

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

24th Legislative Day

April 12, 1989

Speaker Young: "The House will come to order. The Members will please rise. Our Chaplain for today will be the Reverend Gary McCants, Pastor of Bethel A.M.E. Church, Kewanee, Illinois. The guests in the gallery may wish to rise for the invocation."

Reverend McCants: "May we bow our hearts. Oh Heavenly Father, as we come this morning we give You thanks for those who have gathered here. We ask oh God that You might lead us in a path of righteousness, for Your name's sake; that You might give us the wisdom that we need to do those things that are necessary in this House today. Bless those oh God who have so many issues to deal with. That they might oh God look unto the hills from which cometh their help, and that we know that all of our help comes from the Lord. For You are the maker of the Heaven and the Earth, the Sea and all that in them is. Give us strength in our deliberations and may You receive all the glory, the honor, and the praise. In the name of Thy Dear Son, we pray. Amen."

Speaker Young: "We will be, we will be led in the Pledge of Allegiance by the Gentlemen from McLean, Representative Ropp."

Ropp-et al: "I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all."

Speaker Young: "Roll Call for Attendance. Representative Piel, are there any excused absences?"

Piel: "Yes, Mr. Speaker will the record show that Representative Gene Hoffman and Representative Kathleen Wojcik are excused today."

Speaker Young: "Representative Matijevich, are there any excused on the Democrat side?"

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Matijevich: "Yes, Mr. Speaker on this side of the aisle, we still have the excused absence of Shirley Jones due to her accident. Thank You."

Speaker Young: "The Clerk will take the record, there are 115 Representatives present and 3 with excused absences. Committee Reports."

Clerk O'Brien: "Representative Steczo, Chairman from the Committee on Cities and Villages to which the following Bills were referred, action taken April 11, 1989, reported the same back with the following recommendations: 'do pass' House Bills 549 and 894; 'do pass as amended' House Bill 892; 'do pass Short Debate Calendar' House Bill 896; 'do pass as amended Short Debate' House Bill 548 and 610; 'do pass Consent Calendar' House Bill 877. Representative Curran, Chairman from the Committee on Economic Development, to which the following Bills were referred, action taken April 11, 1989 and reported the same back with the following recommendations: 'do pass' House Bill 618 and 83; 'do pass Short Debate Calendar' House Bill 887. Representative White, Chairman from the Committee on Human Services to which the following Bills were referred, action taken April 11, 1989, reported the same back with the following recommendations: 'do pass' House Bill 90; 'do pass as amended Consent Calendar' House Bill 444. Representative Mautino, Chairman from the Committee on Insurance to which the following Bills were referred, action taken April 11, 1989, reported the same back with the following recommendation: 'do pass' House Bill 125; 'do pass as amended' House Bill 957; 'do pass Short Debate Calendar' House Bill 630. Representative Levin, Chairman of the Committee on Public Utilities, to which the following Bills were referred, action taken April 11, 1989, reported the same back with the following recommendations:

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'do pass as amended Short Debate' House Bill 207. Representative Ronan, Chairman of the Committee on Transportation and Motor Vehicles, to which the following Bills were referred, action taken April 11, 1989, reported the same back with the following recommendations: 'do pass' House Bill 217 and 694; 'do pass Short Debate Calendar' House Bill 616; 'do pass as amended Consent Calendar' House Bill 87."

Speaker Giglio: "Representative Daley are you seeking recognition, Sir? Representative Matijevich."

Matijevich: "Mr. Speaker and Members of the House I think as all Members know there are quite a few Bills that are not printed yet, and in order to facilitate the business of the House, we have approved on both sides of the aisle, a suspension of the rules, and I would ask for the leave of the House and the use of the Attendance Roll Call, that the posting notice be waived so that Bills that are not printed and in which Bills are going to be referred by Committees to subcommittees be allowed to be heard next week in Committee, for referral to subcommittees. As I said, this has been cleared on the other side of the aisle, and I would ask leave of the House for that purpose."

Speaker Giglio: "You heard the Gentlemens Motion on that question, the Gentlemen from McHenry, Representative Klemm."

Klemm: "Would that be for Bills that have been out of L.R.B. within it's appropriate time?"

Matijevich: "These are Bills Representative Klemm, that I understand that are going to be referred to subcommittee, but had, they've been introduced."

Klemm: "Well my point is have they been filed or are we talking about..."

Matijevich: "Oh, Yes."

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Klemm: "...the Bills that could be snuck in there after awhile?"

Matijevich: "They have been introduced. These are Bills that have been introduced. They're filed, but they are not printed yet."

Klemm: "That's all I wanted to know."

Matijevich: "And so that we want to suspend the rule that a Bill cannot be heard in Committee unless it's printed, so that those Bills can be referred to subcommittees. I think someone else has a question, there."

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

McCracken: "Yes, I've been alerted to that and we're in agreement to it. Just so it's clear that this applies to subcommittee assignments only, and only for next week. The purpose of which is to give the staff on each side of the aisle time to analyze those Bills, that will be ready for hearing."

Matijevich: "Correct Representative McCracken."

McCracken: "And they will not be heard by the Committee next week."

Matijevich: "That is correct too."

McCracken: "They will only be assigned to a subcommittee."

Matijevich: "That is correct."

Speaker Giglio: "You heard the Gentlemens Motion, leave for Attendance Roll Call? Hearing none, leave is granted. And the Motion is adopted. Representative Cullerton."

Cullerton: "Yes, Mr. Speaker, while we're waiting to begin our work, I was just wondering I've been in Committee all morning and I was up running this morning early, and I haven't had a chance to look at the papers. How did the...if you know Mr. Speaker, how did the Cubs and the Cardinals do yesterday? They played a Baseball game up in Chicago. If you happen to know who won, I would

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appreciate it. Maybe Representative Stevens or Flinn could..."

Speaker Giglio: "I think maybe Representative Olson might know. Representative Olson do you know what happened yesterday?"

Olson: "Is that the American League, Mr. Speaker? While I have the microphone, might I make an announcement, please? There will be a Republican conference in Room 118, immediately at the close of the Session. 118 for a Republican conference immediately at the close of the Session."

Speaker Giglio: "You heard the Gentlemens Motion, Republican conference immediately after we adjourn. Representative Monroe Flinn."

Flinn: "Well, Mr. Speaker for the first time in my life I know what the Republicans are going to talk about. They're going to talk about the fact that the Chicago Cubs June Swoon has not yet begun."

Speaker Giglio: "Representative Hasara in the Chair."

Hasara: "It is my great pleasure this afternoon to introduce to you the Members of the Auburn Junior High Volleyball Team. This Team, thank you, this team won the Seven AA Volleyball Tournament which was recently held in the State of Illinois. I know we're all very proud of these students, naturally I'm particularly proud, because they come from one of the great rural schools within the 100th district. This afternoon I would like to introduce the Principal and the Coach who will introduce the members of the team, if they will step up here, please. Tony Cerveny, the principal; and Ap Clarke the coach, Ap happens to be the sister of Jerry Clarke who is a page on the Republican side of the House. Thank You."

Principal Cerveny: "Thank you Speaker Madigan and House of Representatives, and Representative Hasara; specifically.

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We are proud of our schools and community and for the girls for their accomplishments. We're not only proud of their Championship, but the manner in which they won it. We truly think their a class act. I would like to introduce each of the players: Destiny Barron, Sarah Boesdorfer, Gena Dumbrava, Marky England, Janelle Farris, Andrea Ferguson, Chassidy Landstrom, Sara Leefers, Glenda Mangold, Emily Megginson, Candy Marrow, Jennifer Robinson, Kristin Schneider, Nicole Smith, Mandy Snell, Manager: April Carter, Statistician: Melissa Megginson, and Statistician Michelle Maley. As Representative Hasara mentioned Ap Clarke and her success is one of the winningest coaches, not only in this area but in the State of Illinois, and we do appreciate what she has done for our school. Thank You very much."

Hasara: "Thank you Members of the House."

Speaker Giglio: "Representative Cullerton."

Cullerton: "We have another presentation to make to...Representative Monroe Flinn. Representative Monroe Flinn, if you want to come up here on the podium, we have an honor to bestow upon you. If you could come up here to the podium, we have a presentation to make to you, and it's not just another plaque, that many Representatives have received, it's much more touching than that. I would like to present to Representative Monroe Flinn a...a coffin and inside the coffin it's an open coffin, and inside the coffin is a beautiful dead red bird, so...and it's got a baseball bat on the door. So I would like to present this to Representative Monroe Flinn."

Flinn: "Thank you Mr. Prote Speaker, it's a pleasure to accept this, and I hope this cardinal went to Heaven, because he's going to be in a different place than all those dead Cubs are going to be at."

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Speaker Giglio: "Representative Anthony Young."

Young: "Thank you Mr. Speaker, Ladies and Gentlemen of the House. I would like to recognize the group of lovely young Ladies and the Gentlemen in the back of the chambers. Those are nursing students from Chicago State University in Chicago, Illinois. Would you give them a hand, nursing students."

Speaker Giglio: "Representative White. Jesse White."

White: "Yes, Mr. Speaker, Ladies and Gentlemen of the House. On Monday at 5:00 o'clock in Room 114 the Public Aid subcommittee will meet. Monday at 5:00 o'clock in Room 114 the Public Aid subcommittee will meet. And if you have a Bill please be prepared to present it at that time."

Speaker Giglio: "On page 3 the House Calendar appears House Bill Second Reading. House Bill 4, Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 4, a Bill for an Act to amend the Code of Civil Procedure. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. On page 3 the Calendar appears House Bill 21. Representative Preston, for what purpose do you seek?"

Preston: "My Bill, House Bill 21 is up. I'm ready to proceed on Second Reading."

Speaker Giglio: "There is a request for a state mandate fiscal note. Out of the record. House Bill 32, Representative Hallock. House Bill 32. Out of the record. House Bill 77, Representative Klemm. House Bill 77, Second Reading. Mr. Clerk read, the Bill."

Clerk O'Brien: "House Bill 77, a Bill for an Act to amend the Illinois Vehicle Code. Second Reading, this Bill has been read a Second time previously. Amendment #1 has been

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adopted."

Speaker Giglio: "Any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 85, Representative Ronan. Out of the record. House Bill 101, Representative Cullerton. Out of the record. House Bill 106, Representative Matijeich. Out of the record. House Bill 138, Representative Countryman. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 138, a Bill for an Act in relation to taxes. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 156, Representative Ackerman. Representative Ackerman in the chamber? 156 Second Reading. Do you want to proceed with the Bill? Representative Ackerman."

Ackerman: "Has the Amendment been distributed?"

Speaker Giglio: "No Amendment filed. Do you want to hold it? Alright out of the record. House Bill 164, Representative Flinn, Monroe Flinn. House Bill 164, do you wish to proceed, Sir? Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 164, a Bill for an Act in relation to assistance to homeless persons. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 187, Representative Matijeich. Out of the record. House Bill 193,

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Representative Ropp. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 193, a Bill for an Act to amend the Animal Control Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any further Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. Representative Flinn, House Bill 224. Out of the record. House Bill 255, Representative Breslin. Representative Breslin. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 255, a Bill for an Act to amend the Illinois Income Tax Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "The Fiscal notice has been requested, this Bill will remain on Second Reading. House Bill 287, Representative Matijevich. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 287, a Bill for an Act to amend the State Attorneys Appellate Prosecutors Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 289, Representative W. Peterson. Out of the record. On page 4 of the Calendar, House Bill Second Reading appears House Bill 291, Representative Hasara, Representative Hasara. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 291, a Bill for an Act to amend

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Sections of the School Code. Second Reading of the Bill.

No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 305, Representative Hasara. Representative Hasara. Representative Hasara. House Bill 305. Mr. Clerk, Read the Bill."

Clerk O'Brien: "House Bill 305, a Bill for an Act to amend the Illinois Vehicle Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 309, Representative Johnson. Representative Johnson. Out of the record. House Bill 332, Representative Cullerton. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 332, a Bill for an Act to amend the Illinois Pension Code. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Giglio: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

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

Speaker Giglio: "Gentlemen from Cook, Representative Cullerton, on Amendment #3, to House Bill 332. Push your button."

Cullerton: "I would suggest that he hit his button. This is a technical Amendment, it simply changes where, in the Bill where the year 1989 is found, it changes that to 1990. I move for the adoption of the Amendment."

Speaker Giglio: "You heard the Gentlemens Motion. Any discussion? All those in favor of the Amendment signify by saying 'aye', those opposed say 'nay'. In the opinion of

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

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. House Bill 340, Representative Keane. Mr...Representative McCracken."

McCracken: "On House Bill 332 we had filed a request for a pension impact note, I don't think it's been filed. Has it been filed?"

Speaker Giglio: "The note has been filed Representative."

McCracken: "Okay."

Speaker Giglio: "Representative Keane on House Bill 340. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 340, a Bill for an Act to amend the Illinois Income Tax Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Floor Amendments?"

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

Speaker Giglio: "Representative Homer. Amendment #1 to House Bill 340. Representative Keane."

Keane: "Could you take the Bill out of the record for just a minute."

Speaker Giglio: "We'll come back to it. House Bill 359, Representative Stange. Representative Stange in the chamber? Out of the record Mr. Clerk. House Bill 365, Representative Novak. Out of the record. House Bill 385, Mr. Clerk, read House Bill 385."

Clerk O'Brien: "House Bill 385, a Bill for an Act to amend the Illinois Vehicle Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

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

Speaker Giglio: "Amendment #2, Representative Novak."

Novak: "Thank you Mr. Speaker, Ladies and Gentlemen of the House. Amendment #2 just merely adds an effective date of July 1, 1991, onto the current Bill."

Speaker Giglio: "You heard the Gentlemans Motion any discussion? Hearing none all those in favor of Amendment #2 signify by saying 'aye', all those opposed 'nay'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. House Bill 400, Representative Ropp, out of the record. House Bill 414, Representative Breslin. 414, Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 414, a Bill for an Act creating...to amend an Act creating the Children and Family Services. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 416, Representative Curran. Representative Curran, House Bill 416. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 416, a Bill for an Act to amend sections of the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 421, Representative Phelps. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 421, a Bill for an Act to amend an Act in relation to the development of health in university resources. Second Reading of the Bill. No Committee

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Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill... Representative McCracken. Representative McCracken."

McCracken: "Do you have a fiscal note request on file for that Bill? We filed one this morning, was it this morning? Can we just hold it for a minute and see if it's on file?"

Speaker Giglio: "I will hold the Bill, hold the Bill, and see if they come down with the request Representative McCracken."

McCracken: "Thank You."

Speaker Giglio: "House Bill 424, Representative Flowers. Representative Flowers in the chamber? Out of the record. House Bill 441, Representative Leitch. House Bill 441. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 441, a Bill for an Act in relation to local improvements. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 442, Representative Hicks. Is Representative Hicks in the chamber? Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 442, a Bill for an Act to revise the Law in relation to recorders. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 487, Representative Curran. Representative Curran, the Gentlemen from Springfield. House Bill 487, do you wish to proceed with this Bill, Sir? 487, Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 487, a Bill for an Act to amend the

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Public Community College Act. Second Reading of the Bill.

Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. Representative Currie. House Bill 490, Representative Currie in the chamber? Out of the record. Representative Currie. Out of the record. House Bill 509, Representative Ryder. Representative Ryder in the chamber? Out of the record. Representative Flinn, House Bill 536. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 536, a Bill for an Act to amend the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 629, Representative Flinn. Mr. Clerk, read the Bill. There is a request for a fiscal note that has been filed, Representative Flinn. The Bill will remain on the order of Second Reading. Out of the record. On page 5 of the calendar, appears House Bill 645, Representative Richmond. Representative Richmond in the chamber? Out of the record, Mr. Clerk. House Bill 650, Representative Satterthwaite. Representative Satterthwaite in the chamber? Out of the record. House Bill 706, Representative Cullerton. Representative Cullerton. Fiscal notes been requested on 706, out of the record. House Bill 733, Representative Klemm. 733. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 733, a Bill for an Act to amend the Illinois Vehicle Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

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Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. On page 5 of the calendar appears House Bill 775, Representative Harris. Out of the record. We just completed House Bills, Second Reading. Now we will go to the order of House Bills... After the Clerk found out on House Bill 421, a request was whether or not a fiscal notice has been filed. Yes, a fiscal note has been filed, and a request for fiscal note has been filed, so the Bill will remain on Second Reading. Bring the Bill back to Second Reading Mr. Clerk. Representative Keane, are you ready to roll with... Representative Keane on House Bill 340. Mr. Clerk, read the Bill. House Bill 340."

Clerk O'Brien: "House Bill 340, a Bill for an Act to amend the Illinois Income Tax Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

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

Speaker Giglio: "Representative Homer on Amendment #1, Representative Keane."

Keane: "Mr. Speaker has the Amendment been printed and distributed?"

Speaker Giglio: "Representative Keane the Amendment has been printed and distributed."

Keane: "Thank you."

Speaker Giglio: "Representative McCracken."

McCracken: "I don't believe it has been distributed over here. Some of my Members are telling me they haven't seen it, we have not received it over here."

Speaker Giglio: "The Clerk informs me Representative McCracken

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that the chief page...brings the Leader of both sides of the aisle to his Chair and gives them the Amendments to be distributed on each side of the aisle, and evidently your people have been given the Amendment, and it may still be sitting on the bench."

McCracken: "I just thought any port in a of storm, if we have Democrats wanting to kill the Amendment, we're happy to a oblige them."

Speaker Giglio: "We would never do that Representative McCracken."

Homer: "Mr. Speaker I would hope..."

Speaker Giglio: "Representative Homer."

Homer: "...that the Republican side would get a copy of the Amendment. This Amendment was filed yesterday, and it certainly...but let me just say that what the Amendment does, and this is a critical vote, it's a critical vote to senior citizens and blind people throughout the State of Illinois who by virtue of action taken by the Federal Government with the 1986 Tax Reform Act had taken from them the extra exemption that they previously enjoyed on their Illinois Income Taxes. When the Illinois General Assembly and the state adopted the Illinois Income Tax Law in '69. We said at that time, that our residents would be entitled to the same number of exemptions that they were given on the federal returns. That was for senior citizens and blind people we're given, people over 65 and blind we're given an additional exemption, and they've enjoyed that exemption throughout the entire time that we have had in Illinois Income Tax. Because the Feds took their action in '86 they reform the way in which these taxpayers pay their federal liability by reducing the number of exemptions they got, but compensating them through a higher standard deduction, as a result at the federal level, these

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taxpayers were treated pretty well. They came out pretty well on the Federal Tax changes. But, in the State of Illinois, they were hit with a tax, because of those changes, because our standard deduction didn't change, and all that we ended up doing was taking from them one of their exemptions. Now the underlying Bill would say 'yes that's true,' but let's only give this to the circuit breaker eligible seniors. Well, I would submit to you that there are relatively few circuit breaker eligibles who even have a tax liability. So, that really this Bill without Amendment does very little, is flogged and does not really address the problem that came about because of the Federal Tax Reform Act. So, I know that there was no Legislator who came in with a Bill prior to the change of the Federal Law to take these exemptions away. All that this Amendment would do would be to restore these people to the position that they were in prior to the change in the Federal Tax Law. It's supported by the A.A.R.P., and by clear thinking and right thinking citizens throughout this land who simply want to restore to seniors and the blind, what was rightfully theirs to begin with, so I would urge your favorable consideration and would ask for Roll Call vote."

Speaker Giglio: "You heard the Gentlemans Motion, any discussion? The Gentlemen from DuPage, Representative Barger."

Barger: "Thank you Mr. Speaker, I think Representative Homer has done a very fine job in this particular case, in providing for... despite the fact that he is running for Attorney General, what he's doing is not harmful. How's that? Okay. I'm sorry to be so flippant, because this is very important, and it's exactly like a Bill that I introduced, that I assume is going to be killed in Committee. So I will support this one because I know mine is going to be dead. Thank You."

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Speaker Giglio: "Gentlemen from Southern Illinois, Representative Homer to close. Representative Keane, excuse me Representative Homer. Representative Keane."

Keane: "I thank you for recognizing me Mr. Speaker. For those Members who are somewhat confused on this Bill, the Revenue Committee put out two Bills: House Bill 340 which is this one, that provides income tax relief for senior citizens who are qualified for the circuit breaker. Further down on page 4 is another Bill #490, which puts out a senior, which puts out the income tax break for all seniors. It was my intention to vote on both of these, but to provide both the Senate and the Governor an alternative in terms of funding, especially in the final day of the Session. House Bill 340, which is just the exempts or...applies only to those on the circuit breaker, would cost a little bit more than 9 million, under 10 million dollars. The other Bill would cost in excess of 30 million. I would prefer to keep my Bill clear, those who are interested in voting for this Amendment should just vote 'aye' on House Bill 490, because that has it incorporated, and I opposed Amendment, I would ask all of you to vote 'no' on Amendment #1."

Speaker Giglio: "The Gentlemen from Fulton, Representative Homer to close."

Homer: "Thank you, Mr. Speaker, let me just say that the Sponsor of House Bill 490, has indicated to me that she intends to strip her Bill and to amend other provisions onto that Bill. So this is your vote, don't fool yourself into thinking there is some other Bill. Yes, it's on the Calendar, it's going to be amended. So, you won't get another shot perhaps, this may be it. And in so far as the cost is concerned, I would take exception with the numbers, last year we were told that there would be a 18 million dollar figure attached to this. Let me put it to you this

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way, this isn't a cost. This is simply restoring to these people, seniors and blind, something that was rightfully theirs that was taking away from them. Now, if there's a cost associated for doing that for putting them back in the position they always enjoyed in this state. Then, so be it. But it's not a cost, it's simply restoring them to where they were. It's the right thing to do, seniors from throughout this state and blind people should not be penalized by the non-action of the General Assembly. We have to vote 'yes' on this Amendment in order to remedy the problem. I urge your 'yes' vote ask for a Roll Call."

Speaker Giglio: "You heard the Gentlemens Motion, all those in favor of the Amendment vote 'aye', those opposed 'nay'. The voting is open. This is final action on the Amendment. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Motion there are 105 voting 'yes', 5 voting 'no.' 1 voting present, and the House does adopt Amendment #1 to House Bill 340. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. There has been a fiscal note requested, the Bill will remain on the order of Second Reading. Representative McCracken."

McCracken: "I was just curious I thought the Democrat did that, I would like to say that..."

Speaker Giglio: "There were two or three Bills on Second Reading, that were held and now the House Bill 706 there was a fiscal note requested. The fiscal note has now been removed so Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 706, a Bill for an Act to amend the Civil Administrative Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

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Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 365, Representative Novak. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 365, a Bill for an Act to amend an Act to provide for the creation and the management of Forest preserve Districts. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

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

Speaker Giglio: "Representative Novak."

Novak: "Thank you Mr. Speaker, Ladies and Gentlemen of the House. House... Amendment #1 to House Bill 365, simply amends the size of the county from 3 million down to counties of 125,000 and below. When I testified on the Bills behalf in Committee last week, they indicated to the Committee that I would follow up with these Amendments on the floor."

Speaker Giglio: "Any discussion on the Amendment? 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. Amendment #1 is adopted. Are there further Amendments?"

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

Speaker Giglio: "Representative Novak."

Novak: "Thank you Mr. Speaker, Ladies and Gentlemen of the House. Simply, Floor Amendment #2..."

Speaker Giglio: "Excuse me, Excuse me Representative Novak, Representative Cullerton, for what purpose do you rise, Sir?"

Cullerton: "I don't think that, if we could just take it out just for a second, I don't think we have a copy of the Amendment in the file."

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Speaker Giglio: "Are you ready Representative Cullerton, alright Mr. Novak, Mr. Novak proceed?"

Novak: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Amendment #2, as I also indicated before Committee last week simply makes the Bill become law upon affect of the signature of the Governor."

Speaker Giglio: "Any discussion? Hearing none, all those in favor of Amendment #2 signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it, Amendment #2 is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. On page 8 of the calendar, under Speakers Table Consideration Postponed, appears House Resolution 235, the Gentlemen from Lake, Representative Matijevich. Mr. Clerk. Representative Matijevich."

Matijevich: "Yes, Mr. Speaker and Members of the House and I would ask the Democratic side of the aisle to make sure they stand put, because we had a verification on this last week, and we need all the votes. House Bill... House Resolution 235 is a Committee Resolution to amend Rule 15, that rule limits the number of Members on Committees to a total of 35. This change would waive the limitation for only 1 Committee the Select Committee on Implementation of Chicago School Reform. I would move the adoption of House Resolution 235, and request your support."

Speaker Giglio: "You heard the Gentlemans Motion all though...Representative McCracken are you seeking recognition?"

McCracken: "Yes, Sir."

Speaker Giglio: "Representative McCracken."

McCracken: "This is a moment of historic opportunity for us. This rule change on postponed consideration and if we beat

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it this time it can never be called again. I suspect that we'll see this back on another Resolution, but just to do the system justice, let's see if we can beat it, and we'll stick by the rule that requires a postponed consideration matter to be called and voted upon only one more time. So, I rise in opposition of this because apparently the Committee to okay the Chicago School reform is going to be as large as the number of school children in the system. I don't think you'll be able to find a room large enough to accomodate all the Committee Members. So, because of those logistical problems, I think we ought to rise in opposition to this Bill, and hope we can beat it."

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

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

Speaker Giglio: "Indicates he will."

Cullerton: "Representative Matijevich how many Members have been assigned to this Committee?"

Matijevich: "I'm not sure but more than 35, and everybody is welcome, I guess. Well, Mr. Speaker..."

Cullerton: "My understanding is that there are 42 members on the Committee. The rule says that it can be no more than 35. So, if this rule was not to be adopted, the Committee would have to be reduced...the Committee would have to be reduced by 7. I would suggest...or 8...it's obvious that what's going to happen if this rule doesn't pass is that 8 Republicans will have to be removed from the Committee, and I don't think that is fair to the Republicans to proceed in that fashion. I think they should have a proportionate number of members on the Chicago School Reform Implementation Committee, and so it's really self defeating to vote against this rule change, when the only result would be that 7 or 8 Republicans would have to be removed

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from the Committee, so for that reason I would urge everyone here to vote for the rules change."

Speaker Giglio: "Further discussion...the Lady from DuPage, Representative Cowlshaw."

Cowlshaw: "Thank you Mr. Speaker. I rise in opposition to this rules change, but I think that an explanation of that position is important. No one who is opposed to this rules change is in at position because they believe that the subject of that Committee that is presumably going to have 42 members, is not important. As a matter of fact there is probably no more important issue that we need to address in this entire state than reform of the Chicago Public Schools. I submit to you however, Mr. Speaker that the numbers of persons dealing with an issue does not necessarily have any relationship to the importance of the issue or whether in fact the issue will be addressed well. There are two things I always think of when somebody wants to create this mammoth of group to study a very significant issue. The first is one that I am reminded of every Christmas. Every Christmas, I think gratefully that God so loved the world, that he did not send a Committee, then I think of the definition of a Committee. A Committee, Mr. Speaker is a group of the unfit, appointed by the unwilling, to do the unnecessary, and for that reason I am opposed to this rules change."

Speaker Giglio: "Further discussion? The Gentlemen from Cook, Representative Parke."

Parke: "Thank you, Mr. Speaker. It was pointed out by Representative Cullerton that if this does not pass that 8 Members of the House Republicans would be removed from that Committee. I may humbly point out to this Body that for the first six months on the debate on this issue whatever is on that Committee will be more than was allowed to take

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part in the discussions on this issue for the first six months. So, any Republicans that actually serve on this Committee will be to our advantage that they have finally decided to include us in this important legislation, and for that I think we should thank the other side for allowing us that kind of input."

Speaker Giglio: "Further discussion? Hearing none the Gentlemen from Lake, Representative Matijeich to close."

Matijeich: "Mr. Speaker everybody's heard the issue, I would ask Members on this side of the aisle to vote 'aye' on this matter, and stay in your seats in case there is a verification. I appreciate your support."

Speaker Giglio: "You heard the Gentlemans Motion, all those in favor signifying 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 63 voting 'yes', 48 voting 'no', none voting 'present', and it's been adopted. This Resolution having received the Constitutional Majority is hereby declared passed. It wasn't a Constitutional Amendment it was a House Resolution. But it did pass by the acquired number of votes. Representative Homer."

Homer: "Mr. Speaker, House Bill 33 is on page 2 of the Calendar on the Order of Second Reading Short Debate. That Bill at our request was removed from the Consent Calendar, it was done so in error, and I would ask leave to replace the Bill on the Consent Calendar. It's...Representative Hallock, is the Sponsor of the Bill."

Speaker Giglio: "The Chair has been informed that whomever removes the Bill has to be, has to do so in writing at the well. The Chair will now move to the Order of Third Reading on page 5 of the Calendar. House Bills Third Reading. Final action, on that note, the first Bill is

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House Bill 121, Representative Giorgi. Representative Giorgi in the chamber? Out of the record. On the Order of House Bills Third Reading appears House Bill 129, Representative Flinn. Representative Flinn in the chamber? Monroe Flinn, do you want to...Third Reading. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 129, a Bill for an Act to amend Sections of the Illinois Marriage and Dissolution of Marriage Act. Third Reading of the Bill."

Speaker Giglio: "The Gentlemen from St. Clair, Representative Flinn."

Flinn: "Thank you, Mr. Speaker. Mr. Speaker and Ladies and Gentlemen of the House. House Bill 129 is a proposal put forth by Chief Judge Steve Kern of St. Clair County, and it has to do with a practice he has established in St. Clair County. Where people who have young children, or being involved in a divorce would come into a class of two hours or so and be instructed on how the divorce might affect the young children. This passed by a substantial majority in the Judiciary Committee, I will stand ready to answer any questions. Otherwise, I would ask for a favorable vote."

Speaker Giglio: "You heard the Gentlemans Motion. Any discussion? Hearing none all those in favor...excuse me, the Gentlemen from Vermilion, Representative Black."

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

Speaker Giglio: "He indicates he will."

Black: "Thank you, Representative is it not possible for judges and courts to do this already, if the judge so desires?"

Flinn: "Would you repeat the question, I have a little bit of interference here."

Black: "If ...it's my understanding that a judge could do this now. I mean if he or she would so desire, the judge could enter such an order at this time. Is that correct?"

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Flinn: "Well, not exactly, our judge is doing it, but he had some doubts to whether or not he could if he was challenged and so he's doing it...he's asked me to do this for two reasons. One is to remove all ambiguity as to whether or not he has the right to do it as a Chief judge, and the other is to suggest to other circuits, that they might like to try the same thing."

Black: "Well okay, in other words, what your doing here is permissive in nature?"

Flinn: "Yes, it is absolutely permissive, there is no requirements."

Black: "It isn't a mandate, that they have to do it in every case where minor children are involved?"

Flinn: "Well, it's only mandated providing the Chief Judge decides to do it in his district, but it is permissive, supposedly as Chief of the Circuit is concerned."

Black: "Alright, one last question if you would, and I appreciate your kind answers. Would there be a cost involved in a circuit where the Chief Judge would mandate this? I assume there would be additional expense in the litigation. Would there not?"

Flinn: "The cost is very negativable. The main thing that happens that there is some time spent by the parents of the small children, in having to attend classes, for a couple of hours. That's the main objection we've heard so far. And all those Judges testified before the Committee of all those people who have now came before the instructional classes by far the majority of them have said they got some good out of it. So it's been accepted by those who have been required to attend so far. The initial reaction though, is that people object to spending a couple of hours to doing this, and that's all been washed out like I said with the judge."

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Black: "But might it not be a fair assumption to say that there could be some considerable costs involved if they..."

Flinn: "Well the costs are absorbed by the agencies presently in place right now."

Black: "I see, the cost might be a factor then? Alright, thank you, very much Representative."

Speaker Giglio: "Further discussion? Representative Flinn to close."

Flinn: "No closing, just asking for a favorable vote."

Speaker Giglio: "All those in favor of House Bill 129, 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 110 voting 'yes', none voting 'no', 2 voting 'present', and House Bill 129 having received the Constitutional Majority, is hereby declared passed. Representative Giorgi, for what purpose do you rise, Sir."

Giorgi: "Mr. Speaker, I'd like leave of the House to take House Bill 121, that you just called a moment ago back to Second Reading and leave it there for purpose of Amendments. I've asked...people have asked me for time to put some Amendments on House Bill 121, so I would like to return it back to Second Reading, and leave it there and accept the Amendments later on. Leave of the House."

Speaker Giglio: "You heard the Gentlemans Motion. On that question the Gentlemen from Lee, Representative Olson. Myron Olson."

Olson: "Thank you, Mr. Chairman I wish to announce a Republican conference, immediately after Session in Room 118, take about a half hour, so we could make our Committees."

Speaker Giglio: "Just...Okay, hold that request Sir. You heard Representative Giorgi's request, does the Gentlemen have

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leave to return House Bill 121 back to Second Reading?
Hearing none. Leave is granted."

Giorgi: "Then, could I ask Myron Olson to take the graveyard Bill today in Committee, while we've the mic together?"

Speaker Giglio: "House Bill 121, will remain on the Order of Second Reading. Agreed Resolutions."

Clerk O'Brien: "Senate Joint Resolution #5, offered by Representative Petka. Senate Joint Resolution 6, Weller. House Resolution 294, Wennlund. 295 DeJaegher. 297 Novak and 298 Stephens."

Speaker Giglio: "Representative Matijevec on the Resolutions."

Matijevec: "Mr. Speaker, these are all congratulatory. I move the adoption of the Agreed Resolutions."

Speaker Giglio: "You heard the Gentlemens Motion on the Agreed Resolutions. All those in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair the 'ayes' have it, and the Resolutions are adopted. General Resolutions."

Clerk O'Brien: "House Resolution 293, Giorgi and House Resolution 296, Santiago."

Speaker Giglio: "Committee on Assignments. Representative Homer."

Homer: "Mr. Speaker, I would like to renew my Motion with respect to House Bill 33, to reinstate it on the Consent Calendar from Short Debate Second Reading. I understand that a proper written Motion has now been filed."

Speaker Giglio: "You heard the Gentlemans Motion. Does the Gentlemen have leave on House Bill 33 to remove the Bill from the Order of Second Reading Short Debate and placed on the Oral Consent Calendar, Third Reading, First Legislative Day? House Bill 33 will remain on the order of Second Reading Consent Calendar. The House now is ready to adjourn. Representative Matijevec moves that the House

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now stands adjourned until Thursday April, 13th, at the hour of 4:00 p.m., and a Republican Caucus will now take place immediately in Room 118, and all Representatives will be ready for Committee assignments at 2:00 o'clock. The House now stands adjourned. The Chair has been informed that the House Committee on Roads and Bridges which is scheduled to meet today, will not meet today. Roads and Bridges committee will not meet today.'

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