

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

101st Legislative Day

November 7, 1991

Speaker McPike: "The House will come to order. The House will come to order. The House will come to order. The Chaplain for today is Reverend Barrie West of Holy City Baptist Church in Springfield. Reverend West is the guest of Representative Mike Curran. The guests in the balcony may wish to rise and join us for the invocation this morning."

Reverend West: "Let us bow in prayer. O' Holy Spirit of God, we come now in this day and this hour, thankful that this is another opportunity to petition Thine throne. Dear God, as we come today we come as humble as we know how to come in submission to Thine holy will. We ask, dear God, that Thy will look and have mercy and let Thine spirit hover over this House, that as they come now to make decisions for the State of Illinois that You will be a part of their decision. In Jesus name we pray. Amen."

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

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

Speaker McPike: "Roll Call for Attendance. Representative Matijevec, excused absences."

Matijevec: "The record shows we're all here, and we're all here two days in a row."

Speaker McPike: "Thank you. Mr. Kubik."

Kubik: "The gang's all here."

Speaker McPike: "Alright. Mr. Clerk, take the Roll. 118 Members answering the Roll Call, a quorum is present. Children and Family Law, Representative Preston. Committee Reports."

Clerk O'Brien: "The Committee on Rules has met and pursuant to Rule 29(c)3 the following Bills have been ruled exempt on

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November 7, 1991. House Bill 1972, Senate Bills 697 and 699. Signed, John Matijevich, Chairman."

Speaker McPike: "Agreed Resolutions."

Clerk O'Brien: "House Resolution 1187, offered by Representative Satterthwaite; 1188, Kubik; 1190, Churchill; 1191, Hasara; 1193, Sieben; 1194, Walsh; 1195, Walsh; 1196, Walsh; 1197, Daniels; 1198, Williams; 1199, B. Pedersen; 1200, Curran; 1201, Novak; 1202, Curran; 1203, Keane; 1205, Balanoff; 1206, Daniels; House Joint Resolution 85, B. Pedersen; and Senate Joint Resolution 91, Hensel; and Senate Joint Resolution 92, Black."

Speaker McPike: "Representative Matijevich 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. Death Resolutions."

Clerk O'Brien: "House Resolution 1189, offered by Representative Cowlshaw with respect to the memory of Stephanie Motzer. House Resolution 1192, offered by Representative Woolard with respect to the memory of Thomas Reilly, Jr. House Resolution 1204, offered by Representative Balanoff with respect to the memory of Aaron Rice and House Joint Resolution 86, offered by Representative DeJaegher with respect to the memory of Dorothy Grant Arndt."

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

Clerk O'Brien: "House Bill 2675, offered by Representative Satterthwaite, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 2676, offered by Representative Steczo, a Bill for an Act relating to the levy of income taxes within educational service regions. First Reading of the Bill. House Bill 2677, offered by

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Representative Homer, a Bill for an Act to amend the Criminal Code. First Reading of the Bill. House Bill 2678, offered by Representative Black, a Bill for an Act to amend the Vital Records Act. First Reading of the Bill."

Speaker McPike: "Would the Members please be in their chairs. Could we have a little attention. Representative Daniels in the Chair."

Daniels: "You can applaud on that side too, you never know what's going to happen. Thank you, Jane. Thank you, Representative McPike. It is my distinct pleasure to introduce to all of you a very distinguished Gentleman who is visiting Springfield today in order to share a few moments with us. Director Tou is the Director General Coordination Counsel for North American Affairs of Taiwan. The office is in Chicago, and he comes today to share some time with us and learn more about Illinois Government, the seat of government, the home of Lincoln. And with Director Tou is Mrs. Tou, his wife, and of course escorted by our Representative Manny Hoffman. Director Tou, would you like to say a few words?"

Director Tou: "Deputy Speaker McPike, Minority Leader, distinguished Representatives of the House, Ladies and Gentlemen. Thank you for providing me with this opportunity to speak to you today. It is really a great honor and privilege for me. As the political climate in the United States becomes warmer and warmer heading towards many elections, we are witness to great changes in the political arena in my country, the Republic of China on Taiwan. Last May, the Republic of China concluded its first stage of constitutional reforms. As a result, the temporary provision effective during the communist rebellion, stipulation which had frozen the application of certain articles of the Constitution have been abolished.

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By the end of 1992 all Parliamentary Members will be completely renewed through elect in the general elections. Next year the newly elected National Assembly will be in charge of the second stage of the constitutional reforms concerning the Presidential election process, government structure, redistribution of power, etc. Now, 64 political parties, big and small are participating in the upcoming campaigns. As to the relation across the Taiwan straits where our old government continues to reject Peking's call for direct contact in the negotiation, it has gone far beyond permitting family visits by Taiwan residents to the Chinese mainland. Every since November 1987, steps have been taken to gradually lift existing restrictions on travel and trade across the Taiwan straits. Indirect trade to Hong Kong reached four billion U.S. dollars in 1990, nearly a 50 times increase since 1979. In addition, exchange books, videos and other media have brought the people of the two sides of the straits even closer together. However, the increasing people to people relationships across the straits does not change Peking's insistence of making no commitments to renounce the use of force against Taiwan and isolate Taipei from the international community. In view of this our government position toward Peking may be summed up as follows. Number one; one China, but two areas and the two political entities. Number two; peaceful in the democratic unification of China. Number three; the timing and the formats of China's unification must first respect the lives and interests of Taiwan people and safeguard their security and welfare. Unification is to be achieved in three phases: Short term; the phase of a change and less positive. Medium term; the phase of mutual trust and cooperation. Long term; the phase of consultation and

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unification. The shift from one phase to the other depends on the attitude and response of mainland China. Taiwan is now embarking on one of the largest civil projects in modern times, a \$300 billion, U.S. dollars, six year national development plan. In the first year, rapid transit highways, and the high speed railways will be started and in subsequent years some 775 other economic and cultural projects will begin or be completed. Among them, 100 billion U.S. dollars of construction works are open for following bids. This includes nine power plants in Taiwan's...nuclear power plans, housing and urban development and an extensive medical network. Taiwan will also purchase pollution control equipment, telecommunication, laboratory and scientific instruments, medical equipment, autos and parts, aerospace and aviation equipment. I believe that these projects present a tremendous opportunity to the Illinois business community. The United States is our largest market for exports and the second largest market for imports. Our imports from Illinois alone in 1990 total nearly 390 million U.S. dollars. While we lessen our dependence on the American market, we intend to maintain growth in both our imports from the U.S. and our investment in the U.S. The Republic of China is proud of the long-term friendship that our two countries and two peoples have viewed. It is our wish that the connection between the people of Illinois and the people of Taiwan can be further strengthened both in economy and in culture. Thank you again for allowing me to speak to you today. Thank you."

Speaker McPike: "Does everyone know that Terry Deering is 33 years old today? And he weighs 333 pounds. Representative Persico."

Persico: "Thank you, Mr. Speaker, Members of the House. I would

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also like to mention that on this side of the aisle, Representative Dan Cronin has a birthday today as well. Not quiet as old as Mr. Deering, Representative Deering, but they are both great Representatives. Thank you."

Speaker McPike: "Well, how old is he?"

Persico: "32."

Speaker McPike: "He weighs 330 pounds too?"

Persico: "He's trying. He's trying, but he's not quiet there yet."

Speaker McPike: "Page 4 of the Calendar, Representative John Dunn. Mr. Preston, would you like to handle this for your seatmate? Representative Preston, would you like to handle this for your seatmate, Representative Dunn? Senate Bill 175. Representative Preston would like to have leave to handle this Motion for Representative Dunn. Does the Gentleman have leave? Hearing no objections, leave is granted. Representative Preston."

Preston: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I move to accept the Amendatory Veto of the Governor and ask that this Bill be adopted as...with the Governor's recommendations for change."

Speaker McPike: "Alright, the question is, 'Shall the House accept the specific recommendations for change with respect to Senate Bill 175?' All those in favor vote 'aye', opposed vote 'no'. Representative Preston to explain his vote. I'm sorry, Representative Preston to explain Representative Dunn's vote."

Preston: "Yes, Mr. Speaker, I'm in a bit of a quandary here because Representative Dunn has never voted for any Bill that I have been for and therefore, I don't know if he's actually for or against this particular Bill."

Speaker McPike: "Mr. Preston, would you like to vote 'no' on this?"

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Preston: "I'm not sure, I'm confused."

Speaker McPike: "Have all voted? Have all voted who wish? The Clerk will take the record. On this Motion there are 114 'ayes' and no 'nays', and this Motion has received the required Constitutional Majority. The Motion is adopted and the House accepts the Governor's specific recommendation for change, and Senate Bill 175 having received the Constitutional Majority, is hereby declared passed. Representative Steczo. Terry Steczo. On Senate Bill 1020, did you want to make that Motion?"

Steczco: "Thank you, Mr. Speaker, Members of the House. I would move to override the Veto of the Governor relating to Senate Bill 1020. Senate Bill 1020 is a Bill that provides a mandatory \$100 fine to be imposed upon any person who pleads guilty or no contest or convicted of one or more violent crimes against family or household members. This Bill seeks to turn those fines over to domestic violence shelters and service funds, to provide services for domestic violence victims. What this Bill does, it provides a program to take away from the taxpayers the burden of funding those shelters and places the burden on those truly responsible for the problem. I believe the Governor was misguided in his Veto and would ask this House to override the Veto of Senate Bill 1020."

Speaker McPike: "And on that, Representative Manny Hoffman."

Hoffman, M: "Thank you, Mr. Speaker, Ladies and Gentlemen. I rise in support of this Bill. Let me tell you that this is a major problem. I have two crisis centers in the south suburban area. Two crisis centers. Twenty-five percent of the domestic reoccurrence cases for June, for the first time offenders will result in a conviction and will qualify for the \$100 fine. This is not a problem that's hidden in the back closet anymore. Domestic violence is a major

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problem and must be addressed. A 100% of the violators of the order of protection are convicted and qualify for this \$100 fine. There was no opposition to this Bill. Even the clerk of the Cook County court said she was fully aware of this Bill and had no opposition. I ask for your support on this Bill. Thank you."

Speaker McPike: "Alright the question...Representative Black would like to talk on this. Representative Black."

Black: "Thank you very much, Mr. Speaker. Will the Sponsor yield? Representative, would a judge...should this Bill become law, and I assume that it's going to very shortly, would a judge have any leeway? Does this \$100 have to be imposed or is that up to the judge?"

Steczo: "Representative Black, I believe that the...my recollection, going through the Judiciary Committee, is that the fine would have to be imposed."

Black: "Alright, now given that, and I thought that was the case, we didn't put any language in the Bill that lets the circuit clerks or the county capture any of this money for administrative purposes. Is that true?"

Steczo: "Representative Black, while that is true, nor have we heard from the administrative arm that there was any problem. In fact, the circuit court clerk of Cook County, the largest county in this state, has said that she supports this effort. If it does become burdensome, if it does become a problem, that's an easy matter for us to resolve."

Black: "Well, I think that's what we wanted on the record, and I have no objection to your Bill, and I'm sure it's going to fly out of here with a overwhelming number of 'green' votes. And hopefully, if we have to we will revisit that sharing of the dollars with the counties and circuit clerks in the coming Session. Thank you."

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Speaker McPike: "The question is, 'Shall Senate Bill 1020 pass, the Veto of the Governor notwithstanding?' All in favor vote 'aye', opposed vote 'no'. Have all voted? On this Motion, there are 104...6...10...11...12 'ayes', and Representative Preston to explain his vote."

Preston: "Thank you, Mr. Speaker. I just wanted to make it clear for the record that while I'm voting for this Bill, I'm not at all happy with a Bill that imposes the modest, mediocre and ridiculously small fine of \$100 for crimes of...including murder, sexual assault, kidnapping and child endangerment. The fine that could be...should be far greater than that, at least 10 times, 20 times that amount. This doesn't go nearly far enough. I can't even say it's a decent first step. I'm going to vote for it, but the fine should be greatly and significantly increased in the very near future."

Speaker McPike: "Mr...Representative Kirkland would like to vote 'aye'. And Representative Davis."

Davis: "Thank you, Mr. Speaker. May I suggest that those of you who are at the podium not put your paper over my light. First of all, thank you. I would like to say to this Bill, it sounds very good but the questions I had for the Gentleman were, does he realize that many times when people are committing violence against their wives or against their children, they too are in need of counseling. An abusive husband, a husband who is a wife batterer, he too is in need of counseling, not just convicting. A father who is abusing his children, he too needs counseling, not just convicting. And because I am in a mode of providing help and service to people rather than punishment, punishment that really does not solve that problem, I will have to vote 'present' on this Bill. Thank you."

Speaker McPike: "Yes, does anyone like to change their vote? No."

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Alright, on this Motion, there are 115 'ayes' and no 'nays'. And this Motion having received the required Three-Fifths Majority is adopted, and Senate Bill 1020 is hereby declared passed, the Veto of the Governor notwithstanding. Senate Bill 1037, Representative McGann. Out of the record. Representative Curran on Senate Bill 42. Page 4 of the Calendar under Amendatory Veto Motions, Mr. Curran."

Curran: "Mr. Speaker, I move to accept the Amendatory Veto on Senate Bill 42. It leaves just one provision in there, Senator Ralph Dunn's sick leave bank. Would be glad to answer any questions."

Speaker McPike: "And on the Motion...the question is, 'Shall the House accept the specific recommendation for change with respect to Senate Bill 42?' All in favor vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this Motion, there are 113 'ayes' and no 'nays'. This Motion has received the required Constitutional Majority. The Motion is adopted and the House accepts the Governor's specific recommendations for change, and Senate Bill 42 having received the Constitutional Majority is hereby declared passed. Senate Bill 1006, Representative Giorgi. Mr. Giorgi. Out of the record. Senate Bill 1172, Mr. Keane. Mr. Keane, do you want this? Out of the record. Senate Bill 1283, Mr. Wennlund."

Wennlund: "Thank you, Mr. Speaker. I move to accept the Governor's specific recommendations for change on Senate Bill 1283."

Speaker McPike: "Mr. McNamara."

McNamara: "Thank you, Mr. Speaker. Could you explain precisely what the Governor changed?"

Wennlund: "I will. Thank you. Yes, Representative McNamara, the

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Governor made a couple of changes that were a good compromise with respect to the powers of condemnation, and when those powers can be exercised by a forest preserve district in a county of less than 500,000 people as to when on a lateral trail or a lateral river walk or bicycle trail, when they would have to have the consent and input from local municipalities and townships. And what he did was, he just put in there so that they can purchase it and it wouldn't effect it. It was agreed to by..."

Speaker McPike: "Representative Homer."

Homer: "Mr. Speaker, I want to bring to the attention of the Members that the House Rules Committee met and deliberated on this Bill and determined that the Governor exceeded his constitutional authority pursuant to the Amendatory Veto provisions. And a look at the Bill shows clearly why the Rules Committee made that determination. The Bill as it was constituted was simply to address a Supreme Court decision that held that prior legislation was single purpose legislation, and therefore, unconstitutional because it applied only to the...a couple of collar counties that had a population in excess of 600,000. In fact, I believe that applied only to DuPage County. So, in order to conform the Bill to the Supreme Court decision, this Bill was passed which very simply just changed the language to provide that it apply to population...districts with a population of less than 500,000, which then would meet the Constitutional requirement of the Supreme Court. But the Governor, when he got the Bill, took license to change many of the other provisions to change the substance of the Bill itself. And I would submit that the authority of the Governor to amend Bills by his Amendatory Veto powers does not include the right to change provisions of a Bill that were not the substance, whatsoever, of the

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underlying Bill which is under consideration. That's what happened here. The Rules Committee determined this Bill to be in noncompliance, and I would suggest that if the Gentleman agrees with the Governor's changes that he introduce legislation to implement them. But it certainly is a circumvention of the system and an undermining of our legislative authority to allow the Governor to propose and initiate legislation in this form. So, I would urge the Body to vote 'present' or 'no' on this Motion, and I would also urge the Gentleman to consider changing his Motion...well actually he can't, I guess, because the Senate...this is a Senate Bill, but to rather introduce new legislation that would implement the changes that the Governor recommends. So, I would urge a 'present' vote on this Motion."

Speaker McPike: "Mr. Wennlund to close."

Wennlund: "Thank you, Mr. Speaker. I understand what Representative Homer's comments are. This was compromise language that was worked out with the Department of Conservation to give homeowners at least some protection. With my Motion to accept the Governor's specific recommendations for change it will give at least half a loaf to homeowners who might be subjected to these types of condemnation proceedings. If the Bill is defeated, they have no protection whatsoever. I intend to come back and address this issue again in the Spring, but without this Bill the homeowner has no protection whatsoever against these forest preserve districts coming in and filing condemnation suits and playing games with property owners. This Bill at least will give a half of loaf of protection to the homeowner in the meantime, and therefore, I urge you...your 'aye' vote. I drafted this Bill initially and sponsored it to give homeowners protection. At least it

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gives them a half a loaf. It does give some protection to the individual homeowner. Therefore, I urge an 'aye' vote to accept the Governor's recommendations for change."

Speaker McPike: "'Shall the house accept the specific recommendations for change with respect to Senate Bill 1283?' All in favor of the Motion vote 'aye', opposed vote 'no'. Representative Matijevich."

Matijevich: "Only if...I would explain my vote. I see some are confused but they are now adjusting, and because I think...Representative Homer has correctly stated that the Governor did exceed his authority. So, I would urge a 'present' vote on this matter."

Speaker McPike: "Have all voted? Have all voted who wish? Representative Hensel."

Hensel: "Thank you, Mr. Speaker and Members of the House. I don't understand why all these 'present' votes are up there. This Bill is a good Bill. It's not as good as we would like to see it, but I would like to see at least three more 'yes' votes go up there. It's a good checks and balance vote. It's a good consumer vote. It's a good constituent vote, if you vote 'yes'. A 'present' vote gives you nothing. Let's see three more votes up there."

Speaker McPike: "Have all voted? Mr. Weller."

Weller: "Thank you, Mr. Speaker. I just can't understand why our colleagues on the other side of the aisle today are ignoring the whole issue of property rights. You know, this legislation was adopted by the General Assembly to deal with the arrogance of government bureaucracy and how government is taking away the private property of individuals. I just can't understand why those on the other side of the aisle have chosen today to ignore those concerns of private property owners. A 'present' vote, a 'no' vote is a bad vote. I urge an 'aye' vote."

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Speaker McPike: "Mr. Petka. Mr. Petka."

Petka: "Thank you very much, Mr. Speaker and Members of the House. To explain my vote, as I understand the concept of the majority here as far as making this a test for gubernatorial noncompliance, I think that really this is the wrong turf. This issue is very very sensitive to many of us. I have received more mail on this issue than perhaps any other issue since I've been in the General Assembly. I would sure like to see some of my colleagues on the other side of the aisle simply fight the battles over gubernatorial noncompliance on some other Bill other than this. This is a start on a road...process of compromise to balance property owners rights with that of the government. Let's just tack a few more 'green' votes on this, please."

Speaker McPike: "Mr...Representative Harris."

Harris: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Just to explain my vote. I recognize that there is a genuine concern about how the Governor handles Vetoes and if he exceeds his authority. But, you know, Governor Edgar is not Governor Thompson. Governor Edgar has been judicious in the use of his Veto authority, he has not really exceeded it the way perhaps the former Governor did. There is a genuine concern on our side of the aisle about that too. As a matter of fact, I was one of the Legislators who voted in favor of the task force that was set up to study the problem. So, we understand the concern but this legislation here is intended to address a very real problem that homeowners are having. The Legislator, as all of us would, is trying to address that problem. He passed a Bill, it wasn't perfect. The Governor took his veto pen to iron out the differences between the governmental bodies and the property owners involved. He

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did it judiciously. It wasn't heavy handed the way our previous Governor did. I think we should set aside any, perhaps, partisan differences here to help out a Legislator who is really trying to help his constituents."

Speaker McPike: "Have all voted? Have all voted who wish? The Clerk will take the record. On this Motion, there are 58 'ayes'...Mr. DeLeo would like to change from 'aye' to 'present'. On this Motion, there are 57 'ayes' and 3 'nos'. This Motion having failed to receive the required Constitutional Majority, is hereby declared lost. Representative Matijevich."

Matijevich: "Mr. Speaker, I would ask leave of the Body in the use of the Attendance Roll Call for that purpose to waive the posting notice and the rule whereby a Committee cannot meet while the House is in Session, so that Senate Bill 1303 can be heard immediately in the Speaker's Conference Room. Senate Bill 1303, this has been cleared with Representative Black. In fact, I think it's his Bill. It would raise the cap on the Illinois Farm Development Authority and increase the state's lost revenue commitment by five million from...increase it from 40 million to 45 million, and there's a provision on the mines and minerals in the Bill also. I would ask leave of the Body."

Speaker McPike: "You heard the Gentleman's Motion. Are there any objections? Hearing none, the Attendance Roll Call will be used and the Motion carries. Representative McGuire. Mr. McGuire. Mr. McGuire, if you will state into the microphone what you want."

McGuire: "Mr. Speaker, I would like to be recorded as 'aye' on 1283."

Speaker McPike: "Alright, the record will reflect that the Gentlemen would have voted 'aye' on Senate Bill 1283. Page 4, under Motions appears House Bill 406, Paul Williams.

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Mr. Capparelli on House Bill 513. Out of the record. Mr. Steczo...Mr. Curran on House Bill 1528. Out of the record. Mr. Steczo on 1972. Representative Steczo, House Bill 1972."

Steczko: "Thank you, Mr. Speaker. Pursuant to Rule 74(a), I move to take from the table and suspend Rule 79(e), and place on the Order of Conference Committee Reports."

Speaker McPike: "Alright, you heard the Gentleman's Motion. Any objections? Hear...Representative Black."

Black: "Thank you very much, Mr. Speaker. I would simply object because we have no idea what the Bill is going to be used for, and I'm not certain that the Sponsor, at this point can tell us, can you, what this...what you intend to use this for."

Speaker McPike: "Mr. Steczo."

Steczko: "Thank you, Mr. Speaker. Just to let Mr. Black know that there are some regulatory issues that may arise where this Bill might be necessary. That's the best I can tell you."

Black: "Have you taken the...can I have your word that this is not going to be used for some language on licensures of electricians?"

Steczko: "This will not be licensures of electricians, no."

Black: "Alright, fine. I'll withdraw my objection. Thank you."

Speaker McPike: "Alright. Hearing no objections, the Attendance Roll Call will be used, and the Gentleman's Motion carries. Mr. Lang, Senate Bill 62. Out of the record. Mr. Rotello. Mr. Rotello. Mr. Steczo on Senate Bill 697."

Steczko: "Thank you, Mr. Speaker. I move to suspend Rule 79(e) and place on the Order of Conference Committee Reports, Senate Bill 697."

Speaker McPike: "Alright. Hearing no objections to the Gentleman's Motion, the Attendance Roll Call will be used and the Motion carries. Rotello, Senate Bill 484."

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Rotello: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I would make a Motion to move this Bill to Conference Committee Report."

Speaker McPike: "Alright. Are there any objections to the Gentleman's Motion? Mr. Black."

Black: "Thank you very much, Mr. Speaker. We would object and ask for the appropriate Roll Call vote."

Speaker McPike: "Alright, you've heard the Gentleman's Motion. All in favor of the Gentleman's Motion vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Motion, there are 72 'ayes' and 45 'nos' and the Motion carries. Senate Bill 699, Mr. Steczo. 699."

Steczko: "Thank you, Mr. Speaker. Same Motion as before."

Speaker McPike: "Yes, the same Motion as before and Representative Black objects to that Motion. And on Senate Bill 699, all in favor of the Motion vote 'aye', opposed vote 'no'. Have all voted? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Motion, there are 68 'ayes' and 45 'nos' and the Motion carries. On Senate Bill 703, Mr. Representative Rice. Out of the record. Senate Bill 841, Representative Woolard. Out of the record. Senate Bill 923, Representative Kulas. Myron Kulas. Senate Bill 934, Representative Preston. Out of the record. Senate Bill 1073, Mr. Saltsman. Representative Saltsman, do you want to call this Motion? Out of the record. Committee Report."

Clerk O'Brien: "Committee on Rules has met and pursuant to Rule 29(c)3, the following Bill has been ruled exempt on November 7, 1991. Senate Bill 1303. Signed, John Matijeovich, Chairman."

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Speaker McPike: "Page 6 of the Calendar, subject-Senate Joint Resolutions, appears Senate Joint Resolution 96, Representative Schakowsky. Jan Schakowsky. Ms. Schakowsky. Representative Schakowsky. Madam Schakowsky. Jan Schakowsky."

Schakowsky: "Thank you, Mr. Speaker. I...many of us have been receiving calls about the problems with the changes in the Pharmaceutical Assistance Program. There is clearly a need to take a long look at the Pharmaceutical Assistance Program so that we can serve as many seniors as possible, so that we can provide as much assistance in purchasing the needed pharmaceuticals. And so the idea was to...to create a task force that would report to the General Assembly and to the Governor, no later than February 1st, recommendations for legislative and administrative action for restructuring the program to best serve the needs of seniors and disabled people within the State of Illinois. I urge your support of this Joint Resolution. And I'm moving for immediate...my Motion is to move for immediate consideration of SJR 96."

Speaker McPike: "Alright. Hearing no objections to the Lady's Motion...wait a minute, Representative Black."

Black: "Thank you very much, Mr. Speaker. I have no objection to the Lady's Motion, just a question. Do you...Representative, do you have any idea who the chairmen are going to be?"

Speaker McPike: "Representative Schakowsky."

Schakowsky: "It's a matter of the Sponsors of the Resolutions to be the chairs It does talk about 18 members and I can go through who they would be."

Black: "Well, the Governor is on this Committee, I believe, right?"

Schakowsky: "That is correct."

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Black: "Alright, I...I will trust that Committee to work out the chairmen. I think you have an excellent idea. I would ask my colleagues on this side of the aisle to support you."

Speaker McPike: "Mr. Lang on the Motion."

Lang: "Thank you, Mr. Speaker. Are we still on the Motion? If we are I'll sit down..."

Speaker McPike: "We're on the Motion."

Lang: "I have an Amendment to the Resolution."

Speaker McPike: "We're on the Motion. Alright, did anyone object to the Motion? Hearing no objections, the Attendance Roll Call is used, and the Motion carries. Now the Resolution is before us. Mr. Clerk, are there any Amendments?"

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

Speaker McPike: "Mr. Lang."

Lang: "Thank you, Mr. Speaker. Amendment #1 is a technical Amendment changing the group from a task force to an advisory panel."

Speaker McPike: "On the Amendment. The question is, 'Shall the Amendment be adopted?' All in favor say 'aye', opposed 'no'. The 'ayes' have it, and Amendment #1 is adopted. Representative Schakowsky now on the Resolution."

Schakowsky: "I move for the passage of SJR 96."

Speaker McPike: "Does anyone stand in opposition? There being none, the Attendance Roll Call will be used. The Attendance Roll Call will be used and Senate Joint Resolution 96, as amended, is adopted. Mr. Lang on Senate Joint Resolution 96. The Chair's error. The Chair's error. Mr. Black. Mr. Black on a Motion on Senate Bill 1303. He moves to suspend Rule 20(b) and 79(e) for Senate Bill 1303, and place the Bill on the Order of Conference Committee Reports. Is there any objection to the

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Gentleman's Motion? There being none, the Attendance Roll Call will be used Mr. Black would like to speak on it."

Black: "Thank you very much, Mr. Speaker. This Bill has two provisions in it. One deals with the farm debt restructuring program..."

Speaker McPike: "Just a minute, wait we have...the Motion has to be adopted first."

Black: "Oh, this is the Motion? Oh, well I think it is an outstanding Motion and we certainly have no objection to the waiver of this particular rule at this time."

Speaker McPike: "Well, you made the Motion, Mr. Black."

Black: "I did indeed."

Speaker McPike: "That's right. Alright. Does anyone else like to speak on this Motion? Alright, Representative Munizzi on the Motion. Alright, you've heard the Gentleman's Motion. There being no opposition to the Motion, the Attendance Roll Call will be used and the Motion carries. Now, the Conference Committee Report. Mr. Black do you have that? That's not on the Calendar, Mr. Black. Not on the Calendar. Representative Laurino in the Chair. Representative McPike in the Chair. Senate Bills, Third Reading. Senate Bill 778, Representative Schoenberg. Schoenberg. He's not here. Senate Bill 998, Representative Munizzi. 998, Senator Daley and Representative Munizzi. Representative Munizzi."

Munizzi: "Mr. Speaker, I would like to ask leave of the Body to take this back to Second Reading for the purpose of an Amendment."

Speaker McPike: "Alright, the Lady would like to return the Bill to Second Reading. Is there any objections? Hearing none, the Bill is on Second Reading. Mr. Clerk, are there any Amendments?"

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

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Ronan."

Speaker McPike: "Representative Ronan."

Ronan: "Thank you, Mr. Speaker. I would like to move for the adoption of Amendment #1...Amendment #1 to Senate Bill 998."

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

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. The Lady asks leave to waive the appropriate rule so the Bill can be heard on Third Reading at this time. Are there any objections? Hearing none, the Attendance Roll Call will be used, and the Motion carries. Representative Munizzi on the Bill. Yes. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 998, a Bill for an Act in relation to Constitutional Officers and regulation of (sic - by) those Officers. Third Reading of the Bill."

Speaker McPike: "The question is, 'Shall this Bill pass?' All those in favor vote 'aye', opposed vote 'no'. Representative Munizzi."

Munizzi: "Thank you, Mr. Speaker, Ladies and Gentlemen. I understand that the Amendment that was filed contains information that was agreed upon previously. It's technical changes that require some action by us in order to be mandated by the Federal Government. And we need compliance so that we are able to get some federal dollars here in the state, and I ask for your favorable support."

Speaker McPike: "Alright, the Chair did not recognize that there was opposition to this Bill. It was implied that it was an agreed Bill. Representative Stern on the Motion. On the...to explain her vote."

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Stern: "Mr. Speaker and Members of the House. I'm not opposed. I haven't the foggiest idea what the Bill is about. I think it is very bazaar to attach an Amendment and then call the Bill and nobody tells us what it is. What is it?"

Speaker McPike: "The Lady just explained it."

Stern: "She did not. She said there were technical agreed sentences and provisions and God knows what. And maybe I'll want to vote for it, but I don't know that."

Speaker McPike: "Representative Ronan to explain his vote. Representative Ronan to explain his vote."

Ronan: "Yes, thank you, Mr. Speaker. All the Bill does, Representative Stern, it deals with commercial drivers licenses mandated by the Federal Government so that we can give out commercial drivers licenses in the State of Illinois by the Secretary of State's Office. No big deal. You don't even have a commercial drivers license so why do...CDL's."

Speaker McPike: "Representative Dunn to explain his vote."

Dunn: "Well, I would like to know if the...what appears to be the original subject matter of the Bill is in or out. There was controversy about revoking licenses saloon by saloon, instead of voting a precinct or an area dry. I...is that still in the Bill or has that all been taken out?"

Speaker McPike: "Representative Munizzi to explain her vote."

Munizzi: "It's out. The Amendment changed it and gutted it."

Speaker McPike: "Have all voted? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Bill, there are 102 'ayes' and no 'nays', and Senate Bill 998 having received a Constitutional Majority, is hereby declared...a Three-Fifths Constitutional Majority, is hereby declared passed. Senate Bill 1097, Representative Keane."

Keane: "Thank you, Mr. Speaker. Yesterday we amended..."

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Speaker McPike: "1097."

Keane: "...Senate Bill 1097 to Representative McGann's Amendment which took 35 million from the School Finance Authority and provided that money to go into the General Revenue Fund of the Chicago Board of Ed. Representative McGann, I will yield to him for any questions since the Amendment is now the Bill, and would ask for a favorable Roll Call."

Speaker McPike: "Mr. Black."

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

Speaker McPike: "Yes."

Black: "Representative Keane, is Amendment #1 now the Bill? No other Amendments are attached to this Bill?"

Keane: "That's correct."

Black: "And this is the Amendment that we debated yesterday about the \$35 million transfer from the reserve fund by the Chicago Board of Education?"

Keane: "That is correct."

Black: "Now, our problems with it yesterday and unfortunately they haven't been resolved. We still don't have a thorough analysis of this. Perhaps you can enlighten us. The...and we've been through the Chicago School Finance Authority and why that was created."

Speaker McPike: "Let's take this Bill out of the record."

Black: "Have you...have you heard from them?"

Speaker McPike: "Mr. Black, Mr. Black he wants...Mr. Black."

Black: "Are they in opposition to this?"

Keane: "I have not heard from them."

Black: "I'm sorry."

Speaker McPike: "The Gentleman would like to take the Bill out of the record at this time."

Black: "Alright, thank you."

Speaker McPike: "Representative Burke on Senate Bill 1033. Mr.

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Burke here? Representative Schoenberg or Representative Burke. The House will stand at ease for a few minutes. Mr. Ryder, did you ask for a caucus? Mr. Ryder. The Republicans wish to have a caucus?"

Ryder: "Mr. Speaker, we have a need of caucus in the event you have a need to call two Bills. If you don't need to call those Bills..."

Speaker McPike: "No, we intend to call those Bills that's why I was going to ask if you want a caucus now."

Ryder: "In that case we do, and I appreciate the courtesy, Mr. Speaker."

Speaker McPike: "Alright, the Republicans will have a caucus immediately in Room 118. Republicans will have a caucus immediately in Room 118. The Democrats can go to lunch. We will be back...we will be back at 2:00 p.m., and the Chair would ask that everyone return at 2:00 p.m., so we can do the business and get out of here. 2:00 p.m."

Speaker McPike: "The House will come to order. The Chair would ask that all Members come to the House floor. If any Members are in the Stratton Building the Chair would ask that all Members come to the House floor. Representative Jones in the Chair. Representative Giglio in the Chair."

Speaker Giglio: "Would all Members of the House of Representatives kindly come to the floor, please. All Members of the House of Representatives...please come to the floor. Introduction - First Readings."

Clerk O'Brien: "House Bill 2679, offered by Representative Stern and Matijevich, a Bill for an Act in relation to the creation of new school districts within the State of Illinois. First Reading of the Bill. Senate Bill 934, Preston and Lang, a Bill for an Act to amend the Marriage and Dissolution of Marriage Act. First Reading of the Bill."

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

Deering: "Mr. Speaker, Ladies and Gentlemen. As you all know, today is my birthday. I do have some refreshments over here. Anybody care to come, help themselves."

Speaker Giglio: "Thank you. Representative Cronin, for what purpose do you rise?"

Cronin: "Thank you, Mr. Speaker, I just wanted to make a quick announcement. It is my birthday, and they baked a cake over here and this cake is a lot better than Terry Deering's cake. So, you're all invited for a piece over here at my desk. Thank you."

Speaker Giglio: "Representative Deering."

Deering: "Mr. Speaker, Ladies and Gentlemen of the House. I believe my name was used in debate so I would like to rebut it. My cake was made with real dairy products."

Speaker Giglio: "Further Introductions."

Clerk O'Brien: "House Bill 2680, offered by Representative Phelan, a Bill for an Act to amend the Illinois Municipal Code. First Reading of the Bill."

Speaker Giglio: "Supplemental Calendar announcements."

Clerk O'Brien: "Supplemental Calendar #1 is being distributed."

Speaker Giglio: "Representative Brunsvold."

Brunsvold: "1409."

Speaker Giglio: "Representative Brunsvold."

Brunsvold: "Mr. Speaker, 1409, Legislative Reference Bureau Recodification Bill."

Speaker Giglio: "Senate Bill 1409 on page 2 of the Calendar. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1409, a Bill for an Act codifying the Fish Code. This Bill has been read a second time previously. Floor Amendment #1, offered by Representative Brunsvold."

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Speaker Giglio: "Representative Brunsvold."

Brunsvold: "Thank you, Mr. Speaker. I would like the approval of the Body to exempt this from the printing requirements and distribution requirements. Both staffs have seen the Amendment. The Department of Conservation has gone through the Bill, the Amendment with LRB. There are no substantive changes. It's a lengthy Amendment and is part of the recodification plan."

Speaker Giglio: "You heard the Gentleman's Motion. Any discussion? Hearing none...leave is granted. The Amendment has been printed so..."

Brunsvold: "Okay, fine. Then we will go ahead..."

Speaker Giglio: "So...adopt the Amendment. The Gentleman has moved for the adoption of Amendment #1 to Senate Bill 1409. Any discussion? Hearing none, all those in favor signify by saying 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Amendment is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. The Gentleman now asks leave to suspend the appropriate rule for immediate consideration. Does the Gentleman have leave by the Attendance Roll Call? Hearing none, leave is granted. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1409, a Bill for an Act to codify the Fish Code of 1971. Third Reading of the Bill."

Speaker Giglio: "Representative Brunsvold."

Brunsvold: "As I had indicated, this Bill makes no substantive change. It's simply a recodification plan, and I ask for your 'aye' vote."

Speaker Giglio: "Any discussion? The question is, 'Shall Senate Bill 1409 pass?' All those in favor signify by voting 'aye', opposed 'no'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish?"

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Have all voted who wish? Mulcahey, 'aye'. Madigan, 'aye'. McPike, 'aye'. Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 115 voting 'yes', none voting 'no', and Senate Bill 1409 having received the required Constitutional Majority is hereby declared passed...Extra Majority, Three-Fifths Majority, is hereby declared passed. Senate Bill 1410. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1410, a Bill for an Act to revise the Metropolitan Water Reclamation District Act. Second Reading of the Bill. No Committee Amendments."

Speaker Giglio: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Giglio: "Third Reading. Supplemental Calendar #1, appears House Bill 1911. Representative Capparelli. Representative Capparelli in the chamber? Out of the record. Representative Steczko, Senate Bill 699, Conference Committee Reports. Out of the record. Senate Bill 1042, Representative DeLeo. Representative DeLeo in the chamber? Out of the record. Senate Bill 1303, Representative Black. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1303, a Bill for an Act to amend the Illinois Explosives Act. First Conference Committee Report."

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

Black: "Thank you very much, Mr. Speaker. I believe all the signatories have signed this Conference Committee Report. The Bill does two things; it increases the bonding authority for the Illinois Farm Development Authority in their farm debt restructuring program, and it has some technical language for mines and minerals, that I'm aware of no opposition to either part of the Bill. I would ask

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your favorable consideration for the First Conference Committee Report on Senate Bill 1303."

Speaker Giglio: "Any discussion? Hearing none, the question is, 'Shall the House accept the First Conference Committee Report to Senate Bill 1303?' And on that question all those in favor signify by voting 'aye', opposed 'no'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 116 voting 'yes', none voting 'no', and the House does accept the First Conference Committee Report to Senate Bill 1303. And this Bill having received the required Three-Fifths Constitutional Majority, is hereby declared passed. Representative Black, for what purpose do you rise, Sir?"

Black: "Well, thank you very much, Mr. Speaker. I had an inquiry of the Chair. We have an inquiry of the Chair. It's very noisy in here but sometimes my voice doesn't carry so I have a sign, Mr. Speaker. Have you had a chance to listen to the tape, Mr. Speaker?"

Speaker Giglio: "No, they're checking on that, Representative Black."

Black: "Have you been checking on that? Should I tell you where I want to go to dinner."

Speaker Giglio: "People have told me that you won the bet."

Black: "I heard that and I...your apology was duly noted and accepted today. I thank you very much for your indulgence but this might help us in the future, Mr. Speaker."

Speaker Giglio: "Alright, you just...when I'm in the Chair, you just wave that in front of me, okay?"

Black: "Thank you very much."

Speaker Giglio: "Mr. Clerk, do you have a Resolution? Please read the Resolution, Mr. Clerk."

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Clerk O'Brien: "House Resolution 1213, offered by Representative Richmond, Ropp, Wait, and Ackerman.

WHEREAS, The members of this body are pleased to be able to recognize and honor persons who have made significant contributions to the citizens of this State; and

WHEREAS, It has come to our attention that Mr. Dean M. Sears has retired as director of State legislation for the Illinois Farm Bureau; and

WHEREAS, Formerly farming with his father on a Tazewell County grain farm, Dean Sears is a graduate of the University of Illinois College of Agriculture and Stetson University College of Law in St. Petersburg, Florida; and

WHEREAS, Dean Sears served as director of the Illinois Farm Bureau local government department from 1964 through 1970 and as director of State legislation since January 1, 1971; and

WHEREAS, Dean Sears has the reputation of being one of the most respected and effective lobbyists in the State, having successfully worked with legislators and State agencies not only on agricultural matters but also a range of other issues; therefore be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Dean M. Sears as he retires as director of State legislation for the Illinois Farm Bureau; that we commend him for the years of service he has given to his community and the citizens of this State; and that we wish him well in the future; and be it further

RESOLVED, That a suitable copy of this preamble and resolution be presented to Dean M. Sears as an expression of our deepest respect and esteem.

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Speaker Giglio: "Representative Richmond."

Richmond: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I certainly join you in the accolades to our good friend, Dean Sears. I'm not here to introduce him, certainly he doesn't need an introduction. He's been around here longer than most of us and has been highly respected. I would like to hear a few words from Dean. He's rather bashful, but I'm sure he's twisted some of your arms along the line. And certainly those of us on the Agriculture Committee over the years has enjoyed very much working with Dean and hate to see him leave. Dean Sears."

Sears, Dean: "Thank you. Thank you, Representative Richmond and Mr. Speaker and Members of the House. You really totally caught me by surprise today, believe me. This is a tremendous honor to receive a Resolution of this type from an august Body such as yourselves and the State Senate. I've enjoyed these many years I've had the opportunity of coming here and working with all of you, and I particularly cherish the warm friendships that I've developed with many of you, and I'll miss that very much in my retirement. This is a time, I guess, when a lobbyist is pretty much at a loss for word. If there ever is a time, this is one of them. But again, I want to thank you all for the kindnesses you've showed to me over the years. It's a tremendous experience to work with a Body such as this. I wish you all the luck in the future and Godspeed and, again, thank you very much."

Speaker Giglio: "Representative Ropp."

Ropp: "Thank you, Mr. Speaker and Members of the House. A neighbor, Dean Sears, living only a mile and a half away. It's a pleasure to recognize you for your contribution to not only agricultural, but to the community that you have come. I have been extremely impressed with your frankness,

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your sincerity and your dedication to represent a, really an outstanding organization one particular one representing agriculture which means so much to this state and to our nation and even to the world. We actually...we'll really kind of miss you, but we hope even as a result of this Resolution you don't stay away, that you do come back and visit us, because we have respected your integrity and your knowledge of agriculture and have been able to represent Illinois farmers very well for many many years. So, we say, good luck to you on whatever vocation you pursue, and God bless you."

Speaker Giglio: "Representative Olson."

Olson, M.: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. I want to add my congratulations to Dean Sears, 'Mr. Integrity', among the lobbyists with whom I've worked. He cares enough to visit with people that I bring down from my district to talk about...problems, circular 506 and all of the elements that add to a district such as mine that has many agriculturalist in it. Dean, it is nice to see you again. And my neighbor, Bob, sends you best regards, the fellow with whom you had lunch a year ago. And we too hope you have a very fine career, and we hope you've got all your combining done. Thank you very much."

Speaker Giglio: "Representative Burzynski."

Burzynski: "Thank you, Mr. Speaker. I'd just like to echo the sentiments that have already been expressed here today, Dean. And also indicate that through my past affiliation with the Farm Bureau Organization, I've grown to respect you quite a bit. And there are a lot of stories that are circulating out there about you. I will not repeat those today, but just point out this is the second time you retired from the Farm Bureau Organization, so that we might

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be going for a third. Thank you."

Speaker Giglio: "Representative Richmond moves for the adoption of the Resolution. All those in favor signify by saying 'aye', opposed 'nay'. In the opinion of the Chair, the 'ayes' have it. The Resolution is adopted. Conference Committee Reports. Senate Bill 1455, Representative Lang."

Lang: "Thank you, Mr. Speaker. The First Conference Committee Report on Senate Bill 1455 embodies the legislative scheme for the length of Senate terms during the next ten years. And all we did was take the prior statute and add ten years to each. So, the groups of Senate districts that are four, four, two, or two, four, four, etc, are the same. And I move passage of the First Conference Committee Report."

Speaker Giglio: "Any discussion? Hearing none, the question is, 'Shall the House adopt the First Conference Committee Report to Senate Bill 1455?' All those in favor signify by voting 'aye', opposed 'no'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 113 voting 'yes', none voting 'no', and the House does adopt the First Conference Committee Report to Senate Bill 1455 and this Bill having received the required Three-Fifths Constitutional Majority is hereby declared passed. Senate Bill 1042, Representative Munizzi. Out of the record. Representative Weaver, for what purpose do you rise?"

Weaver: "Mr. Speaker, Ladies and Gentlemen of the House, this past week we had the honor of Governor Edgar visiting Edgar County and helping to rededicate the Edgar County Courthouse which has turned 100 years old this week. We have the dubious distinction of having with us today an individual who is approximately half that old. We've been wondering when he plans to do something worthwhile with his

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life. We know that, for example, he's been practicing pretty good at throwing rule books. We know that, for example, that he's probably one of the few people who can actually seriously injure himself by sitting in a hearing room chair. Because that we're not going to be in Session on Monday, which is his birthday, we would like to ask you all to join us in helping Bill Black celebrate his black 50th birthday."

Speaker Giglio: "Representative Novak."

Novak: "Yes, Mr. Speaker. Representative Black, I would just like to let you know that when you get up in Iroquois County in your new district, they don't trust anybody over 50."

Speaker Giglio: "Representative Olson, Myron Olson."

Olson, M.: "Well, thank you, Mr. Speaker. This certainly is a black day in the history of this House. I'm afraid that Representative Black thinks he's Uncle Joe Cannon who ran the United States House for many years with an iron hand. What Uncle Bill Black doesn't understand, that we're not the Majority here. And it's unfortunate that when he throws things he does not have the arm of a major league pitcher, rather he just sort of tosses softballs. There's been a significant change in the way Uncle Bill Black operates since he became in Leadership. It used to be that when a tough vote came along he ran for the lobby, now he just walks slowly off the floor. But he always comes back and does the right thing on most occasions. Therefore, Representative Black, may I say to you, I hope you have at least one more birthday but if you carry on like you have, you won't even see 50 and two days. Thank you very much."

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

Black: "Mr. Speaker, Representative Weaver, Novak, and Olson

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should be ruled out of order pursuant to Rule 39(e) on page whatever in the rule book. I have just checked my drivers license issued by a close personal friend who was at that dedication the other day. How can this be my 50th birthday. I was clearly born on November 11, 1952. These people have greatly exaggerated the truth. I'm shocked. I'm shocked. I shall get even with them for this, believe me. How dare they. Oh, I have a new rule book as a birthday present from the Speaker. Thank you very much, Mr. Speaker. I've seem to have misplaced the one I had last Spring."

Speaker Giglio: "Supplemental Calendar #1 appears House Bill 1911, Representative Capparelli. Mr. Clerk, read the Bill."

Clerk Leone: "House Bill 1911 amends the Illinois Banking Act. Conference Committee Report #1."

Speaker Giglio: "The Gentleman from Cook, Representative Capparelli."

Capparelli: "Thank you, Mr. Speaker. Conference Committee Report...I move to accept Conference Committee Report #1. This Bill was worked on all summer by 'ERMA', Community Banks, Commissioner of the Banks and in the 'cash stations', and they have come up with an Agreed Bill. And it...one part, the purpose of the legislation is to allow troubled banks to be more easily sold to a healthy institution. This was asked for by the Commissioner of Banks and Trusts. The second part of it was called capital impairment, and this extends from 60 to 180 days the time period in which a Commissioner of Banks and Trusts may permit a bank to correct a capital impairment. That was also requested by the Commissioner of Banks. Community bankers requested a requirement that 1/3 of the Bank's Board of Directors must be domiciled in Illinois. It

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requires 1/2 of the directors to be domiciled in Illinois or 2/3's either domiciled in Illinois or within 100 miles of the main banking premise of the bank. And the third part is the last part. It's changing a percentage of the late fee to a flat fee, not to exceed \$5. I move to accept the Conference Committee Report."

Speaker Giglio: "Any discussion? Hearing none, all those in favor of accepting the First Conference Committee Report to House Bill 1911 shall signify by voting 'aye', those opposed vote 'no'. The voting is open. And this will be final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question there are 113 voting 'yes' and 1 voting 'no'. And the House does accept the First Conference Committee Report to House Bill 1911, and this Bill having received the required Three-Fifths Constitutional Majority, is hereby...Turner, 'aye'. There are now 114 voting 'aye', and 1 voting 'no'. And the House does accept the First Conference Committee Report to House Bill 1911 and this Bill having received the required Three-Fifths Constitutional Majority is hereby declared passed. Supplemental Calendar announcements."

Clerk O'Brien: "Supplemental Calendar #2 is being distributed."

Speaker Giglio: "Supplemental Calendar #1 appears Senate Bill 1042, Representative DeLeo. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1042, a Bill for an Act to revise the Cities and Villages Act. First Conference Committee Report."

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

DeLeo: "Thank you, Mr. Speaker. Senate Bill 1042 is a Conference Bill. It authorizes the Village of Wheeling in Prospect Heights for a quick-take authority. Currently, if anybody is familiar with the area surrounding that, it's called

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Wolf and Hintz Roads and it abuts up to Palwaukee Airport. We need to take 100 feet of land for the extention of Palwaukee's runway. And this authorizes the village. This has been agreed upon by...this has been negotiated between the villages. We need this authority for the use of federal funds. They've had a 24 month limitation and the clock is ticking, and we need to adopt this Conference Committee for the the quick-take authority. I ask for its adoption."

Speaker Giglio: "Any discussion? Hearing none, the question is, 'Shall the House...excuse me. Representative Harris."

Harris: "Thank you, Mr. Speaker. I would just like to compliment the Gentleman from Chicago and that area of Cook County that doesn't represent Palatine and Palwaukee Airport, for doing this fine piece of legislation, and his other cosponsors there on the Bill certainly deserve a lot of credit here."

Speaker Giglio: "The question is, 'Shall the House adopt the First Conference Committee Report to Senate Bill 1042?' And on the question, all those in favor vote 'aye', opposed 'no'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 89 voting 'yes', 23 voting 'no', and the House does adopt the First Conference Committee Report to Senate Bill 1042, and this Bill having received the required Three-Fifths Constitutional Majority is hereby declared passed. Representative Steczo. Mr. Clerk, let the record show that Representative Mautino wishes to vote 'aye' on House Bill...or Senate Bill 1042. Representative Hicks, for what purpose do you rise, Sir?"

Hicks: "Thank you, Mr. Speaker. I would just like to remind everyone the Committee Hearing that I'm having from 5 to 7

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is still scheduled at 5:00 o'clock and we'll be going on at 5:00 o'clock. It's at the Petroleum Marketers. Thank you. Everyone is invited."

Speaker Giglio: "Representative Hensel for what purpose do you arise?"

Hensel: "Mr. Speaker, I don't know if I'm in order or not but if I made a Motion to adjourn would that in order or not?"

Speaker Giglio: "At this time it would not be in order."

Hensel: "Not now?"

Speaker Giglio: "Not now."

Hensel: "Not now. Okay."

Speaker Giglio: "In a little bit."

Hensel: "Soon?"

Speaker Giglio: "Soon."

Hensel: "Okay."

Speaker Giglio: "A message from the Governor."

Clerk O'Brien: "To the Honorable Members of the House of Representatives, 87th General Assembly. Pursuant to the authority vested in the Governor by Article IV, Section 9(e) of the Illinois Constitution of 1970, I hereby, return House Bill 971 entitled, an Act to amend the Illinois Pension Code and to amend other Acts in connection therewith, with my specific recommendations for change. With the changes, House Bill 971 will have my approval. I respectfully request your concurrence. Sincerely, Jim Edgar, Governor."

Speaker Giglio: "Introduction - First Readings."

Clerk O'Brien: "House Bill 2682, offered by Representative Stange, a Bill for an Act to amend the Illinois Educational Labor Relations Act. First Reading of the Bill. House Bill 2681, offered by Representative Currie et al, a Bill for an Act to amend the Illinois Human Rights Act. First Reading of the Bill."

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

Kulas: "Mr. Speaker, on Supplemental Calendar #2, I have Senate Bill 1231 which I'm ready to call if you're ready."

Speaker Giglio: "I don't believe we're ready to go to Supplemental #2. Let's see if I can find out. Representative Jones, for what purpose do you rise? Is Representative McGann in the chamber? Representative Keane, please come to the floor. Representative Levin in the chamber? Representative Levin, would you please come to the chamber. Representative Preston. Conference Committee Reports - Supplemental Calendar #2 appears Senate Bill 250 and Representative Preston."

Preston: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. I ask for your support for the Conference Committee Report on Senate Bill 250. I believe this is agreed to. This Conference Committee Report...this Bill only affects Cook County. And what it does is to reduce from 30,000 to 29,000 people per associate judge to permit with the population shifts. What the Bill basically does is permits Cook County to have the same number of associate judges that it currently has. With population shifts, there would have been a loss of associate judges and this keeps it at the same...generally the same as current level. I know of no opposition to this in spite of the whistling. And I ask for your 'aye' vote."

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

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

Speaker Giglio: "He indicates he will."

Black: "How many associate judges positions will be created under this Bill?"

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Preston: "None, Representative."

Black: "What...you're changing the population base. You mean rather than create any, you're just not going to choose to lose any?"

Preston: "Representative Black, can you hold on for one second and let me get the..."

Black: "I'll be glad to, thank you."

Preston: "Alright, Representative Black, I'm sorry, would you continue with your question, Sir."

Black: "It would appear that after the census, the population in the County of...what is it?"

Preston: "Cook."

Black: "Five hundred thousand or more, Cook. Is that...rather than perhaps diminish the number of associate judges that the population would...under the old census be able to have or support, that we're just going to lower the population base so we can keep the same number of associate justices."

Preston: "The same number. That's correct."

Black: "Has that been standard practice over the years?"

Preston: "I can't ask that. The last time this would have been necessary was 10 years ago and I don't recall if it was done then."

Black: "I would trust your memory explicitly, only a mere 10 years ago."

Preston: "Well, I don't recall what was done 10 years ago, and I don't believe 10 years ago the population of Cook diminished. I don't believe."

Black: "And what...what are you doing when you exempt any petition to modify a child or spousal support petition from filing fees. Has that been agreed to?"

Preston: "As far as I know, that has been agreed to. What this does is it waives the filing fees, so there is no filing fees for doing that. So, on motions to terminate or modify

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child support payments, right now today there is a filing fee required. This eliminates the filing fee."

Black: "But it does cover more than those Motions? Child support. What else are we doing here?"

Preston: "To modify or terminate child support payments or enforce child or spousal to enforce child support or spousal support. Again, right now there is a filing fee. This eliminates the filing fees. So what...that's all it does."

Black: "Thank you."

Speaker Giglio: "Representative Preston to close."

Preston: "I just ask for your favorable support."

Speaker Giglio: "The question is, 'Shall the House adopt the First Conference Committee Report to Senate Bill 250?' And on that question, all those in favor signify by voting 'aye', opposed 'no'. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? The Gentleman from Will, Representative Wennlund."

Wennlund: "Thank you, Mr. Speaker. I want to make sure that the Members of the House really understand what's going on here, because what it's doing is, it's an attempt to get around the one man, one vote rule after the judicial districts were redistricted in Cook County to prevent them from losing judges as they lost population. Well, that's basically what happened throughout the entire State of Illinois, and this is a Bill drawn in to protect these Cook County Judges from losing a seat and losing a position that they still have. So, it's really an attempt to violate the one man, one vote rule and that's why a 'no' vote is the proper vote. Besides that, I think it's got some constitutional problems, particularly after we've spent all the time and effort in redistricting to make sure that there were more minority judges in Cook County and more

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party equal judges, Republicans and Democrats. And, Mr. Speaker, in explaining my vote I also request a verification in the event this receives the required number of votes."

Speaker Giglio: "Representative Preston."

Preston: "Thank you, Mr. Speaker. You know, we all have heard and read on almost a daily basis about the backlog of cases in the circuit court of Cook County. If there's...at the same time that there is this enormous backlog where right now a personal injury case can take 7 years, 8 years, sometimes more than that to get to court and you want to give us fewer judges than we currently have, would it please the Gentleman to have a 12 year backlog of cases? Does that serve some higher idea of justice? It certainly doesn't. I urge people to stop playing politics with this and try to help the most overburdened court in the United States deal with its backlog of cases. And this does it, this gives them the same number of judges that it has today."

Speaker Giglio: "Representative Olson, one minute to explain your vote."

Olson, M.: "Thank you. I would just ask Representative Preston to nod in my direction. Are associate judges in Cook County authorized to hear felonies? Thank you."

Speaker Giglio: "Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 71 voting 'yes', 46 voting 'no'. Representative Wennlund."

Wennlund: "Yes. Verification, please."

Speaker Giglio: "Representative Preston asks for a Poll the Absentees. Mr. Clerk, proceed with the verification."

Clerk O'Brien: "Poll of the absentees. Mulcahey. No further."

Speaker Giglio: "Representative Lang. Representative Lang wants

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to be verified. Proceed with the affirmative, Mr. Clerk."

Clerk O'Brien: "Balanoff. Brunsvold. Bugielski. Burke. Capparelli. Curran. Currie. Davis. Deering. DeJaegher. DeLeo. Dunn. Edley. Farley. Flinn. Flowers. Giglio. Giorgi. Granberg. Hannig. Hartke. Hicks. J. Hoffman. Homer. Lou Jones. Shirley Jones. Keane. Kulas. Lang. Laurino. LeFlore. Levin. Marinaro. Martinez. Matijeovich. Mautino. McAfee. McGann. McGuire. McNamara. McPike. Morrow. Munizzi. Novak. Obrzut. Phelan. Phelps. Preston. Rice. Richmond. Ronan. Rotello. Saltsman. Santiago. Satterthwaite. Schakowsky. Schoenberg. Shaw. Steczo. Stepan. Stern. Trotter. Turner. Walsh. White. Williams. Wolf. Woolard. Anthony Young. Wyvetter Younge and Mr. Speaker."

Speaker Giglio: "Any questions of the Affirmative Roll Call?"

Wennlund: "Representative Shaw?"

Speaker Giglio: "Representative Shaw. Is Representative Shaw in the chamber? How is the Gentleman recorded, Mr. Clerk?"

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Giglio: "Remove the Gentleman from the Roll Call."

Wennlund: "Representative Mulcahey?"

Speaker Giglio: "Representative Mulcahey is not voting. Does Representative Schoenberg have leave, Representative Wennlund, to be verified?"

Wennlund: "Yes."

Speaker Giglio: "Proceed."

Wennlund: "Representative Farley?"

Speaker Giglio: "Representative Farley. He's in the back of the chamber."

Wennlund: "Representative Hicks?"

Speaker Giglio: "I believe Representative Hicks...was he excused? Is Representative Hicks in the chamber? How is the Gentleman recorded?"

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Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Giglio: "Remove the Gentleman from the Roll Call."

Wennlund: "Representative Wyvetter Younger?"

Speaker Giglio: "Representative Wennlund, does Representative Monique Davis have leave to be verified?"

Wennlund: "Yes. Yes."

Speaker Giglio: "Representative who?"

Wennlund: "Wyvetter Younger?"

Speaker Giglio: "Wyvetter Younger. Is the Lady in the chamber? Representative Wyvetter Younger. How is the Lady recorded, Mr. Clerk?"

Clerk O'Brien: "The Lady is recorded as voting 'aye'."

Speaker Giglio: "Remove the Lady from the Roll Call."

Wennlund: "Representative Flinn?"

Speaker Giglio: "Representative Flinn. Is Representative Flinn in the chamber? How is the Gentleman recorded?"

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Giglio: "Remove the Gentleman from the Roll Call. Representative McGann for what purpose do you seek recognition? Does Representative McGann have leave to be verified? Proceed."

Wennlund: "Representative Flowers?"

Speaker Giglio: "Representative Flowers. Representative Flowers is in the nurses station feeding the baby."

Wennlund: "Nothing further."

Speaker Giglio: "What's the count, Mr. Clerk? On this question, there's 67 voting 'yes' and 46 voting 'no'. Alright, the Gentleman asks for Postponed Consideration. Put the Bill on Postponed Consideration, Mr. Clerk. Representative Black."

Black: "Thank you very much, Mr. Speaker. Could you quote...have an inquiry of the Chair. I'd like a...give me the rule number by which you can postpone...put a Bill on a First

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Conference Committee Report on Postponed Consideration. I think all you can do is request a Second Conference Committee Report."

Speaker Giglio: "Representative Black."

Black: "Yes, Sir."

Speaker Giglio: "Rule 40, under House Rules, I believe it's on page 23. When a Bill is voted on as final passage and receives at least 47 affirmative votes, the Chief Sponsor may, before the result is announced, place the Bill on the Order of Postponed Consideration."

Black: "Well, that's a good rule if that was just a regular Bill. Now, let's find the rule that deals with Conference Committee Reports."

Speaker Giglio: "Senate Bill 250 is on the board as a Senate Bill, Postponed Consideration. House Bill 2643, Representative Levin. Representative Wennlund. Wennlund."

Wennlund: "Thank you, Mr. Speaker. I rise on a point of parliamentary procedure. There was a Motion to place the Bill on Postponed Consideration. That Motion has not been voted on yet, and I move to table that Motion."

Speaker Giglio: "That doesn't need to be in the form of a Motion. The Gentleman asked leave to put his Bill on Postponed."

Wennlund: "Leave was not granted though."

Speaker Giglio: "He has a right on Postponed Consideration if you receive 47 votes. There was 67 votes, so he's way over the minimum amount of votes."

Wennlund: "There was an objection and a Motion to table."

Speaker Giglio: "The Motion is not in order, Representative Wennlund."

Wennlund: "Could we have a ruling from the Parliamentarian? A Motion to table is always in order."

Speaker Giglio: "The Motion to table the Bill is not in order. The Gentleman's Motion to put on Postponed Consideration

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prevails. He had more than his 47 votes. Representative Matijevich."

Matijevich: "First of all, I don't think it is in order for the Chair to respond when somebody asks what rule are you under because I don't think the Chair ought to be determining what rules. But as far as they did ask, under 38(d), it says, 'concurrence in Senate Amendments to House Bills and, adoption of Conference Committee Reports are votes on final passage.' So, that is a vote on final passage, and under the other rule it can be placed under Postponed Consideration. How's that, Bill? Do you like that, Bill?"

Speaker Giglio: "Representative Levin. House Bill 2643. Jack."

Clerk O'Brien: "House Bill 2643, a Bill for an Act to amend the Public Utilities Act together with Senate Amendment #2."

Speaker Giglio: "The Gentleman from Cook, Representative Levin."

Levin: "Mr. Speaker, Ladies and Gentlemen of the House. I would move that we accept...concur in Senate Amendment #2 to House Bill 2643. This is, I think, one of the things that will allow us to go home. It simply extends the deadline on the Telecommunications Act until March...till May 15, 1992, allowing all the different groups that have an interest in the rewrite as well as the consumers to participate in the negotiations."

Speaker Giglio: "Any discussion? Hearing none, the question is, 'Shall the House concur in Senate Amendment #2 to House Bill 2643?' And on that question, Representative Black."

Black: "Question of the Sponsor."

Speaker Giglio: "Proceed."

Black: "What was the date you said in the Amendment?"

Levin: "May the 15th, 1992. Now, my understanding is, this is the Governor's proposal. To me, objectively, it doesn't make a lot of sense because what it means is, that in every single election that is going to occur in March,

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telecommunications is going to become an issue as a result of this. But I'm happy to go along with this if that is what the Governor wants."

Speaker Giglio: "The question is, 'Shall the House concur in Senate Amendment #2 to House Bill 2643?' And on that question, all those in favor signify by voting 'aye', opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 117 voting 'yes', none voting 'no', and the House does concur with Senate Amendment #2 to House Bill 2643, and this Bill having received the required Three-Fifths Constitutional Majority, is hereby declared passed. Representative Levin. The Chair would like to make an announcement that the Chair erred with regard to House Bill 2643. We never took the Bill from the table and, therefore, dump that Roll Call Mr. Clerk. And Representative Levin now moves pursuant to Rule 74(a), that I take from the table and suspend Rule 79(e) and place it on the Order of Concurrence. Does the Gentleman have leave by the Attendance Roll Call? Hearing none, leave is granted and the Bill is on the Order of Concurrence, and Representative Levin now moves that the House do concur with Senate Amendment #2 to House Bill 4643 (sic - 2643). And on that question, all those in favor signify by voting 'aye', opposed 'no' and the voting is open and this is final action. Have all voted who wish? Have all voted who wish? Hit it, it is still open. Vote Representative Woolard, 'aye'. Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 117 voting 'yes', none voting 'no', and the House does concur with Senate Amendment #2 to House Bill 2643, and this Bill having received the required Three-Fifths Constitutional Majority

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is hereby declared passed. Representative Keane, Senate Bill 1097. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1097, a Bill for an Act to amend the Public Community College Act. Third Reading of the Bill."

Speaker Giglio: "The Gentleman from Cook, Representative Keane."

Keane: "Thank you, Mr. Speaker. I ask for leave to bring the Bill back to Second Reading for purpose of an Amendment."

Speaker Giglio: "Does the Gentleman have leave? The Gentleman moves to bring the Bill back to the Order of Second Reading for the purpose of an Amendment. All those in favor vote 'aye', opposed 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. The Gentleman from DuPage, Representative Daniels."

Daniels: "I think the Floor Leader on this side is asking for a verification in the event that this were to receive the required number which I believe is 71. Is it not, Sir?"

Speaker Giglio: "60."

Daniels: "71 to recall to Second."

Speaker Giglio: "60. Representative Keane."

Keane: "My Motion, please. We're not on that...that question is appropriate at some other time, but right now we're on my Motion. I would like to have you take the Roll Call and pass my Motion."

Speaker Giglio: "It takes 60 votes for this Motion to carry. Representative Keane."

Keane: "I would like to poll the absentees."

Speaker Giglio: "Wait a minute. Wait a minute, Mr. Keane. Representative Black."

Black: "Thank you very much, Mr. Speaker. I had an inquiry of the Chair. An inquiry of the Chair on how many votes this takes since we've objected. I believe the Bill has an immediate effective date. He wants to take it back for

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purposes of an Amendment, and we've objected. Does that not require more than a simple majority?"

Speaker Giglio: "Pursuant to Rule 37(c), it takes 60 votes."

Black: "37(c)...did the Parliamentarian respond?"

Speaker Giglio: "Yes."

Black: "Should this Motion get the requisite number of votes, I will request a verification."

Speaker Giglio: "I believe the Minority Leader indicated that you would do that, Representative Black. Have all voted who wish? Representative Dunn. Representative Dunn votes 'aye'. Representative Turner. Representative Turner votes 'no'. Representative Woolard. Representative Woolard votes 'aye'. No? Not yet? Not yet? Something wrong with his switch. It's broke. Leave...no...take him off. Walsh. Representative Walsh votes 'aye'. Representative Woolard votes 'aye'. Are there further changes? Representative Olson. Representative Wennlund."

Wennlund: "Thank you, Mr. Speaker. I believe that the record will reflect that the Chair announced at 57 votes, that in fact, the Clerk was ordered to take the record and that the record was taken at 57 votes, and I think that we have a matter of procedure here. Number one, that's the first ruling. The second ruling is that we request a verification in the event that this gets a requisite number of votes. But the Chair did announce, with 57 votes on the board, that in fact the Clerk was ordered to take the record. So, it's too late to go back and change them once the record is taken."

Speaker Giglio: "Representative Black asked for a verification if the Roll Call was at 60 vote, the Roll Call is at 60 votes so the verification shall...there's 60 voting 'yes', 53 voting 'no' and the Gentleman requests a verification. Representative Keane asks for a Poll of the Absentees. Mr.

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Clerk, proceed with the verification. Poll the Absentees.
Representative Olson."

Olson, R.: "Thank you, Mr. Speaker. Very distinctly before a request for verification was uttered, you said, 'Mr. Clerk, take the record.' Very distinctly, and if you will please check the transcript you will hear that. It was your voice, you said it very definitely. And I would assume when you said, 'take the record, Mr. Clerk', that closed the board."

Speaker Giglio: "Poll the Absentees, Mr. Clerk."

Clerk O'Brien: "A Poll of those not voting. Lou Jones. Shirley Jones. Mulcahey and Wyvetter Younge. No further."

Speaker Giglio: "Poll the Affirmative."

Clerk O'Brien: "Poll of the affirmative vote. Brunsvold. Bugielski. Burke. Capparelli. Curran. Currie. Deering. DeJaegher. DeLeo. Dunn. Edley. Farley. Flinn. Flowers. Giglio. Giorgi. Granberg. Hannig. Hartke. Hicks. J. Hoffman. Homer. Keane. Kulas. Lang. Laurino. LeFlore. Levin. Marinaro. Martinez. Matijevich. Mautino. McAfee. McGann. McGuire. McNamara. McPike. Munizzi. Novak. Obrzut. Phelan. Phelps. Preston. Richmond. Ronan. Rotello. Saltsman. Santiago. Satterthwaite. Schakowsky. Schoenberg. Shaw. Steczo. Stepan. Stern. Walsh. White. Wolf. Woolard and Mr. Speaker."

Speaker Giglio: "Questions of the affirmative?"

Black: "Yeah, thank you very much, Mr. Speaker. Representative Curran?"

Speaker Giglio: "Representative Curran. How is the Gentleman recorded, Mr. Clerk?"

Clerk O'Brien: "The Gentleman's recorded as voting 'aye'."

Speaker Giglio: "He's over here at the...doorway."

Black: "I see him. That Representative from far southern

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Illinois, an outstanding Gentleman, Representative Deering?"

Speaker Giglio: "Representative Deering is in his chair."

Black: "He's been on a diet. I didn't see him. I'm sorry. He's been on a diet. The guy is wasting away. Representative Woolard?"

Speaker Giglio: "Representative Woolard is in the back of the chamber."

Black: "Where is he? Okay. Representative Hicks?"

Speaker Giglio: "Representative Hicks. Is Representative Hicks in the chamber? How is the Gentleman recorded?"

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Giglio: "Remove the Gentleman from the Roll Call."

Black: "Representative Shaw?"

Speaker Giglio: "Representative Shaw. Is Representative Shaw in the chambers? How is the Gentleman recorded, Mr. Clerk?"

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Giglio: "Remove the Gentleman from the Roll Call."

Black: "Representative Flowers?"

Speaker Giglio: "Representative Flowers. Representative Flowers. Representative Flowers is in the back with her newborn."

Black: "Where is she?"

Speaker Giglio: "I believe she feeding her child."

Black: "Oh, she's here. Alright, I see her. I see, she's down here in front. Representative Schoenberg?"

Speaker Giglio: "Representative Schoenberg is in the middle of the aisle."

Black: "Tell him to get to his seat will you. Representative Flinn?"

Speaker Giglio: "Representative Monroe Flinn is in his chair."

Black: "No, I would never of thought that Representative. I just didn't see you. Representative Granberg is standing in the road here."

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Speaker Giglio: "I'm sorry, who..."

Black: "Representative...that's all I have, Mr. Speaker."

Speaker Giglio: "Representative Rice, how are you recorded?
Record Representative Rice as voting 'aye'."

Black: "Ah..."

Speaker Giglio: "Representative Shirley Jones, 'aye'."

Black: "Oh..."

Speaker Giglio: "On this question, there are 60 voting 'yes' and
53 voting 'no', and the Gentleman's Motion carries. Read
the Bill, Mr....the Bill is on the Order of Second Reading,
read the Bill..."

Black: "Mr. Speaker, where it will stay, I assume, Mr. Speaker.
According to Rule 37(d), it will stay on Second Reading.
Now, you can suspend 37(d) by a vote of 71 Members.
Otherwise, I would suggest it stay on Second Reading. Oh,
I think if you read 37(d), I mean...Mr. Speaker, tomorrow
is your birthday, now don't ruin your birthday tomorrow.
Let us win one."

Speaker Giglio: "It's not my birthday tomorrow, is it."

Black: "Well, it will be tomorrow."

Speaker Giglio: "The Bill is on Second Reading. Read the Bill,
Mr. Clerk."

Clerk O'Brien: "The Bill has been read a second time previously.
Floor Amendment #2 offered by Representative McGann."

Speaker Giglio: "Representative McGann."

McGann: "Thank you, Mr. Speaker and Members of the Assembly.
Amendment #2 becomes the Bill. It states that in FY '92
the reserve fund balances held by the Chicago School
Finance Authority is reduced by \$17.5 million. In FY '93,
it will take the same action. It reinstates the
supervisory powers to the Chicago Board of Education...to
the Finance Authority over the Chicago Board of Education.
They were given to the finance authority in 1979. It

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provides that the chief financial officer will report to the general superintendent. It also changes the date when the board is required to submit to the authority the plans for the following year as far as the educational reforms and objections are concerned. It has an effective date of July 1 of 1992, and I would ask for adoption of Amendment #2 and happy to answer any questions."

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

Parke: "Thank you, Mr. Speaker. I would like to know if the Sponsor would yield for a couple questions?"

Speaker Giglio: "He indicates he will."

Parke: "Thank you. Representative McGann, this Bill...this Amendment that you proposed has a limit on the Chicago Finance Authority. Can you tell the Body what is the Chicago Finance Authority."

McGann: "The Chicago Finance Authority...the school finance authority was a creature of this General Assembly back in 1979. It was enacted in order to be an oversight of the Chicago Board of Education to correct the problems that had existed in 1979 and the years prior, relative to its fiscal responsibilities and to the budgeting."

Parke: "Thank you. I would presume that these are...members of this authority are normally business people with good credentials and highly respected?"

McGann: "That is correct."

Parke: "Now, part of the authority's responsibility is to make sure that the Chicago school system presents a balanced budget every year they have been in place. Am I correct?"

McGann: "That is correct. But this was the requirement. If I may say, what we are trying to do here in this Amendment is that we are trying to reinstate some of these supervisory powers that were probably taken away from them about 1985

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or '86 after six full years of a balanced budget. So, in taking away those requirements of the authority, we are now going to reinstate them to make sure that through the year 2004 that there will be this oversight over their budgets and balancing of that budget."

Parke: "Well, that's commendable, Representative, but can you explain to me why this highly respected board is against this Amendment?"

McGann: "Pardon me."

Parke: "Can you tell this Body why that highly respected authority that has been put in place and we want to protect to the year 2004, why they are against this Amendment?"

McGann: "It is not my understanding that they are against this Amendment. In fact, I understand that they are supportive of the Amendment #2 where they may have questions of that previous Amendment #1."

Parke: "Well, it's my understanding that you are going to limit the authority by reducing the amount of money that they have asked the Chicago School Board to hold in abeyance, which is anywhere between 150 and 180 million dollars, to handle cash flow problems. And now by virtue of this Amendment we are asking that authority...not asking, we are demanding that they reduce their authority by seventeen thousand, five for fiscal year '92..."

McGann: "Excuse me, for correcting you. It's 17.5 million not 17,000. It's 17.5 million, Representative."

Parke: "17.5...17,500,000."

McGann: "Correct."

Parke: "Alright, we're on track. Now we're telling that authority that we're going to reduce that amount that they said, that's healthy for the Chicago School Board to have for two years. 1992 and 1993 for another 17,500,000. We are eliminating the authority. They are against that

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limiting because they feel that it is important that Chicago School Board have this fund to take care of emergency bills. Now, I think, and to the Bill, Representative."

McGann: "Just a moment, can I answer...you asked me a question, Representative."

Parke: "Yes, please respond."

McGann: "Can I answer the question?"

Parke: "Yes, Sir. Go ahead."

McGann: "Thank you. I have great respect for you Representative and you do a lot of good research but, unfortunately, you did not get the latest up-to-date news relative to the School Finance Authority and its support of this Amendment. They are in support of this Amendment to my knowledge, with the understanding that we reinstate some of the powers that they had prior to 1985 or '86, and by doing so, they are willing to go along to possibly avert a school strike, and break it into two payments rather than giving the Board of Education its total of 35 million at this time. That is their reasoning. That is their thinking to my understanding of approximately a half hour or forty-five to an hour ago."

Parke: "Thank you, Representative McGann..."

McGann: "That is where we're at."

Parke: "I might point out though, that yesterday when you were asking for 35 million, they thought it was bad fiscal policy and were opposed to it. Now that you have split it out at 17.5 they think it is okay. Well, I don't think it's a good idea."

McGann: "They had not...they had not, Representative, they had not made a statement in opposition yesterday to the 35 million. At no time did they contact me or our staff relative to that issue. At no time did they mention about

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their opposition, but in working with them today, this is what has been the bottom line resolution is this Amendment."

Parke: "Our staff did contact the president of the board yesterday, and he felt that it was bad fiscal policy to take 35 million. I will say that it's still bad policy to take 17.5. Let me also ask you, isn't there number of..."

McGann: "We're not taking...Representative, we're not taking, we are reducing. Reducing the payment that the Board of Education makes. We're not taking it, we're reducing it."

Parke: "Let me move on. It is also my understanding there are a number of lawsuits against the Chicago Board that could easily put a lien against this seventeen million, five that we have on. Are you aware of those lawsuits?"

McGann: "I am aware..."

Parke: "So, in fact, we may not end up with any of the 17.5 going to try and take care of the problems that you are addressing. Isn't there a lawsuit..."

McGann: "I think what you're doing is, you're blowing the issue out of proportion. Yes, there's always lawsuits. There's lawsuits in everybody. I don't know whether there's any lawsuits against your insurance company, but there are lawsuits. There are lawsuits everywhere. But that doesn't mean that they are going to eat up any given number of dollars at any given time. Let's not cloud the issue here. The issue here, whether you are in your area right near Chicago or not, is going to have a fallout if we have a strike of the school children. This is trying to avert a strike and everyone is trying to work feverishly to achieve that goal. And little as this may be, it's a start in the right direction. Please, Representative, do not cloud the issue with possible suits or anything else, cause there's probably bills creditors out there that would want some of

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these dollars."

Parke: "Thank you, Representative McGann. To the Bill. Ladies and Gentlemen of the House, citizens of the State of Illinois, what we have here is a grasping of a straw. They have a problem. Their commitments have been made to the Chicago School Board...Teachers Association. A commitment that they cannot afford. What do they do? As they traditionally have done year after year instead of turning to the Chicago Board and saying to them that the City Board should raise taxes to pay for their own system, they in turn, rather not doing that they come back down to the General Assembly and take money out of the suburban taxpayers pocket, out of downstate taxpayers pocket to pull for this system. It is time for you in the Chicago area to assume the responsibility of your schools. It is time to start paying your fair share of your own school system instead of taking the money out of our pockets. There is a lawsuit, there is a lawsuit that is against them that is based on the Chicago Educational Summer School Program. That could easily take the money away. It's time for Chicago to assume the financial responsibilities of their own school system and quit coming down here and taking the money out of the taxpayers pockets of downstate and suburban taxpayers. And I would like to have...I would like to have a Roll Call if this passes with the required number."

Speaker Giglio: "Representative Davis. Monique Davis."

Davis: "I mean, do I have to follow that great speech. First of all, I would like to say to anybody who feels that the Chicago school children take dollars out of their pocket, they should know that if the parents of those Chicago school children didn't shop in their suburban districts they wouldn't have very fat pockets either. Did you get

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that? I think it's real important to know that as badly as Chicago needs 17 million or 34 million, it doesn't need it bad enough to give up control till the year 2004 to a school finance authority. I believe that...the authority, that the school finance authority already has, is more than enough. It is not improving the Chicago Public School System. It has yet to approve, or I think it just recently approved the system...plan, and in my opinion we are giving up much much more than we're getting. If you go to a bank and you want to borrow \$17 or \$17,000 and he says, I will let you borrow this, but I will be in control of your home for the next 20 years. Is it worth it? Does he have the same interest and concern in your home that you would have? This is not money from anyones taxpayer's dollar but the children in Chicago. This is their money already and they want to use it now. The money is supposed to be used for emergencies. It's supposed to be used for periods in which you just got to have it and that time is now. But we don't need a piece of legislation where we give control of our system to a finance authority for the next 20 years. Now, I don't want to tell you what I'm tired of, but I know one thing that I'm really getting a little upset about and that is, the State Legislature doing what it does to the Chicago Public School System. The children don't deserve to be treated this badly. Yes, we need \$35 million. School Finance Authority another 20 years, we do not need. I am appalled that the Sponsor of this Bill would go forward considering the majority of the Black Caucus Members are opposed to this legislation. The majority of Caucus Members are opposed to this legislation and those are our children. Please consider what is best for this system. Listen to the people who's children attend that system. It's only fair. It's only fair that you recognize that we

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have a right to use the 35 million, but not at the expense of turning over the authority for the next 20 years to a group of blue bloods. I urge you to vote 'no' on this Amendment."

Speaker Giglio: "Representative Black. Representative Black. Well, we'll let Representative Ropp talk. Representative Ropp."

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

Speaker Giglio: "He indicates, he will."

Ropp: "Representative, do you have any assurance that if this Amendment passes that there will not be a strike anyway?"

McGann: "Could we have some order, Mr. Speaker, in the Assembly, please. I think you've asked a good question Representative. I don't think that anyone could guarantee whether there's going to be a strike or not, a strike in the Chicago schools as a result of this specific piece of legislation. But this is a step in a direction to try to help a very serious crisis that is occurring in the City of Chicago at the present time. I do believe that this coupled with the help of the Governor and the other Legislative Body, will go a long way in bringing out a resolution of some kind. Specifically, whether this legislation will do it, I can't say that."

Ropp: "If yesterday we had the Amendment for 35 million, why have you decided to reduce it to 17 now if this is attempting to prevent a strike?"

McGann: "I think, basically, the reason behind that is, is a concern of the School Finance Authority and their bargaining powers that they feel as though that this would be the best way to do it. My original concern yesterday in sponsoring Amendment #1, was that I felt as though that a 4% increase could bring everybody to the bargaining table and a possible acceptance of that percentage. Now we're

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talking of 2%. I do believe that at least we are getting this started, and if we pass it out of this House and let it go to the Senate and then let it go to be amended or whatever, and come back to us, whatever has to be done, I think we are moving in the right direction."

Ropp: "Okay, one final question. If in fact the Chicago Finance Authority was established to help provide for a balanced budget for the Chicago School System, why can't they just put this amount of money that is required, that they believe is needed, into the school system rather than to come to the Legislature or have the Legislature force them to do what maybe they should do already?"

McGann: "As I have stated many times on this floor, I am not a lawyer, but I do believe that the authority does not have the powers to appropriate moneys. These are moneys that are within the Board of Education Reserve Fund that they are required to keep in reserve in case of an emergency such as occurred prior to 1979."

Ropp: "Well, wouldn't this be an emergency?"

McGann: "As a result...as a result, what they are asking and the board is asking, that they reduce the amount that they are to put into this fund for this fiscal year of '92 and '93."

Ropp: "What would be any of the emergencies that they would ever need it for if it wouldn't be for salaries or operation of the school?"

McGann: "Well, the only thing we have is an experience factor. The experience factor shows that they have anywhere from 85 million to 170 million in this reserve fund and the Board of Education required along the lines of the School Finance Authority. And to this date, they have not had a problem with it. Last year they did reduce the \$35 million and then they repaid that \$35 million back to the fund. This is reducing the fund for these two years."

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Ropp: "Thank you."

Speaker Giglio: "Representative Balanoff."

Balanoff: "Mr. Speaker, Ladies and Gentlemen of the House. The money in the School Finance Authority is not...is money that is already in the Chicago Public School System. But Amendment #2...with Amendment #2 we are regressing. School reform is going backwards, not forward. The Chicago Board of Education is currently required to keep more in reserve than what is considered a safe reserve for the State of Illinois. The State of Illinois has a budget of about \$25 billion and a safe reserve is considered \$200 million. The Chicago Board of Education with a budget of a mere 10% of that of the state is forced according to representatives of the board, to keep a reserve of \$152 million. This is outrageous. There are many school systems in the State of Illinois that are currently on a watch list. They are not required to have a School Finance Authority overseeing their activities with such vast reserves. As a matter of fact, of the over 1,000 school boards in the State of Illinois, only...only the Chicago Public School System is forced to have such an oversight. And they are not on the watch list because they have been doing a creditable job. But there are many disturbing provision in Amendment #2. The idea of extending for another...til the year 2004, this oversight is outrageous. And having the financial officer of the Chicago Board of Education reporting to one individual as opposed to the entire board, certainly should be of concern. I am rising in opposition to Amendment #2. Very honestly and very seriously, the Bill was in good form, is in good form right now with the idea of transferring \$35 million, much needed dollars, to the Board of Education. And in response to your questions about would that, would the Bill as it was...as it is now would

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that avert a teacher's strike? I would tell you that I'm sure that would be a significant enough amount of money that certainly could be worked with. But again, as I said yesterday, and I read a list of organizations yesterday of all the school reform organizations that supported Amendment #1 and the Bill as it was before being considered now. They haven't changed their positions to the best of my knowledge and none of them have come to me and said they support Amendment #2. I think we should leave it alone, understanding that this would still be a one year solution, and then all of us on both side of the aisle do something that probably should have been done many years ago. Find a permanent solution to the problem that we have of funding the public education every single year."

Speaker Giglio: "Representative Black."

Black: "Thank you very much, Mr. Speaker. It would appear that a great deal of work has gone into this Amendment and that it might be controversial, and in that light I have an inquiry of the Chair. Should this Amendment get the requisite number of votes, would not this Bill stay on Second Reading today pursuant to Rule 37(d). Which if my new rule book, a present from the Speaker, I'm very grateful for my birthday, says, would require an affirmative vote of 71 Members to suspend? So, therefore, realizing that I am aging by the hour here tonight, should this Amendment pass the Bill will stay on Second Reading, advance to Third Reading tomorrow. Is that your interpretation, Mr. Speaker? I got this from somebody down in front."

Speaker Giglio: "Representative Black, 37(d) says that, a Bill returned to the Order of Second Reading to which Amendments have been adopted shall not again be taken up on the Order of Third Reading that same legislative day and shall be readvanced to the order of business on the Calendar for

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which it was returned to Second Reading. So, it would be advanced to Third Reading if the Sponsor desires, but it will not be considered today."

Black: "And if he were to do that, and vote tonight, how many votes would he need to pass this Bill tonight?"

Speaker Giglio: "Well, I don't know...it would take the same number of votes to pass rather it be tonight or tomorrow."

Black: "How many would that be?"

Speaker Giglio: "It takes the same number of votes to pass, tonight or tomorrow."

Black: "Excuse me, just a minute, Mr. Speaker."

Speaker Giglio: "It takes 71 votes to be considered today."

Black: "Excuse me, I have a phone call."

Speaker Giglio: "Is that the Governor? Representative Black."

Black: "Mr. Speaker, once again, Sir."

Speaker Giglio: "Yes."

Black: "I appreciate your wisdom and patience in explaining the rules with your faithful Parliamentarian and it is my understanding that the rules are just exactly as you've explained them. I don't understand what you've explained but it's just exactly as you've explained them and that we're going to vote on this Bill tomorrow, right?"

Speaker Giglio: "Only if we get 71 votes to considerate it tonight."

Black: "Well, think back 35 minutes ago. I don't think that we have 71 votes tonight. So, I assume we're going to vote on this tomorrow."

Speaker Giglio: "Well, I don't know what the Sponsor is going to do. The first thing..."

Black: "That's true and I shouldn't delve into...that's the Sponsor's business."

Speaker Giglio: "We're on the Amendment and the Amendment is adopted. And we'll move it to Third Reading."

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Black: "Well, you're right. Let's move on."

Speaker Giglio: "Representative Flinn moves the previous question. All those in favor signify by saying 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it, and the previous question has been moved. Representative McGann to close."

McGann: "Thank you, Mr. Speaker and Members of the Assembly. I will not take the time of this Assembly this evening to answer...to answer some of the concerns of the previous speaker. I know one speaker was overwrought in speaking of tax levies from the suburban areas, and the downstate has nothing to do with the City of Chicago. The tax levy of the City of Chicago handles its own. As far as the School Finance Authority, maybe we were in error in 1985, 86, in releasing them from some of their authority because we have seen what has happened to date. So, we need this oversight authority. As far as the 35 million versus 17.5 million, I certainly would have liked to have seen the 35 million in one package being presented to these unions and hopefully coming with a resolution. That does not happen overnight. We are moving in the right direction. And I ask every Member of this Assembly that's interested in having those kids back in school to adopt this Amendment #2 to Senate Bill 1097. Thank you."

Speaker Giglio: "All in favor signify by saying 'aye', opposed 'no'. The voting is open. Have all voted who wish? Representative Turner. One minute to explain your vote."

Turner: "Thank you, Mr. Speaker and Ladies and Gentlemen of the Assembly. This is one of those damned if you do, damned if you don't Amendments. You know, a couple of years ago we passed legislation around here that was a Bill that would have provided parental control to our local schools. In fact, many of my colleagues in this chamber voted because

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you thought parents ought to have some say about how the schools are ran. And now this same Body and you same Members here decide tonight that you want to take not only the power from the parents, not only do you want to take power from the local board, but you want to bring it back to this august Body that was created here in Springfield back in 1979. So, when I say, it's damned if you do, it's damned if you don't, I hope you understand that I'm very confused as to where we're headed here. But I do have two children in the Chicago public schools and both of them are looking forward to 18th. I don't know why, but they're thinking it's some major vacation that is about to take place. And this is the place where we make deals and, I guess, as one of my colleagues said to me earlier, we're probably about to make. I don't know if this is a good deal but he described it as this. You give up \$2 billion a year for the next 12 years in exchange for 30...for 17 million for two years. Now, I went to the Chicago public schools during the summer and my math, or my logic just doesn't make sense on that. I don't understand where you're headed. How I'm going to vote, still haven't decided but I think I'm going to vote 'no'. Because, although the kids need this money, I do believe that they're still going to go out on strike because 35 million is not enough and certainly 17 1/2 is not going to solve it either. But more importantly, I'm afraid and I don't like the control that is being taken from the local boards in Chicago and being sent back down to the School Finance Authority. I think this deal is a bad deal, and between the parochial schools that I went to and the public schools that I attended, my logic tells me that 'no' is the best vote on this, and I'm voting 'no'."

Speaker Giglio: "Representative Levin."

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Levin: "Thank you, Mr. Speaker. I intend to vote 'aye'. There are some serious problems with this, I personally have, but we cannot afford a school strike. What this represents, first of all, is a trade-off with the School Finance Authority. Their concern and the reason why there is such a substantial reserve requirement that they have imposed, objectively is because they don't trust the management capability of the Chicago Board. What this does as far as the trade-offs is to deal with some of their concerns. One of the things it provides for is the restoration of the three-year budget. All that means is they ought to be looking down the road to determine what the deficit is going to be next year. So, we know what it is, so we don't have the problem that we had this year when surprise, surprise, it turned out that we had a substantial deficit that we were told two weeks earlier wasn't there. Secondly, I would have like to have seen a larger figure as well but there is other ways of getting the additional money. Those ways include, #1, some cuts in the bureaucracy. You can cut another million dollars out of that Pershing Road bureaucracy. Secondly, you can...they made cuts in the supplies in the schools. They cut them 90%, but they only cut the supplies in the central office by 25%. There is money that is available to bring in additional money and so I intend to vote 'aye'."

Speaker Giglio: "The Gentleman from Cook, Representative Morrow."

Morrow: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I heard one of my colleagues mention about trade-offs. It's a shame that we have to use our kids to trade, first of all. Last Spring, we took care of the coal miners in this state. Gave them 35 million. We didn't ask for safeguards on our coal miners. There's a Bill in front of...on everyone's desk now, Senate Bill 1303, to refinance

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debt by our farmers. We're going to increase it from 140 to 160 million. What's safeguards do we have that those loans are going to be repaid. But yet, we want safeguards on trying to educate our kids. What trade-off is that? We hear everyone saying, the kids are our hope, our future. Well, put your money where your mouth is. Let's defeat Amendment #2, let's go back with Amendment #1. Put the \$35 million in there, and who's money is it? Is it our money? It's the taxpayers money. The taxpayer who sends, you, me and everyone else down here but yet we've got to trade-off the people that elect us. For once in our life, let's stand up and be counted as men and as women and take care of the business that we were sent down here for. Trading our kids. This isn't baseball cards, this isn't an auction, this is not a trade-off. This is serious business because if we don't take care of them now, we're going to have to build more prisons, we're going to have to build more counseling systems to get them off of drugs. So, that's going to be the trade-off. The trade-off is we're going to have more jails which is going to create more jobs for you to keep them in there. That's the damned trade-off."

Speaker Giglio: "Representative Anthony Young."

Young: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. In explaining my 'no' vote, I want to make it clear that I definitely support the idea of taking the excess from the Finance Authority to use in the General Revenue for the Chicago Public Schools. But the reason that I'm voting 'no' is because of the oversight provisions. I think we're forgetting why the schools are in the shape they're in right now. This current board has nothing to do with the current problem except that they are there now and they're forced with trying to solve it. The people who

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caused this problem, an interim board appointed by the Mayor are all gone. Where was the Finance Authority? Why didn't we hear from them when that three year, 21% contract was signed without any money for it. The Finance Authority was silent then, so why are we putting them in over a board that that wasn't there."

Speaker Giglio: "Representative Williams."

Williams: "Thank you. To explain my vote. It's sort of interesting that, you know, when talk about deals and deals that aren't already stated. We're talking about giving over control or allowing contracts, all the things that we went through all this trouble here to deal with school reform to put in place a board that would be able to deal with the problems, and now we're going to take all the authority, give the contracts everything back to the School Finance Authority for 12 years. For 12 years. And what do we get in exchange, 17 million for two. Why don't we do it year for year? At least be fair. I mean because, right now we're talking \$2 billion. You get to control \$2 billion, because you let us use 17 million of our own money. This is a great concept in my mind. At least make it year for year. You still get a great deal. You get to control 2 billion for the use of 17 million, year for year. But to tell us we have to sit in limbo and then you tell the school finance and the chief financial officers, you're not going to report to the board, you're going to report to the general superintendent who is picked by the Mayor, who honestly may not care what the board says, anyway. So, we lose everything, and we don't even get a deal that can solve the problem. This is perfect, folks. Go for it."

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

McGann: "Let's verify the negative."

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Speaker Giglio: "The Roll Call hasn't been established yet. Have all voted who wish? Take the record, Mr. Clerk. Representative Edley. Vote Representative Edley 'aye', Mr. Clerk. Representative Shirley Jones. Representative Shirley Jones wishes to be recorded as voting 'aye'. Have all voted who wish? On this... Representative Rice. Representative Rice votes 'aye'. Further changes? On this question there are now 58 voting 'aye' and 59 voting 'no'. Representative McGann asks Poll of the negative votes. Poll the absentees, Mr. Clerk."

Clerk O'Brien: "Poll of those not voting. Mulcahey. No further."

Speaker Giglio: "Proceed with the negative."

Clerk O'Brien: "Ackerman. Balanoff. Balthis. Barnes. Black. Burzynski. Churchill. Conkling. Cowlshaw. Cronin. Daniels. Davis. Deuchler. Doederlein. Dunn. Flowers. Frederick. Harris. Hasara. Hensel. Manny Hoffman. Hultgren. Johnson. Lou Jones. Kirkland. Klemm. Kubik. LeFlore. Leitch. McAfee. McCracken. Morrow. Noland. Bob Olson. Myron Olson. Parcels. Parke. B. Pedersen. Persico. W. Peterson. Petka. Pullen. Regan. Ropp. Ryder. Shaw. Sieben. Stange. Tenhouse. Trotter. Turner. Wait. Weaver. Weller. Wennlund. Williams. Wojcik. Anthony Young. Wyvetter Younge."

Speaker Giglio: "Representative McGann, does Representative Balanoff have leave to be verified? Balanoff. Alright. Representative Wennlund."

Wennlund: "Thank you, Mr. Speaker. In the event this receives the requisite number of affirmative votes, I request a verification of the affirmatives."

Speaker Giglio: "Representative McGann."

McGann: "Thank you. Representative Hensel?"

Speaker Giglio: "Representative Hensel. Is Representative Hensel

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in the chamber? How is he recorded, Mr. Clerk?"

Clerk O'Brien: "The Gentleman is recorded as voting 'no'."

Speaker Giglio: "Take...remove the Gentleman from the Roll Call. Representative McGann does Representative Regan have leave to be verified? Leave is granted. Proceed, Representative McGann."

McGann: "Representative McAuliffe?"

Speaker Giglio: "Representative McAuliffe. He's in his chair. Representative Black. Representative Black have leave to be verified, Mr. McGann? Leave is granted."

McGann: "Representative Hultgren?"

Speaker Giglio: "Hultgren is in the back of the chamber."

McGann: "Representative Churchill?"

Speaker Giglio: "Representative Churchill is in the aisle."

McGann: "Representative Wyvetter Younge?"

Speaker Giglio: "Representative Wyvetter Younge. Is the Lady in the chamber? How is the Lady recorded, Mr. Clerk."

Clerk O'Brien: "The Lady is recorded as voting 'no'."

Speaker Giglio: "Remove the Lady from the Roll Call."

McGann: "Representative Shaw?"

Speaker Giglio: "Representative Shaw. Is Representative Shaw in the chamber? How is the Gentlemen recorded, Mr. Clerk?"

Clerk O'Brien: "The Gentleman is recorded as voting 'no'."

Speaker Giglio: "Remove the Gentleman from the Roll Call."

McGann: "Representative Dunn, John Dunn?"

Speaker Giglio: "Representative John Dunn. Representative John Dunn is in the rear of the chamber."

McGann: "Representative Lou Jones?"

Speaker Giglio: "Representative Lou Jones. Representative Lou Jones. How is the Lady recorded, Mr. Clerk?"

Clerk O'Brien: "The Lady is recorded as voting 'no'."

Speaker Giglio: "Remove the Lady from the Roll Call."

McGann: "Representative Manny Hoffman?"

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Speaker Giglio: "Representative Manny Hoffman is in the back of the chambers."

McGann: "Representative Tim Johnson?"

Speaker Giglio: "Johnson is in his seat."

McGann: "Representative Ackerman?"

Speaker Giglio: "Representative Ackerman is in his seat."

McGann: "Representative Wojcik?"

Speaker Giglio: "The Lady is in the aisle."

McGann: "No further."

Speaker Giglio: "On this question, there are now 58 voting 'yes' and 55 voting 'no'. Representative Wennlund requests a verification of the affirmative. Mr. Clerk, read the affirmative."

Clerk O'Brien: "Brunsvold. Bugielski. Burke. Capparelli. Curran. Currie. Deering. DeJaegher. DeLeo. Edley. Farley. Flinn. Giglio. Giorgi. Granberg. Hannig. Hartke. Hicks. J. Hoffman. Homer. Shirley Jones. Keane. Kulas. Lang. Laurino. Levin. Marinaro. Martinez. Matijevich. Mautino. McAfee. McGann. McGuire. McNamara. McPike. Munizzi. Novak. Obrzut. Phelan. Phelps. Preston. Rice. Richmond. Ronan. Rotello. Saltsman. Santiago. Satterthwaite. Schakowsky. Schoenberg. Steczo. Stepan. Stern. Walsh. White. Wolf. Woolard and Mr. Speaker."

Speaker Giglio: "Representative Wennlund."

Wennlund: "Thank you, Mr. Speaker. Representative Shaw?"

Speaker Giglio: "Representative Shaw was recorded voting 'no'. He was removed from the Roll Call."

Wennlund: "Representative Novak?"

Speaker Giglio: "Representative Novak is in the back of the chambers. Novak."

Wennlund: "Representative Hicks?"

Speaker Giglio: "Representative Hicks. Representative Hicks in

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the chamber? How is the Gentlemen recorded, Mr. Clerk?
Hicks."

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Giglio: "Remove the Gentlemen from the Roll Call."

Wennlund: "Representative Satterthwaite?"

Speaker Giglio: "Representative Satterthwaite is in her chair."

Wennlund: "Representative Steczo?"

Speaker Giglio: "Steczko is in the chamber here in front."

Wennlund: "Representative DeJaegher?"

Speaker Giglio: "Representative DeJaegher. Representative
DeJaegher in the chamber? How is the Gentlemen recorded,
Mr. Clerk?"

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'."

Speaker Giglio: "Remove the Gentleman from the Roll Call."

Wennlund: "Representative Saltsman?"

Speaker Giglio: "Representative Saltsman. Is Representative
Saltsman in the chamber? Saltsman. How is the Gentleman
recorded, Mr...oh, he's in the back. Here he is. He's in
the back of the chamber."

Wennlund: "Representative McNamara?"

Speaker Giglio: "McNamara is in the back of the chamber."

Wennlund: "Representative DeLeo?"

Speaker Giglio: "Representative DeLeo. Representative DeLeo is
here."

Wennlund: "Representative Hannig?"

Speaker Giglio: "Hannig is by his seat."

Wennlund: "Representative Capparelli?"

Speaker Giglio: "Capparelli is by his seat."

Wennlund: "Representative Jay Hoffman?"

Speaker Giglio: "Representative Jay Hoffman is in the back of the
chamber."

Wennlund: "Representative Phelan?"

Speaker Giglio: "Representative Phelan is in his chair."

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Wennlund: "Representative Mautino?"

Speaker Giglio: "Representative Mautino. He's in the center aisle."

Wennlund: "Representative Laurino?"

Speaker Giglio: "Laurino. Representative Laurino in the chamber? Oh, Representative Laurino is right here. Further questions, Representative Wennlund?"

Wennlund: "Representative Bugielski?"

Speaker Giglio: "He's in the aisle."

Wennlund: "Do we have any volunteers to leave?"

Speaker Giglio: "No volunteers. On this question, there are 56 voting 'yes', 55 voting 'no' and the Amendment is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Giglio: "Third Reading. Representative Dunn. Representative John Dunn for an announcement."

Dunn: "Thank you, Mr. Speaker. I wish the Members of the downstate caucus would pay attention just for a moment. The downstate caucus will meet in the Speaker's Office tomorrow morning, one half hour before Session. One half hour before Session."

Speaker Giglio: "Representative Johnson. Representative Johnson."

Johnson: "I've waited patiently for two days just to get to Joint Resolutions. Are we going to get to that today?"

Speaker Giglio: "No, not today. Tomorrow. Agreed Resolutions. Tomorrow. Mr. Clerk..."

Johnson: "What's your..."

Speaker Giglio: "Tomorrow morning. Hopefully tomorrow morning."

Johnson: "This is a serious matter. I would appreciate your response. This is a bipartisan serious matter. Are we going to get to that today?"

Speaker Giglio: "Not...don't know. Not today, I doubt it."

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Johnson: "I'm sorry, I didn't hear you."

Speaker Giglio: "Tomorrow."

Johnson: "Tomorrow?"

Speaker Giglio: "We won't get to it today."

Johnson: "I can't hear you."

Speaker Giglio: "We will not get to it today."

Johnson: "We will get to it tomorrow, is that correct?"

Speaker Giglio: "Perhaps tomorrow. Agreed Resolutions, Mr. Clerk. Alright. Matijevich moves that the House now stand adjourned, tomorrow morning at 9:30. All those in favor signify by saying 'aye', opposed 'nay'. In the opinion of the Chair, the 'ayes' have it. The House now stands adjourned."

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