

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

March 27, 1989

Speaker Curran: "The hour of 10:00 having arrived, we will be in Perfunctory Session. We will be led in prayer by the Clerk."

O'Brien: "Bless this House and those who work here. Amen."

Speaker Curran: "We'll be led in the Pledge of Allegiance by George Criminger."

Criminger - 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 Curran: "Introduction and First Reading of Bills."

Clerk Leone: "House Bill 1919, offered by Representative Steczo, a Bill for an Act to amend Sections of an Act in relationship to bond contractors entering into contracts for public construction. First Reading of the Bill. House Bill 920, offered by Representative Steczo, a Bill for an Act to amend Sections of the code of civil procedure. First Reading of the Bill. House Bill 921, offered by Representative Dunn, a Bill for an Act amend Baccalaureate Saving Act. First Rreading of the Bill. House Bill 922, offered by Representative Tate, a Bill for an Act to repeal an act relating to the acuquisition, possession, transfer firearms and firearm ammunition. Provide a penalty for the violation thereof and to make an appropriation in connection therewith. First reading of the Bill. House Bill 923, offered by Representative Churchill, a Bill for an Act to amend the Environmental Protection Act. First Reading of the Bill. House Bill 924, offered by Representative McCracken and Stephens, a Bill for an Act in relationship to instructions concerning health care. First Reading of the Bill. House Bill 925, offered by Representative Trotter, a Bill for an Act to amend Sections

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of an Act creating the board of higher education defining its powers and duties and make appropriations therefore and repealing an Act herein name. First Reading of the Bill. House Bill 926, offered by Representative Trotter, a Bill for an Act to amend sections of the Illinois Public Aid Code. First Reading of the Bill. House Bill 927, offered by Representative McPike, a Bill for an Act to amend the Revenue Act. First Reading of the Bill. No further business, the House will now stand in recess until the hour of 2:00 p.m."

Clerk O'Brien: "The hour of 2:00 o'clock having arrived, we'll be in Perfunctor Session. Introduction and First Reading of Bills. House Bill 938, sponsored by Representative Richmond, a Bill for Act relation in to limited wine manufactures. First Reading of Bill. House Bill 929, offered by Representative Kubik, a Bill for an Act to amend the Illinois Horse Racing Act. First Reading of the Bill. House Bill 940, sponsored by Representative Johnson, a Bill for an Act to amend the Illinois Vehicle Code. First Reading of the Bill. House Bill 941, sponsored by Representative Wolf, a Bill for an Act to create the criminal justice retirement system. First Reading of the Bill. House Bill 942, sponsored by Representative Leverenz, a Bill for an Act to making appropriation of the Office State Attorney's Appallete Prosecutor. First Reading of the Bill. House Bill 943, sponsored by Representative Currie, a Bill for an Act to amend the Illinois Public Aid Code. First Reading of the Bill."

Clerk O'Brien: "Introduction and First Reading of Constitutional Amendments. House Joint Resolution Constitutional Amendment #6, offered by Representative B. Pedersen. Resolved by the House of Representative of the 86th General Assembly, the State of Illinois the Senate concurring

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herein. That there shall be submitted to the electors of the State for adoption or rejection of the General Election. Next, occurring at least 6 months after the adoption of this Resolution. A proposition to add Section 11 of Section 9 of the Illinois Constitution. The added Sections to read as follows: Article 9, Section 11, limitations on total of state taxes revenue state shared. Committed to local government prohibition of mandate of local programs without state funding. (a) There is hereby established a limit on the taxes imposed by the State for a fiscal year. The State should not impose taxes of any kind which together with all other revenues of the state shall exceed 8.5 percent. The personal income of Illinois for the latest known fiscal year, except as provided in subsection (b) of this Section. 'Personal income of Illinois' means the total income received by persons in Illinois for all sources as defined and officially reported by the United States Department of Commerce or it's Successor Agency. 'Revenues of State means' all public funds received by the state, but does not include public funds received from the federal government. Contributions to and earnings of the trust funds in the custody of the State Treasury. No expenses of State Government for the General Revenue or Common School Funds, shall be incurred for any fiscal year which exceeds in amount the revenue limited established by this Section. (b) For any fiscal year in the event that total revenues of the state exceed the revenue limit established, in subsection (a) of this Section this excess shall be transferred to the Budget Stabilization Fund in the State Treasury which is hereby created. Emergency expenditures from the Budget Stabilization Fund may be made only if all the following conditions are met: 1. The Governor request the General

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Assembly to declare an emergency; 2. The request is specific as to the nature of the emergency in the dollar amount of the emergency; and 3. The General Assembly thereafter declares an emergency in accordance with Governor's request by a Joint Resolution adopted by three-fifths of the Members elected to each House. The Bills is provided for the preparation of funds for the emergency must be passed by three-fifths of the votes of the Members elected to each House. If it is determined that the amount of the Budget Stabilization Fund, is less than the amount needed to meet emergency situation taxes in excess the limit established in Subsection (a) of this Section. May be imposed and collected only if all the following conditions are met: 1. The Governor requests the General Assembly to declare an emergency; 2. To request a specific as to the nature of the emergency, the dollar amount of the emergency and method by which the emergency will be funded; and 3. Upon receiving the request of the General Assembly declares an emergency in accordance with specifications of the Governor's request by a Joint Resolution adopted by two-thirds of the vote of the Members elected to each House."

Clerk O'Brien: "Further introductions House Bill 944, sponsored by Representative Didrickson and Mays, a Bill for an Act in relation to judicial review of industrial commission decisions. First Reading of the Bill."

Clerk Leone: "Continuing Introduction and First Reading, of Constitutional Amendments. The Bill is provided for the appropriation of funds for the emergency must be passed by two-thirds vote of the Members elected to each House. The emergency must be declared in accordance with these procedures, prior to incurring any of the expense which constitutes the specific emergency request. The revenue

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limitations may be exceeded only by the fiscal year, in which the emergency is declared a subsequent fiscal years and revenue limits of subsection (a) of this section shall again take effect. The emergency shall not be declared in two successive fiscal years, without the approval of the majority qualified electors of the state voting thereon at any regularly scheduled election. Income earned from the funds maintained in the Budget Stabilization Fund shall accrue to the fund. For any fiscal year in the event which the amount in the Budget Stabilization Fund, exceeds two percent of the revenue limit established by subsection (a) of this section. The General Assembly shall provide for distribution, of the excessive revenues in any of the following three methods. The distribution to the various State Pension Funds, established by law and proportion to the respective actuarial reserved deficiencies, of the several funds based on the benefits in effect at the time of the effective date of this Section. Funds distributed under this method, shall be used only to reduce the actuarial reserved deficiencies of the various State Pension Funds. The distribution of the retirement of outstanding general obligation bonds of the state. Funds distributed under the method, shall not be used to pay current principal or interest charges, but shall only be used to retire outstanding general obligation bonds. In distribution to the form of the reducing or reabating the state taxes. The General Assembly shall provide by law for the implementation of the provisions of the this Section. The General Assembly shall by law provide for an executive or legislative agency and the State Government shall determined each year no later than February 1st, the revenues deposited in the General Revenue Fund received from state taxes. The agency shall be required to report

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it's findings to the Comptroller and the General Assembly no later February 1st of each year. For any fiscal year that proportion of state expenditures, paid to all units of local government and school districts shall not be reduced below the proportion paid in fiscal year 1990. No new program or increase in the level of service under the existing program, shall be mandated by the General Assembly to units of local governments or school districts, unless the school appropriation has been enacted to pay the cost of the mandated programs or services. In the event of the substantial cost of such state mandated program or services, are not paid to unit of local government or the school districts, such mandated shall be avoided as to such unit or district. For the purpose of this section, General Revenue Fund means all moneys belonging to or for the use of the state, paid into the State Treasury and not belonging to any specific fund in the State Treasury, and to Common School Fund means money to or use of state paid into the State Treasury, and expended for financing public education through secondary level. Schedule, if approved by the electors this amendment shall take effect July 1st next occurring after its adoption. First Reading of this Constitutional Amendment.

Clerk Leone: "Being no further business, the House will now stand in recess until the hour of 4:00 p.m."

Clerk O'Brien: "The hour of 4:00 o'clock having arrived, we will be back in Perfunctory Session. Introduction and First Reading of Bills. House Bill 945, offered by Representative Hoffman, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 946, Representative Kirkland, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 947, offered by Representative Cowlshaw, a Bill for an Act to

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amend the School Code. First Reading of the Bill. House 948, offered Representative Cowlshaw, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 949, offered by Representative Didrickson, a Bill for an Act to amend the Illinois Human Rights Act. First Reading of the Bill. House Bill 950, offered by Representative McGann, a Bill for an Act to amend the Mental Health and Development Disability Code. First Reading of the Bill. House Bill 951, offered by Representative McGann, a Bill for an Act to amend the Mental Health Development Disability Confidentiality Act. First Reading of the Bill. House Bill 952, offered by Representative McGann, a Bill for an Act to amend the Probate Act. First Reading of the Bill. House Bill 953, offered by Representative McGann, a Bill for an Act to the Code of Criminal Procedure. First Reading of the Bill. House Bill 954, offered by Representative McGann, a Bill for an Act to amend the Abused Neglected and Long Term Care Facility Resident Reporting Act. First Reading of the Bill. House Bill 955, offered by Representative Trotter, a Bill for an Act to amend the Illinois Parentage Act. First Reading of the Bill. House Bill 956, offered by Representative Trotter, a Bill for an Act to amend the Criminal Code. First Reading of the Bill. House Bill 957, offered by Representative Mautino, a Bill for an Act to amend the Illinois Insurance Code. First Reading of the Bill. House Bill 958, offered by Representative Mautino, a Bill for an Act to amend Sections of the Election Code. First Reading of the Bill. House Bill 959, offered by Representative Balanoff, a Bill for an Act to provide for the prohibition of certain chloride food and beverage packaging. First Reading of the Bill. House Bill 960, offered by Representative Balanoff, a Bill for an Act to

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the amend Enviromental Protection Act. First Reading of
the Bill. Being no further business, the House now stands
adjourned.

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