien: "Oh, I'm sorry, 9. Capparelli."

Speaker Giglio: "Representative Capparelli."

Capparelli: "I ask that we adopt Amendment #9, which makes it a shell Bill."

Speaker Giglio: "The Gentleman asks...on Amendment #9, any discussion? The Lady from St. Clair, Representative Younge."

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

Speaker Giglio: "He indicates he will."

Younge: "What does the Amendment do?"

Capparelli: "It makes it a shell Bill. It deletes everything from the enacting clause and will go to Conference Committee."

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Younger: "I have no further questions."

Speaker Giglio: "Any discussion? Hearing none, all those in favor of the Amendment signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it and Amendment #9 to Senate Bill 959 has been adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. The Gentleman asks leave for immediate consideration on Senate Bill 959. Does the Gentleman have leave by the unanimous Roll Call? Hearing none, leave is granted. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 959, a Bill for an Act to amend Sections of the Illinois Housing Development Act. Third Reading of the Bill."

Speaker Giglio: "Representative Capparelli."

Capparelli: "As we know now, it is a shell Bill. We would like to get a favorable Roll Call so we could put it in Conference Committee and work on it. Thank you."

Speaker Giglio: "All those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action on Senate Bill 959. 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 94 voting 'yes', 5 voting 'no', 17 voting 'present'. Senate Bill 959 having received the Constitutional Majority is hereby declared passed. On the Order of Special Business, Revenue, appears Senate Bill 2232 on page 5 of the Calendar. The Gentleman from Winnebago, Representative Hallock. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 2232, a Bill for an Act to create the Heritage Preservation Fund. This Bill has been read a Second time previously. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

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

Speaker Giglio: "Representative Hallock."

Hallock: "Mr. Speaker, my impression is that we extended the deadline on this Bill until June 30, and therefore I'd like to not consider it at this time."

Speaker Giglio: "Take the Bill out of the record, Mr. Clerk. On the Order of State Government appears Senate Bill 1958 on page 2 of the Calendar. Senate Bill 1958, Representative Parke. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1958, a Bill for an Act to amend the Environmental Protection Act. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Cook, Representative Parke."

Parke: "Thank you, I'd like to move this back for the purpose of some Amendments, please."

Speaker Giglio: "Does the Gentleman have leave? Hearing none, leave is granted. Mr. Clerk, read the Amendment."

Clerk O'Brien: "Floor Amendment #2 offered by Representative Churchill and Wennlund."

Speaker Giglio: "Withdraw Amendment #2."

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

Speaker Giglio: "Withdraw Amendment #3."

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

Speaker Giglio: "Representative Levin on Amendment #4."

Levin: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Recently Channel 5 in Chicago ran a series on Chlordane, which is a deadly chemical used to kill termites which was recently outlawed by the Federal Government. One of the things they pointed out is that many people have Chlordane in their home and would like to be able to dispose of it. However, they can't put it in the garbage

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because it would pollute the ground water. They can't pour it down the drain. And what the E.P.A. of Illinois has been doing is conducting a series of pilot programs to explore the feasibility for a collection disposal program for hazardous chemicals. They recently did one in schools where chemicals that have been stored for up to 20 years were collected and disposed of. They did it about two weeks ago in Adams County at the request of the farmers there and there are a couple of small programs that are scheduled for the Fall. Amendment #4 which was drafted by the E.P.A. and is supported by them would require them to do a feasibility study to come up with a plan for the collection disposal program for these hazardous chemicals and report back to the General Assembly with their recommendations on January 1st of next year so that we can begin to deal in a more comprehensive way with this problem and dispose of these chemicals."

Speaker Giglio: "Any discussion? The Gentleman from Lake, Representative Peterson."

Peterson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I'd like to ask the Sponsor a question, will he yield?"

Speaker Giglio: "He indicates he will."

Peterson: "Representative, what's the cost of this study?"

Levin: "We talked to the E.P.A. and they say there is absolutely no cost. They can do it with their existing resources."

Peterson: "Well, I have Mr. Ramsey over here and he doesn't agree with your statement that there's going to be no cost. He doesn't know what it is, he says."

Levin: "We had Roger Kanerva who's head of the division on the floor a couple of days ago. He talked to Representative Parke and myself and Representative Parke expressly asked him the question of what this was going to cost. And

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Roger, who heads up the division, indicated that there would be no additional cost."

Peterson: "Well, give me an idea of some of the feasibility studies that the department is...the agency has conducted recently. I had figures of over 50,000 for some of their studies. There has to be some figure on this."

Levin: "Well Representative they indicated in my remarks they have been doing pilot programs. They have been focusing on trying to do this, so this is not something new for them. They have been conducting the programs on a pilot basis. And basically what this Amendment would do would have them draw some conclusions as to where they go from here. The Governor's Office has been monitoring these pilot programs very closely. And this is really nothing new for them, this just is the next step in coming up with a plan on dealing more effectively with the metropolitan areas of Chicago."

Peterson: "Okay, thank you, Representative. Mr. Chairman...Mr. Speaker, to the Amendment. This is a case of a feasibility study where even the department does not know the cost. And if you've looked at some of the feasibility studies they have gone \$50,000.00 and up. We're proving or asked to approve an Amendment with no cost cap, no idea what it's going to cost the state and as we all know we're in a fiscally tight situation. I would recommend a 'no' vote basically on the cost of this feasibility study. Thank you."

Speaker Giglio: "The Gentleman from Coles, Representative Weaver."

Weaver: "Thank you, Mr. Speaker, will the Sponsor yield?"

Speaker Giglio: "He indicates he will."

Weaver: "Representative Levin, in the underlying Bill is there a definition... in the underlying Bill is there a definition

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of exactly what a hazardous chemical substance is?"

Levin: "You know, it's a chemical like Chlordane which is, you know, a very dangerous chemical. One that can explode, or you know, do something else. I'm not sure..."

Weaver: "Explode or do something else?"

Levin: "I'm not...you know I'm not sure if there is a definition of a hazardous chemical in the underlying Bill."

Weaver: "Would that include shot gun shells, for example?"

Levin: "No."

Weaver: "They can explode or do something else."

Levin: "No."

Weaver: "It's a hazardous chemical, is it not?"

Levin: "No, no."

Weaver: "Would it include such things as Drain openers?"

Levin: "What?"

Weaver: "Drain openers, like Drano or Liquid Plumber."

Levin: "The...you know there are chemicals that you know, are very dangerous, that people have in their homes today, like Chlordane which they would like to be able to dispose of. There are programs around the country to dispose of them."

Weaver: "But Representative, Chlordane is not specified in your Amendment. Your Amendment speaks to chemical substances and all I'm trying to do is get a better idea what substances you mean. Are you intending to include such things as Drano and Liquid Plumber and other chemicals that we use in households?"

Levin: "No, not...you know, not ordinary chemicals that we have, no. We're talking about those chemicals which you cannot otherwise dispose of safely, like Chlordane where, as they say, if you put it down the drain it's going to pollute the water, if you pour it in the garbage it's going to pollute the ground water. And this is something which is quite recognized, something that E.P.A., as I say, has been doing

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pilot programs on the...up to the present time."

Weaver: "Thank you very much. To the Amendment, Mr. Speaker. Because the Amendment deals so broadly with what a chemical substance is, it includes virtually everything in the household as the Sponsor indicated can explode or do something else. We don't really know what he's talking about and as a result we're giving no direction to E.P.A. as to what they're to measure and we don't know how they're going to measure. Are they going to go door to door and knock on people's doors or are they going to walk in and check what you've got underneath the sink? It may have a good basis for his Amendment, but I think we're so broad in the approach that he's attempting to measure here, that we're going to really handcuff the E.P.A. And we're going to really inconvenience the average home owner. We don't know what he's talking about, it's too broad and I think we really ought to defeat this Amendment."

Speaker Giglio: "Representative Levin to close."

Levin: "Thank you, Mr. Speaker. When I approached this, my interest initially was simply in Chlordane. And I said to the E.P.A. can we have a program so that households can dispose of Chlordane? And their response was, they've gone in on individual chemicals and when they've done that the people have said well, we've got another chemical which is similar...just as dangerous. That they would like to dispose of. And for the reasons for going with this approach the E.P.A. knows the kind of chemicals we're talking about, these are chemicals you can otherwise dispose of. This is not any kind of a program that affects industry or anything of that sort. This is simply one where people have very hazardous chemicals that they've stored frequently for a long period of time. They'd like to be able to get rid of these chemicals not pouring down

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the drain, not putting them in the garbage and other states have programs where there's a central collection site. You bring the chemical to that site and it is disposed of in a proper way. The E.P.A. has been undertaking pilot programs along these lines, this Amendment was drafted with the E.P.A. There is no cost to it, according to the head of the division. They simply would come back and tell us what the next step ought to be in terms of this very important program. I would just encourage an 'aye' vote."

Speaker Giglio: "All those in favor of the Amendment signify by saying 'aye', those opposed 'nay'. In the opinion... want a Roll Call, Mr. Clerk. All those in favor vote 'aye', those against vote 'no'. 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 40 voting 'yes', 62 voting 'no', 6 voting 'present' and the Amendment fails. Are there further Amendments?"

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

Speaker Giglio: "Representative Parke on Amendment #5."

Parke: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #5 assures that on site industrial landfills, monofills handling only one industrial waste. And other on site activities are not subject to the open dumping citation of the underlying Bill, Senate 1958. Industrial on site activities are not considered open dumps which are prohibited. This is just to protect people, manufacturers, that may use or have one type of waste product that they in fact are not out of compliance with the underlying Bill 1958. I ask for passage of this Amendment. This is an Agreed Amendment."

Speaker Giglio: "Representative Cullerton."

Cullerton: "Is this Amendment #5 which just amends the Bill on

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page 5 and line 27 by adding the words 'in violation of subsection A of Section 21'?"

Parke: "Yes, that's correct."

Cullerton: "And the effect of that is to do what? I have apparently misunderstood the Amendment when I first read it."

Parke: "Well, if you have a industry that has foundry dust, sand or furnace dust on...and that's the only thing that they keep on location, that they are not in fact in violation of the underlying Bill. So we want to make an exemption for these people and I inadvertently left off Representative McPike's name along on this Amendment. Because, he agreed that this Amendment would be worthwhile."

Cullerton: "No, it's my fault. I misread the Bill...the Amendment. I thought what the Amendment did was to prohibit a person from causing or allowing open dumping of waste and what you're trying to do is to exempt, to change, the underlying Bill which is your Bill."

Parke: "Yes."

Cullerton: "Okay, thank you."

Parke: "Thank you."

Speaker Giglio: "Further discussion? All those in favor of the Amendment signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it. The Amendment's adopted. Are there further Amendments?"

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

Speaker Giglio: "Representative McCracken withdraws Amendment #6. Further Amendments?"

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

Speaker Giglio: "Representative Wennlund on Amendment #7."

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

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House. Floor Amendment #7 merely clarifies the definition of regional pollution control facilities so that it does not apply for the disposal of concrete debris from road construction projects. It was drafted by the Pollution Control Board and the Environmental Protection Agency. I move for its passage."

Speaker Giglio: "Any discussion? All those in favor of the Amendment signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it, the Amendment's adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. The Gentleman asks...is Representative Parke in the chamber? Representative Parke."

Parke: "Thank you, Mr. Speaker. Amendment...Senate Bill 1958 as amended..."

Speaker Giglio: "Do you want to hear this? The Gentleman asks leave for immediate consideration to hear this Bill. All those in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it. The Bill's now on Third Reading. Mr. Clerk, by the Attendance Roll Call, read the Bill."

Clerk O'Brien: "Senate Bill 1958, a Bill for an Act to amend Sections of the Environmental Protection Act. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Cook, Representative Parke."

Parke: "Thank you. The Illinois E.P.A. is...may issue any administrative a citation to an unpermitted landfill and a legal dump site, rather than just to those landfills already issued a permit...issued a permit is a question that has created a dispute between the Pollution Control Board and the Illinois E.P.A. The board felt that this practice would undercut its authority to issue regulations

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regarding open dumping and argued that the Illinois E.P.A. should bring a full enforcement action in these cases. As amended in the Senate, Senate Bill 1958 represents a compromise between the Illinois E.P.A and the board. In addition, it allows a number of northwest municipal conference municipalities to opt out of any other landfill...excuse me, any other solid waste plan. I ask for the approval of this Bill."

Speaker Giglio: "Any discussion? Hearing none, all those in favor of Senate Bill 1958 vote 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 114 voting 'yes', none voting 'no', 2 voting 'present'. And Senate Bill 1958 having received the Constitutional Majority is hereby declared passed. Representative Steczo."

Steczko: "Thank you, Mr. Speaker. Mr. Speaker, I would move that the deadline for consideration for Senate Bill 591 be extended until the end of Session. I cleared that this morning with the Republican side and would so move."

Speaker Giglio: "The Gentleman moves that the deadline for Senate Bill 591 be extended until the end of the Spring Session. Does the Gentleman have leave? Any discussion? Representative Klemm."

Klemm: "Thank you, Mr. Speaker. I wonder if the Sponsor will yield for a short question?"

Speaker Giglio: "He indicates he will."

Klemm: "I was wondering, Representative Steczo, if you're still in negotiation on both of the sides of this issue, because I know it's a very important one for many of us where we live. I was wondering the reason for the extension, if there's more dialogue going on or are you at an impasse,

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and just where are we on this particular Bill?"

Steczo: "Representative Klemm, all I will really tell you is that the negotiations are over and language is being prepared. Negotiations are over and language is being prepared."

Klemm: "Has there been agreement reached for both sides or are we still in a problem of impasse with satisfying the two diverse groups?"

Steczo: "Well I guess the way to put it is that I think that the Bill will not be very vocally opposed when it gets to the House Floor. Once the language is approved, hopefully next Tuesday or Wednesday."

Klemm: "Alright, so we are making progress on it? Alright, thank you very much."

Speaker Giglio: "Further discussion? Does the Gentleman have leave? Hearing none, leave is granted by the use of the Attendance Roll Call. Alright, the Order of Business now is to go to the Order of Concurrences, Appropriation Bills. Leadership on both sides of the aisle have discussed these Bills. Supposedly these are Agreed Bills and after we go through the Concurrences on the Appropriation Bill it's the intention of the Chair to adjourn and come back Monday. Are we ready? First Bill on Concurrence, page 6 of the Calendar, House Bill 3116. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3116, a Bill for an Act making appropriations to the State Board of Election together with Senate Amendment #1."

Speaker Giglio: "Representative Leverenz. Representative Leverenz in the Chair or in the chamber? Leverenz. Representative Bowman."

Bowman: "Thank you, Mr. Speaker. I now move that we concur in Senate Amendment #1 to House Bill 3116. I'll make the Motion."

Speaker Giglio: "Heard the Gentleman's Motion. Representative

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Countryman."

Countryman: "Will the Gentleman yield?"

Speaker Giglio: "He indicates he will."

Countryman: "What's Senate Amendment 1 do?"

Bowman: "Okay, Senate Amendment #1 restores funding for the printing of the Election Code. Increases the amount allocated for the reimbursement of election judges and returns reimbursement to election authorities expenses and supplying voter registration tapes. Total addition of \$81,000.00 General Revenue Fund."

Countryman: "Thank you."

Speaker Giglio: "Further discussion? Hearing none, all those in favor on House Bill 3116 signify by voting 'aye', those opposed. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 114 voting 'yes', none voting 'no', none voting 'present'. House Bill 3116 having received the Constitutional Majority is hereby declared passed. House Bill 3150. Mr. Clerk, read the Bill. Representative McPike, House Bill 3150. Out of the record. House Bill 3199, Representative Mays. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3199, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Department of Insurance together with Senate Amendments #1 and 2."

Speaker Giglio: "Representative Mays."

Mays: "I believe that we were going to nonconcur on that one, so we got to get our list together. We were just going to do concurrences today on everything that we...why don't we recess for two seconds."

Speaker Giglio: "Out of the record. House Bill 3200. Ready on 3200, Representative Mays? Mr. Clerk, read the Bill."

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Clerk O'Brien: "House Bill 3200, a Bill for an Act to provide for the ordinary and contingent expenses for the Office of the Governor together with Senate Amendment #1."

Speaker Giglio: "Representative Mays."

Mays: "Thank you very much. This is the operations budget for the Governor's Office. It is...Senate Amendment took it down, I believe, \$95,000.00 below the House action. I would move for the concurrence with the Senate Amendment #1."

Speaker Giglio: "Anybody in opposition? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk take the record. On this question there are 116 voting 'yes', none voting 'no', none voting 'present'. House Bill 3200 having received the Constitutional Majority is hereby declared passed. House Bill 3201, Representative Mays. Mr. Speaker (sic Clerk) read the Bill."

Clerk O'Brien: "House Bill 3201, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Department of State Police together with Senate Amendments #1, 2 and 3."

Speaker Giglio: "Representative Mays."

Mays: "Thank you very much. This is the budget for the Department of State Police. The net effect of the three Senate Amendments was to reduce the dollars for the department below \$806,000.00 below the level that they passed in the House. I would move for the adoption."

Speaker Giglio: "Any discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 114 voting 'yes', none

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voting 'no', 1 voting 'present'. House Bill 3201 having received the Constitutional Majority is hereby declared passed. House Bill 3202, Representative Tate. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3202, a Bill for an Act making appropriations for the ordinary and contingent expense for the Department of Human Rights together with Senate Amendments #1 and 2."

Speaker Giglio: "The Gentleman from Macon, Representative Tate."

Tate: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur on Senate Amendments #1 and 2."

Speaker Giglio: "Heard the Gentleman's Motion. Any discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 113 voting 'yes', none voting 'no', 1 voting 'present'. House Bill 3202 having received the Constitutional Majority is hereby declared passed. House Bill 3208. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3208, a Bill for an Act making appropriations for the ordinary and contingent expense for the Civil Service Commission together with Senate Amendment #1."

Speaker Giglio: "Representative Mays."

Mays: "Thank you very much. This is the operations budget for the Civil Service Commission. Senate action took them 11,000 above the House action. I would move for concurrence on Senate Amendment #1."

Speaker Giglio: "Any discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish?"

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Mr. Clerk, take the record. On this question there are 117 voting 'yes', none voting 'no' and none voting 'present'. And House Bill 3208 having received the Constitutional Majority is hereby declared passed. 30...House Bill 3209, Representative Mays, the Gentleman from Adams. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3209, a Bill for an Act making appropriations for the ordinary and contingent expense for the Department of Professional Regulation together with Senate Amendment #1."

Speaker Giglio: "Representative Mays."

Mays: "Thank you very much. This is the Department of Professional Regulations budget. Senate action, Senate Amendment #1 took them \$235,000.00 below House action. I would move for concurrence with Senate Amendment #1."

Speaker Giglio: "Any discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 116 voting 'yes', none voting 'no' and none voting 'present'. House Bill 3209 having received the Constitutional Majority is hereby declared passed. House Bill 3211. Mr. Clerk, read the Bill. Representative Tate."

Clerk O'Brien: "House Bill 3211, a Bill for an Act making appropriations for the ordinary and contingent expense for the Department of Children and Family Services together with Senate Amendment #1."

Speaker Giglio: "Gentleman from Macon, Representative Tate."

Tate: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur with Senate Bill #1 on the Department of Children and Family Services budget."

Speaker Giglio: "Is there any discussion? Hearing none, all

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those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. The Gentleman from Bureau, Representative Mautino."

Mautino: "I'd just like to make a request that when the Sponsor presents the Amendments that they might give us a little analysis of what that Amendment is that was adopted in the Senate since we don't have them back here."

Speaker Giglio: "Point's well taken. 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 114 voting 'yes', 2 voting 'no' and none voting 'present'. House Bill 3211 having received the Constitutional Majority is hereby declared passed. House Bill 3212. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3212, a Bill for an Act making appropriations for the ordinary and contingent expense for the Department of Public Health together with Senate Amendments #1, 2 and 3."

Speaker Giglio: "Representative Tate."

Tate: "Okay. Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur with Senate Amendments 1 which Senate Amendment #1 makes a net decrease of \$4,506,000.00 as follows. It increases the personal services in related lines of various divisions. And makes reductions in appropriations and reappropriations for various enumerated programs and grants. And it breaks down in line items to reduce appropriations for organ transplant grants and services. The effect of the Amendment, Senate Amendment #2 is this Amendment makes a net increase of \$29,000.00 out of GRF. And \$500,000.00 in Federal funds as follows. It reduces personal services in related lines and operations of office to help with services, restores them all for reduction of infant mortality programs. And it includes

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lines for grants for AIDS education and family planning programs. Increases maternal and child health services, medicine and food service supply lines items. And it also appropriates \$200,000.00 in Amendment #3 out of GRF for the administration of Rural Health Care Service Improvement Acts. I move to concur with all three of those Amendments."

Speaker Giglio: "Any discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 116 voting 'yes', none voting 'no' and 1 voting 'present'. And the House does concur on Senate Amendment #1 to House Bill 3212, 1, 2 and 3. And this Bill having received the Constitutional Majority is hereby declared passed. House Bill 3224, Representative Mays. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3224, a Bill for an Act making appropriations for the ordinary and contingent expense for the State Emergency Services and Disaster Agency together with Senate Amendment #1."

Speaker Giglio: "The Gentleman from Adams, Representative Mays."

Mays: "Thank you very much. This is the operations budget for ESDA and the Senate Amendment basically took the bulk of federal funds out to reflect the reappropriations of the May 31 pay out level and reduced federal funds by \$440,000.00 and the GRF was in aggregate reduced \$6,700.00. I would move to concur with the Senate Amendment #1."

Speaker Giglio: "Any discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question there are 116

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voting 'yes', none voting 'no', none voting 'present'. And the House does concur with Senate Amendment #1 to House Bill 3224. And this Bill having received the Constitutional Majority is hereby declared passed. House Bill 3225. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3225, a Bill for an Act making appropriations for the ordinary and contingent expense for the Illinois Racing Board together with Senate Amendments #1 and 2."

Speaker Giglio: "Representative Mays."

Mays: "Could we pull this out of the record for a second please?"

Speaker Giglio: "Out of the record. House Bill 3226. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 3226, a Bill for an Act making appropriations for the ordinary and contingent expense for the Court of Claims together with Senate Amendment #1."

Mays: "Thank you very much, Mr. Speaker. This is the budget for the Court of Claims. Senate Amendment added some dollars to restore three positions and which were eliminated by the House Appropriations. The positions were vacant when we looked at them, but the Court of Claims had since filled them. Additionally, it adds \$12,000.00 to restore funding for a contractual employee to research and prepare draft opinions of assigned cases that the House Appropriation Committee had eliminated. The net change is about \$44,000.00 increase over the House action. I would move for concurrence."

Speaker Giglio: "Heard the Gentleman's Motion, any discussion? Hearing none, all those in favor signify by voting 'aye', those opposed 'nay'. The 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 113 voting 'yes', none voting 'no', 2 voting 'present'.

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And the House does concur with Senate Amendment #1 to House Bill 3226. And this Bill having received the Constitutional Majority is hereby declared passed. Representative Breslin in the Chair."

Speaker Breslin: "House Bill 3229, Representative Tate. Representative Tate on the Motion."

Tate: "Thank you, Madam Speaker, Ladies and Gentlemen of the House. I move to concur on Senate Amendment #1. This Amendment reduces the personal services line for the Department of Aging's budget."

Speaker Breslin: "The Gentleman moves to concur on Senate Amendment #1 to House Bill 3229 and on that question is there any discussion? Any discussion? Hearing none, the question is, 'Shall the House concur in Senate Amendment #1 to House Bill 3229?' All those in favor vote 'aye' all those opposed vote 'no'. This is final action. The Clerk will take the record. On this question there are 116 voting 'aye' none voting 'no' and none voting 'present'. This Bill having received the Const...the House does concur in Senate Amendment #1 to House Bill 3229, and this Bill having received the Constitutional Majority is hereby declared passed. House Bill 3231, Representative Mays. Out of the record. House Bill 3233, Representative Tate. Out of the record? Out of the record. House Bill 3234, Representative Mays."

Mays: "Thank you very much, Madam Speaker. This is the appropriation for the Historic Preservation Agency. As Senate action on both the two Amendments one restored funding for personal services, 61,600 and the other reduced reappropriations by 63,000 and then there was a reallocation in Senate Amendment #2. I would move for adoption, or concurrence."

Speaker Breslin: "The Gentleman moves to concur in Senate

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Amendments 1 and 2 to House Bill 3234, is there any discussion? Hearing none, the question is, 'Shall the House concur in Senate Amendments 1 and 2 to House Bill 3234?' All those in favor vote 'aye', all those opposed 'no'. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 109 voting 'aye', 4 voting 'no', 2 voting 'present'. This Bill having received the Constitutional Majority is hereby declared passed and the House does concur in Senate Amendments 1 and 2 to House Bill 3234. With leave of the body, I'll go back to House Bill 3233, Representative Tate. Is it ready now, Representative Tate? No. Out of the record. The next Bill then is House Bill 3235, Mr. Mays. Representative Mays is recognized."

Mays: "Thank you very much, Madam Speaker. Senate Amendment #1 on the State Fire Marshal's Office added three and a half...three Million four hundred and forty thousand in fire prevention funds for reimbursements to local government agencies which send their firemen to participate in state training programs. I would move to concur with that Amendment."

Speaker Breslin: "The Gentleman moves to concur in Senate Amendment...Just 1, or 1 and 2? Representative Mays."

Mays: "Yes, and Senate Amendment #2, that dealt with the underground storage tank fund."

Speaker Breslin: "The Gentleman moves to concur in Senate Amendments 1 and 2 to House Bill 3235. Any discussion? Hearing none, the question is 'Shall the House concur in Senate Amendments 1 and 2 to House Bill 3235? All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final action. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 115 voting 'aye', none voting

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'no' and none voting 'present.' The House does concur in Senate Amendments 1 and 2 to House Bill 3235, and this Bill having received the Constitutional Majority is hereby declared passed. House Bill 3236, Representative Mays."

Mays: "Thank you very much. This is the appropriations budget for the Illinois State Local...State Labor Relations Board and the net effect of Amendments #1 and 2 was to combine the two budgets, the local agency and the state. I move to concur with that action."

Speaker Breslin: "The Gentleman moves to concur in Senate Amendments 1 and 2 to House Bill 3236, is there any discussion? Hearing none, the question is, 'Shall the House concur in Senate Amendments 1 and 2 to House Bill 3236? All those in favor vote 'aye', all those opposed vote 'no.' Voting is open. This is final action. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 112 voting 'aye', 3 voting 'no' and none voting 'present'. The House does concur in Senate Amendments 1 and 2 to House Bill 3236 and this Bill having received the Constitutional Majority is hereby declared passed. House Bill 3240, Mr. Mays."

Mays: "Thank you very much, Madam Speaker. House Bill 3240 is the appropriations Bill for the Pollution Control Board. It is basically thirty three thousand dollars below the level at which it left the House as a result of Senate Amendment #1. I would move for a concurrence."

Speaker Breslin: "The Gentleman has moved for concurrence in Senate Amendment #1 to House Bill 3240. And on that question is there any discussion? The Gentleman from Cook, Representative Bowman."

Bowman: "Excuse me, would the Gentleman take that out of the record for just a moment. Our crib sheet differs from his

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on this one."

Speaker Breslin: "Out of the record. How about 3242, is that one of the Agreed Bills? Okay, House Bill 3242, it's on page 9 of the Calendar. Mr. Mays, please. Out of the record. On page 10 on the Calendar appears House Bill 3463, Representative Leverenz. Representative Leverenz."

Leverenz: "Thank you. On 3463, the Court of Claims Awards Bill, I want to concur with Senate Amendments 1, 2 and 3. Totals a million two, one two one four seven one."

Speaker Breslin: "The Gentleman moves to concur in Senate Amendments 1, 2 and 3 to House Bill 3463. On that question is there any discussion? Hearing none, the question is, 'Shall the House concur in Senate Amendments 1, 2 and 3 to House Bill 3463?' 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 Young, for what reason do you seek recognition? The Gentleman indicates he is not seeking recognition. On this question there are 112 voting 'aye', none voting 'no', three voting 'present'. This Bill having received the Constitutional Majority is hereby declared passed, and the House does concur on Senate Amendments #1, 2 and 3 to House Bill 3463. House Bill 3511, Representative Leverenz."

Leverenz: "Thank you, Madam Speaker. House Bill 3511, I would like to recognize Representative Mays, he's a very nice friend. We would like to concur in Senate Amendment #2 which adds 64,900, and 9,000 for grants and the total now, five hundred thirty eight million, eight hundred forty four thousand six forty eight. Move that we concur in the Amendment."

Speaker Breslin: "The Gentleman moves to concur in Senate Amendment #1 to House Bill 3511, is there any discussion?"

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Senate Amendment #2 to House Bill 3511. Any discussion? Hearing none, the question is, 'Shall the House concur in Senate Amendment #2 to House Bill 3511?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. This is final action. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 116 voting 'aye', none voting 'no' and none voting 'present.' The House does concur in Senate Amendment #2 to House Bill 3511. This Bill having received the Constitutional Majority is hereby declared passed. With leave of the Body I'll go back to page 9, House Bill 3240. Representative Mays. Out of the record. Okay, going to page 11 on the Calendar appears House Bill 3663, Representative Leverenz. House Bill 3663."

Leverenz: "On House Bill 3663, it's my first Bill. We'd like to concur in Senate Amendment #1, which just moved the rent around a little bit. The total remains a grand total of three million seven hundred and thirty one thousand seven hundred dollars."

Speaker Breslin: "The Gentleman has moved to concur in Senate Amendment #1 to House Bill 3663. And on that question, is there any discussion? Hearing none the question is, 'Shall the House concur in Senate Amendment #1 to House Bill 3663?' All those in favor vote 'aye', all those opposed vote 'no'. Voting is open. Let the record reflect that Representative Breslin has a conflict of interest in this piece of legislation and is therefore not voting. Have all others voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 114 voting 'aye', none voting 'no', one voting 'present.' This Bill having received the Constitutional Majority is hereby declared passed, and the House does concur in Senate Amendment #1 to House Bill 3663. Representative Ropp is

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recognized."

Ropp: "Thank you, Madam Speaker. As you may well recall, for the record, the House defeated the Senate last night six to three. And because of the vast quality of talent that this side of the aisle has we have at this time issuing a challenge to the House Democrats in a softball game sometime before the end of the Session because we think the time is right to really determine who the real leaders are in this chamber."

Speaker Breslin: "And on that question, the Gentleman from Cook, Representative White."

White: "Madam Speaker, Ladies and Gentlemen of the House. I take that as a challenge that I could not very easily overlook and so I want Representative Ropp to know that we are mounting our forces being a military person, mounting our forces to attack the colleagues on the other side of the aisle, in a friendly game of softball. And you may choose a time and you also may choose the place but I promise you the end result will not be yours."

Speaker Breslin: "And on that question the Gentleman from Macon, Representative Tate."

Tate: "Well, we'd like to just put one pre-condition on that and that's that Jesse can't play by himself he has to play with eight other people."

Speaker Breslin: "As long as he doesn't play with his jugglers. The Gentlemen from McHenry, Representative Klemm."

Klemm: "I was hoping we'd allow enough time for our wounds to heal from yesterday for us older folks who played."

Speaker Breslin: "Agreed Resolutions. Representative Turner, for what reason do you seek recognition?"

Turner: "Before everyone leaves, Madam Speaker. Earlier this year we all knew that, I should say that it has been a tradition in this House that we ordinarily work the

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Saturday before the end of the year. And with that thought in mind, the Members of this place called Our House, at 315 E. Union, is having a Barbeque over the weekend and we wanted to invite those Members and staff that are here over the weekend to come to Our House. Now our House is a place where Representative LeFlore, Representative Morrow and Representative Williams and myself live and we'll be having plenty of libations and food because I hear that half of the delegation is leaving, but for those who are here in town, please come to 315 E. Union."

Speaker Breslin: "A nice invitation."

Turner: "Any time after twelve from twelve to six tomorrow."

Speaker Breslin: "Thank you, Representative Turner. Agreed Resolutions."

Clerk O'Brien: "House Joint Resolution 210, offered by Representative DeLeo. House Resolution 1636, McAuliffe. 1637, Tate. 1638, Mulcahey. 1641, DeJaegher. 1643, DeJaegher. 1644, Parcels. 1645, Panayotovitch. 1646, Doederlein. 1647, Black. 1648, Hicks. 1649, DeJaegher. 1650, Granberg. 1651, Granberg."

Speaker Breslin: "General Resolutions. Excuse me, Representative Matijevich."

Matijevich: "Madam Speaker, I move to adopt the Agreed Resolutions."

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

Clerk O'Brien: "House Joint Resolution 211, offered by Representative Ronan."

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

Clerk O'Brien: "House Resolution 1639, offered by Representative Daley with respect to the memory of Kathleen Dolly Rogers."

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House Resolution 1640, offered by Representative Daley, with respect to the memory of Edward A. Thacker. House Resolution 1642, offered by Representative Flowers, with respect to the memory of Katrina (sic. Cynthia) Cousins."

Speaker Breslin: "Ladies and Gentlemen, Representative Matijevich moves the adoption of the Death Resolutions. All those in favor say 'aye', opposed 'nay'. In the opinion of the chair the 'ayes' have it and the Death Resolutions are adopted. Adjournment Resolution."

Clerk O'Brien: "Senate Joint Resolution 156, resolved by the Senate of the Eighty-Fifth General Assembly of the State of Illinois, the House of Representatives concurring herein, that when the two Houses adjourn on Friday, June 24, 1988 they stand adjourned until Monday, June 27, 1988 at 12:00 noon."

Speaker Breslin: "Representative McPike moves the adoption of the Adjournment Resolution. All those in favor say 'aye', opposed 'nay'. In the opinion of the chair the 'ayes' have it and the Adjournment Resolution is adopted. Ladies and Gentlemen allowing perfunctory time as needed after this session, Mr. McPike moves too that this House stand adjourned until Monday at 12 noon, January 27th. June, June 27th. All those in favor say 'aye', opposed 'nay'. In the opinion of the chair the 'ayes' have it and this House stands adjourned until 12 noon on Monday allowing perfunctory time for the Clerk at this time. As much as is needed at this time."

Clerk O'Brien: "Committee Report. Committee on Rules has met and pursuant to Rule 29(c)3 the following Bills have been ruled exempt on June 24, 1988. House Bill 2793, signed John Matijevich, Chairman. A message from the Senate by Ms. Hawker, Secretary. Mr. Speaker, I am directed to inform the House of Representatives the Senate has concurred with

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the House of Representatives in passage of the following Bills together with Amendments and the adoption of which I am instructed to ask concurrence of the House, to wit; House Bills number 253, 1491, 1576, 2755, 2909, 3024, 3085, 3125, 3096, 3216, 3499, 3477, 3548, 3570, 3592, 3683, 3739, 3752, 3765, 3799, 3770 and 3931, passed the Senate as Amended June 24, 1988. Linda Hawker, Secretary. Messages from the Senate. A message from the Senate by Ms. Hawker, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in passage of the following Bills together with Amendments and the adoption of which I am instructed to ask concurrence of the House, to wit; House Bills number 3264, 3297, 3379, 3408, 3444, 3620, 3817, 3938, 3946, 4005, 4116, 4125 and 4220 passed the Senate as amended June 24, 1988. Linda Hawker, Secretary. A message from the Senate by Ms. Hawker, Secretary. Mr. Speaker, I am directed to inform the House of Representatives the Senate has concurred with the House of Representatives in passage of the following Bill together with Amendments in the adoption of which I am instructed to ask concurrence of the House, to wit; House Bills 3900, passed the Senate as amended June 22, 1988. Linda Hawker's Secretary. There being no further business the House now stands adjourned."

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