

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

Speaker Giglio: "The House will come to order. The Members be in their seats. Representative Hartke, would you be kind to lead the Body in prayer? Representative Hartke."

Hartke: "Good morning. Let's bow our heads. Lord, we ask that You watch over us today and guide us in our decisions. We ask for the wisdom of Solomon in making those decisions. We ask this in the Lord's name, we pray. Amen."

Speaker Giglio: "We will be led in the Pledge of Allegiance by Representative Barnes."

Barnes - 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 Giglio: "Roll Call for Attendance. Representative Kubik, are there any excused absences on your side of the aisle?"

Kubik: "Yes, thank you, Mr. Speaker. Let the record reflect that Representative Johnson is excused today."

Speaker Giglio: "Let the record indicate, Mr. Clerk, that Representative Johnson is not in attendance and is an excused absence. Representative Matijevich."

Matijevich: "Yes, Mr. Speaker. On this side of the aisle let the record reflect the excused absence of Representative Bob LeFlore."

Speaker Giglio: "Let the record reflect on Representative LeFlore is excused. Mr. Clerk, take the record. On the Roll Call for Attendance, there's (sic -there're) 115 Members present. A quorum is present. The House is ready to do its business. This is not an indication that we are prepared to adjourn, but the Clerk is going to read the Agreed Resolutions. Mr. Clerk, read the Agreed Resolutions."

Clerk Leone: "House Resolution 1427, offered by Representative

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

Weller; 1428, Weller; 1429, Weller; 1430, Weller; 1431, Schakowsky; 1432, Kubik; 1433, McGuire; 1434, Schoenberg; 1436, Schoenberg; 1442 and 43, Weller; 1444, Speaker Madigan; 1448, Weller; 1449 and 1450, Leader Daniels; 1452, Black; 1453, Steczko; 1454, Wolf and 1455, DeJaegher."

Speaker Giglio: "Representative Matijevich moves that the Agreed Resolutions be adopted. All those in favor signify by saying 'aye', opposed 'nay'. In the opinion of the Chair the 'ayes' have it. The Resolutions are adopted. Death Resolutions."

Clerk Leone: "House Resolution 1426, offered by Representative Shirley Jones, in respect to the memory of Irene Grace. House Resolution 1435, offered by Representative Turner, in respect to the memory of Ann Boyle. House Resolution 1437, offered by Representative Morrow, in respect to the memory of Dawanda Rae Dial. House Resolution 1438, offered by Representative Morrow, in respect to the memory of George Ira Dean. House Resolution 1439, offered by Representative Deering, in respect to the memory of Maryann Mode. House Resolution 1440, offered by Representative Morrow, in respect to the memory of Blanche Matthews. House Resolution 1441, offered by Representative Morrow, in respect to the memory of Tom Edwards, Jr. House Resolution 1445, offered by Representative Anthony Young, in respect to the memory of Tommy Parker Walker. House Resolution 1446, offered by Representative Black, in respect to the memory of Mary K. 'Cassie' Hile. House Resolution 1447, offered by Representative Shaw, in respect to the memory of Lonnie Earl Smith. House Resolution 1451, offered by Representative Morrow, in respect to the memory of Abdul Wali Muhammad. House Resolution 1456, offered by Representative Johnson, in respect to the memory of Jacob

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

Ben Hamburg. House Resolution 1457, offered by Representative Johnson, in respect to the memory of George Merrimac. House Resolution 1458, offered by Representative Shaw, in respect to the memory of Susie Williams and House Resolution 1459, offered by Representative Shaw, in the respect to the memory of Lula Lockhart."

Speaker Giglio: "Representative Matijevich moves on the acceptance of the Death Resolutions. All those in favor signify by saying 'aye', opposed 'nay'. In the opinion of the Chair, the 'ayes' have it. The Death Resolutions are adopted. Introductions and First Reading."

Clerk Leone: "House Resolution (sic- Bill) 2731, offered by Representative Schakowsky. First Reading of the Bill. House Resolution (sic- Bill) 2732, offered by Representative Satterthwaite. First Reading of the Bill. House Resolution (sic- Bill) 2733, offered by Representative Satterthwaite. First Reading of the Bill. House Resolution (sic- Bill) 2734, offered by Representative Deering. First Reading of the Bill. House Resolution (sic- Bill) 2735, offered by Representative Black, et al. First Reading of the Bill. House Resolution (sic- Bill) 2736, offered by Representative Mautino. First Reading of the Bill. House Resolution 2737, offered by Representative Mautino. First Reading of the Bill."

Speaker Giglio: "Committee on Assignments."

Clerk Leone: "House Bill 2731, offered by Representative Schakowsky, a Bill for an Act to amend the Illinois Income Tax Act. First Reading of the Bill. House Resolution (sic- Bill) 2732, offered by Representative Satterthwaite, a Bill for an Act to amend the Deferred Compensation Continuing Appropriations Act. First Reading of the Bill. House Resolution...House Bill 2733, Satterthwaite, a Bill for an

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

Act to amend the Illinois Pension Code. First Reading of the Bill. House Bill 2734, offered by Representative Deering, a Bill for an Act to amend the Illinois Vehicle Code. First Reading of the Bill. House Bill 2735, offered by Representative Black, a Bill for an Act to amend the Firearm Owners' Identification Card Act. First Reading of the Bill. House Bill 2736, offered by Representative Mautino, a Bill for an Act in relation to child sex offenders. First Reading of the Bill. House Bill 2737, offered by Representative Mautino, a Bill for an Act in relation to habitual child sex offenders. First Reading of the Bill.

Speaker Giglio: "Committee on Assignments. On page 2 of the Calendar, under Conference Committee Reports, appears House Bill 1528. Representative Curran."

Curran: "Mr. Speaker, I move the adoption of Conference Committee Report House Bill 1528. The additional items here are to add the Home Ownership Made Easy Act as one of the possible recipients of these state funds, from the pay- roll...the state employees' payroll deduction."

Speaker Giglio: "Any discussion? Representative Black."

Black: "Just one question of the Sponsor, Mr. Speaker."

Speaker Giglio: "Proceed."

Black: "Representative, I believe that we're in agreement with the Conference Committee Report. Just one question on the language about McCormick Place Advisory Board, it...Someone wanted me to ask whether this was putting that board on the retirement system?"

Curran: "Well, thank you for drawing my attention to the McCormick Place Advisory Board. When I scanned this Bill earlier, this Conference Committee Report earlier this morning, I didn't...and I failed to mention to the Body

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

that, in addition, we're changing from the Speaker to the Authority the entity that will name the State Representatives who will serve on that advisory board. I don't see any language that pertains, that is changed, that pertains to the retirement system. So, all I can tell you is that it is my opinion, and my intention, that there is no change in that issue or for those people involved as the result of this legislation."

Black: "I appreciate that. In other words, it's really just a change in who is going to name the members of that board?"

Curran: "And also the language pertaining to the Home Ownership Made Easy."

Black: "Okay. Thank you very much."

Speaker Giglio: "The question is, 'Shall the House adopt the First Conference Committee Report to House Bill 1528?' And on that question, all those in favor signify by voting 'aye', opposed 'no'. The voting is open, and this is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 112 voting 'yes', none voting 'no' and 3 voting 'present'. And the House does accept the First Conference Committee Report to House Bill 1528. And this Bill, having received the required Constitutional Majority, is hereby declared passed. On page 2 of the Calendar, under Conference Committee Reports, appears House Bill 1972, Representative Steczo."

Steczko: "Thank you, Mr. Speaker, Members of the House. I would ask that the House adopt Conference Committee Report #1 to House Bill 1972. This Bill contains noncontroversial provisions dealing with Enterprise Zones and the Municipal Code in the Horse Racing Act. Number one, Mr. Speaker, this Bill extends the date under which off-track betting

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

parlors can provide reimbursement to local park districts in municipalities to March 15, 1992. The current date in the statute is February 1, 1992. It's to help an OTB parlor that will not be finished until the middle of February. In addition, it amends the Municipal Code and Public Utilities Act to repeal a utility tax exemption enacted in the spring of 1991. This is a provision that Senator Rigney and Representative Black were very interested in doing. In addition, it changes and clarifies some inadvertent language that was taken out in the Municipal Code with regards to municipal elections and allows for partisan elections in those villages that prior to January 1, 1992, have conducted partisan elections. It also extends a reporting date to December 31, 1992, for the House and Senate Revenue Committees to make their joint study on sunseting local governments. And, in addition finally, Mr. Speaker, Members of the House, amends the Retailers Occupation Tax Act Enterprise Zone building materials deduction to provide language that is in agreement with the Department of Revenue and the Governor and the General Assembly. So, I would answer any questions, Mr. Speaker, if not, I would ask for the concurrence in the House with Conference Committee Report #1 to House Bill 1972."

Speaker Giglio: "Any discussion? The Gentleman from Cook, Representative McNamara."

McNamara: "Thank you, Mr. Speaker. The Gentleman will yield for a question? Indicates he will. Representative, in one point of this discussion, I have had considerable contact from some of my villages concerned with the election laws. Could you explain precisely what the election law in this area, what it does. Does it eliminate the running of

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

parties throughout villages?"

Steczo: "Representative McNamara, there was a change in the law that the Legislature passed last spring with regard to running partisan local elections. However, there was an inadvertent omission, and the idea was to have referendas...referenda to allow partisan...partisan local elections. But the intention was, to grandfather in all those who had been doing it. And, so this puts that grandfather in the statutes. So, those local governments that traditionally have been running partisan elections, will not have to go through the expense of having a special referendum to ask their constituents whether or not it's permissible."

McNamara: "That means that any party that was established or is established, such as a performance, preference, home owners' party, etc., if they ran as a coalition, even a coalition party, if they ran under those labels, they could still by this change in law, now it would repeal the old section of the law, and now they could run as their coalition or party label that they had determined..."

Steczo: "It does not repeal, it just simple adds the grandfather for those who had traditionally been doing it."

McNamara: "Do they have to go through a primary in order to do that?"

Steczo: "No, they do not have to go through referendum."

McNamara: "Do they have to go through a slate-making, etc., a formal slate-making process?"

Steczo: "I don't know about the slate-making process. The whole question is having to do the referendum, and that's what this addresses."

McNamara: "And this is the latest language by the Municipal League, is that correct?"

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

Steczo: "That is correct."

McNamara: "So, the Municipal League is rectifying the error when they advised us wrongly a year ago?"

Steczo: "That is correct."

McNamara: "Thank you very much."

Speaker Giglio: "Representative Klemm."

Klemm: "Well, thank you, Mr. Speaker. Will the Sponsor yield for a question?"

Speaker Giglio: "He indicates he will."

Klemm: "I just wanted some clarification on one of those. The Bill doesn't really become part of but it extends the reporting date on the Revenue Committee Report on the fiscal activities of local government. And I was wondering what's happening with the House and Senate Revenue Committees about the hearings on the fiscal practices and what are (sic -do) they intend to do about it, other than report to the General Assembly?"

Steczo: "Mr. Klemm, I'm not a Member of the Revenue Committees and haven't taken an active part in the actions of those committees in terms of this report. However, the request came to have the report date extended for one year. So as a courtesy to the Revenue Committees, we acceded to their request and provided that extension in this report."

Klemm: "Alright. Well, a couple of Members may want to speak and address it a little bit more, I'm not quite sure, but, I know many of us who have been, you know, concerned about local governments, concerned about what in the world they'll be recommending to local governments. So, perhaps they'll be answered. Thank you."

Speaker Giglio: "Representative Kubik."

Kubik: "Thank you, Mr. Speaker. In order to respond to Representative Klemm's question: we passed a Resolution



STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

earlier in the General Assembly to respond to a report which was put out on the subject of local government, and not necessarily just sunseting of local government, but streamlining of local government and addressing a lot of those issues. What we decided to do was, we're still looking at that issue, we were to report by the end of last year. We'd like a little bit more additional time. It is not the intention of the Revenue Committee to necessarily put out legislation. We just want to review the recommendations that were given to us by the Illinois Taxpayers Federation and sift through those recommendations to see what might ultimately come forward as legislation. I want to assure the Members that a vote on this subject is not a vote for sunseting of local government. It's just simply... It is a process of evaluating the report that was given to us and have some hearings and have some dialogue with local governments and various interested parties to see what might be done to streamline and make local government more efficient."

Speaker Giglio: "Representative Levin."

Levin: "Will the Gentleman yield? I heard reference to the Public Utilities Act and just wanted to make sure that there's nothing in here that deals with the rewrite of telecommunications?"

Steczo: "Representative Levin, nothing in here deals with the rewrite of the Telecommunications Act, believe me, nothing."

Levin: "Because, I recall last fall we had one Bill which went down 98 to 2, that would have dealt with that subject. Thank you."

Speaker Giglio: "Representative Hartke."

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

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

Speaker Giglio: "He indicates he will."

Hartke: "Now, Representative you're talking about the Enterprise Zone, this just puts the authority back into the Enterprise Zone group or county or city that created that to determine who is going to receive the exemption on sales tax on building material?"

Steczo: "That is correct."

Hartke: "Okay. Thank you very much."

Speaker Giglio: "Representative Steczo to close."

Steczo: "Thank you, Mr. Speaker. I would just ask for the adoption of the report."

Speaker Giglio: "The question is, 'Shall the House accept the First Conference Committee Report to House Bill 1972?' On that question, all those in favor signify by voting 'aye', opposed 'no'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 111 voting 'yes', none voting 'no', and 1 voting 'present', and the House does accept the First Conference Committee Report to House Bill 1972, and this Bill, having received the required Constitutional Majority, is hereby declared passed. The Chair would like to make the Members aware that in our midst today we have the former Speaker of the House, former Speaker Redmond, talking in the back there. Welcome back to Springfield. Bill Redmond. Supplemental Calendar announcements."

Clerk Leone: "Supplemental #1 to the House Calendar is now being distributed."

Speaker Giglio: "On House Bills, Third Reading, page 2 of the Calendar, appears House Bill 2698, Representative Hannig. Read the Bill, Mr. Clerk."

Clerk Leone: "House Bill 2698, a Bill for an Act to reduce

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

appropriations to certain state agencies. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Macoupin, Representative Hannig."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. This is a supplemental appropriation for federal funds only. It provides for \$2.1 million for employment security primarily for the federally funded trade adjustment program, \$160,000 to the Arts Council, \$3 million to DCCA, and \$2 million to the Criminal Justice Systems. Again, these are all federal programs that we have gotten grants for, and we'd like to pass them on to the appropriate state agencies so that they can spend them. I would ask for your 'yes' vote."

Speaker Giglio: "Any discussion? The Gentleman from Vermilion, Representative Black."

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

Speaker Giglio: "He indicates he will."

Black: "This is purely an Appropriations Bill, is it not, Representative?"

Hannig: "Yes, Representative. This appropriates federal funds."

Black: "Okay, you caught me at a disadvantage because I didn't have the appropriations file with me. This is...as I recall, we amended this, what, a week ago?"

Hannig: "That's correct, we amended it last week when we were here."

Black: "And it's strictly all federal funds and then appropriating those to allow us to spend the federal funds, correct?"

Hannig: "Yes. The actual underlying Bill was a shell Bill and Amendment #1 becomes the Bill and allows us to spend

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

federal funds only."

Black: "As I recall, there was some heated discussion. There isn't anything in this Bill before us that would transfer federal dollars to any account or purpose for which those funds were not intended. I think there was some confusion on that a week ago."

Hannig: "No, Representative, we would not want to risk any...losing any federal funds by putting them in the wrong category. So..."

Black: "Well, I think we're in total agreement on that statement. Thank you very much for your patience."

Speaker Giglio: "Further discussion? Hearing none, the question is, 'Shall the House pass House Bill 2698?' All those in favor signify by voting 'aye', opposed 'no'. The voting is open. This is final action. Representative Dunn."

Dunn: "Thank you, Mr. Speaker. Like everyone else, I'm voting for this Bill because we need to capture federal funds. I do wish for the record to express chagrin if any part of this is used to fund the statewide grand jury which is very poor legislation, even though it is now in the statute books."

Speaker Giglio: "Have all voted who wish? Have all voted who wish? Representative Younge. Wyvetter Younge."

Younge, W.: "Yes, thank you, Mr. Speaker. I was out of the room when the explanation of what this Bill is about was given. Would someone briefly say what this is?"

Speaker Giglio: "Representative Hannig, do you want to talk to Representative Wyvetter Younge? Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 113 voting 'yes', none voting 'no', and House Bill 2698, having received the required Constitutional Majority, is hereby declared passed. The intention of the House is to

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

recess until 1:15, and Representative Dunn has an announcement for the downstate Legislators. Representative Dunn."

Dunn: "Thank you, Mr. Speaker. Representative Preston will be buying lunch for the downstate Caucus, and we'll be meeting immediately...immediately in our usual meeting place which is L-1 in the Stratton Building. So, all downstate Caucus Members be there right away. We look forward to a pleasant lunch at the sponsorship of Representative Preston. We're very grateful to him for that. Thank you."

Speaker Giglio: "Representative Turner."

Turner: "Thank you, Mr. Speaker. The Illinois Legislative Black Caucus will have a meeting also in Room 2094, Stratton Building. Immediately after."

Speaker Giglio: "You've heard those two Gentlemen for their respective Caucuses. The House will now stand at ease until 1:15."

Clerk Leone: "Attention. Members of the House of Representatives. The House will reconvene this afternoon at 4:00 p.m., instead of at 1:15. The four Leaders and the Governor will meet again at 3:00 p.m., and if there is no progress on a final solution, the Speaker plans to adjourn the House at 4:00 p.m. to allow House Members adequate time to travel home. House Members will then be given a 24 hour notification of when to return to Springfield next week once a final solution has been drafted to the budget problem. Again, the House will reconvene at 4:00 p.m. today and at that time House Members may be going home for the week. Let me repeat that announcement. The House will reconvene this afternoon at 4:00 p.m. instead of 1:15. The four Leaders and the Governor will be meeting at 3:00 p.m., and if there is no progress on the final solution, the

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

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Speaker Giglio: "The House will come to order. On Supplemental Calendar #2 appears under Motions, Senate Joint Resolution 105, Representative Currie."

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

Speaker Giglio: "Representative Currie."

Currie: "I move for the discharge of the House Revenue Committee with respect to consideration of Senate Joint Resolution 105 and ask for immediate consideration. The Resolution is printed, copies are on the Members desks."

Speaker Giglio: "All those in favor of the Resolution...excuse me."

Currie: "Oh, I'm sorry, I'll tell you what it does. What it does is to change the reporting date for a task force that we created some time ago to look on issues involving federal funds, and it also adds to that task force an appointment from the Illinois Commission on Intergovernmental Cooperation because they are so intimately involved in federal and state issues. I've cleared the contents of the Resolution with the Minority Spokesman on the House Revenue Committee and with staff on the Republican side of the aisle."

Speaker Giglio: "The Gentleman from Vermilion, Representative Black."

Black: "Thank you very much, Mr. Speaker. I don't have any questions about the content, just on procedure."

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

Representative, the...I assume you are now the Chief Sponsor with a letter on file from the Senate Sponsor?

Currie: "You are right."

Black: "Okay. Thank you. And we've already passed this, and you're just going to extend the date?"

Currie: "And add Intergovernmental Cooperation to a spot on the task force."

Black: "Okay. And Representative Kubik assures me that this is worthy of our support. We stand with you."

Currie: "Thank you very much."

Speaker Giglio: "The question is to discharge the Committee on Revenue from further consideration to advance to the Speaker's Table for immediate consideration. Does the Lady have leave to use the Attendance Roll Call? Hearing none, leave is granted. The Motion carries. On the Motion, Representative Currie."

Currie: "Thank you, Mr. Speaker. We now understand the contents of the Resolution, and so I would ask for your support."

Speaker Giglio: "The Lady moves for the adoption of Senate Joint Resolution 105. All those in favor...Do we have leave for the Attendance Roll Call? Hearing none, leave is granted. The Senate Joint Resolution 105 is adopted. Alright, the Chair would like to indicate to the Members that the Leaders are still meeting with the Governor pertaining to the budget, and we will stand at ease until we get word as to what direction we're going to go. Speaker Madigan."

Madigan: "Mr. Speaker and Ladies and Gentlemen, I regret that I was delayed in making this announcement. We were in a meeting with the Governor. It does appear as if there is a tentative agreement for budget reductions. However, the drafting of that will take an amount of time such that we are better advised to leave tonight and come back next

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

Tuesday at 12:00 noon. So, we've been advised that to reduce this agreement to writing would take, in a minimum, 24 hours, and of course, you know these estimates are always on the short side. So, you might find yourself here tomorrow night at 10:00 or 11:00 o'clock or 1:00 o'clock in the morning voting on the agreement. So our plan is leave tonight, come back Tuesday at 12:00 noon, and I'm told that there will be a Republican Caucus immediately after adjournment. So, with that, Mr. Speaker, do we have an Adjournment Resolution prepared?"

Clerk Leone: "House Joint Resolution 93, offered by Representative McPike. Resolved, by the House of Representatives of the 87th General Assembly, the State of Illinois, the Senate concurring herein, that when the House of Representatives adjourns on Thursday, January 16, 1992, it stands adjourned until Tuesday, January 21, 1992, at 12:00 noon. And when the Senate adjourns on Thursday, January 16, 1992, it stands adjourned until Tuesday, January 21, at 12:00 o'clock noon."

Speaker Giglio: "You heard the Adjournment Resolution. Representative Churchill."

Churchill: "Thank you, Mr. Speaker. The Republicans will have an immediate conference in Room 118."

Speaker Giglio: "We'll adopt the Adjournment Resolution, and then we'll...You can have your Caucus and do what you want. All those in favor of the Adjournment Resolution say 'aye'...Representative Madigan."

Madigan: "Mr. Speaker, I had indicated, I had said that we plan to adjourn now, which we do, and I did that because many people have been asking me if we could leave at a decent hour so they can get home at a decent hour tonight. However, if there are Democratic Members who wish to Caucus



STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

106th Legislative Day

January 16, 1992

on this question, we'll be in Room 118...114, immediately after Session. For those of you that wish to leave, why, have a good trip home. Thank you."

Speaker Giglio: "Alright. All in favor say, 'aye' to adopt the Resolution, opposed 'no'. In the opinion of the Chair, the 'ayes' have it...The adoption of the Resolution is adopted. Representative Madigan now moves that the House stand adjourned 'til 12:00 noon, Tuesday, and the Republicans now have immediate Caucus in Room 118. The House now stands adjourned."

STATE OF ILLINOIS  
87TH GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
DAILY TRANSCRIPTION OF DEBATE INDEX

JANUARY 16, 1992

HB-1528 CONFERENCE	PAGE	4
HB-1972 CONFERENCE	PAGE	5
HB-2698 THIRD READING	PAGE	10
HB-2731 FIRST READING	PAGE	3
HB-2732 FIRST READING	PAGE	3
HB-2733 FIRST READING	PAGE	3
HB-2734 FIRST READING	PAGE	3
HB-2735 FIRST READING	PAGE	3
HB-2736 FIRST READING	PAGE	3
HB-2737 FIRST READING	PAGE	3
HJR-0093 RESOLUTION OFFERED	PAGE	16
SJR-0105 MOTION	PAGE	14
SJR-0105 ADOPTED	PAGE	15
SJR-0105 RESOLUTION OFFERED	PAGE	15

SUBJECT MATTER

HOUSE TO ORDER - SPEAKER GIGLIO	PAGE	1
PRAYER - REPRESENTATIVE HARTKE	PAGE	1
PLEDGE OF ALLEGIANCE	PAGE	1
ROLL CALL FOR ATTENDANCE	PAGE	1
AGREED RESOLUTIONS	PAGE	1
DEATH RESOLUTIONS	PAGE	2
RECESS	PAGE	13
ADJOURNMENT	PAGE	17