

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

31st Legislative Day

April 9, 1991

Speaker McPike: "The House will come to order. The Chaplain for today is Dr. Art Rohrheim. Dr. Rohrheim is affiliated with the Iwana Club International. He is the guest of Representative Parke. Guests in the balcony may wish to rise and join us for the invocation."

Dr. Art Rohrheim: "Shall we lift our hearts in prayer together. We are thankful this day for a God who has told us in this world boldly to come to the throne of grace to obtain mercy in the time of need. Yes, we all need Your wisdom, individually in our personal lives, but also for a Body of Legislators. Our Father, You so beautifully told us in Your word, that if any man lack wisdom, let him ask of God who gives to all men liberally and upbraideth not. Our Father, we come to You this day with hearts overflowing with thanks for the many answered prayers in behalf of our country and the protection and victory in behalf of our courageous servicemen. We also pray at this time for those...for our youth of our country. Especially for those in despair who desperately seek for a purpose and reality in life. These are truly challenging days in our world. What a comfort it is to know that we can all say with the psalmist 'I will, sayeth the Lord. He is my refuge, and my fortress, my God. In Him will I trust. Yea, though I walk through the valley of the shadow of death, I will fear no evil, for Thou art with me.' I thank You God this morning for the Legislators who have chosen to rule and govern our home state of Illinois. In the Book of Proverbs, we have You exhorting us that in all our ways, we should acknowledge You, and You will direct our paths. Now, may the grace of God and our Father and the Lord Jesus Christ impart His wisdom to His General Assembly of the Legislators, for it is in His name we pray. Amen."

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

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

Speaker McPike: "Roll Call for Attendance. Representative Matijevich."

Matijevich: "Yes, Mr. Speaker, on this side of the aisle Representative DeJaegher is excused due to official business, and Representative Monroe Flinn is excused due to illness."

Speaker McPike: "I understand Representative Monroe Flinn fell and is in a cast, either broke both his legs or severely hurt both his legs...he's in a cast. Representative Richmond, is that correct?"

Richmond: "Yes, that's correct. He fell and tore the main tendon in front of both knees loose and required major repair and he's in a cast and both legs from his hip to the bottom of his feet will be for quite some time."

Speaker McPike: "Well Representative Richmond, what are you going to do?"

Richmond: "That'll be difficult."

Speaker McPike: "Representative Black."

Black: "Thank you very much, Mr. Speaker. Would the record reflect that Representative Barnes, Representative McAuliffe, and Representative Bill Peterson are excused."

Speaker McPike: "Thank you. Mr. Clerk, take the Roll. 113 Members answering the Roll Call, a quorum is present. Representative Black."

Black: "Yes, thank you very much, Mr. Speaker. A little information on two of our Members, those people who have served with them for some time. Representative Barnes and Representative McAuliffe are at home now recovering from

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surgery. I'm sure they would appreciate hearing from their fellow Representatives. Representative McAuliffe will probably be out the balance of the month, has had some serious kidney surgery and problems. Representative Barnes, we hope, will be back in say ten days."

Speaker McPike: "Representative Black, they are both at home?"

Black: "Yes. Yes, they are. They are both at home recovering now."

Speaker McPike: "Okay, thanks. Representative Daniels."

Daniels" "Well Mr. Speaker, Ladies and Gentlemen of the House, I know every Member of the General Assembly shares in its pride over the Governor's recent appointment of Representative Bob Piel to become Commissioner of Banks of the State of Illinois. It is truly a reflection of this institution's value, and frankly a reflection of the good judgment of the Governor, in my opinion, in appointing Representative Piel to this most important post. And of course at that time, we have the pleasure of having join us, a man who comes to the General Assembly with a great deal of experience and knowledge. The Mayor of Lansing Illinois, a recent vice-president of the Illinois Municipal League, a former member of NIPC, and a man that is steeped in municipal knowledge and affairs. And during his tenure, since 1985, as the Mayor of Lansing, he's taken upon himself to concentrate in areas of budget, finance and economic development. Now I know that southwestern Cook County is turning out an awful lot of good people, 'cause just recently Representative Manny Hoffman joined us as a Mayor of Homewood. And now we find the Mayor of Lansing Illinois to add to this long list of extremely fine, capable people. Well, with the elevation of Bob Piel, brings to us a man that we're very proud to have join us. So, would you join me, and a man who is the father of five,

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grandfather of eight, the Mayor of Lansing, Illinois, Representative Bill Balthis. Representative Balthis."

Speaker McPike: "Representative Balthis."

Balthis: "I have to get used to this. First of all I want to say thank you to Representative Daniels, because I know he had a lot to do with Bob Piel's elevation. And I know that most of the Gentlemen on...Ladies on this side of the aisle had a lot to do with that so I first of all want to thank all of you, and pledge my support to everybody in this House as long as we're working together for the State of Illinois, and especially the 79th Legislative District, and thank you very much."

Speaker McPike: "Representative Daniels, everyone on our side of the aisle was for Bobby Piel too, you know."

Daniels: "I understand. And if you behave yourself, maybe the Governor might appoint you to some small commission in the future."

Speaker McPike: "I'll take it."

Daniels: "May I, Sir, also take the opportunity to recognize his wife Joanne. Joanne Balthis is with us today, so if you'd please recognize Joanne."

Speaker McPike: "Page five of the Calendar, a Consent Calendar. Second Reading. Mr. Clerk."

Clerk O'Brien: "Consent Calendar. Second Reading, Second Day. House Bill 98, a Bill for an Act to amend the School Code. Second Reading of the Bill. House Bill 551, a Bill for an Act to amend the Public Utilities Act. Second Reading of the Bill. House Bill 599, a Bill for an Act to amend the School Code. Second Reading of the Bill. House Bill 602, a Bill for an Act to amend the School Code together with Committee Amendment #1. Second Reading of the Bill. House Bill 603, a Bill for an Act to amend the School Code. Second Reading of the Bill. House Bill 604, a Bill for an

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Act to amend the Capitol Development Board Act. Second Reading of the Bill."

Speaker McPike: "Third Reading. Page five of the Calendar. Consent Calendar Third Reading. Mr. Clerk, read the Bills."

Clerk O'Brien: "Consent Calendar. Third..."

Speaker McPike: "Excuse me, Representative Lang, for what reason do you rise?"

Lang "Thank you Mr. Speaker. I gave the Clerk a slip some time ago to remove House Bills 175, 177 and 178."

Speaker McPike: "They've been removed."

Lang "Thank you."

Clerk O'Brien: "Consent Calendar. Third Reading, Second Day. House Bill 66, a Bill for an Act to amend the Crime Victim's Compensation Act. Third Reading of the Bill. House Bill 175 has been removed from the Consent Calendar. House Bill 176, a Bill for an Act to amend the Unemployment Insurance Act. Third Reading of the Bill. House Bill 177 and House Bill 178 have been removed from the Consent Calendar. House Bill 180, a Bill for an Act to amend the Minimum Wage Law. Third Reading of the Bill. House Bill 218, a Bill for an Act to amend the Illinois Purchasing Act. Third Reading of the Bill. House Bill 302, a Bill for an Act to amend the Clinical Social Work and Social Work Practice Act. Third Reading of the Bill. House Bill 338, a Bill for an Act to amend the Animal Control Act. Third Reading of the Bill."

Speaker McPike: "The question is, 'Shall these Bills pass?'. All in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk, take the Record. On these Bills there are 106 'ayes', no 'nays', 2 voting 'present'. These Bills having received a Constitutional Majority are hereby declared passed. Representative Giglio."

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Giglio: "Mr. Speaker, I'd like to move that we waive the posting rules for the Executive Committee tomorrow to hear House Bill 899. It was posted several weeks ago and was supposed to be posted for tomorrow's executives meeting but inadvertently was left out. I checked with the Minority Leader on the Democratic side and the Republican Leader. Truthfully, I haven't seen him but I talked to a couple, several of the Members and they have no problem with it. House Bill 899."

Speaker McPike: "Alright, you heard the Gentleman's Motion. Are there any objections? Hearing none, the Attendance Roll Call will be used, and on House Bill 899 suspend the posting requirement. The Motion carries. Representative Matijevich."

Matijevich: "Mr. Speaker, I only rise to introduce a former Member and a good friend of mine, Jack Williams. Former Member here, Jack Williams."

Speaker McPike: "Representative Wolf."

Wolf: "Thank you, Mr. Speaker. With the approval of the House, I would like to move that the appropriate posting rules be waived in order that House Bill 1620 can be heard in Personnel and Pensions on Thursday afternoon. I've talked to the Republican side and I believe they're in accord with that Motion."

Speaker McPike: "Alright, there being no objections, the Attendance Roll Call will be used, and the Motion carries on House Bill 1620. Representative Wolf, that Motion carried. Representative Wolf on a Motion."

Wolf: "Are we going to the Order of Motions, Mr. Speaker?"

Speaker McPike: "Yes, Order of Motions, page six of the Calendar under Motions."

Wolf: "Thank you, Mr. Speaker. In reference to House Bill 968, I would move to discharge Personnel and Pensions from

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further consideration and advance to the Order of Second Reading. First Legislative Day."

Speaker McPike: "And on the Gentleman's Motion. Representative Parke."

Parke: "Yes, Representative Wolf, you've asked for a Discharge Motion on 968 and 969. Perhaps you can tell the Body why you want to discharge these from committee when they haven't even been heard in committee."

Wolf: "Thank you, Representative, I'd be glad to. On House Bill 968, this Bill will be used to address an issue pertaining to three aldermen, three Chicago aldermen, an issue that was contained in Senate Bill 1951. It's necessary that we move House Bill 968 through the House and through the Senate through passage stage before May the 1st in order that they can be eligible under the alternative formula. I would ask for your support. House Bill 969 would be moved to the Order of Second Reading and held there for further consideration."

Speaker McPike: "Mr. Parke."

Parke: "Thank you, Mr. Speaker. Representative Wolf, on 968, what are the names of those three Chicago aldermen that want to be..."

Wolf: "I don't have those available right now, Representative. I can get those later on if you wish."

Parke: "Well, we feel on this side of the aisle that there's no reason why we can't wait until the committee process so that kind of information can be given to us. There's no sense putting vehicle Bills out that could easily go through the committee process so that the general public and the citizens of this state will have a better input and understanding of what we are passing as a Body. So therefore I must respectfully rise in opposition from this Discharge Motion on both Bills."

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Speaker McPike: "Well, the Motion is on House Bill 968. It's a single Motion, and Representative Wolf to close."

Wolf: "Are we still on 968 Mr. Speaker?"

Speaker McPike: "Yes, yes."

Wolf: "To close on 968, I would agree with the Representative from the other side of the aisle that it is always best to move to the committee process and to hear each Bill extensively to determine the concept and the merits of that concept wherever possible. This is a situation, however, that has to be addressed quickly in order that the individuals concerned, as well as the General Assembly, can address this particular issue in the time frame allowed. And I would move for the passage of the Motion on it pertaining to House Bill 968."

Speaker McPike: "The question is, 'Shall the Motion be Adopted?'. All those in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk will take the record. On this Motion there are 65 'ayes' and 41 'noes' and the Motion is adopted. Motion on House Bill 969. Representative Wolf"

Wolf: "Thank you, Mr. Speaker. With regard to House Bill 969 I would move to discharge Personnel and Pensions from further consideration and advance it to the Order of Second Reading, First Legislative Day. This is a Bill that we would like to put on Second Reading in order that it would be available to address any emergency problem that we might have in connection with Senate Bill 1951 and also in connection with the alternative formula that might have to be passed before May the 1st. I would move for passage of House Bill, of the Motion on House Bill 969."

Speaker McPike: "Representative Parke."

Parke: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Again, I must respectfully rise in opposition.

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There is no need for us to discharge this Bill from committee. It should be heard in committee like any other Bill is, like your Bill is, to be required in the next three weeks. And therefore, I would ask that this Body say 'no' and let the process of committee hearings be correct."

Speaker McPike: "The question is 'Shall the Motion be adopted?'. All those in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk will take the record. On this Motion there are 66 'ayes', 43 'noes', one voting 'present'. The Motion's adopted. Page 2 of the Calendar. House Bill's Second Reading. Representative Novak. House Bill 14, Representative Preston. Mr. Preston here? House Bill 50, Representative Kulas. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 50, a Bill for an Act in relation to medical and family responsibility leave. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 67, Representative Currie. Madam Currie. House Bill 72, Representative Cowlshaw. House Bill 88, out of the record. House Bill 103, Representative Schoenberg. Representative Schoenberg. Representative Schoenberg. House Bill 114, Representative Novak. House Bill 125, Representative Keane. Read the Bill, Mr. Clerk. We're not going back to any Bills."

Clerk O'Brien: "House Bill 125, a Bill for an Act to amend the State Employees Group Insurance Act. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Mr. Keane, there's a request for a pension impact note. Mr. Keane."

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Keane: "Thank you, Mr. Speaker. I move that the pension impact note does not apply in this Bill. It's not an appropriate request."

Speaker McPike: "You've heard the Gentleman's Motion. Is there any objections (sic) objection? There being no objections, the Attendance Roll Call will be used. The Motion carries. Third Reading. House Bill 129, Representative Mautino. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 129, a Bill for an Act to amend the State Employees Group Insurance Act. Second Reading of the Bill. Amendment #1 was adopted in committee."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Motions made. Committee Amendment, Floor Amendment #2, offered by Representative Mautino."

Clerk O'Brien: "Representative Matijeich."

Matijeich: "Mr. Speaker, I understand these Amendments aren't printed, so I think we ought to pull this out. One or two have not been printed."

Speaker McPike: "They are not printed. Representative Mautino, these Amendments are not printed. Out of the record. Out of the record. House Bill 164, Representative Anthony Young. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 164, a Bill for an Act to amend the Public Utilities Act. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 167, Representative Novak. Out of the record. House Bill 171, out of the record. House Bill 209, Representative Matijeich. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 209, a Bill for an Act to amend the Civil Administrative Code. Second Reading of the Bill. No

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Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

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

Speaker McPike: "Representative Harris. Mr. Harris? Amendment #1."

Harris: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, Amendment #1 to House Bill 209 makes the Act inapplicable when the nation to which it applies, or the firm to which it applies, is domiciled in a nation which is a participant of the general agreement on tariffs and trade, otherwise known as GATT. And the logic behind this is if they are participating in the GATT talks, they are indeed trying to lower their economic tariffs; they're trying to encourage more open trade. We should not be throwing up hindrances to their good efforts by trying to do something here in this Legislature, which would prohibit what they are trying to do on the national level. It does deal with national policy. We're simply saying that if they are in a good faith participant of the GATT talks, then let's not strap them with this additional burden. And I ask for a favorable vote on Amendment #1 to House Bill 209."

Speaker McPike: "On the Amendment, Representative Matijevich."

Matijevich: "That's a good Amendment, I'll accept that Amendment."

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

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

Speaker McPike: "Mr. Harris."

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Harris: "Withdraw, please."

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

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. House Bill...Could we have your attention, please? Representative LeFlore in the Chair."

LeFlore: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, today we have some special guests with us from the government of Nigeria. The government of Nigeria is in the process of establishing both a nation (sic) national as well as a State Assembly. In its efforts to formalize the creation of a federal system of government modeled after that of the United States, the nation (sic) national government has appointed a senior civil service (sic) servant to become the Legislative Clerk of each assembly. The Delphi International Education and Training Association is sponsoring a program designed to introduce the Nigerian Legislators (sic) Legislative Clerks—Designate to the overall structure of the U.S. government; to the relationships between the federal and state systems of government; and, with particular emphasis, to how the United States Congress and the State Assemblies manage their many administrative, financial, and legislative services. At this time I would like to introduce you to Mr. Obong Enohon Charles Essien. He will introduce the rest of the delegation."

Essien: "Mr. Speaker and Honorable Representatives of the great people of Springfield, Illinois. It is a great privilege for us from Nigeria to be granted this opportunity to visit the House of Representatives. Before I say one or two words, please let me introduce my colleagues who are with me. They are: Mrs. Rosaline Osunde, who is the Clerk Assembly."

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Osunde: "Pleasure to be with you."

Essien: "Next is Mr. Raphael Ikedionwu who is the Clerk of Anambra State House of Assembly. The next is Alhadji Idi Othman, who is the Clerk of Bauchi State House of Assembly. The last, but by no means the least, is Mr. Timothy Ali, Clerk of the Benue State House of Assembly. Permit me, Mr. Speaker, and distinguished Representatives of Illinois' State House of Assembly, that we are very grateful to the great people of this land, this Lincoln Land, for the warm reception we've had, in essence, whereat. Right from the airport, through yesterday when we were received formally, by the Mayor of the city, and thereafter the Clerk of the House of Representatives and the Secretary of the Senate with assistants. They have so warmly welcomed us and educated us a lot, on what will be our responsibilities when we go back to Nigeria. I want to assure you, that what we have learned here will greatly enrich our experiences when we go back to start our own Houses of our Assembly. And it appears to me, that a bridge has already been built between Nigeria and United States of America in general and our search of these fine State Legislatures with the Illinois Statehouse of Representatives. May I also use this opportunity to thank you for the warm hospitality we've had ever since we've come. We've been warmly received wherever we go, and we can see this in the faces of all the people we've come across. We also want to thank you immensely for the dinner, the toast we've gone through, because we've been able to see the old city the respective institutions, including the Lincoln Home. It is a great privilege, which we surely thank you for this honor."

Speaker McPike: "Representative McPike in the Chair. House Bill 215, Representative Currie. Ms. Currie? House Bill 244

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Representative Turner. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 244, a Bill for an Act to amend the Public Utilities Act. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 254, Representative Woolard. Out of the record. Representative Currie? Representative Currie? Do you want your Bill called? Out of the record. Representative McNamara on House Bill 262. Mr. McNamara. House Bill 393, Representative Matijevich... Read the Bill, Mr. Clerk. Sorry, correction, House Bill 293. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 293, a Bill for an Act to amend the Public Utilities Act. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 296, Representative Mautino. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 296, a Bill for an Act to amend the School Code. Second Reading of the Bill. Amendment #1 was adopted in committee."

Speaker McPike: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

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

Speaker McPike: "Mr. Mautino. Amendment #2."

Mautino: "I only have 1. What's 2?"

Speaker McPike: "Amendment #2. Amendment #1 was adopted in committee. Amendment #2 is being offered by you. Representative Mautino."

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Mautino: "Thank you very much, Mr. Speaker and Members of the House. Amendment #2 specifically adds telecommunications systems that provide distance learning in line 32, by inserting a comma, and what that Amendment does is remove it from the provisions of a mandatory provision that makes it an optional provision to the agreed Amendment."

Speaker McPike: "And on the Amendment, Representative Black."

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

Mautino: "Yes."

Black: "Representative, it's very difficult to hear in here today we're not clear on what you say it eliminates from a mandate. Any confusion thereof?"

Mautino: "In the original Bill, it is placed on Line 26, Section 4 which is the mandated provisions under the Educational Service Centers. It should not be a mandate, it should be optional. It goes below that line."

Black: "Alright, thank you."

Speaker McPike: "There being no opposition the question is 'Shall the Amendment be adopted?'. All in favor say 'aye', opposed 'no'. The 'ayes' have it, and the Amendment's adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. House Bill 317, Representative Saltsman. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 317, a Bill for an Act to amend the Illinois Human Rights Act. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

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

Speaker McPike: "Representative Saltsman."

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Saltsman: "Yes. Thank you, Mr. Speaker. This Amendment was added to this Bill due to the request of the County Poice and Fire Commission Committee throughout the State of Illinois and it was to clean up some language that was added by the Human Rights Commission. I do ask for the adoption of this Amendment. It's been agreed upon by the unions, by the Illinois Municipal League and the committees that were involved with it."

Speaker McPike: "On the Amendment, Representative Hultgren."

Hultgren "Mr. Speaker, I really couldn't hear any of the explanation of the Amendment, and I'm wondering if you would ask the Sponsor to repeat himself just briefly. I couldn't hear a word."

Speaker McPike: "Representative Saltsman. Representative Saltsman."

Saltsman: "Yes. This Amendment..."

Speaker McPike: "They're getting you and Zeke Giorgi mixed up."

Saltsman: "This Amendment...the Human Rights Commission asked for this Amendment to be added to the Police and Fire Commission Act to prevent future lawsuits, and I ask for its passage."

Speaker McPike: "Representative Black"

Black: "Yeah, thank you very much, Mr. Speaker. That's the question that I had. Basically, was, 'Does Amendment #1 remove the objections by the Department of Human Rights?'. As I understand it, Representative, this Amendment more or less has a Sunset clause. It kicks in until the federal government action gets in. Alright, thank you."

Speaker McPike: "Representative Saltsman."

Saltsman: "Just ask for its passage."

Speaker McPike: "Alright, there being no opposition, the question is, 'Shall the Amendment be adopted?'. All in favor say 'aye', opposed 'no'. The 'ayes' have it and Amendment #1

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is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. House Bill...Representative Mautino. For what reason do you rise, Sir?"

Mautino: "As it pertains to posting of a Bill in the Insurance Committee, Mr. Speaker."

Speaker McPike: "For a Motion, proceed."

Mautino: "Yes. House Bill 133 has been posted for the Insurance Committee. It was posted late Thursday instead of Wednesday. I ask to suspend the appropriate rules, since it is on the Calendar, to have that Legislation heard today in the Insurance Committee."

Speaker McPike: "Any objections to the Gentleman's Motion? Hearing none the Attendance Roll Call will be used, and the Motion carries. House Bill 345, Representative Richmond. Bruce Richmond. Bruce Richmond. Out of the Record. House Bill 375, out of the record. House Bill 544, Representative Parke. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 544, a Bill for an Act to amend the Insurance Code. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 594, Representative Anthony Young. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 594, a Bill for an Act to amend an Act concerning consumer credit. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 601, Representative Kirkland. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 601, a Bill for an Act to amend the

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School Code. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

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

Speaker McPike: "Representative Kirkland."

Kirkland: "Thank you, Mr. Speaker. House Bill 601 deals with the authority of local school boards to set up experimental educational programs currently limited at the high school level. This would allow both the high school and elementary level, and the Amendment in both those cases sets it up that it would be in agreement with affected exclusive collective bargaining agents and it's agreed."

Speaker McPike: "Does anyone stand in opposition to the Amendment? Representative Homer."

Homer: "Yes. Will Gentleman yield?"

Kirkland: "Sure."

Homer: "Representative Kirkland, we haven't had a chance to analyze your Amendment. Was this something that was discussed in committee?"

Kirkland: "State Board of...Let's see...It's a State Board of Education Bill. They have discussed it with the teachers groups, and they're in agreement on the Amendment, but they didn't have the Amendment ready in committee. So, that's why it was filed on the House Floor."

Homer: "Alright, thank you. All that it does is add another requirement that the program be in accord with the collective bargaining agreement."

Kirkland: "That's right. The teachers sign off in effect, and I assume that's the case most of the time anyway."

Homer: "So, the Amendment looks to be a limiting Amendment to the Bill so I see no objection to it."

Speaker McPike: "The question is, 'Shall the Amendment be

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adopted?'. All in favor say 'aye', opposed 'no'. The ayes have it. Amendment #1 is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. House Bill 605, Representative Steczo. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 605, a Bill for an Act to amend an Act relating to school districts. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

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

Speaker McPike: "Representative Steczo."

Steczko: "Thank you, Mr. Speaker, Members of the House. Amendment #1 to House Bill 605 provides language that's an agreement between the state Board of Education and the Illinois Press Association that removes some superfluous language. That's all the Amendment does, and I move for its adoption."

Speaker McPike: "Any discussion? Being none the question is, 'Shall Amendment #1 be adopted?'. All in favor say 'aye', opposed 'no'. The 'ayes' have it, and the Amendment's adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. House Bill Third Reading. House Bill 7, Representative Klemm. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill #7, a Bill for an Act to amend the Security Deposit Interest Act. Third Reading of the Bill."

Speaker McPike: "Representative Klemm."

Klemm "Thank you, Mr. Speaker. House Bill #7 amends the Security Deposit Interest Act on lessors of residential real property. What we have in the existing law that says that a rental building of twenty-five units that any interest that had been deposited in advance as security deposit for that particular rental would be required to have interest

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earned on that rental. And at the end of the year, that interest would be credited to the person who's leasing that apartment. A recent, well not recent, but a few years ago, appellate court decision came down saying that buildings that had a complex of twenty-five apartments, even though it wasn't in one single building, would also be required to have the interest earned on security deposits. What happens in my area, we don't have large, tall buildings, that are twenty-five stories high or something, but what they do have are maybe eight small two- or three- floor buildings each with maybe seven or eight or ten apartments in it. But it's a complex, it's a unit it's a community if you will, of all similar ownerships in apartments. And in that case they feel that the landlords don't need to give security or interest on that security deposit. So this Bill really clarifies that they would be included also. It codifies what the appellate court has decided and handed down that interest should be paid. We had an Amendment that clarified any questions that the Illinois Board of Realtors had pertaining to contiguous property. I think it's in the form that certainly meets everybody's concerns. There's no opposition that I'm aware of, and I would answer any questions, and I ask for your favorable vote."

Speaker McPike: "Does anyone stand in opposition to the Bill?
Representative Homer.

Homer: "Speaker, question. Has the Amendment ever been printed?"

Klemm: "The Amendment had been introduced in committee, Mr. Speaker. The Amendment had been introduced in committee and had been adopted in the committee, Representative Homer. There's no Floor Amendments."

Homer: "No, I know, I'm on that committee but there's no Amendment in our Bill file, and I would like to know whether that Amendment was ever printed. It may have been

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adopted in committee but as I understand it, it still needs to be printed, and I don't know that it ever has been."

Speaker McPike: "Representative Homer, the Bill's on Third Reading, so...your request is not timely."

Homer: "Alright, well then, Speaker, may I ask a question?"

Speaker McPike: "Yes. Proceed."

Homer: "The...one question to the Clerk. Is the Bill now in the enrolled and engrossed form?"

Speaker McPike: "Yes."

Homer: "I see. Well, I don't, I just have the original Bill. I don't have the enrolled, engrossed version, but Representative Klemm, just briefly, how did the Amendment change the Bill?"

Klemm: "Well, the Amendments, it was House Amendment #1, and it simply inserted on line 10, it deleted line 10 and inserted in lieu thereof the following: 'complex of buildings located on contiguous parcels of real property'. That was the additional words, and it went on to 'who receives a security deposit from a...' That was the Amendment, that was what was suggested by the realtors, that was an agreement with everybody in the committee as you know."

Homer: "So the realtors were in support of that Amendment?"

Klemm: "Actually that was their Amendment to prevent any confusion of what we're talking about of what the rental property would be."

Homer: "Alright, thank you. The Bill was heard in committee, Mr. Speaker, it's not controversial. It's a consumer Bill. The realtors are either for it or neutral, and so I would think it should be passed."

Speaker McPike: "Representative Black. The question is, 'Shall House Bill 7 pass?'. All in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk will take the Record. On this Bill 111 'ayes', no 'nays'.

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House Bill 7 having received a Constitutional Majority is hereby declared passed. House Bill 70, Representative Brunsvold. Out of the record. House Bill 86, Representative Martinez. House Bill 104, Representative Homer. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 104, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker McPike: "Representative Homer."

Homer: "Thank you, Mr. Speaker. The Bill simply codifies what is the current rule and practice by requiring school boards to file their collective bargaining agreements with the Education Labor Relations Board. Previously, under a prior law, those were to be filed with the regional superintendents. That law was changed, and by practice they were put on file with the Educational Labor Relations Board. This simply codifies that practice. I'd move its passage."

Speaker McPike: "Does anyone stand in opposition to the Bill? The question is, 'Shall House Bill 104 pass?'. All those in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk will take the record. On this Bill there's 109 'ayes', 2 'noes'. House Bill 104 having received a Constitutional Majority is hereby declared passed. House Bill 123, Representative Currie. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 123, a Bill for an Act to Amend an Act relating to employment. Third Reading of the Bill."

Speaker McPike: "Representative Currie."

Currie: "Thank you, Mr. Speaker and Members of the House. This is a Bill that would set up goals for hiring of severely disabled people through the division of Central Management Services through the state universities Civil Service Act and in the Secretary of State's office. There are

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approximately 1600 supported employees, severely disabled people at work in the State of Illinois today, only 8 of them work for the state. Last year we established a pilot program in Central Management Services, and that program, I think, is about to be up and running. So this Bill would extend that effort. I would be happy to answer your questions and would appreciate your support."

Speaker McPike: "Does anyone stand in opposition to the Bill? The question is, 'Shall this Bill pass?'. All those in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk will take the record. Lou Jones, 'aye'. Stepan, 'aye'. Burke, 'aye'. Phelan, 'aye'. Any others? McAfee, 'aye'. McAfee? Mr. Clerk, dump the Roll Call. This Roll Call is being dumped because the Clerk is unable to put some of the people wishing to vote 'aye' on the Roll Call. So a new Roll Call will be taken. The question is 'Shall this Bill pass?'. All in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Clerk will take the record. Take the record. On this Bill there are 112 'ayes', no 'nays'. House Bill 123 having received a Constitutional Majority is hereby declared passed. House Bill 147, Representative Hicks. Mr. Hicks. House Bill 240, Representative Ropp. House Bill 247, Representative Hartke. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 247, a Bill for an Act to amend the Probate Act. Third Reading of the Bill."

Speaker McPike: "Mr. Hartke."

Hartke: "Thank you very much, Mr. Speaker and Members of the House. House Bill 247 amends the Probate Act to include interest on funeral expenses as a First Class Claim. We've had a problem where many funeral homes are, when a will is probated the expenses that they're entitled to have gone on

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and unpaid for six, seven, eight months and interest is not a First Class Claim under the present Act, so this would move the interest on that funeral expense to a First Class Claim. I'll be happy to answer any questions."

Speaker McPike: "Does anyone stand in opposition to the Bill? The question is, 'Shall this Bill pass?'. All in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Have all voted who wish? Clerk will take the record. On this Bill there are 108 'ayes', no 'nays', 4 voting 'present'. House Bill 247, having received a Constitutional Majority is hereby declared passed. House Bill 290, Representative Capparelli. Out of the record. House Bill 358, Representative McCracken. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 358, a Bill for an Act to amend the Uniform Commercial Code. Third Reading of the Bill."

Speaker McPike: "Representative McCracken."

McCracken: "Thank you, Mr. Speaker. This Bill would create an Article 2(a) in the Uniform Commercial Code which would govern lease transactions. This purpose would be to make uniform leasing law between private parties throughout the United States. It does not apply to consumer leases as defined in the Bill. I move its passage."

Speaker McPike: "Does anyone stand in opposition to the Bill? Representative Dunn."

Dunn: "Do you make...will the Sponsor yield for a question?"

McCracken: "Yes."

Dunn: "Are you willing to assure us, Representative, that this Bill will not be used for, as a vehicle for overhauling the entire Uniform Commercial Code?"

McCracken: "Yes."

Dunn: "So you are willing to confine it just to this, the subject matter of this Bill?"

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McCracken: "To Article 2(a)? Well, I would like to pass the other things that have been promulgated, is that why you're asking?"

Dunn: "Yes."

McCracken: "Don't you want to pass the other Articles?"

Dunn: "I don't know. I just want to, I don't want to consider them without plenty of hearing."

McCracken: "I promise that there'll be a hearing on each Bill in your committee, absolutely."

Dunn: "But, what about amending those other Bills onto this one? What is your indication about that?"

McCracken: "I don't know."

Dunn: "You don't know. Alright, thank you, Mr. Speaker, I think we ought, the Gentleman does have some legislation which consists of a very massive reform to the Uniform Commercial Code. And it may be very good legislation, but we should hear it thoroughly, and we should not put a vehicle out which would lend itself to that purpose. So, I think we should slow this Bill down until we find out what the Gentleman intends to do."

Speaker McPike: "Representative Parke."

Parke: "Just an observation, Mr. Speaker and Ladies and Gentlemen of the House. If there is to be any Amendments applied to this Bill, I may respectfully remind the Body that there are more than enough votes to curtail any unwise Amendments, especially with my colleagues on the other side being so attentive to the issue. They could stop any Amendment that's placed on it. Just because of the potential of Amendment should not be enough of a deterrent to stop a good idea from being passed. I ask respectfully that this Bill be passed by this Body."

Speaker McPike: "Representative Lang."

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

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Speaker McPike: "Yes."

Lang: "Tom, is this based after the Model Act that other States have passed?"

McCracken: "This is promulgated by a national conference which is the author of the UCC."

Lang: "I know that sometimes they have these model statutes but there are nuances from state to state, different changes. Are there any changes in this?"

McCracken: "There was one gap that was filled in and that was the definition of consumer lease. It was left up to the states to define that. It's defined by a dollar threshold. This Bill incorporates a \$40,000 dollar threshold. Anything below that is defined as a consumer lease when it's between individuals in a typical consumer transaction."

Lang: "Have any of the Bar Associations commented on the Bill?"

McCracken: "I sent the matter to Larry Suferdein for the Chicago Bar, and he never got back to me. Honestly, I think he's fine, but I, he just never got back to me."

Lang: "Thank you."

Speaker McPike: "Representative McCracken to close."

McCracken: "I just ask that the Bill be considered on its merits. It's important for the uniformity of the law governing what is often an interstate transaction, and I ask for its passage."

Speaker McPike: "Question is, 'Shall this Bill pass?'. All those in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Have all voted who wish? Clerk will take the record. Representative Black, did you want to speak?"

Black: "Mr. Speaker, I would rise with a point of inquiry, if I might."

Speaker McPike: "Can you wait until I pass this Bill?"

Black: "That's fine."

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Speaker McPike: "On this Bill there are 106 'ayes', no 'nays', and 3 voting 'present'. House Bill 358 having received a Constitutional Majority is hereby declared passed. Representative Black."

Black: "Thank you very much, Mr. Speaker. A point of inquiry regarding some motions that we had filed Friday on HJR22, HR 248, 249 and 250, House Bill 2119, 2120, 2121, all of those appearing in the Journal. We filed motions concurrently on Friday to ask for immediate consideration and bypass committee. We were informed that all of those Motions evidently have been misplaced. I am not sure how those things can happen, but I think what we'd like to do, you know, these Bills deal with redistricting reform, and I think that the Sunshine Provision should apply to these kinds of measures. Now, what we are going to do, and for the record, Mr. Speaker, what we're going to do, we're going to refile all of the Motions today. And I would just simply ask the Clerk that particular care be given to these Motions that we'll file again today, so that these Resolutions and Bills will appear on the Calendar tomorrow, so that we might address the issues. And your consideration of this request would certainly be appreciated. This hopefully will be a bipartisan effort to move redistricting forward and to do it in a bipartisan manner and an open manner, and to bring some reform to the process. So, we'll refile these Motions where we're somewhat perplexed as to how they could all disappear, but we'll refile them today."

Speaker McPike: "Representative Olson. Myron Olson."

Olson, M.: "Thank you, Mr. Speaker, I'd like to embellish what Representative Black has said. All of us in this General Assembly are very anxious to comport completely with the Uniform Voting Act which is given to us as a federal

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mandate. Therefore, I would assume that our crack computers would not lose the next Motions that we file and that the Discharge Motions might be heard tomorrow."

Speaker McPike: "Are there any announcements? The Chair is prepared...Representative VanDyne has never been in the Chair before, and here he is. Representative Ronan."

Ronan: "Thank you, Mr. Speaker. A quick announcement concerning the Transportation Committee. The committee's going to start exactly at two o'clock. We've got the Secretary of Transportation coming in at two o'clock, and then the Director of the Tollway at three. So I'd like all the Members to be on time for the two o'clock hearing. Secondly there's only going to be one more committee meeting for subcommittees to meet, and if your Bill has not been reported out of subcommittee that means it's dead. So if you want any Bills posted, they have to...any Member has to contact Joe Handley, Democratic staffer and make sure their Bills are posted for next week. If not, then you're dead. Thank you."

Speaker McPike: "Representative Matijevich."

Matijevich: "Yes, Mr. Speaker, another introduction. Dr. Bruce Douglas, a former Member here of the House standing next to me. Dr. Bruce Douglas."

Speaker McPike: "Representative Flowers."

Flowers: "Mr. Speaker, I would like to suspend the rules to hear House Resolution 138 in committee, in Executive Committee tomorrow."

Speaker McPike: "Alright, you've heard the Lady's Motion, is there any discussion? Representative, could you give them some idea of what the Resolution is?"

Flowers: "The Resolution is in regards to the contributions that the Illinois farmers have made to the great State of Illinois. And we would like to have a commemorative statue

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built on their behalf. That is the purpose of the Resolution."

Speaker McPike: "...Mr. Parke, are you rising in opposition to this?"

Parke: "Actually, it was in another..."

Speaker McPike: "I know, but I'm trying to clear one thing at a time. Does anyone rise..."

Parke: "I understand that. Well, then let me ask you, who is going to pay for this statue?"

Flowers: "Pardon, Sir?"

Parke: "Who is going to pay for the statue?"

Speaker McPike: "Is the statue for the farmers?"

Flowers: "The statues are for the farmers, Sir, and the farmers will pay for the statue themselves."

Parke: "And voluntarily they will contribute to this statue, Representative?"

Flowers: "Yes, Sir."

Parke: "Thank you."

Flowers: "You're more than welcome."

Speaker McPike: "It's unbelievable. Alright, there is no opposition to the Lady's Motion, the Attendance Roll Call will be used, and the Motion carries. Further announcements. Mr. Black."

Black: "Thank you very much, Mr. Speaker. I just want to announce and let the record reflect that we have refiled all the Motions with the Clerk at 1:38 p.m. this afternoon. He was very kind to accept those and offered an explanation as to what might have happened to them the other day so we'll make sure that didn't happen today. Thank you."

Speaker McPike: "Representative Parke."

Parke: "Thank you, Mr. Speaker. And the announcement that Representative Ronan made, I'm just...if the Representative would just answer a question. If you're only going to have

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this week to hear Bills in subcommittee, will there be enough time to hear all those Bills, Representative Ronan?"

Ronan: "Yes, there will be."

Parke: "Thank you."

Speaker McPike: "Agreed Resolutions."

Clerk O'Brien: "House Resolution 214; offered by Speaker Madigan; 215 Phelps; 216 Phelps; 217 Phelps; 218 Mautino; 219 White; 220 Mautino; 221 McGuire; 223 DeJaegher; 224 Wennlund; 229 Matijevich; 230 Tenhouse; 232 Schoenberg; 233 Persico; 234 McNamara; 235 McNamara; 236 Ryder; 237 Giglio; 239 DeJaegher; 240 DeJaegher; 242 Kirkland; 243 Kirkland; 244 McGann; 246 Giglio; 247 Mautino; 251 Harris; 253 DeJaegher; 254 DeJaegher; 255 DeJaegher; 256 DeJaegher; 257 Hannig; 258 Deering; 259 Novak; 260 William Peterson; 261 Leach; 262 Ryder; 263 Flowers; 264 Munizzi; 265 DeLeo; 266 Mautino; 267 Cowlshaw; 268 Black; 269 Deering; 270 Brunsvold; 273 Stange; 276 Novak; 277 Novak; 278 Churchill; 279 Churchill; plus House Resolution 213 offered by Representative Black.

Speaker McPike: "Representative Matijevich."

Matijevich: "Mr. Speaker, we've examined the Resolutions, they are all agreed to, and I move the adoption of the agreed Resolutions."

Speaker McPike: "The Gentleman has moved the adoption of the Agreed Resolutions. All in favor say 'aye', opposed 'no', the 'ayes' have it, and the Agreed Resolutions are adopted. General Resolution."

Clerk O'Brien: "House Resolution 222, offered by Representative Deuchler; 225 Woolard; 228 Turner; 241 Stern; 245 Satterthwaite; 248 Daniels; 249 Daniels; 250 Daniels; 252 Tenhouse; and House Resolution 271, Stern, and House Joint Resolutions 19, offered by Representative Harris; 20 Harris; 21 Keane; 22 Daniels; and 23 Keane."

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Speaker McPike: "Committee on Assignment. Death Resolution."

Clerk O'Brien: "House Resolution 226, offered by Representative Hultgren, with respect to the memory of Gerald Folkley. House Resolution 227, offered by Representative Wyvetter Younge, with respect to the memory of James 'Cool Papa' Bell. House Resolution 231, offered by Representative Morrow, with respect to the memory of Bertha Lee O'Neil. House Resolution 238, offered by Representative Anthony Young, with respect to the memory of Michael Penn. House Resolution 272, offered by Representative Shaw, with respect to the memory of Virgie Lee Gilbert. House Resolution 274, offered by Representative Morrow, with respect to the memory of Clifford Young, Jr. House Resolution 275, offered by Representative Morrow, with respect to the memory of Adean Young."

Speaker McPike: "Representative Matijevich moves for the adoption of the Death Resolutions. All in favor say 'aye', opposed 'no'. The 'ayes' have it, and the Death Resolutions are adopted. Representative Phelps."

Phelps: "Thank you, Mr. Speaker. Just to announce that the Speaker's task force on health care providers will meet back in the conference room here immediately upon adjournment."

Speaker McPike: "Task force on..."

Phelps: "Health care providers."

Speaker McPike: "...health care providers immediately upon adjournment in the back conference room. Further announcements? Any further announcements? Being none, Representative Matijevich moves that the House stand adjourned until tomorrow at the hour of twelve noon, allowing the Clerk Perfunctory Time for Introduction of Bills. All in favor say 'aye', opposed 'no'. The 'ayes' have it. The House stands adjourned."

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Clerk O'Brien: "Introduction and First Reading of Bills. House Bill 2640, offered by Representative Hasara, a Bill for an Act to amend the Wildlife Code. First Reading of the Bill. House Bill 2641, offered by Representative DeJaegher, a Bill for an Act to amend the Child Labor Law. First Reading of the Bill."

Speaker McPike: "Mr. Clerk, excuse me. First Special Session will come to order. Attendance Roll Call for the Regular Session will be used as the Attendance Roll Call for the First Special Session. The First Special Session is now in order. Representative Matijevich moves that the First Special Session stand adjourned until tomorrow until the hour of 12:05 p.m. All in favor say 'aye', opposed 'no'. The 'ayes' have it. First Special Session stands adjourned."

Clerk O'Brien: "There being no further introductions, the Perfunctory Session now stands adjourned."

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