

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

34th Legislative Day

April 16, 1991

Speaker Giglio: "The House will come to order. The chaplain for today is Associate Minister Robert Anderson from the First Christian Church in Morris. Mr. Anderson is a guest of Representative Weller. Our guests in the gallery may wish to rise for the invocation."

Robert Anderson: "Shall we pray. Heavenly Father and Lord, we bow humbly before You at this moment, giving You thanks for who You are and for the fact that You hear us. We thank You for the many blessings that You bestow upon each one of us each day of our lives. May we never take them for granted. And one of those blessings, Father, that we are most thankful for, is our freedom. We thank You that You have blessed us with the greatest nation on the face of this earth. We also thank You, Lord, for the authority that You have empowered these people gathered here today with. Let them never forget from whence that authority and the power comes from. We lift up each one as they come to serve as a representative of the people of this State. Father, write upon their hearts and upon their minds that they are here to serve. Give them wisdom and compassion that they will serve with integrity and with honesty. At this moment, Lord, we ask Your blessings upon this First Session and upon those that follow, that Your presence would be here in a very real way. We thank You for Your love. We thank You for Your majesty, for Your power, and most of all, Lord, we thank You for Your Son, for He is the reason that we truly have freedom, both as Americans and as Christians and it's in His blessed name that we pray these things giving You the glory. Amen."

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

Laurino - et al: "I pledge allegiance to the flag of the United

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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."

Kubik: "Thank you, Mr. Speaker. Would the record reflect that Representative Barnes and McAuliffe are at home recovering today and they're excused?"

Speaker Giglio: "Let the record so reflect, Mr. Clerk. Representative Matijeovich."

Matijeovich: "Yes, Mr. Speaker. On this side of the aisle, Representative Monroe Flinn is still excused due to his injuries."

Speaker Giglio: "Mr. Clerk, so note. With that there are 115 present and a quorum is present. The House is ready for business. Introductions, First Reading."

Clerk O'Brien: "House Bill 2644, offered by Representative Matijeovich, a Bill for an Act making appropriations. First Reading of the Bill."

Speaker Giglio: "Consent Calendar, Second Reading, Second Legislative Day, Mr. Clerk. Page 8 of the Calendar."

Clerk O'Brien: "Consent Calendar, Second Reading, Second Day. House Bill 38, a Bill for an Act to amend the Chicago Sanitary District Enlargement Act. Second Reading of the Bill. House Bill 248, a Bill for an Act to amend the Grain Dealers Act together with Committee Amendment #1. Second Reading of the Bill. House Bill 525, a Bill for an Act relating to telecommunication systems together with Committee Amendment #1. Second Reading of the Bill. House Bill 576, a Bill for an Act to amend the Illinois Clinical Laboratory Act. Second Reading of the Bill. House Bill 598, a Bill for an Act to amend the School Code together with Committee Amendment #1. Second Reading of the Bill.

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House Bill 610, a Bill for an Act to amend the Public Utilities Act. Second Reading of the Bill. House Bill 774, a Bill for an Act to amend the Minimum Wage Law. Second Reading of the Bill. House Bill 852, a Bill for an Act to amend the Mental Health Developmental Disabilities Confidentiality Act together with Committee Amendment #1. Second Reading of the Bill."

Speaker Giglio: "Third Reading. Consent Calendar, Third Reading. Page 8 of the Calendar."

Clerk O'Brien: "Consent Calendar, Third Reading, Second Day. House Bill 98, a Bill for an Act to amend the School Code. Third Reading of the Bill. House Bill 551, a Bill for an Act to amend the Public Utilities Act. Third Reading of the Bill. House Bill 599, a Bill for an Act to amend the School Code. Third Reading of the Bill. House Bill 602, a Bill for an Act to amend the School Code. Third Reading of the Bill. House Bill 603, a Bill for an Act to amend the School Code. Third Reading of the Bill. House Bill 604, a Bill for an Act to amend the Capital Development Board Act. Third Reading of the Bill."

Speaker Giglio: "Question is, 'Shall these Bills pass?' All those in favor signify by voting 'aye', opposed 'nay'. The voting is open."

Speaker Giglio: "Mr. Clerk, there is something wrong with the Roll Call, here. Dump this Roll Call."

Speaker Giglio: "Representative Brunsvold, for what purpose do you rise, Sir?"

Brunsvold: "Mr. Speaker, an announcement."

Speaker Giglio: "Proceed."

Brunsvold: "While everyone is eating their apple, it's to remind you the Legislators' Fitness Day which will be tomorrow in Room 114. Now on the back of your little invitation are a list of Representatives and Senators that have participated

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in this and some tomorrow at 9:00 o'clock will receive a five year plaque from the Governor's Council on Health and Physical Fitness. You freshman especially I'd like to see you down there. Have not seen this done before and take part in all the test if you, if you would like, and if you feel uncomfortable with the test, forego that particular test and do the rest of them. But it's a, it's a good time to find out what kind of shape you're in, to see what your cholesterol level will be, is, maybe you can adjust your eating habits in Springfield here. So I'd like to see everyone down there to the Governor's Council on Health and Physical Fitness, and we'll provide apples and juices and things down there when you're finished, and if you do this year by year you can find out your fitness level as you spend time here in Springfield. So, please try, it's about 30 minutes to go through the tests. I'd like to see as many Legislators down there as possible to take the tests and start a, a program here, a fitness for, for the employees, and we are employees of the state. The Governor's Council on Health and Physical Fitness does have a very large program on employee fitness and as members of the State of Illinois, this is our employee fitness day for our people. So, glad to see you there. I'll meet you down there. Be down there about 9:00 o'clock if you're gonna get a plaque and participate in the activities. Thank you, Mr. Speaker."

Speaker Giglio: "Representative Saltsman, for what purpose do you rise, Sir?"

Saltsman: "Mr. Speaker, Mr. Speaker, I move to suspend the posting notice on House Bill 2117 so that it can be heard in Executive Committee tomorrow morning. In an error it was mistakenly not posted, and this has been cleared by the other side of the aisle. Thank you."

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Speaker Giglio: "We've heard the Gentleman's motion. Any discussion? Hearing none, all those in, all those in favor signify by saying 'aye,' opposed 'no'. In the opinion of the Chair the 'ayes' have it. 2117 will be heard in the Executive Committee tomorrow."

Speaker Giglio: "Mr. Clerk, with the use of the Attendance Roll Call, we'll have 2117 heard tomorrow by the Executive Committee. Hearing none, leave is granted."

Speaker Giglio: "Mr. Clerk, are you ready for the Consent Calendar, Third Reading, Second Legislative Day, Page 8 of the Calendar? Read the Bill."

Clerk O'Brien: "Consent Calendar, Third Reading, Second Day. House Bill 98 has been removed from the Consent Calendar. House Bill 551, a Bill for an Act to amend the Public Utilities Act. Third Reading of the Bill. House Bill 599 has been removed from the Consent Calendar. House Bill 602, a Bill for an Act to amend the School Code. Third Reading of the Bill. House Bill 603, a Bill for an Act to amend the School Code. Third Reading of the Bill. House Bill 604, a Bill for an Act to amend the Capital Development Board Act. Third Reading of the Bill."

Speaker Giglio: "Question is, 'Shall these Bill pass?' All those in favor signify by voting 'aye,' opposed 'nay.' The voting is open and on that question the Gentleman from Warren, Representative Hultgren."

Hultgren: "Thank you, Mr. Speaker. The noise level, I wasn't able to hear. You taking a couple of Bills off this calendar?"

Speaker Giglio: "Yes."

Hultgren: "Can you tell me which ones they were?"

Speaker Giglio: "House Bill 98 and House Bill 599."

Hultgren: "Thank you, Mr. Speaker."

Speaker Giglio: "Have all voted who wish? Have all voted who

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wish? This is final action. Has (sic) have all voted who wish? Have all voted who wish? Is Shirley Jones, Representative Jones, Representative Turner in the Chamber? Representative Farley, Representative Laurino, is Representative Mautino in the Chamber? Have all voted who wish? Have all voted who wish?"

Speaker Giglio: "Representative Levin, are you voting, Sir? Is there something wrong with your switch?"

Speaker Giglio: "Have all voted? Representative Novak."

Novak: "Yes, Mr. Speaker. Thank you. I'd like to ask, to ask leave of this Body to..."

Speaker Giglio: "We're on a Roll Call, Representative Novak. Mr. Clerk, take the record." Speaker Giglio: "On this question there are 114 voting yes, none voting no, and one voting present, and these Bills having received the required Constitutional majority is hereby declared passed."

Speaker Giglio: "On Page 3 of the Calendar House Bills, Second Reading. House Bill 1. Representative Preston. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 1, a Bill for an Act relating to corporal punishment. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 2, Representative Novak. Out of the record. House Bill 8, Representative Young. Representative Young in the Chamber? Out of the record, Mr. Clerk."

Speaker Giglio: "House Bill 14, Representative Preston. 14. Mr. Clerk. Oh, there's a fiscal note, not yet filed, Representative Preston. Out of the record, Mr. Clerk."

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House Bill 16, Representative Currie. Out of the record.
House Bill 43, Representative Preston, 43. Out of the
record. House Bill 47, Representative Preston, 47. Not
yet filed, fiscal note. Out of the record. House Bill 53,
Representative Balanoff, are you ready? 53. Out of the
record. House Bill 67, Representative Currie. House Bill
67. Out of the record. House Bill 72, Representative
Cowlshaw. Is Representative Cowlshaw in the Chamber?
Out of the record."

Speaker Giglio: "Ladies and Gentlemen, can I have your attention?
Representative Marinaro in the Chair."

Marinaro: "Ladies and Gentlemen of the House. I'd like to
introduce to you some young men that were state champions
in the State of Illinois in the basketball. The Proviso
East Pirates were number one in the state and also the
Proviso East Wrestling Team also took the state
championship. It gives me a great pleasure to introduce to
you and let you get a look at these stunning athletes. Can
I have a hand for them, please?"

Marinaro: "I'd like to introduce the Head Basketball Coach,
Mr. Bill Head, to introduce his players."

Head: "Thank you very much, Mr. Marinaro. First, we have three
players who were not able to attend, Tony Bartholomy,
Cherell Ford, and Ray Gay. And here representing the
Proviso East Basketball Team, 32 and 1 and Double A State
Champs, Donnie Boyce, Willie Colvin, Kenny Davis, Michael
Finley, Walter Flowers, Terrance Horton, Chris House, Danny
Jefferson, Jamaro Robinson, Thadeus Smith, and Rodney
Woodrum. Thank you very much."

Marinaro: "Next I'd like to introduce Mr. Bill Cartwright who is
the Head Wrestling Coach of Proviso East to introduce his
players. Myself being a, an alumnus of Proviso East, I was
on the Wrestling Team back away, I don't want to say how

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long ago, but again, these athletes are superb athletes.
Mr. Cartwright."

Cartwright: "Thank you very much. I'd like to thank Representative Marinaro and also Senator Ted Levern for inviting us. It's a real, real experience for all of us today. I'd like to introduce a basketball coach, David Holmes, who Mr. Head forgot to introduce. My assistants, Ben Kus and Charles Flowers. Our Wrestling Team, were state champions this past season, and we also have a lot of young men that are wrestling right down the street at Lincoln College and Lincoln College was national champs this year so a lot of our individuals do go on to college. I just want to make that, mention that. Our first wrestler, Kamal Ochfar, raise your hand, please. Eric Campbell, Cory Frazier, William Gamble, Bobby Gates, Prentice Gillmore, Beal Hodges, Derrick Menard, Brandon McKenner, Gayle Miles, Eric "Straight A" Robinson, Ogana Sally, Cortez Sims, and that's it. That's our 1991 state wrestling championship for Illinois. Thank you."

Marinaro: "Thank you very much for your attention. Let's have another round of applause for these great athletes. Thank you."

Speaker Giglio: "House Bills Second Reading. The House will come to order. We are on House Bills Second Reading, Page 4 of the Calendar. Representative Cowlshaw. Is Representative Cowlshaw in the Chamber? Representative Cowlshaw? House Bill 72. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 72, a Bill for an Act to amend an Act relating to the installation of sprinkler systems in school buildings. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

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Speaker Giglio: "Third Reading. House Bill 94, Representative LeFlore. Representative LeFlore. House Bill 94, Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 94, a Bill for an Act to amend the Board of Higher Education Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 97. Fiscal notes not filed. House Bill 99, Representative Hultgren. Representative Hultgren on 99. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 99, a Bill for an Act to amend the Illinois Insurance Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 103. Fiscal note not filed. House Bill 114. Fiscal note not filed. House Bill 124, Representative Currie. Is Representative Currie in the Chamber? Out of the record, Mr. Clerk. Representative, excuse me. 124, Mr. Clerk, read House Bill 124."

Clerk O'Brien: "House Bill 124, a Bill for an Act to amend the Liquor Control Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 126, fiscal note not filed. House Bill 129. Representative Mautino, House Bill 129. Mr. Clerk, read the Bill."

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."

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Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motion filed relating to Amendment #1."

Speaker Giglio: "Are there any Floor Amendments?"

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

Speaker Giglio: "Representative Mautino, on Amendment #2, to House Bill 129."

Mautino: "Inquiry, Mr. Speaker."

Speaker Giglio: "Proceed."

Mautino: "Inquiry, Mr. Speaker. My inquiry to the Chair is, I believe Amendments 2 and 3 have been filed on this Bill. Then I must do something different, I, I'd like to move to table House Amendment #1 which I provided in Committee. I'm the sponsor of it, so that 2 and 3 are then correct. I move to table House Amendment #1 which was adopted in Committee."

Speaker Giglio: "We heard those Gentleman's motion. All those in favor signify by saying 'aye', 'nay'. In the opinion of the Chair the 'ayes' have it and Amendment #1 is tabled. Amendment #2 to House Bill 129."

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

Speaker Giglio: "Representative Mautino."

Mautino: "Thank you very much, Mr. Speaker."

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

Mautino: "Yes, I wanted to get them in the right order, Mr. Speaker, if I may. Amendment #2 provides for insurance coverage on the local health care program under CMS that provides for township official organizations and townships to be included at their own cost into the program. This is an agreed amendment by CMS and the township officials of Illinois, and I move for its adoption."

Speaker Giglio: "Any discussion on the Amendment? Hearing none,

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all those in favor of the Amendment signify by saying 'aye', opposed 'nay'. In the opinion of the Chair the 'ayes' have it. The Amendment's adopted. Further Amendments."

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

Speaker Giglio: "Representative Mautino on Amendment #3."

Mautino: "Amendment #3 is also an Agreed Amendment between the Department of CMS who runs a local health care program for local governments and state employees. It provides that, current law provides that 100% of those individuals must be included in a local health government plan, and in this case what we provide is that the spouse of an individual has coverage from the private sector that would not eliminate the rest of the individuals in the group from joining the local government health care plan. It's an Agreed Amendment, and I move for its adoption."

Speaker Giglio: "Any discussion on the Amendment? Hearing none, all those in favor of the Amendment signify by saying 'aye', opposed 'nay'. In the opinion of the Chair the 'ayes' have it and the Amendment's adopted. Further Amendments."

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. House Bill 167, Representative Novak. Representative Novak. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 167, a Bill for an Act to amend the Civil Administrative Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 175, Representative McPike. Out of the record. House Bill 204, Representative Hoffman. Out of the record. House Bill 215,

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Representative Currie. Out of the record. House Bill 222,
Representative Sieben. Out of the record. House Bill 237,
Anthony Young. House Bill 237, Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 237, a Bill for an Act to amend the
Mechanics Lien Act. Second Reading of the Bill. Amendment
#1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 249, Representative
Hartke. Representative Hartke. Out of the record.
Representative Woolard, House Bill 254. Representative
Woolard. Out of the record. House Bill 255,
Representative Matijeovich. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 255, a Bill for an Act to amend the
Consumer Fraud and Deceptive Business Practice Act. Second
Reading of the Bill. Amendment #1 was adopted in
Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. Mr. Clerk, back up to House Bill
249, Representative Hartke. Read the Bill."

Clerk O'Brien: "House Bill 249, a Bill for an Act to amend the
Illinois Vehicle Code. Second Reading of the Bill. No
Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 262, Representative
McNamara. Representative McNamara. Out of the record.
House Bill 345, Representative Richmond. Out of the

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record. Representative Weller, Weller, 437.

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

Clerk O'Brien: "House Bill 437, a Bill for an Act to amend an Act in relation to education and prevention of drug and alcohol abuse. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. Representative Ropp, House Bill 455. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 455, a Bill for an Act to amend the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 477, Representative McAfee. Representative McAfee in the Chamber? Out of the record. House Bill 488, Representative Currie. House Bill 488. Out of the record. House Bill 493, Representative Curran. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 493, a Bill for an Act to amend the Personnel Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 506, Representative Hartke. 506, Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 506, a Bill for an Act to amend the Civil Administrative Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

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Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. Representative Steczo, House Bill 517. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 517, a Bill for an Act to amend the Chicago Park District Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 526, Representative Mautino. 526. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 526, a Bill for an Act in relation to the use of private funds for public purposes. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 533, Representative Ropp. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 533, a Bill for an Act to amend sections of the School Code. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. House Bill 536, Representative Santiago. Representative Santiago in the Chair? Out of the record. House Bill 559, Representative Steczo. 559, out of the record. House, House Bill 570, Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 570, a Bill for an Act in relation to critical trends and alternative futures. Second Reading of the Bill."

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Speaker Giglio: "Take it out of the record, Mr. Clerk, House Bill 578, Representative Edley. Out of the record, Mr. Clerk. House Bill 141, Representative Curran, 741. Do you want to go with it? Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 741, a Bill for an Act to amend the Minimum Wage Law. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Giglio: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Giglio: "Any Floor Amendments?"

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

Speaker Giglio: "Representative Wennlund, on Amendment #2 to House Bill 741. Representative Wennlund. Representative Curran, for what purpose...Representative Curran."

Curran: "Take it out of the...Representative Wennlund, I don't believe talked to me about, about his Amendment. If somebody can explain what it does, I might be, I don't have it before me here."

Speaker Giglio: "The Clerk informs the Chair that there's four Amendments. Perhaps maybe we'll either converse with him or we'll take it out of the record."

Curran: "W...here, let's do it."

Speaker Giglio: "Want to take it out of the record or do you want to go with it?" On Amendment #2 to House Bill 741. The Gentleman from Central Illinois, Representative Wennlund."

Wennlund: "Thank you, Mr. Speaker. Could you pull this out of the record for just a minute? We evidently have a mislabeled Amendment. If you could take it out of the record for one second, it would get it cleared up."

Speaker Giglio: "Representative Curran, you heard the Gentleman's request. Take it out of the record, Mr. Clerk."

Speaker Giglio: "Representative Keane in the Chair."

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Speaker Keane: "House Bill 824, Representative Mautino. Representative Mautino on House Bill 824. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 824, a Bill for an Act to amend the Insurance Code. Second Reading of the Bill. No Committee Amendments."

Speaker Keane: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Keane: "Third Reading. House Bill 851, Representative Steczo. House Bill 851, Representative Steczo. Out of the record. House Bill, House Bill 857, Representative Curran. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 857, a Bill for an Act to amend the Park District Code. Second Reading of the Bill. No Committee Amendments."

Speaker Keane: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Keane: "Third Reading. House Bill 919, Representative Kirkland. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 919, a Bill for an Act to amend the Illinois Human Rights Act. Second Reading of the Bill. No Committee Amendments."

Speaker Keane: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Keane: "Third Reading. House Bill 965, Representative McAfee. Representative McAfee. Out of the record. House Bill 968, Representative Wolf. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 968, a Bill for an Act to amend the Illinois Pension Code. Second Reading of the Bill. No Committee Amendments."

Speaker Keane: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Keane: "Third Reading. House Bill 969, Representative

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Wolf. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 969, a Bill for an Act to amend the Illinois Pension Code. Second Reading of the Bill. No Committee Amendments."

Speaker Keane: "Representative Wolf."

Wolf: "Mr. Speaker, just read 969 for the second time and leave it on Second Reading."

Speaker Keane: "The Bill will remain on Second Reading. House Bill 989, Representative Deering. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 989, a Bill for an Act to amend the Credit Card Insurance Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Keane: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Keane: "Any Floor Amendments?"

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

Speaker Keane: "Representative Deering, on Amendment #2."

Deering: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Amendment #2 requires that a person paying a credit card account with a check may put his credit card number on that check that it's pertaining to that account that he is paying. This will clear up any matter if an invoice gets separated from a check. They know what account that the payment is credited to."

Speaker Keane: "Is there any discussion on, on Amendment #2? There being none, the question is, 'Shall Amendment #2 be adopted?' All in favor say 'aye', all opposed 'no'. The 'ayes' have it and Amendment #2 is adopted. Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Keane: "Third Reading." House Bill 1006, Representative

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Mautino. 1006, Representative Mautino. Out of the record.
House Bill 1040, Representative Obrzut. Out of the record.
House Bill 1053, Representative Leitch. Mr. Clerk, read
the Bill."

Clerk O'Brien: "House Bill 1053, a Bill for an Act to amend the
Probate Act. Second Reading of the Bill. No Committee
Amendments."

Speaker Keane: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Keane: "Third Reading. House Bills Third Reading, Page 6
of the Calendar. House Bill 50, Representative Kulas. Out
of the record. House Bill 70, Representative Brunsvold.
Out of the record. House Bill 86, Representative Martinez.
Mr. Clerk, read the Bill."

Clerk O'Brien: "House bill 86, a Bill for an Act to amend the
Personnel Code. Third Reading of the Bill."

Speaker Keane: "Representative Martinez."

Martinez: "Thank you, Mr. Chairman, Ladies and Gentlemen of the
House. House Bill 86 simply attempts to extend the life of
a, of an applicant for a state job from the period of one
year to two years. Many of these individuals attend some
of these job fairs, and they're led to believe that the
state needs many employees and encourages people to apply,
and yet they only hold the application for one year and
usually by that time just about when, when they're gonna
call them this applicant's application is withdrawn because
the time limit has expired. I think it's only right that
we address this situation by adding another year to the
time that the, the examination results are held by the CMS
agency. I move adoption of this Bill."

Speaker Keane: "Is there any discussion? Representative Black."

Black: "Thank you very much, Mr. Speaker. It's sometimes very
difficult to hear in the Chambers but I would like the

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Gentleman to yield for some questions, if he would."

Speaker Keane: "He indicates he will yield."

Black: "Thank you very much. Representative, I guess I'm not clear what difficulty your Bill will correct. It, we currently have a one year list. You want to go to a two year, and it's my understanding that already about 35% of the people do not respond when, when CMS calls them for an interview or a response. Towards the end of that one year, we're already seeing a 35 or 40% dropoff rate for whatever the reason. If we extend it to two years, are we correcting a difficulty or are we just making it indeed more difficult to find the applicants to respond?"

Martinez: "In my opinion, we will be correcting the problem that exists."

Speaker Keane: "Representative Martinez, could you hold on for a second? Ladies and Gentlemen, Ladies and Gentlemen, we're on Third Reading, and there's a debate going on. We're on Third Reading and we are having a debate. If you have some conversations that are loud, or have to be loud, please take them off the floor. Otherwise, give your attention. Representative Martinez."

Martinez: "I think I answered the Gentleman's question."

Speaker Keane: "Representative Black."

Black: "Yes, thank you very much. I, I and I appreciate your efforts to bring about a little order and decorum, Mr. Speaker. Thank you. Representative, I guess we're still not sure what difficulty we're going to correct by making the list valid for two years rather than the current one year."

Martinez: "Well, it extends the period that the application can be held on file valid. Many people don't move fast enough or, or they're misled that the by the State of the probability of being hired. When they, the time for them

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allotted to be called, the time has run out. I think it's a cruel hoax on many people...to extend, extend the time by one extra year."

Black: "I guess I can, I can understand that to the extent that those on the list who are still seeking employment with the State after one year obviously could either retest or, or get back on the list. I guess my fear is if we go out two years on the list, some of those people are going to move away. Some are going to find employment elsewhere, and I, I, I don't know whether we're doing our constituents a service or a disservice by making a, an eligible list good for two years rather than one year. I think you're going to find so much turnover on that list that it may be absolute chaos finding someone to fill a position, say 15 months after the list was made, made valid. I, I don't have any particular problem with your Bill, but I, I really think that that question needs to be addressed perhaps more diligently than it has, and I, I appreciate your kindness and to Mr. Speaker, to the Bill. A, a similar Bill passed from this Chamber last year overwhelmingly, and that often occurs. I, I think that we simply need to ask ourselves before we vote on this, by making the eligibility list valid for two years, are we, in fact, helping our constituents or are we simply cluttering the list with those people who will not respond in that two year period when a vacancy occurs which may indeed make it more difficult to fill the position. I, I think you're going to have to ask yourself that question before you vote. Obviously the Gentleman has had some success with this Bill in the past and I, I think there's some questions that have not been answered."

Speaker Keane: "Representative Hasara."

Hasara: "Thank you, Mr. Speaker. I rise in opposition to House

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Bill 86 for two reasons. First of all we all know that we're in a very, very tight budget year and one of the things I keep hearing from both sides of the aisle is cut down on administrative costs. Cut down on administrative costs. House Bill 86 would add a great additional burden to the Department of Central Management Services in trying to contact hundreds and thousands of people who are no longer interested in State employment who would show up on lists that they would be required to contact. But even more importantly, I am opposed to this Bill because it raises people's expectations that can simply not be met. I'm probably contacted by more than anyone else in this General Assembly by people looking for State employment. They will come to me and they'll say, 'Well, my name's been on the list for a security guard or janitor.' It's on the list along with 5,000 other people. And they think because they've gotten an 'A' on the test, and they're on a list, they're eventually going to be called and get a job and such is not the case. There are going to be fewer and fewer openings in most of the positions that have the hundreds and thousands of names on them, and I think it is totally unfair to people to say to them, 'Oh, now we're gonna keep your name on a list for two years instead of one.' So instead of going out and looking for employment elsewhere, they're going to continue to sit and really believe that they're going to be called for one of these positions when we all know, Legislator or no Legislator, that there is no way that they're ever going to get one of those jobs. Please vote 'no' on this Bill which would add to administrative costs and would mislead people."

Speaker Keane: "Representative Martinez."

Martinez: "Representative Hasara, while I appreciate your concern, I think the answer to this situation is the way

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that you as an individual look at this, at this attempt that I'm trying to do. Incidentally, I'm not looking to hire directors and such where you can classify as, we should cut down on bureaucracy. This isn't directed at people in that category. This, we're, we're talking about the everyday individual, the average citizen that has been misled to apply and then find out that he's not eligible anymore simply because the time ran out. I think this Bill merits the vote, and I ask that you support it."

Speaker Keane: "The question is, 'Shall House Bill 84 pass?' All those in favor vote 'aye'. Those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record."

Speaker Keane: "On this Bill there are 67 voting 'aye', 45 voting 'no', 2 voting present' and this Bill having received the required constitutional majority is hereby declared passed. We'll now go back to Second Reading. Let's see now. To pick up House Bill 965, Representative McAfee. Mr. Clerk, read the Bill. Out of the record. I'm sorry, I went to the wrong Bill. House Bill 477. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 477, a Bill for an Act to amend the Environmental Protection Act. Second Reading of the Bill. No Committee Amendments."

Speaker Keane: "Any Floor Amendments?"

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

Speaker Keane: "Representative Wennlund."

Wennlund: "Thank you, Mr. Speaker. Floor Amendment #1 merely extends that the moratorium for a year and a half and not a five year period of time. The prior moratorium was a year and a half moratorium. We think it's more in line, and

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more, with the more responsible thought today that that moratorium only be extended in short periods of time instead of a five year time period. It merely extends it the same as it did, the Bill that passed out of here two years ago for one year and a half instead of one year. We think it's a responsible thing to do because everyday incineration becomes more of a state of the art, and it's better developed and it's got to be someplace in the State of Illinois in which to dispose of hazardous waste. Currently, there's, there's only one hazardous waste incinerator operating. Without that, it's gonna increase the cost of doing business in Illinois because all hospitals and everyone who's in the business of producing and generating hazardous waste would have to ship it out of State at great cost. It cost ten times what it would take to dispose of hazardous waste here in Illinois. There merely has to be some method by which it can be done and by extending that moratorium for five years you take the risk and the possibility of costing Illinois business and costing Illinois jobs and costing Illinois money. So I think the more responsible thing to do is to extend it to 1992 as opposed to 1996. It would be a year and a half extension the same as passed out of here two years ago. I move for its adoption."

Speaker Keane: "On the question, Representative McAfee."

McAfee: "Mr. Speaker, and Ladies and Gentlemen of the House. I rise in opposition to this Amendment. It's a nonfriendly and hostile Amendment. It basically takes out the guts of the Bill, and I would encourage all members on this side of the aisle as well as on the other side of the aisle, to defeat the Amendment."

Speaker Keane: "Representative Homer."

Homer: "Will the Gentleman yield?"

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Speaker Keane: "He indicates he will."

Homer: "Representative Wennlund, I understood that the Illinois Hospital Association was opposed to the original Bill. Are you aware of that position?"

Speaker Keane: "Representative Wennlund."

Wennlund: "The, yes it is. It, the Illinois Hospital Association is opposed because they're generators of hazardous waste, everything from needles to vials and rags and things with possible contaminants in them, and it's hospitals who will, who will suffer as a result of this and until new hazardous waste incinerators can be built to dispose of hospital waste, it puts a severe cost factor on, on health care in Illinois."

Homer: "Well, but, Representative Wennlund, it is my understanding that the sponsor's spoken to the representatives of the Hospital Association and that he intends to present an Amendment which would exempt out medical waste from the Bill. If he were to do that, would that remove your objection or does your objection through this Amendment go beyond hospital concerns?"

Wennlund: "It goes beyond those concerns. The Illinois Farm Bureau is opposed to the, to the Bill. The Illinois State Chamber of Commerce is also opposed to the Bill, and the Illinois Environmental Protection Agency is opposed to a five year moratorium, because there are several other factors involved, and, and the Farm Bureau's opposed to it because they generate through the pesticides and, and other manufacture of farm products, hazardous waste that needs to be disposed of, and as I mentioned, currently, there's only one place in Illinois, and that was shut down for a three week period of time, at which hazardous waste can be incinerated, so the bottom line is that we're going to have everybody from the farmers to the business people in

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Illinois shipping hazardous waste, or what is classified as hazardous waste way out of State, at, at, at ten times the cost."

Homer: "Well, I think that the Speaker to the Bill, I think the Gentleman's Bill which attempts to, to extend the moratorium from the action taken last year which was until 1991, he wants through this Bill to extend it 'til 1996, and I think that makes some sense because there are significant environmental questions that have been raised concerning whether it is environmentally sound to incinerate hazardous waste, and I think it would be imprudent of us to authorize this practice when these significant and substantial questions remain, and I think it's naive for us to believe that a complete and total resolution of that question will be here before December 1 of 1992. That is only about a year and a half away. I think there's a significant need for additional research to be done and if the objection is that, 'well it'll cost more to dispose of it safely,' I don't think that's a very good reason to go ahead and to allow for the admission into our atmosphere of particles that are the byproduct of the incineration process when we're talking about hazardous waste. It makes sense to me then that we delay that, that we extend the moratorium until satisfactory answers can be made. I believe the Gentleman has a good Bill. I would suggest that we oppose the Amendment which would limit that moratorium to one additional year. So, I would suggest that a 'no' vote on the Amendment would be the proper environmental and sound public policy vote."

Speaker Keane: "Representative Balanoff."

Balanoff: "Mr. Speaker, Ladies and Gentlemen of the House. I also rise in opposition to the Amendment. I have a hazardous waste incinerator in my district. I have the one

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that Mr. Wennlund was talking about that has been shut down since February 13th. The Illinois Environmental Protection Agency then, and before when it was operating, said that they posed an immediate threat to the health and safety of every man, woman and child, not only in my district but in many surrounding areas. Hazardous waste incineration as a technology is not safe. And, I would just say that the reasons for making it a five year continuation of the moratorium include the fact that there's no incentive then to try to find safe alternatives to the toxins that we're using in business and industry that must be disposed of. I think that the cost argument is absolutely ridiculous because you can't put a price on a human life. At least Klem Balanoff can't. Maybe Larry Wennlund can, but Klem Balanoff can't. So I think that everybody on both sides of the aisle should vote against this Amendment."

Speaker Keane: "Representative Black."

Black: "Well, thank you. Thank you very much, Mr. Speaker, and in all deference to my esteemed and learned colleagues on the other side of the aisle, let me just point out that, if you adopt this Bill without the Amendment, so obviously I'm speaking in favor of the Amendment, there is a grave danger that you will find the State of Illinois out of compliance with the United States Environmental Protection Agency, and for all of you, all of you on the floor, let me ask you something. If you extend the moratorium for five years, what are you going to do with that waste? What are you going to do with the waste? Well, let me tell you why the Farm Bureau is opposed to it and anybody who lives downstate or outside the collar counties should be opposed to it. I'll tell you what they're gonna do with it, they're gonna farm it off downstate somewhere. Find some land somewhere and tell us that we have an economic

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development tool for you. We're going to create a hazardous waste dump downstate. I would think, Ladies and Gentlemen of this Chamber, you'd best vote 'yes' for this Amendment. This Amendment is the environmental issue at heart. A 'yes' vote on this Amendment is what the environmentalists want you to vote for and if you don't, when it goes into your district because you can't build an incinerator, talk to your constituents about why it came downstate in the first place. I urge an 'aye' vote on the Amendment."

Speaker Keane: "Representative Kulas."

Kulas: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I agree with the previous speaker. If we don't have any place, if we can't incinerate hazardous waste, what are we going to do with it? Maybe we'll send it down to Fulton County. I'm sure they'd like to have it. This is a terrible Bill. I mean let's face it, let's get our head out of the sand and face the problem. We have a problem in the State of Illinois not only with hazardous waste but with solid waste. Let's not dig our head deeper in the sand but let's open up our eyes and say, 'Let's face the problem.' If we can't incinerate it, what are we going to do with it? Ship it to the moon? We can't do that either. So where's it going to go? Fulton County, downstate, McLean County, down by Carbondale. We'll ship it down there because we can't burn it. I'm sure that none of the previous speakers who spoke on this issue have ever seen an incinerator, have ever been through an incinerator, have ever looked at what comes out of an incinerator. But they speak against it because they don't know what they're talking about. Because it's 'in.' It's 'in' to be against incineration. Well, you gotta face the problem, Ladies and Gentlemen. If you want to close your eyes, vote, vote

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against this Amendment. But if you want to be realistic, vote for this Amendment."

Speaker Keane: "Representative Lang."

Lang: "Thank you, Mr. Speaker. I rise in opposition to this Amendment. The Amendment is obviously hostile to the Bill. When we talk about what we are going to do with this hazardous waste, if we extend the moratorium, I pose a couple of questions. First, what are we doing with it now? We seem to be handling the moratorium currently very well. And, secondly, it seems to me that we have a responsibility to the environment not to be incinerating this material into our atmosphere without knowing what the results are. There are still studies going on as to what hazardous waste does in our atmosphere after it's been incinerated. It seems to me that we would be irresponsible, completely irresponsible, to allow incineration of this hazardous waste into our atmosphere before we fully know its effects. Accordingly, the moratorium is a perfect way to do that. Once we, if we determine before the end of the moratorium period that there are no hazardous effects on the environment, we can rescind the moratorium at that time. It seems to me this is a bad Amendment. It should be defeated."

Speaker Keane: "Any further discussion? Representative Wennlund to close."

Wennlund: "Thank you, Mr. Speaker. Representative Kulas was exactly right. The responsible vote is a vote 'for' this Amendment. This is not a hostile Amendment. It merely reduces the time period down to the original one and a half years which it was a year and a half ago. One and a half years will indeed, by a shorter time period, encourage the development of new state of the art tech...in development of hazardous waste incinerators. What would be

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irresponsible is to extend it out to five years. Representative Kulas was correct. Most of the people who have spoken against this have never seen or been through an incinerator of this type. And they are being developed in state of the art technologies approved by both the U.S. EPA and by the Illinois EPA. The responsible vote is a vote 'for' this Amendment and Mr. Speaker, I would ask for a record vote, please."

Speaker Keane: "Did you request a Roll Call? The Gentleman has requested a Roll Call. All those in favor of Amendment 1 vote 'aye'. All opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record."

Speaker Keane: "On this Bill there are 45 voting 'aye', 61 voting 'no', 4 voting 'present', and the Amendment fails. Any further Amendments?"

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

Speaker Keane: "Representative Wennlund. Out of the record. Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Keane: "Third Reading. Representative Steczo on House Bill 851. Mr. Clerk, read the Bill. We're on Second Reading, Page 6. House Bill 851."

Clerk O'Brien: "House Bill 851, a Bill for an Act to amend the Illinois Municipal Code. Second Reading of the Bill. No Committee Amendments."

Speaker Keane: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Keane: "Third Reading. If there are any Members who wish to have their House Bills on Second Reading considered at this time, please come up and give a note to the Parliamentarian. We'll now go back to House Bills, Third

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Reading, Page 6. House Bill 147, Representative Hicks. Out of the record. Representative...we'll go back to Second Reading, House Bill 536, Representative Capparelli. Mr. Clerk, read the Bill."

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

Speaker Keane: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Keane: "Third Reading. On Second Reading on Page 6, House Bill 741, Representative Curran. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 741, a Bill for an Act to amend the Minimum Wage Law. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Keane: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Keane: "Any Floor Amendments?"

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

Speaker Keane: "Representative Wennlund withdraws Amendment #2. Any further Amendments?"

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

Speaker Keane: "Representative Wennlund. Withdraw Amendment #3. Any further Amendments?"

Clerk O'Brien: "Floor Amendment #4, offered by Representative Wennlund."

Speaker Keane: "Withdraw Amendment #4."

Clerk O'Brien: "And Floor Amendment #5, offered by Representative Wennlund."

Speaker Keane: "Representative Wennlund on Amendment #5."

Wennlund: "Thank you, Mr. Speaker. Ladies and Gentlemen of the

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House, Amendment #5 is a Bill that every Representative in this body should pay attention to if you have agriculture or agriculture is important to your district as it is to the State of Illinois. Illinois agriculture used to be, as recently as 1986, the second largest exporter... Illinois used to be the second largest exporter of grains in the nation. Since 1986, Illinois has fallen to the sixth largest, and that's because agriculture exports have decreased drastically over the last few years. Agriculture in Illinois is still a \$2.64 billion dollar business in Illinois. That's what we export in agriculture products. Feed and grain products \$1.1 billion. Soy beans \$8.76 million. Wheat products \$223 million. Illinois agriculture, as many of you know, has been drastically hurt in the last three years. What Amendment #5 does, it restores to the exemption agriculture which means farming and all of its branches including the cultivation and tillage of soil and the production, cultivation, and growing and harvesting of commodities growing on, on the land for which there is an export market. If you put the burden on the farmer in Illinois to pay time and a half for those young teenagers who go out and help them harvest and bail hay, you're going to put the Illinois farmer out of business. This Amendment would restore the exemption to those farmers who are grain exporters who grow crops that can be exported from the State of Illinois, and hopefully, it will give the farmers in Illinois the needed break that they need to once again gain their status as one of the leading exporters of grain products in the nation. This Bill is vital to make farming and agriculture the number one industry in the nation and in this State. This Amendment will restore the exemption from paying time and a half from the Minimum Wage Law to farmers who use farm

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labor in harvesting and planting their crops. It's vital to Illinois agriculture and I would encourage every farmer in this Chamber to get up and speak in favor of this Amendment because it restores your exemption which the original Bill would have removed. Every farmer in this Chamber ought to be concerned about that livelihood and his fellow farmers. The Illinois Farm Bureau, which is absolutely and totally opposed to the original Bill, as you can well imagine, and it's vital to the economy of this State, in which agriculture plays such a vital role, that we restore the exemption for grain producing products that are exported and for farmers who grow those products. A 'yes' vote on this Amendment is an important vote for you, and, Mr. Speaker, when the time comes for a vote, I ask for a record Roll Call on this Amendment. A recorded vote, please."

Speaker Keane: "Representative Schakowsky."

Schakowsky: "Thank you, Mr. Speaker, Members of the House. I rise in opposition to the Amendment. I think it is unconscionable to exempt farmers, farm workers, from being paid for their work in the fields to bring our food to our table. Seems to me that the legislation which says that they do not get compensated for overtime until they've worked 48 hours is, is concession enough to the people who work so hard in the fields. I urge everyone to oppose this Amendment exempting farm workers."

Speaker Keane: "Representative Olson. Robert Olson."

Olson: "Thank you, Mr. Speaker. I rise in support of this Amendment. Unlike some of the speakers in the previous moments, I am associated with agriculture. Agriculture is somewhat unique in how we utilize labor. Yes, during the busy seasons we may work more than 40 and more than 48. We may work 60 hour weeks. The time has long passed when we

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can go to the, into the local town and pick up part-time labor. Substantial farmers work with full-time labor. Full-time labor on the farm gets about a three month vacation with full pay every winter. You might say we're dealing with compensory (sic) compensatory time here. You may work an extra ten hours a week during the busy seasons, but you more than get that ten hours back during the snow seasons. This is a good Amendment to correct a bad Bill. I urge your support."

Speaker Keane: "Representative Ropp."

Ropp: "Thank you, Mr. Speaker. Would the sponsor yield? Not...I don't want to talk to the sponsor of the Bill, I want to talk to the sponsor of the Bill, not the Amendment, please. Is that a poss...?"

Speaker Keane: "That's, that's not possible. You have your opportunity on Third Reading on that."

Ropp: "Okay, let me just speak to the Bill then, Mr. Speaker. Members of the Legislature. I'm always intrigued at the fact that we have people who are telling other people exactly what to do. I, some of us have been farmers for a long time and sometimes feel that maybe legislation that deals with agriculture ought to come from those people who have some impact. The sponsors of that Bill, I don't know whether Curran, Schakowsky, Balanoff, Flowers...Flowers might be a farmer, that sounds kind of like an agriculture product...but I just don't think that because we have people who really have taken advantage of the successes that agriculture has brought forth in their tremendous amount of efficiency and their ability to produce ought to be telling those people, 'Well, we don't want you to be quite be as efficient. We don't think you're doing a very good job.' And I guess I'd question the logic of people who have really enjoyed the fruits of efficient farmers in

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the state now putting an added burden on them when maybe they, too, don't understand the whole process by which they have enjoyed the high quality of fruit, the high quality of bread, and milk and other products that not only Illinois, but American farmers have provided for them. So, I'd urge the support of this Amendment that once again puts logic back into a Bill that is a little bit unusual."

Speaker Keane: "Representative Curran."

Curran: "Mr. Speaker, the Floor, the Floor Leader on our side is now trying to determine. Could we just hold for a second? Can we, can we take this out of the record right now, and maybe we can run through this fire drill again in a couple days?"

Speaker Keane: "Out of the record."

Curran: "Thank you."

Speaker Keane: "We'll go, we'll go back to Third Readings, Page 6. House Bill 147, Representative Hicks. Mr. Clerk, read the Bill. House Bill 147, Short Debate."

Clerk O'Brien: "House Bill 147, a Bill for an Act to amend the Criminal Code. Third Reading of the Bill."

Speaker Keane: "Representative...Representative Hicks."

Hicks: "Thank you very much, Mr. Speaker. Ladies and Gentlemen of the House, House Bill 147 amends the Criminal Code, and what it actually does it allows sheriffs and police departments to have confiscated weapons that are no longer useful for or needed for evidentially (sic) evidentiary purposes to be able to be sold and traded for weapons that are useful and for objects that are useful in those departments. I'd be happy to try to answer any questions about the Bill."

Speaker Keane: "Any discussion? There being none, the question is, 'Shall House Bill 147 pass?' All those in favor vote 'aye'. All opposed vote 'no'. The voting is open. Have

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all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill there are 104 voting 'aye', 3 voting 'no', none voting 'present', and House Bill 147 having received the required constitutional majority is hereby declared passed. House Bill 164, Anthony Young. Out of the record. House Bill 209, Representative Matijeovich. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 209, a Bill for an Act to amend the Civil Administrative Code. Third Reading of the Bill."

Speaker Keane: "Representative Matijeovich."

Matijeovich: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, I introduced House Bill 209 for Woody Collangelo who is the Illinois Legislative Director for the United Steel Workers of America. The Bill would provide that when the Department of Commerce and Community Affairs proposes to offer incentives to a foreign firm to locate in Illinois, the Department shall first determine whether the firm's nation of domicile offers similar incentives to U.S. businesses to locate there, and whether that nation imposes duties or barriers against the importation of U.S. products of a type which the foreign firms seek to produce in Illinois. I accepted an Amendment from Representative Dave Harris which would provide that if that nation is a participant in the general agreement on tariffs and trades that the provisions would not apply to that nation. What I am after is just so there is a (sic) an even playing field when we do provide incentives to foreign businesses. I would appreciate your support."

Speaker Keane: "Is there any discussion? There being none, the question is, 'Shall House Bill 209 pass?' All those in favor vote 'aye'. All opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On

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this Bill there are 107 voting 'aye', 1 voting 'no', none voting 'present', and this Bill having received the required constitutional majority is hereby declared passed. House Bill 244, Representative Turner. Out of the record. House Bill 290, Representative Capparelli. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 290, a Bill for an Act to amend the Public Utilities Act. Third Reading of the Bill."

Speaker Keane: "Representative Capparelli."

Capparelli: "Thank you, Mr. Speaker. House Bill 290 prohibits the ICC from imposing surcharges on utility bills in order to subsidize a service for a particular class of phone service or utility users. The Link-Up 2 Program is designed to subsidize phone service for low-income people. While I'm not all together opposed to subsidies, I don't think this is the way to do it. The phone companies should have subsidized this type of service from their profits or through a voluntary system. Instead the ICC imposed a surcharge on the average consumer. The 15¢ surcharge is just the tip of the iceberg. Over the years the ICC has proved no friend of the customer, and who's to say what they will be surcharging next. I would ask for a favorable Roll Call on House Bill 290."

Speaker Keane: "Representative Currie on House Bill 2090."

Currie: "Thank...thank you, Mr. Speaker and Members of the House. I rise in opposition to the Gentleman's Bill. I do understand its origins, and I do know that many of us heard from people who were offended by the 15¢ line charge, but it's my view that the Illinois Commerce Commission did do an appropriate study before imposing that 15¢ line charge. It is also my view that all of us, as subscribers to telephone services, appreciate the opportunity to reach people who, because of their limited income, may not be

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able to afford this subscription themselves. That line charge would have enabled Illinois residents to access federal dollars. Each and every one of you knows that we're 44th in the balance of payments between the State of Illinois and the federal government this year. Passage of this Bill ensures that we continue to carry on rock bottom. I think there's something unfortunate about the prospect of a, of an elderly individual with very little income unable to pay for telephone service, unable to call someone when she or he needs help, when she or he has fallen down. There's no way for that individual to reach 911 or to reach any other helping or caring person. I think, unfortunately although I appreciate the, the concern of individuals who felt that they were operating welfare programs, I think there's something unfortunate about this General Assembly falling in line with those who would deny the Link-Up service and the opportunity that that service offers to save lives and provide help when it's needed. I think this is not a good piece of legislation."

Speaker Keane: "Representative Ryder."

Ryder: "Thank you, Mr. Speaker. Although the surcharge, the line charge may have been well-intentioned. Although it may have some good consequences, the people in the district that I'm lucky enough to represent told me loud and clear they didn't like it. No other issue had such a spontaneous, unorganized, and yet overwhelming reaction among the people of the 97th District as what this piece of legislation is designed to combat. When the people speak that loudly, when the people speak that clearly, I think it's our job to listen and to support this Bill. As a Co-sponsor, I'm proud to do that. Thank you."

Speaker Keane: "Representative Pullen."

Pullen: "Thank you, Mr. Speaker, Ladies and Gentlemen of the

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House. During the few agonizing weeks in which the ICC's tax was imposed on people throughout Illinois, countless of the constituents in my district told me, 'You know it's not the money that counts. We know that 15¢ a month isn't a material amount, it's the principle of the thing.' It's the idea of a tax being laid on them without any public input, without a vote of their elected representatives. And it is truly a tax that the Gentleman is seeking to prevent from happening again. I looked into the practices of some of the power utilities in Illinois, and I found out that Northern Illinois Gas has a program of voluntary contributions for those less fortunate by giving people the opportunity to add a dollar to their gas bill to be put into a fund to assist those who are disadvantaged and Northern Illinois Gas has done so well with this program, between the customers adding their dollars and the company matching it, that they've actually doubled the amount that a particular individual or family can get from their program every year, and the reason that it works so well and that it has never caused a row is that it is voluntary. When we ask people to be charitable, it should always be asking, never forcing. The Gentleman introduced this Bill very quickly after this issue was brought to all of our attention. He is to be congratulated for his quick action and for his very good Bill, and I urge its passage. Thank you."

Speaker Keane: "Representative Levin."

Levin: "Would the Gentleman yield?"

Speaker Keane: "He indicates he will."

Levin: "Okay. I'd like to ask you the same question that I asked in Committee. The current Public Utilities Act prohibits cross-subsidization between classes of customers. It's your intention in sponsoring this legislation not to change

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the law but simply to clarify that with respect to this.
Is that correct?"

Capparelli: "Absolutely right."

Levin: "Okay. I rise in support of this legislation. It has been the law since 1923 that each class of customer should pay for their own service. There should not be cross-subsidization between different classes of customers. What the Commerce Commission did, as laudible as the goal was, in this situation was to require certain customers to pay a surcharge on their bills in order to subsidize other classes of customers. That is something that is illegal now. It has been illegal under case law and statutory law since 1923. And this sponsor simply seeks to clarify that it was illegal before and we're going to make doubly sure that it is not legal in the future. I urge support for this legislation."

Speaker Keane: "Representative Parke."

Parke: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I too rise in support of this worthwhile legislation. It wasn't a few days after this idea was put on the phone bills of the taxpayers of this state that I went to a senior citizen prom, and I went from table to table talking to the people and every table, the senior citizens came to me and told me how much they were upset with this. Not in concept, because the concept has validity. But that they were forced to do it and that they were fearful that this was the nose of the camel under the tent, and that they wanted to have the decision-making process of whether or not they wanted to give any of their money to other seniors. So, I think the point here is that this is a good idea and that if it's voluntary, if they have a choice, that's what they want and I think this Bill should be passed."

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Speaker Keane: "Representative Black."

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

Speaker Keane: "He indicates he will."

Black: "Representative, just a quick question. This Bill is not retrospective in any way. You're, you're not, we're not in danger of perhaps damaging the TDD program which has been working some time, and I think fairly well."

Capparelli: "Right. No."

Speaker Keane: "The question is, 'Shall House Bill 290 pass?' All those in favor vote 'aye', opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill there are 97 voting 'aye', 6 voting 'no', 2 voting 'present', and McCracken 'aye'. This Bill having received the required Constitutional Majority is hereby declared passed. We will now go to a Bill that was removed on second reading from the Consent Calendar for the purposes of an Amendment. House Bill 599, Representative Steczo. Mr Clerk, read the Bill. Mr. Clerk, what is the status of the Bill?"

Clerk O'Brien: "House Bill 599 has been removed from Consent Calendar. Third Reading. The Bill returns to Second Reading Short Debate."

Speaker Keane: "Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 599. A Bill for an act to amend the School Code, Second Reading of the Bill. No Committee Amendments. Any Floor Amendments? Floor Amendment #1, offered by Representative Steczo."

Speaker Keane: "Ah, Mr. Representative Steczo."

Steczko: "Thank you, Mr. Speaker, Members of the House. Amendment #1 to House Bill 599 is a technical cleanup amendment. Ah, the Bill itself deals with school reorganization, and during the course of the Committee Hearing we noticed, or

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after the Committee Hearing that there was a problem relating to a few of the Sections, so the State Board of Education drafted Amendment #1 to clear up the technical difficulties in the Bill, and I would move for the adoption of the Amendment, Mr. Speaker."

Speaker Keane: "Any discussion? There being none the question is, Shall Amendment #1 be adopted?' All in favor say 'aye', all opposed 'no'. The 'ayes' have it, Amendment #1 is adopted. Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Keane: "Third Reading. Representative Steczko."

Steczko: "Ah, Thank you, Mr. Speaker, as this Bill was on the Consent Calendar and as this Amendment is technical in nature, I would ask leave of the House, I think with consent of the other side of the aisle, ah, the Bill be heard on Third Reading at the present time."

Speaker Keane: "Representative Lang."

Lang: "Thank you, Mr. Speaker. It was my objection, and this Amendment resolved by objection. I would ask that it be placed back on the Consent Calendar once again and passed today."

Speaker Keane: "Is there a leave, Representative Black?"

Black: "I'm not sure that our rules allowing to put it back on the Consent Calendar. We have no objections if the Sponsor wants to call it on Third Reading today."

Speaker Keane: "Third Reading. Read the Bill. Mr. Speaker, read the Bill."

Clerk O'Brien: "House Bill 599, a Bill for an Act to amend the School Code, Third Reading of the Bill."

Speaker Keane: "Representative Steczko."

Steczko: "Ah, thank you, Mr. Speaker, Members of the House. House Bill 599, ah, is in fact a Bill that deals with technical cleanup of School District Reorganization, and ah, was on

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the Consent Calendar. I would just move for its passage at this time."

Speaker Keane: "Any discussion? There being none the question is, 'Shall House Bill 599 pass?' All those in favor vote 'aye', all opposed 'no'. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill there are 108 voting 'aye' none voting 'no' one voting present, and House Bill 599 having received the required Constitutional Majority is hereby declared...Ah, put Representative Hartke and Representative McAfee as 'aye'. This Bill having received the required constitutional majority is hereby declared passed. Representative Weller, for what purpose do you rise?"

Weller: "Thank you, Mr. Speaker. On the Third Reading Vote on House Bill 290, I was just outside of the Chambers and missed the Roll Call. Had I been present, I wished to have been recorded 'aye'."

Speaker Keane: "The record will show (sic) so indicate. Representative Schoenberg." tfh;7 Schoenberg: "Mr. Chairman, pursuant to Rule 77A, I move to discharge the Committee on the Executive for further consideration of Resolution 298. I wish to suspend Rule 77B relating to the Calendar requirements. Advance to the order of the Speaker's Table."

Speaker Keane: "Representative, have you cleared this with the other side of the aisle?"

Schoenberg: "Yes, I have, Mr. Chairman."

Speaker Keane: "Alright, the gentleman ah, has asked leave to suspend the rules for the immediate consideration of HR 298. Does the gentleman have the lead, by the use of Representative Dunn?"

Dunn: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I move to suspend the appropriate rule to waive

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the posting requirements so that House Bill...."

Speaker Keane: "Representative Dunn, we are on another Order of Business right now, but we will get back to you in a second. By use of the Attendance Roll Call, the rule is suspended and the Committee is discharged on HR 298. Now, Mr. Clerk, call the Resolution."

Clerk O'Brien: "House Resolution 298, offered by Representative Schoenberg."

Speaker Keane: "Representative Schoenberg."

Schoenberg: "Mr. Speaker, House Resolution 298 pertains to tomorrow's vote of the State's 1.5 million shares in AT&T stock. There's a Neo-Nazi group which has sponsored a Resolution, a shareholders' Resolution, which would provide for the elimination of sales and services of AT&T products to the State of Israel and Israeli businesses. I've spoken with Representatives and Leadership from both sides, and they have agreed to support this measure, and I urge the Members of this Body to also support this measure. Thank you very much."

Speaker Keane: "Representative Black."

Black: "Thank you very much, Mr. Speaker. The gentleman has done an outstanding job of checking with our spokesman, the people on this side of the aisle. I think before we vote we'd feel a lot better if could at least see a copy."

Speaker Keane: "While you're reviewing that copy... Alright, the question is, 'Shall the House adopt HR 298?' All those in favor say 'aye', opposed 'no'. The 'ayes' have it. HR 298 is adopted. Announcements, Representative Dunn."

Dunn: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is an announcement, but it is in the form of a Motion. I move to waive the appropriate rule, ah, regarding posting, so that House Bill 1428, House Bill 1428, can be heard tomorrow in House Judiciary I Committee. This Bill

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was originally assigned to a different Committee and was reassigned to House Judiciary I and was not received in time to post for tomorrow's meeting. The minority spokesperson on this Committee is in agreement with this Motion. So I would ask leave to hear House Bill 1428 in House Judiciary I Committee tomorrow.

Speaker Keane: "Is there leave for the Attendance Roll Call? Leave and the House does suspend the posting notice for House Bill 1428. Representative Novak."

Novak: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to suspend the appropriate rule with respect to the posting requirements for House Bill 819 to be heard tomorrow April 16, in the Sub-committee on Military and Veterans License Plates."

Speaker Keane: "Have you cleared this with your counterpart on the other side of the aisle? Is there leave to suspend the posting notice for House Bill 819? All those in favor say 'aye', all opposed 'no'. Representative Black, are you in opposition to this?"

Black: "I ah, I didn't hear the gentleman. Im sure he's cleared it with the Minority spokesman, but I didn't hear him say that."

Speaker Keane: "Representative Novak, would you indicate ah, whether or not you've cleared this with the Minority spokesman?"

Novak: "I believe our staff has, yes."

Speaker Keane: "We'll take this out of the record for a few moments while we do some other work. Representative Flowers."

Flowers: "Mr. Speaker, Ladies and Gentlemen of the House, I would like to waive the posting rules for House Bill 137 to be heard tomorrow, to be heard Thursday, in the Children and Family Law Committee. I've spoken with the Minority

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spokesman, as well as my Chairman, and they both agree."

Speaker Keane: "The question is, ah, the Lady has moved for to suspend the posting notice for House Bill 137 ah, is there leave for the Attendance Roll Call. Leave and the Posting notice has been suspended. Requirements have been suspended. Representative Trotter."

Trotter: "Thank you very much, Mr. Chairman. I would like to make a Motion to suspend the House posting requirement regarding House Bill 1128, which is to be heard Thursday in Children and Family Law."

Speaker Keane: "Gentleman moves, have you discussed this with the Minority spokesman and the Chairman of the Committee?"

Trotter: "Yes, Im sorry, I couldn't hear you, Sir."

Speaker Keane: "Alright. Gentleman moves to suspend the posting notice for House Bill 1128. Is there leave the Attendance Roll Call? Leave in the posting requirements. Note it is suspended. Representative Stern."

Stern: "Ah, Mr. Speaker and Members of the House, ah, I would like to waive a vote, ask to waive the posting requirements for House Bill 1428, before Judiciary I tomorrow. Representative Dunn started to make that Motion a few minutes ago, and it was the wrong time on the Calendar. Ah, I have spoke to both the Chairman, Representative Dunn, and the Minority Spokesman Representative Wennlund, and they are agreeable."

Speaker Keane: "Representative Black."

Black: "Thank you very much, Mr. Speaker. I think this has already been done. I mean we've already done this. Representative Dunn made the Motion, Representative Wennlund agreed, and I think we did this five minutes ago."

Stern: "I apologize. I thought he had been told it was not the time to do it."

Black: "No, it went back to him, and it's been done. You want to

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do it twice, why not?"

Speaker Keane: "The gentleman is correct. We have already suspended the rules requirements on this. Representative White."

White: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, the Human Services Committee will meet in Room 118 instead of 114 today at 4:00. The Human Services Committee will meet at 4:00 in Room 118. Thank you."

Speaker Keane: "Representative Novak."

Novak: "Yes, Mr. Speaker, the Bill has been cleared with the other side of the aisle, most assuredly."

Speaker Keane: "Could you give us the Bill number again?"

Novak: "House Bill 819 will be heard tomorrow in the Sub-Committee on Military and Veterans License Plates in Room 122B at 11:30 a.m."

Speaker Keane: "The gentleman asks to suspend the posting requirements for House Bill 819. Is there leave to use the Attendance Roll Call? All leave and the posting requirements are suspended. Any announcements? Agreed Resolutions."

Clerk O'Brien: "Senate Joint Resolution 22, offered by Representative White. Senate Joint Resolution 23, Matijeich. Senate Joint Resolution 24, Kubik. Senate Joint Resolution 25, Cronin. House Joint Resolution 29, offered by Representative Noland. House Joint Resolution 30, offered by Representative Kubik. House Resolution 314, offered by Representative Brunsvold. 316, Capparelli; 317...offered by Representative McGann; 318, DeLeo; 319, Giglio; 320, Speaker Madigan; 324, Keane; 326, McPike; 327, Satterthwaite; 328, Cowlshaw; 329, Matijeich; and 332, Shirley Jones."

Speaker Keane: "Representative Matijeich."

Matijeich: "Speaker, all these are congratulatory. I move the

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adoption of the Agreed Resolutions."

Speaker Keane: "Alright. Is there a leave to use the Attendance Roll Call? Leave in the Agreed Resolutions are adopted. General Resolutions."

Clerk O'Brien: "General Resolutions. House Resolution 315, offered by Representative DeJaegher. 322, offered by Representative Kubik. 323 by Representative Lang. 325, by Representative Daniels, and 331 by Representative Mautino."

Speaker Keane: "Committee on Assignments."

Clerk O'Brien: "Death Resolutions. House Resolution 321 offered by Representative Shaw, with respect to the memory of Theodore Fisher. House Resolution 330, offered by Representative Johnson with respect to the memory of Former Mayor Reese Johnson. House Resolution 333, offered by Representative Johnson with respect to the memory of Roy Williams."

Speaker Keane: "Representative Matijevich move the adoption of Resolutions all in favor say 'aye', opposed 'no'. The 'ayes' have it. And the Death Resolutions are adopted. Representative Matijevich now moves the House stand adjourned until tomorrow at 12:00 noon. All those in favor 'aye', opposed 'no'. The 'ayes' have it and House stands adjourned."

Speaker Keane: "First Special Session will now come to order. Attendance Roll Call will be used. The Attendance Roll Call for the Regular Session will be used as the Attendance Roll Call for the Special Session. No further business. Representative Matijevich moves that the Special Session adjourn. All those in favor.... and reconvene tomorrow at 12:05 all those in favor say 'aye', opposed 'no'. The 'ayes' have it. And the Special Session is Adjourned."

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