

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

19th Legislative Day

March 12, 1991

Speaker Laurino: "The House will come to order, please. The House will please come to order. The Chaplain for today is Reverend Bill Davis of the Lakeside Christian Church in Springfield. Reverend Davis is a guest of Representative Hasara. Our guest in the gallery may wish to rise for invocation."

Reverend Davis: "Would you bow with me for a word of prayer? Almighty Father, who has given us this land and our great heritage that we celebrate. We come this afternoon humbly asking that You will always be with us. That You will help us be a people mindful of Your favor, pleasing to do Your will. We pray that You continue to bless our land. That You would grant us pure manners that in Your sovereign wisdom. That You would deliver us from violence, discord and confusion. That You would keep us from pride in evil ways. We would pray that You would help us as we defend our liberties and fashion us into united people, as we seek to do Your will. This afternoon Father, we come seeking a special blessing upon these Legislators. That You would grant them Your wisdom as they seek to plot a course for this great state. That You would grant them patience, cooperation that they may continue to lead us in greatness. That this country may bring glory to Your kingdom and to Your name. We pray this is Jesus name. Amen."

Speaker Laurino: "We will be led in the Pledge by 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 Laurino: "Roll Call. Representative Matijevich, are there any excused absence?"

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Matijevich: "Yes, Mr. Speaker let the record reflect that the excused absence of Representative Phelan and we send our sympathy and condolences to him. His father passed away, his funeral was held today and also Representative Lang who with his wife are celebrating the birth of their girl, Rebecca."

Speaker Laurino: "Thank you. Representative Piel do you have any excused absence?"

Piel: "Yes, Mr. Speaker will the record show excused absence of Representative Ryder and Representative McCracken, please."

Speaker Laurino: "There being 113 Members present, there is a quorum. So take the Roll. We will take the Introductions and First Readings please."

Clerk O'Brien: "Introduction and First Reading of Bills. House Bill 620, offered by Representative Sieben, a Bill for an Act concerning arbitration of seed disputes in amending named Act. First Reading of the Bill. House Bill 621, offered by Representative White, a Bill for an Act to amend the Illinois Pension Code. First Reading of the Bill. House Bill 622, offered by Representative McNamara, a Bill for an Act to amend the Illinois Abortion Law. First Reading of the Bill. House Bill 623, offered by Representative Curran, a Bill for an Act to amend the Code of Civil Procedure. First Reading of the Bill. House Bill 624, offered By Representative Curran, a Bill for an Act to amend the Code of Civil Procedure. First Reading of the Bill. House Bill 625, offered by Representative LeFlore, a Bill for an Act to amend the Illinois Pension Code. First Reading of the Bill. House Bill 626, offered by Representative Weller, a Bill for an Act to require reserved seating for certain live entertainment performances. First Reading of the Bill. Housed Bill 627, offered by Representative McCracken, a Bill for an Act to

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amend the Code of Civil Procedure. First Reading of the Bill. House Bill 628, offered by Representative McCracken, a Bill for an Act to amend the Uniformed Commercial Code. First Reading of the Bill. House Bill 629, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations for the ordinary and contingent expense of Prairie State 2000 Authority. First Reading of the Bill. House Bill 630, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations to various agencies. First Reading of the Bill. House Bill 631, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations for the ordinary and contingent expense of the Department of the Lottery. First Reading of the Bill. House Bill 632, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations to the ordinary and contingent expense of the State Police Merit Board. First Reading of the Bill. House Bill 633, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations to the ordinary and contingent expense of the Human Rights Commission. First Reading of the Bill. House Bill 634, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations to the ordinary and contingent expense of the Department of Human Rights. First Reading of the Bill. House Bill 635, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations to the ordinary and contingent expense for the Illinois Local Labor Relations Board. First Reading of the Bill. House Bill 636, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations for the ordinary and contingent expense of the Department of Labor. First Reading of the Bill. House Bill 637, offered by Representative Daniels and Ryder, a

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Bill for an Act making appropriations for the ordinary and contingent expense Department of Conservation. First Reading of the Bill. House Bill 638, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriation for the ordinary and contingent expense of the Office of Public Council. First Reading of the Bill. House Bill 639, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations for the ordinary and contingent expense for the Department of Nuclear Safety. First Reading of the Bill. House Bill 640, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations for the Abandoned Mine Land Reclamation Council. First Reading of the Bill. House Bill 641, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations and reappropriations to various agencies. First Reading of the Bill. House Bill 642, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations to the various state agencies and certain retirement systems. First Reading of the Bill. House Bill 643, offered by Representative Daniels and and Robert Olson, a Bill for an Act making appropriations and reappropriations to the Environmental Protection Agency. First Reading of the Bill. House Bill 644, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations to the ordinary and contingent expense for the Department of Military Affairs. First Reading of the Bill. House Bill 645, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations for the ordinary and contingent expense of the Illinois State Labor Relations Board. First Reading of the Bill. House Bill 646, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations for the

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ordinary and contingent expense for the Department of State Police. First Reading of the Bill. House Bill 647, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations to various state agencies. First Reading of the Bill. House Bill 648, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations to the Metropolitan Pier and Exposition Authority. First Reading of the Bill. House Bill 649, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations for the ordinary and contingent expense for the Commissioner of Banks and Trusts Companies. First Reading of the Bill. House Bill 650, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations for the ordinary and contingent expense of the Civil Service Commission. First Reading of the Bill. House Bill 651, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations to the ordinary and contingent expense for the Industrial Commission. First Reading of the Bill. House Bill 652, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations for the ordinary contingent expense for the Court of Claims. First Reading of the Bill. House Bill 653, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations to the Illinois Farm Development Authority. First Reading of the Bill. House Bill 654, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations for the ordinary and contingent expense of the Prison Review Board. First Reading of the Bill. House Bill 655, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations for the ordinary and contingent expense for the Guardianship and Advocacy Commission. First Reading of

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the Bill. House Bill 656, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations to the Office of State Fire Marshal. First Reading of the Bill. House Bill 657, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations for the ordinary and contingent expense of the Governor's Purchase Care Review Board. First Reading of the Bill. House Bill 658, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations for the ordinary and contingent expense of the Department of Mental Health and Developmental Disabilities. First Reading of the Bill. House Bill 659, offered by Representative Daniels and Ryder, a Bill for an Act making appropriations for the ordinary and contingent expense of the Department of Alcoholism and Substance Abuse. First Reading of the Bill. House Bill 660, offered by Representative Daniels and Robert Olson, a Bill for an Act making appropriations for the ordinary and contingent expense of the Office of Commissioner of Savings and Residential Finance. First Reading of the Bill. House Bill 661, offered by Representative Sieben, a Bill for an Act to amend the Illinois Marriage and Dissolution of Marriage Act. First Reading of the Bill. House Bill 662, offered by Representative Hicks, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 663, offered by Representative Matijevich, a Bill for an Act in relation to pricing of consumer items. First Reading of the Bill. House Bill 664, offered by Representative Capparelli, a Bill for an Act to amend the Illinois Pension Code. First Reading of the Bill. House Bill 665, offered by Representative Capparelli, a Bill for an Act to amend the Illinois Pension Code and the States Mandate Act. First Reading of the Bill. House Bill 666, offered by

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Representative Robert Olson, a Bill for an Act to amend the Wildlife Code. First Reading of the Bill. House Bill 667, offered by Representative DeLeo, a Bill for an Act to amend the Election Code. First Reading of the Bill. House Bill 668, offered by Representative DeLeo, a Bill for an Act to amend the Election Code. First Reading of the Bill. House Bill 669, offered by Representative Jay Hoffman, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 670, offered by Representative Jay Hoffman, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 671, offered by Representative Ronan, a Bill for an Act in relation to offenses committed in public parks. First Reading of the Bill. House Bill 672, offered by Representative Brunsvold, a Bill for an Act to amend the Tobacco Accessories and Smoking Herb Control Act. First Reading of the Bill. House Bill 673, offered by Representative Mautino, a Bill for an Act to amend the Illinois Income Tax Act. First Reading of the Bill. House Bill 674, offered by Representative Mautino, a Bill for an Act making appropriations to the Department of Commerce and Community Affairs. First Reading of the Bill. House Bill 675, offered by Representative Hannig, a Bill for an Act to amend the Unemployment Insurance Act. First Reading of the Bill. House Bill 676, offered by Representative Hannig, a Bill for an Act to amend the Civil Administrative Code. First Reading of the Bill. House Bill 677, offered by Representative Black, a Bill for an Act to amend the Child Care Act of 1969. First Reading of the Bill. House Bill 678, offered by Representative Black, a Bill for an Act to amend the Child Care Act. First Reading of the Bill. House Bill 679, offered by Representative Capparelli and Giorgi, a Bill for an Act to amend the Pawnbroker

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Regulation Act. First Reading of the Bill. House Bill 680, offered by Representative Rice, a Bill for an Act to amend the Illinois Pension Code. First Reading of the Bill."

Speaker Laurino: "Representative Kubik for what purpose do you rise?"

Kubik: "Thank you, Mr. Speaker. What I would like to do is make a Motion to waive the posting rule on House Bill 1 in the Revenue Committee. I have spoken with the Revenue Committee Chair person and...due to a clerical error it was not posted for this week and I think she is agreeable to that Motion to waive the posting rule so it can be posted for tomorrows hearing."

Speaker Laurino: "Representative Currie...is that alright? One minute please. Is this a Special Session Bill?"

Kubik: "Yes, it is."

Speaker Laurino: "Could you hold the Motion until we get to that Session? The Special Session. On the Calendar page 2, House Bills Third Reading is House Bill 277, Third Reading. Representative Saltsman. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 277, a Bill for an Act to amend the Illinois Municipal Code. Third Reading of the Bill."

Speaker Laurino: "Representative Saltsman."

Saltsman: "Thank you, Mr. Speaker. This was technical error that we had in last years legislation pertaining to tax increment finance on real estate and what happened was one small municipality this effects did not start their district until January 8th of 1981. What this does is change the date to January 15th to allow the village of Bartonville to be able to relinquish about \$8,000,000 of bonds that they presently have on hold because this did not come out right in the Conference Committee. So with that I ask for passage of House Bill 277."

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Speaker Laurino: "Are there any question on this Motion?
Representative Black."

Black: "Thank you very much, Mr. Speaker. I just simply rise to support the Gentleman's Motion, he was kind enough to review this with us prior to requesting that this bypass committee. It does not effect the state in any way. It's a property tax tip. It's simply correcting an error will help the Gentleman's district, we appreciate his cooperation and we would urge your support."

Speaker Laurino: "The question is, 'Shall House Bill 277 pass?' All those in favor vote 'aye', those opposing vote 'no'. Where? Yeah he voted me. On this question there are 103 'ayes' 0 'present' 13 not voting, this receiving the Constitutional Majority is declared passed. There are 107 'ayes'. Would the record reflect that Representative Bugielski was in favor of voting 'aye'. Representatiave DeJaegher for what purpose do you arise?"

DeJaegher: "For the purpose of a Motion, Mr. Chairman. Pursuant to Rule 43(a), I move to bypass committee and place Resolution #SJR5 on the Speaker's Table for immediate consideration. The Resolution has been reproduced and distributed on the Members desks. I've also asked the Minority Spokesman on this and he sees no problems with this...with this Motion."

Speaker Laurino: "Have you checked with the Minority Spokesman? Have you checked with the Minority Spokesman on this?"

DeJaegher: "Yes, Representative Black has already cleared this."

Speaker Laurino: "Can we use the Attendance Roll Call then for that Motion? Mr. DeJaegher on your Resolution please. On your Resolution, Sir. Would explain your Resolution?"

Dejaegher: "Basically in our area we have a problem with a marking on an interstates. This Bill will be considered in the federal government here very shortly and for that

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particular reason that's the extent of the Resolution. It's Just a numbering error that basically should have been taken care of quite some time ago and was neglected to do so."

Speaker Laurino: "All those in favor say 'aye', those opposed say 'nay'. In the opinion of the Chair the 'ayes' have it and the Motion is adopted. For what purpose to you arise, Representative McNamara?"

McNamara: "For the purpose of an announcement. The Educational Finance Committee which was scheduled to meet in Room 122-B from 4 to 8 P.M. will not meet today, due to the fact that we have only one Bill and it must be amended."

Speaker Laurino: "Further Introductions and First Readings."

Clerk O'Brien: "House Bill 681, offered by Representative Johnson, a Bill for an Act in relation to education funding. First Reading of the Bill. House Bill 682, offered by Representative Johnson, a Bill for an Act concerning athletic associations and the rights of member institutions. First Reading of the Bill."

Speaker Laurino: "For what purpose does Representation Saltsman arise? Turn on Saltsman, please."

Saltsman: "Yes, thank you Mr. Speaker. I rise for the privilege of announcement on the time schedule for a committee. The House Executive Committee tomorrow morning will be meeting at 9:00 o'clock instead of 8:00 o'clock timing on the scheduled. The House Committee on Executive, 9:00 o'clock tomorrow morning."

Speaker Laurino: "Agreed Resolutions."

Clerk O'Brien: "House Resolution 155, offered by Speaker Madigan; 156, Noland; 157, Wyevette Younge; 158, Wolf; 162, DeJaegher; 163, DeJaegher; 164, DeJaegher; 165, DeJaegher; 166, DeJaegher; 167, Munizzi; 168, Churchill; 169, Ronan; 170, Mautino; and 171, Granberg. Also House Joint

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Resolution 13, offered by Representative Ewing and Senate Joint Resolution 13, offered by Representative Giglio."

Speaker Laurino: "Representative Matijevich on the Resolutions."

Matijevich: "Mr. Speaker, these are all agreed to. I move the adoption of the Agreed Resolutions."

Speaker Laurino: "All those in favor say 'aye', all those opposed say 'nay'. The 'ayes' have it. The Motion considered adopted. Death Resolutions."

Clerk O'Brien: "House Resolution 159, offered by Representative Morrow, with the respect to the memory Herman "Tony" Rhoden; House Resolution 160, offered by Representative LeFlore with respect to the memory of Mother Canaro Copeland; House Resolution 161, offered by Representative LeFlore with respect to the memory of Deacon Carl James Johnson."

Speaker Laurino: "Representative Matijevich moves to adopt all Death Resolutions. All in favor say 'aye', those opposed say 'no'. The 'ayes' have it and the Resolutions are adopted. Further Resolutions? Representative McPike moves to adjourn the House until 12:00 o'clock tomorrow leaving time for all new Bills in the Perfunctory Session until that time. All in favor say 'aye', those opposed say 'no'. The 'ayes' have it, the Motion is adopted."

Speaker Laurino: "The First Special Session will now come to order. The Roll Call for the First Session. Regular Session will stand for the Special Session, the First Special Session. And on that the first one will be Kubik. Representative Kubik, now with your Motion please."

Kubik: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I would move to waive the posting Rule so that House Bill 1 could be heard in the Revenue Committee tomorrow. In the regular Revenue Committee."

Speaker Laurino: "Does he have leave of the House? Mr. Clerk,

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please use the Attendance Roll Call for that Motion. Representative McPike stands that the House stands adjourned for the First Special Session till 12:05 tomorrow, March 13."

Clerk O'Brien: "Introduction and First Reading of Constitutional Amendments. House Joint Resolution Constitutional Amendment #7, offered by Representative Cowlshaw.

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, That there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to add Section 9 to Article XIII of the Illinois Constitution as follows:

ARTICLE XIII

GENERAL PROVISIONS

SECTION 9. GAMBLING

(a) All forms of gambling are prohibited in this State, except as authorized by subsection (b). The General Assembly shall provide by law for criminal penalties for unauthorized gambling.

(b) The following forms of gambling are authorized as the General Assembly may provide by law:

(1) A State lottery if all of the net proceeds accruing to the State are used to fund the public schools.

(2) Horse racing if betting is limited to on-track sites and no more than 15 off-track sites and all net revenues accruing to the State are used to fund agricultural programs.

(3) Raffles and bingo conducted by nonprofit

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organizations.

SCHEDULE

This Constitutional Amendment takes effect upon approval by the electors of this State. First Reading of the Constitutional Amendment.

Clerk O'Brien: "Introduction and First Reading of Bills. House Bill 683, offered by Representative Walsh, a Bill for an Act in relation to taxation on gasohol. First Reading of the Bill. House Bill 684, offered by Representative Santiago, a Bill for an Act to provide for the recovery of civil damages for certain torts involving cannabis and controlled substances and relation to penalties for certain controlled substances violations. First Reading of the Bill. House Bill 685, offered by Representative Santiago, a Bill for an Act to amend the Illinois Vehicle Code. First Reading of the Bill. House Bill 686, offered by Representative Santiago, a Bill for an Act to amend the Illinois Vehicle Code. First Reading of the Bill. House Bill 687, offered by Representative Hicks, a Bill for an Act to amend the Environmental Protection Act. First Reading of the Bill. House Bill 688, offered by Representative Keane, a Bill for an Act to amend the Illinois Pension Code and the States Mandates Act. First Reading of the Bill. House Bill 689, offered by Representative Keane, a Bill for an Act to amend the Illinois Pension Code and the States Mandates Act. First Reading of the Bill. House Bill 690, offered by Representative Keane, a Bill for an Act to amend the Illinois Pension Code. First Reading of the Bill. Perfunctory Session will be in order. Further Introductions. House Bill 691, offered by Representative

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Jesse White, a Bill for an Act to amend the clinical Health Problems and Comprehensive Health Education Act. First Reading of the Bill. House Bill 692, offered by Representative McNamara, a Bill for an Act to amend the Illinois Vehicle Code. First Reading of the Bill. House Bill 693, offered by Representative McNamara, Barnes and Steczo, a Bill for an Act in relation to local tax reimbursement. First Reading of the Bill. There being no further business the House now stands adjourned."

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