

STATE OF ILLINOIS  
88th GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

29th Legislative Day

March 23, 1993

Speaker McPike: "The House will come to order. The Chaplain for today is Reverend R. G. McGehee of the Calvary Temple Assembly of God in Greenville, Illinois. Reverend McGehee is the guest of Representative Mike Weaver and Representative Stephens. The guests in the balcony may wish to rise and join us for the invocation."

Reverend McGehee: "Ladies and Gentlemen, let us bow our heads in prayer. Father, we are thankful today for Your abundant blessings and for the opportunity that we have to live in this country, in which we are so blessed. Lord, I ask today that You would grant unto each of these gathered here, Your divine wisdom and counsel that they might know and understand and work within the framework of Your divine plan for our lives. Lord, bless these proceedings and let Your presence accomplish what need be accomplished in each of our lives today. And may it be for Your glory, for Your honor and for Your purpose we pray. Amen."

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

Representative Pugh - 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 Kubik."

Kubik: "Thank you, Mr. Speaker. ...Let the record reflect that Representative Bernie Pedersen is excused due to illness today."

Speaker McPike: "Representative Currie."

Currie: "Thank you, Speaker. The only...Democrat who's...excused today is Representative LeFlore."

Speaker McPike: "Mr. Clerk, take the record. One hundred and

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fifteen Members answering roll call, a quorum is present.  
Committee Reports."

Clerk Rossi: "Representative Homer, Chairman of the Committee on Judiciary II, to which the following Bills were referred, action taken March 18, 1993, reported the same back with the following recommendations: 'do pass' House Bills 1901, 1903 and 1094; 'do pass as amended' House Bills 57 and 1074; 'do pass Short Debate Status' House Bills 1091, 1888, 1356, 1808, 1453, 1109, 52, 543, 675, 121, 323, 356, 696, 500, 1025, 1029, 1254, 1660, 1476, 1661, 1662, 1663, 1664, 1686, 1900, 1907 and 2186; 'do pass as amended Short Debate Status' House Bills 1362, 49, 672 and 1347; 'do pass Consent Calendar' House Bills 671 and 1363.

Speaker McPike: "On page 17, Consent Calendar, Second Reading. Consent Calendar, Second Reading. Mr. Clerk, read the Bills. Page 17."

Clerk Rossi: "Consent Calendar, Second Reading. House Bill 763, a Bill for an Act in relation to Pharmacy Practice Act, in connection with Committee Amendment 1. House Bill 837, a Bill for an Act to amend the Illinois Certified Shorthand Reporters Act. House Bill 941, a Bill for an Act to amend the Energy Policy and Planning Act. House Bill 980, a Bill for an Act to amend the Illinois Wage Assignment Act in connection with Committee Amendment 1. House Bill 988, a Bill for an Act to amend the Nurse Agency Licensing Act in connection with Committee Amendment 1. House Bill 1039, a Bill for an Act to amend the Hunter Interference Prohibition Act in connection with Committee Amendment 1. House Bill 1086, a Bill for an Act to amend the Private Detective, Private Alarm and Private Security Act. House Bill 1202, a Bill for an Act to amend the Barber, Cosmetology, Esthetics and Nail Technology Act (sic -

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Illinois Human Rights Act). House Bill 1215, a Bill for an Act to amend the Consumer Deposit Account Act. House Bill 1260, a Bill for an Act to amend the Illinois Vehicle Code in connection with Committee Amendment 1. Second Reading of these Bills."

Speaker McPike: "Third Reading. Second Reading, Local Government, appears House Bill 105. Mr. Homer. Representative Homer here? Mr. Lang, on House Bill 168. Second Reading, Mr. Lang. Out of the record. Representative Capparelli, House Bill 175. Capparelli? Representative Cowlshaw, 345. Out of the record. Representative Dunn, 394. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 394, a Bill for an Act to amend the Government Salary and Withholding Act. Second Reading of the Bill. No Committee Amendments. No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 548, Representative Lang. Out of the record. Mr. Lang, 550. Out of the record. Mr. Balanoff, 610. Mr. Balanoff. Mr. Balanoff. Out of the record. Education, Second Reading, appears...Representative Lang. Mr. Lang. Mr. Lang. This House cannot move unless you move some of your Bills, you know. Representative Curran, House Bill 505. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 505, a Bill for an Act to amend the School Code. Second Reading of the Bill. No Committee Amendments. No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 521, Representative Balanoff. Mr. Brunsvold, House Bill 525. Joe Brunsvold. Representative Currie, 658. Madam Currie. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 658, a Bill for an Act concerning comparable worth. Second Reading of the Bill. No

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Committee Amendments. No Floor Amendments. A fiscal note request has been filed, and the note has been filed."

Speaker McPike: "The fiscal note is filed? Third Reading. Representative Schoenberg, 822. Schoenberg. Elections in State Government, Second Reading. Representative Lang. Mr. Lang. Out of the record. Representative Curran, House Bill 218. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 218, the Bill has been read a second time previously. No Committee Amendments or Committee Amendment 1 or Amendment 1 was adopted in committee. Floor Amendment 2, offered by Representative Hicks."

Speaker McPike: "Representative Hicks, Amendment 2. Mr. Hicks. Mr. Hicks. The Gentleman's not here. Representative Curran, what is your pleasure?"

Curran: "I'd like to hold the Bill on Second Reading for that Amendment."

Speaker McPike: "Do you wanna hold the Bill or do you wanna..."

Curran: "I'll accept Representative Hick's Amendment 'cause it's a...I think it's an Amendment that is agreed upon."

Speaker McPike: "All right. Representative...Curran asks leave to handle the Amendment for Representative Hicks. No objections, leave is granted. Mr. Black, on Amendment 2. Representative Curran has moved the adoption of Amendment 2."

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

Speaker McPike: "Yes."

Black: "In the absence of...Representative Hicks, what does this Amendment do, Representative?"

Curran: "It clarifies that this applies to executive agencies only."

Black: "Applies to who?"

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Curran: "To executive agencies, agencies under the executive."

Black: "Is it...does...does this make it apply only to the executive agencies?"

Curran: "That's the original intent. Some...Members were concerned that we might be...we might be...talking about...local governments, as well. So, the reason we...that's the reason we put in state agency or state - to make sure that we weren't talking...about...local units of government, as well."

Black: "So, this would apply, then, to all elected constitutional office holders. Correct?"

Curran: "That is correct."

Black: "Thank you very much, Representative. Mr. Speaker, an inquiry of the Chair. Did you say the fiscal note has been filed to this?"

Speaker McPike: "Mr. Clerk?"

Clerk Rossi: "Yes."

Black: "Okay. And...am I looking at the same note that adds a staffing cost of approximately \$116,000?"

Speaker McPike: "Mr. Clerk."

Clerk Rossi: "Yes. Mr. Black, yes."

Black: "Yeah...thank you very much. Mr. Speaker and Ladies and Gentlemen of the House, ...to the Amendment. The Amendment does, indeed, (as Representative Curran...has indicated) clarify this Bill. I would just, simply, say the Bill...creates some...paperwork (which I guess is synonymous with government), but it does have, if I'm looking at the fiscal note (and the Chair indicated that I am looking at the correct fiscal note), this requires a staffing cost of approximately \$116,592. There would be additional costs related to...computer modifications in order to get the paperwork that this Bill would be asking

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for. In that light, given the fact that...we have a tight budget, we can't afford to add these people. ...I would...ask for a recorded vote on Amendment 2 and would urge my Members to vote 'no'."

Speaker McPike: "Representative Curran, to close."

Curran: "...The gen...the Gentleman is arguing about the Bill and not about the Amendment. His attempt, by arguing against the Amendment, is to try to...is to try to undo the agreement that was agreed in committee that we would make this Bill better by showing that it only applied to executive agencies within state government and that it...didn't...apply to local governments, as well. If you want this Bill to apply to local governments (and I do not believe that is the wish of Representative Black; he seems to be arguing that way) and your 'no' vote, if you would be unfortunate enough as to cast a 'no' vote, would be making this Bill apply to state government, which it should, and to local government, which it should not. If we pass this Amendment, it will only apply to state government; that's where we want the Bill."

Speaker McPike: "The question is, 'Shall Amendment 2 be adopted?' All in favor, say 'aye'; opposed, 'no'. Rep...The 'ayes'...Representative Black."

Black: "Yeah, Mr. Speaker, I had asked for a recorded vote, but the Gentleman's comments were absolutely correct. I was speaking to the Bill, not the Amendment. I withdraw my request for a recorded vote, and...I apologize for that. The Gentleman was exactly right; I was speaking to the Bill, not the Amendment."

Speaker McPike: "Your apology's accepted, Mr. Black. The question is, 'Shall Amendment 2 be adopted?' All in favor, say 'aye'; opposed, 'no'. The 'ayes' have it. Amendment 2

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is adopted. Further Amendments?"

Clerk Rossi: "No further Amendments."

Speaker McPike: "Third Reading. Representative Mautino, 677. Mautino. Frank...Mautino. Out of the record. Representative Santiago. Santiago. Santiago. (House Bill) 691. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 691, a Bill for an Act to create the Illinois Capital Access Program and to prescribe its powers and duties. Second Reading of the Bill. No Committee Amendments. No Floor Amendments. A fiscal note has been requested. A fiscal note has been requested on this Bill."

Speaker McPike: "Fiscal note is not filed, Mr. Santiago. Bill remains on Second Reading. Energy and Environment, Second Reading. Representative Moseley, 187. Out of the record. Representative Hicks, 233. Out of the record. Representative Rotello, 332. Mr. Rotello. Representative Novak. Mr. Novak. Mr. Novak. Novak. There's Mr. Novak, in the rear. Representative Novak, on 436. (House Bill) 436. Read the Bill, Mr. Clerk. Read the Bill. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 436, a Bill for an Act to amend the Environmental Protection Act. Second Reading of the Bill. No Committee Amendments. Floor Amendment 1, offered by Representative Novak."

Speaker McPike: "Representative Novak, Amendment 1."

Novak: "Thank you, Mr. Speak...thank you, Mr. Speaker, for your indulgence. Ladies and Gentlemen of the House, Floor Amendment 1...amends the Act to...it clarifies...the EPA's responsibility for auditing local governments' use of state-grant funds, for the inspection of local sanitary landfills and for related enforcement activities. It, also, clarifies the number of items that the EPA is

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responsible for publishing a notice that a person has petitioned a pollution control board. This, simply, ...these are agency requests as Amendments. They're...very noncontroversial, and I ask for their adoption."

Speaker McPike: "On the Amendment, Mr. Wennlund."

Wennlund: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker McPike: "Yes."

Wennlund: "As I understand it, this Amendment deletes everything and actually becomes the Bill?"

Novak: "Representative Wennlund, ...436 is a...is a...is a vehicle Bill."

Wennlund: "The noise level, Mr. Speaker. Can we have the...little order in the House? I can't hardly hear a word he says."

Speaker McPike: "Yes. Please have a little...let's have a little bit of order, so Mr. Wennlund can hear, please."

Wennlund: "Thank you very much, Mr. Speaker. Representative Novak, can you...can you tell us again what it is... The noise...the noise level was so high in here, I couldn't hear a thing you said. I'm sorry."

Novak: "Yeah. It sounded like Wrigley Field."

Wennlund: "You bet."

Novak: "Amend...Amendment 1 clarifies the EPA's agency responsibilities for auditing local governments' use of state-grant funds, for the inspection of local sanitary landfills and for related enforcement activities. It, also, clarifies the number of times that the EPA is responsible for publishing a notice that a person has petitioned the pollution control board. These are agency requests; they're noncontroversial. I ask for their adoption."

Wennlund: "Okay...is the EPA in favor of both these Amendments,



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Representative Novak?"

Novak: "Yes, they drafted 'em and gave 'em to me."

Wennlund: "Thank you very much. We appreciate that. We understand they're good Amendments, and they both should be adopted."

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

Clerk Rossi: "Amendment 2, offered by Representative Novak."

Speaker McPike: "Mr. Novak."

Novak: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment 2 adds language to Amendment 1 concerning local siting requirements for household hazardous waste collection centers. This Amendment exempts such centers for local siting approval, contingent upon the local government body approval. Under current law, waste transfer facilities must obtain local siting approval if they accept waste from more than one community. This Amendment would exempt household hazardous waste centers from local siting approval, if the local government...governing body waives the procedure. The Department of...Environmental Protection Agency has been conducting household hazardous waste collection sites for the last couple years around the State of Illinois. They simply provide citizens the opportunity to dispose of local household hazardous waste, such as unused paints, solvents, cleaners; stuff that we wanna keep out of the landfills. It's a very popular program. It keeps growing and growing, and this simply clarifies the...intent of the agency with respect to establishing a regional center in the Naperville area."

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Speaker McPike: "Any discussion? The question is, 'Shall Amendment 2 be adopted?' All in favor, say 'aye'; opposed, 'no'. The 'ayes' have it; Amendment's adopted. Further Amendments?"

Clerk Rossi: "Amendment 3, offered by Representative Novak."

Speaker McPike: "Representative Novak."

Novak: "Mr. Speaker, ...I believe Amendment 2 and Amendment 3 are exactly the same."

Speaker McPike: "Okay."

Novak: "Mr. Speaker, please withdraw number 3."

Speaker McPike: "Amendment 3 is withdrawn. Further Amendments?"

Clerk Rossi: "No further Amendments."

Speaker McPike: "Third Reading. House Bill 473, Mr. Novak. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 473, a Bill for an Act to amend the Insect, Pest and Plant Disease Act. Second Reading of the Bill. Amendment 1 adopted in committee. No Motions filed. No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 480, Mr. Novak, 480. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 480, a Bill for an Act to amend the Environmental Protection Act. Second Reading of the Bill. No Committee Amendments. No Floor Amendments."

Speaker McPike: "Why does the board say Committee Amendment 1? Any Amendments?"

Clerk Rossi: "No Amendments."

Speaker McPike: "Third Reading. Health Care and Human Services. Representative Dunn, House Bill 32. Mr. Dunn. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 32, the Bill has been read a second time previously. Amendment 1 was adopted in committee. Amen...No Motions have been filed. Amendment 2 was adopted

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on the floor. No further Amendments."

Speaker McPike: "Third Reading. Mr. Black."

Black: "Yeah, thank you very much, Mr. Speaker. Has the fiscal note been filed?"

Speaker McPike: "Mr. Clerk?"

Black: "...I think it was requested."

Clerk Rossi: "A fiscal note has not been filed."

Speaker McPike: "Mr. Clerk, would you inform the Chair when a fiscal note has been requested and not filed. This Bill is on Third Reading. The Bill will be returned to Second Reading and left on Second Reading until a fiscal note is filed, Mr. Dunn. Mr. Dunn, the Bill is back on Second Reading."

Black: "Speaker?"

Speaker McPike: "What?"

Black: "Mr. Speaker, also an inquiry of the Chair. ...Has Amendment 2 been adopted to this Bill?"

Speaker McPike: "Mr. Clerk?"

Clerk Rossi: "Amendment 2 was adopted on the floor."

Speaker McPike: "All right. Thank you. All right, the Bill's on Second Reading. House Bill 480. (House Bill) 480 is on the Third Reading. The Gentleman asks leave to return it to Second Reading. Leave is granted. House Bill 480's on Second Reading and will stay on Second Reading. Representative Hannig, in the Chair."

Speaker Hannig: "If I might have your attention for just a few minutes. For those of you...for those of you who, perhaps, enjoy the sport of basketball and had the opportunity a couple weeks ago to watch the Illinois State Tournament, I'm very proud to announce to you that we have with us today the Class A champion...state champions, Staunton Bulldogs. And, of course, as many of you probably know,

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the sports writers, in their wisdom or lack thereof..., couldn't do better than giving this team more than a...honorable mention when they took their last poll prior to the start of the post-season. But these fellows..., as you certainly saw, had an awful lotta heart, were very well coached; put together probably the best string of victories that we've seen in our part of the state for a long time, and now we're very proud to call them the state champions. So, they have a big trophy back in their case now in Staunton, Illinois, and we passed a Resolution last Friday, which concludes by saying that the House of Representatives that 'we congratulate the Bulldogs of Staunton High School on winning the IHSA Class A Staunton Basketball Championship, that we commend the coaches on their inspired leadership and that we extend to them our best wishes for continued success in the future', and let me now let the coach of the Staunton Bulldogs introduce some of the players and the cheerleaders. Rande."

Rande: "I'll start...I'll start off with the team members: Andy Kuba, Kevin Meyer, Brad Skertich, Ron Hampton, Jeremy May, Brad Best, Matt Popovich, Corey Painter, Derek Brauer, Mike Kovaly, Lucas Calcari, Tony DalPozzo. Managers: John Holmes, Chris Cozart. Statisticians: Brad Legendre, Seth Atwood, Kyle Atwood, Del Stiegemier, and Jason Hebenstreit; and the cheerleaders: Deidre Dustman, Amanda Luther, Shanna Heyen, Missy Bruhn, Denise Rucker, Dana Holt, Maria Buzick, Sarah Lotter, Stephanie Rotsch, Katie Davis."

Speaker Hannig: "And I see that our regional...our regional superintendent of schools from Macoupin County, who's also from Staunton, is with us up in the gallery. So, Ladies and Gentlemen, we're proud to have the Staunton Bulldogs. Let's give 'em a big round of applause - the state champs."

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Speaker McPike: "Representative McPike, in the Chair. House Bill 354, Representative DeJaegher. DeJaegher. Mr. DeJaegher. Housing and Economic Development. Representative Pedersen. Representative Younge, 636. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 636, a Bill for an Act to amend the East St. Louis Area Development Act. Second Reading of the Bill. No Committee Amendments. No Floor Amendments."

Speaker McPike: "Third Reading. Professional Regulations, Second Reading. Representative Hicks. Mr. DeJaegher has returned, so we will return to his three Bills. (House Bill) 354. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 354, a Bill for an Act to amend the Illinois Act on Aging. Second Reading of the Bill. No Committee Amendments. Floor Amendment 1, offered by Representative DeJaegher."

Speaker McPike: "Mr. DeJaegher."

DeJaegher: "Thank you, Mr. Chairman, Members of the Assembly, I move for...adoption of Amendment 1. Amendment 1 will, basically, be...the Bill. You want me to move for the Amendment passage or explain the Bill... Explain the Amendment?"

Speaker McPike: "Yeah, Mr. DeJaegher, you could explain the Amendment, if...if you wish. Just, basically, what does it do?"

DeJaegher: "Actually, what it does...Amendment 1 will be the Bill. It deals with the Senior Companion Bill. ...The Department of Aging has had this legislation for a period of seven years. It's, basically, been a pilot program. All I'm asking this state agency to do is to take a study to see if we could go statewide - see if it's feasible or not - and, basically, that's the substance of the Bill."

Speaker McPike: "Any discussion? The question is, 'Shall

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Amendment 1 be adopted?' All in favor, say 'aye'; opposed, 'no'. The 'ayes' have it, and the Amendment's adopted. Further Amendments?"

Clerk Rossi: "No further Amendments."

Speaker McPike: "Third Reading. House Bill 355. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 355, a Bill for an Act to amend the Illinois Act on Aging. Second Reading of the Bill."

Speaker McPike: "Out of the record. House Bill 977, Mr. DeJaegher. (House Bill) 977. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 977, a Bill for an Act to amend the Respite Program Act. Second Reading of the Bill. No Committee Amendments. No Floor Amendments."

Speaker McPike: "Third Reading. Professional Regulation. (House Bill) 208, Representative Hicks. Out of the record. Representative LeFlore-Dunn, on House Bill 324. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 324, a Bill for an Act concerning the regulation of the practice of respiratory care. Second Reading of the Bill. No Committee Amendments. Floor Amendment 1, offered by Representative Wennlund."

Speaker McPike: "Mr. Wennlund."

Wennlund: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Floor Amendment 1 provides that the Department of Professional Regulation shall not begin the implementation of the Act until sufficient funds are appropriated to the department for the implementation, administration and enforcement of the Act. Again, we're looking at a new regulation regulating respiratory care - and nobody has any real serious problems with that and everybody wants the best care available - but we're talking about a start-up cost of about \$100,000, minimum, that just isn't there in

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the budget, and hasn't been there the last three years. ...And until...until such time as we adequately can fund the Department of Regulation's budget, to put on the staff and to do the paperwork that's necessary to include a new licensing law, then we ought not to require the department to do it until they have adequate funds to do it. I move for the adoption of the Amendment."

Speaker McPike: "Representative Granberg."

Granberg: "Thank you, ...Mr. Speaker. Ladies and Gentlemen, I rise in opposition to the Gentleman's Amendments. We're talk (sic - talking) about licensing respiratory care in this state; it's a very valuable thing to do. There are a number of people... Most groups, are in favor of this. We need to license this. We need to put them under the regulation, and we ought to defeat this Amendment. We have carried out programs in the past without an accompanying appropriation; those funds might or will become available; we should wait and see, at that time, what happens. But, at this moment, we should defeat this Amendment and go forward with the Bill."

Speaker McPike: "Mr. Dunn."

Dunn: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I, too, rise in opposition to this Amendment. This is the Amendment which would essentially say that you can pass no legislation until the funds are appropriated. That means we would never have any pending legislation in this General Assembly. Let's don't start down that path. Let's defeat this Amendment; it's poor policy. Let's don't get on that track now. Let's don't get started. Let's just kill this Amendment right now."

Speaker McPike: "Representative Black."

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

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Speaker McPike: "Mr. Electrician, would you turn off Mr. Wennlund, please? Mr. Black."

Black: "Yes, thank you very much, Mr. Speaker. Ladies and Gentlemen of the House, to no one's surprise, I rise in support of Representative Wennlund's Amendment. If you'll stop and think, we've been very careful the last two years about how many licensing Bills we pass out of this Chamber. You and I, on both sides of the aisle, know we do not have the money in this department to continue licensing dozens of professions and occupations - I think we're already over 300. The Gentleman's Amendment just simply says what all of you say on the campaign trail: 'If we don't have the money, we can't do it.' And, so the Amendment, perhaps, puts the cart in front of the horse, but I submit to you that maybe that's where it should be. Stop passing legislation that you know you can't afford; you know you won't appropriate the money for; you know you won't raise taxes for. Who are you kidding? Vote 'aye' on this Amendment."

Speaker McPike: "Representative Steczo."

Steczko: "Thank you, Mr. Speaker, Members of the House. I would rise in opposition to Amendment 1 and indicate to you that no matter how well-intentioned this Amendment is, it certainly hits in the wrong direction. If we were going to be funding these professions from general revenue, without these professions paying fees, that may be one question, but we have to understand that these professions will pay a...a registration fee to the Department of Professional Regulation, for the purposes of issuing the licenses for that profession. We, also, know that, generally in most cases over the last couple years, we have made certain that the fees that these professions pay more than offset the



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amount of money necessary to regulate or to fund the regulation through the department of that profession. So, when the profession becomes law, it's presumed by them paying their...their registration fees that...that the...that the program will pay for itself. So that, in addition to the fact that in this case, there will be a huge balance of the state treasury,... beyond the initial small start-up cost, suggests to me that this...this Amendment is not very purposeful or...or well-intentioned, and I would...encourage its defeat."

Speaker McPike: "Mr. Wennlund, to close."

Wennlund: "Thank you, Mr. Speaker. The time has come... Could we have a little order in the House, Mr. Speaker? Ladies and Gentlemen of the House, the time is long over for this General Assembly to have the ability to adequately fund the Department of Professional Regulation. We pass new licensing Bills every year. We don't provide the money to implement those licensing Bills. The Department of Professional Regulation simply does not have enough money. And, unless you're ready to vote for a tax increase, it's time to bring the total state budget within control. And, if these Bills were structured so that fees would be paid in advance, ...you know, maybe the department could do it; after payment of fees for a year, maybe they could implement it at the end of one year, but that's not the way the Bills are structured. This Amendment should pass, and, Mr. Speaker, I ask for a recorded Roll Call (sic - Vote) Amendment."

Speaker McPike: "The question is, 'Shall Amendment 1 be adopted?' 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 44 'ayes' and 67 'noes'.

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The Amendment's defeated. Further Amendments?"

Clerk Rossi: "No further Amendments."

Speaker McPike: "Third Reading. Mr. Biggins."

Biggins: "Mr. Speaker, ...my...I voted 'aye', but my light is failing to work."

Speaker McPike: "Would you say that again?"

Biggins: "Please record me as a 'yes' vote, an 'aye' vote. I voted 'aye', but my light is not working. My button is not working."

Speaker McPike: "Mr. Biggins..., for you and all the other freshmen that this may happen to, we cannot correct the record. The record will reflect that Mr. Biggins intended to vote 'aye' on that last Amendment."

Biggins: "Thank you, Mr. Speaker."

Speaker McPike: "You're welcome. Mr. Hicks, on 450. Out of the record. Representative Capparelli, 489. Out of the record. Representative Santiago, 715. Re...Out of the record. Public Utilities, Second Reading. Mr. Hicks. Out of the record. Revenue, Second Reading. Mr. Lang, 169. Mr. Lang. Roads and Transportation, Second Reading. Mr. Hartke. Hartke, on House Bill 60. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 60, a Bill for an Act to amend the Illinois Highway Code. Second Reading of the Bill. Amendment 1, adopted in committee. No Motions filed. No Floor Amendments."

Speaker McPike: "Third Reading. Representative Giorgi, 127. Mr. Giorgi. Giorgi. Mr. Black, 268. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 268, a Bill for an Act to amend the Illinois Vehicle Code. Second Reading of the Bill. No Committee Amendments. No Floor Amendments."

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Speaker McPike: "Third Reading. Mr. Balanoff, 897. Out of the record. Constitutional Officers, Second Reading. Mr. Balanoff, 318. Mr. Balanoff, 318. Mr. Frias, 328. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 328, a Bill for an Act to amend the Illinois Vehicle Code. Second Reading of the Bill. Amendment 1, adopted in committee. No Motions filed. Floor Amendment 2, offered by Representative Frias."

Speaker McPike: "Mr. Frias, on Amendment 2. Mr. Granberg, would you give Mr. Frias Amendment 2? Mr. Frias."

Frias: "Yes, Mr. Speaker. ...Amendment 2 provides that the...that the fine be reduced from \$200 to \$50 and that the money be deposited into the...road fund."

Speaker McPike: "Any discussion on Amendment 2? Representative Wennlund."

Wennlund: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker McPike: "Yes, he will."

Wennlund: "Mr. Speaker, ...while I'm on the floor, this is the second time this year, and...and they don't drill any new holes, they just keep puttin' 'em in there. Would you have your friend the...I guess it's gonna take a carpenter...would you have your friend...the carpenter repair this again for me?"

Speaker McPike: "...Mr. Wennlund, my...the phone didn't work on my...desk on the House floor, and it took me three weeks to get it fixed, so I'm afraid if I ask for you, you'll never get it fixed, so..."

Wennlund: "Thank you."

Speaker McPike: "Maybe the Doorman...maybe the Doorman could help out on this. Emery, I wonder if we could get Mr. Wennlund's...desk...fixed? He has enough problems."

Wennlund: "Again, thank you, Mr. Speaker. I'm sure that little

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will help."

Speaker McPike: "Question to Mr. Frias."

Wennlund: "Mr. Frias, Representative Frias, it's my understanding that this Amendment reduces the..."

Speaker McPike: "Mr. Wennlund, he's over here. He's over here."

Wennlund: "Oh...there he is."

Speaker McPike: "There he is."

Wennlund: "You're doin' pretty good. I...I don't recognize 'em all yet. It's my understanding this Amendment lowers the amount of the deposit you'd have to put up to get your car back out from \$200 to \$50, if your car's impounded for driving on a suspended or revoked. Is that what this does?"

Frias: "This amends the initial Bill, which called for a \$200 fine, initially. ...We agreed in committee that that would be reduced to \$50."

Wennlund: "And...and the proceeds of this \$50 get deposited into the road fund. Is that the state road fund?"

Frias: "Correct."

Wennlund: "Okay. Thank you very much. We think that's a good Amendment."

Frias: "Thank you very much."

Speaker McPike: "The question is, 'Shall Amendment 2 be adopted'? All in favor, say... Representative Pankau. Representative Pankau. The question is, 'Shall...' Turn her off, please. The question is, 'Shall Amendment 2 be adopted'? All in favor, say 'aye'; opposed, 'no'. The 'ayes' have it, and the Amendment's adopted. Further Amendments?"

Clerk Rossi: "No further Amendments."

Speaker McPike: "Third Reading. Representative LeFlore. Out of the record. Financial Institutions, Second Reading. Mr.

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Turner. Representative Turner. Representative McAfee, on 788. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 788, a Bill for an Act to amend the Credit Services Organization Act. Second Reading of the Bill. Amendment 1, adopted in committee. No Motions filed. No Floor Amendments."

Speaker McPike: "Third Reading. Consumer Protection. Representative Schakowsky. The Lady here? Representative Schakowsky? Local Government, Third Reading. Representative Capparelli, 176. Mr. Capparelli. (House Bill) 176. Capparelli. Out of the record. (House Bill) 241, Curran. Representative Curran. Read the Bill, Mr. Clerk. (House Bill) 241, Curran. I'm on Third Reading. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 241, a Bill for an Act in relation to labor. Third Reading of the Bill."

Speaker McPike: "Mr. Black, for what reason do you rise?"

Black: "I just wanna have my light on early."

Speaker McPike: "Representative Curran."

Curran: "I think it'd be a good idea to take this Bill out of the record at this time."

Speaker McPike: "All right. Out of the record. Mr. Black, on 344. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 344, a Bill for an Act to amend the Counties Code. Third Reading of the Bill."

Speaker McPike: "Did you have your light on for this Bill...this is your Bill. No... Out of the record. Mr. Balanoff, 430. Mr. Balanoff, the Chair does not know what the Bill is; that's why we're asking you. (House Bill) 430. Out of the record. Education, Third Reading. Mr. Lang. Mr. Lang. Mr. Wennlund, 242. Read the Bill, Mr. Clerk."

Clerk Rossi: "House Bill 242, a Bill for an Act to amend the

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School Code. Third Reading of the Bill."

Speaker McPike: "Mr. Wennlund."

Wennlund: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. What this Bill does is makes a small grammatical change in the...method by which the...school...receives reimbursement for school bus transportation within the mile-and-a-half limit, in areas that are subject to heavy construction traffic and have a high rate of growth; ...where we have young kids walking to school, where there's heavy construction traffic and large trucks, and...and...it will provide a method by which schools can participate in that process of determining whether or not a young child is eligible for...for reimbursement. That's...be happy to answer any questions."

Speaker McPike: "Mr. Brunsvold. Mr. Brunsvold. Third Reading. (House Bill) 242. This is Mr. Wennlund's Bill. Mr. Wennlund moved for the passage of the Bill. Mr. Brunsvold. The question is, 'Shall this Bill pass?' All those in favor, vote 'aye'; opposed vote 'no'. Mr. Granberg, to explain his vote."

Granberg: "Thank you, Mr. Speaker. I know it's too late to ask a question, but if the Sponsor could...possibly respond. If...the school board can apply for funds for the, for the transportation funds, if they allow this, for reimbursement from the state?"

Speaker McPike: "Mr. Wennlund. Mr. Wennlund, to explain his vote."

Wennlund: "Thank you, Mr. Speaker. Yes, in areas of high-growth and high- construction traffic, the school board can ask for reimbursement to...transport younger pupils in these areas where there's 18-wheelers and bulldozers and heavy-construction traffic going on, and those areas were

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defined at the suggestion of...the SBOE, is areas where there's more than a 10% growth factor in EAV (sic - EVA) every year to indicate the high growth."

Granberg: "Thank you. To the Bill, Mr. Speaker."

Speaker McPike: "Yes."

Granberg: "For those in...for those in downstate Illinois, where there is not a great deal of construction, you might wanna take a close look at this Bill, because if those areas with high-construction growth can apply for reimbursement, that means they will take state money. That could be a factor in your downstate school districts, where we do not have these...this great amount of construction. For those of you in downstate, you might wanna take a look at...at your vote on this Bill."

Wennlund: "This...this will not take any money..."

Speaker McPike: "Representative...Mr. Wennlund, ...you've explained your vote. Turn Mr. Wennlund off, Mr. Electrician. Mr. Dunn, to explain his vote."

Dunn: "Thank you, Mr. Speaker. I...I, too, rise...in explanation of my vote on the same line as Representative Granberg. It's difficult to hear, but what I heard was the expansion of the school transportation mile-and-a-half limit, and that means...the possibility of funds going somewhere, and, as the Representative has clearly pointed out, most of that construction is in the metropolitan area, not downstate. I think downstaters oughta hold off this legislation, and...we can always take another look at this. If there's merit in this, we wanna help our friends...in the suburban and upstate areas, but we don't wanna see transportation funds be...taken away from...from...from our children in downstate Illinois. So, I would certainly ur...urge downstaters to lay off this Bill for a while."

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Speaker McPike: "Representative Younge, did you wish to explain your vote? Representative Younge. No. Representative Shirley Jones."

S. Jones: "Mr...Mr. Speaker, I would like for...to be quiet in the room for a few minutes. We have a very special guest in the House with us. We have... May I have your attention, please?"

Speaker McPike: "Yes. Yes. Yes."

Jones: "We have a very special guest in the House, and this is the Vice-Chair of the Democratic Party, Iola McGowan."

Speaker McPike: "Representative Black, to explain his Bill...vote."

Black: "Yeah, thank you very much, Mr. Speaker. It's always a pleasure to welcome the Vice-Chair of the Democratic Party when we're in the middle of a roll call, but that's all right. ...Just to explain my vote: Those of us who live downstate already have access to this. Your...your districts can go to the... Department of Transportation and get a hazardous condition declared if there's road construction or traffic is increased; we do this all the time downstate. It isn't gonna steal any money from downstate. It's a matter of safety. What? Is it okay to...is it okay to spend money on a kid in my district who has to cross a busy highway or construction zone, but it's not okay in a suburban area or high-growth area? That's ludicrous. It isn't gonna take any money away from anybody. This option already exists downstate, and I subject to you that most schools downstate have used it, will use it and are continuing to use it today. That old saw about 'downstate-upstate' doesn't cut any water on this Bill."

Speaker McPike: "Mr. Dart, to explain his vote."



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Dart: "Thank you, Mr. Speaker. I wish to speak out as a Representative representing, primarily, Chicago area. This would not help, in anyway, the Chicago area. This deals with only districts who have an increase in their EAV (sic - EVA) of 10%, which would not be for the City of Chicago, and I would suggest that Chicago Representatives look at this one very carefully."

Speaker McPike: "Representative Monique Davis."

Davis: "Thank you, Mr. Speaker. I just think the Chicago...Legislators should look at this legislation very, very carefully. ...They may wanna reconsider their votes. Those Chicago Legislators think if..."

Speaker McPike: "Have all voted? Have all voted? Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Bill, there are 58 'ayes', 37 'noes'. Mr. Wennlund."

Wennlund: "Postponed Consideration requested."

Speaker McPike: "The Gentleman asks for Postponed Consideration. The Bill will be placed on that order. Yes, Mr. Olson. Mr. Olson. Pardon? Mr. Olson."

Olson: "Have you...have you called the roll? Have you..."

Speaker McPike: "Yes, I took the roll on that."

Olson: "Okay. Thank you."

Speaker McPike: "Mr. McAfee, on 334. Read the Bill, Mr. Clerk."

Clerk McLennand: "House Bill 334, a Bill for an Act to amend the Higher Education Student Assistance Act. Third Reading of the Bill."

Speaker McPike: "Mr. McAfee."

McAfee: "Thank you, Mr...thank you, Mr. Speaker, Members of the House. House Bill 334 amends the Higher Education Student Assistance Act to provide the following: It authorizes a veterans' grant to persons whose service with the armed

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forces is for less than one year, if his or her service includes active military duty in the Persian Gulf War or Operation Restore Hope in Somalia. It, also, eliminates the requirement that grants to veterans of less than one year of service be awarded by September 6, 1992. I'd ask for your support, and I know of no opposition."

Speaker McPike: "Any discussion of the Gentleman's explanation - 'do pass' Motion? Any discussion? Any discussion? The question is, 'Shall this Bill pass?' All those in favor, vote 'aye'; opposed vote 'no'. Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. Representative Schoenberg votes 'aye'. Mr. Edley votes 'aye'. On this Motion, there are 102 'ayes', 0 'nays'. House Bill... Mr. Hassert votes 'aye'. Mr. Turner votes 'aye'. Mr. Jones votes 'aye'. Mr. Murphy votes 'aye'. Representative Wyvetter Younge votes 'aye'. Mr. McGuire votes 'aye'. Mr. Giorgi votes 'aye'. Representative Giolitto votes 'aye'. Representative Kaszak votes 'aye'. Mr. Wennlund votes 'aye'. Mr. Clerk, dump the roll call. Dump the roll call. Question is, 'Shall this Bill pass?' All those in favor, vote 'aye'; opposed vote 'no'. Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Motion, there are 111 'ayes' and 0 'nays'. House Bill 334, having received the Constitutional Majority, is hereby declared passed. House Bill 729, Representative Brunsvold. Out of the record. House Bill 976, Representative Prussing. Prussing. Read the Bill, Mr. Clerk."

Clerk McLennand: "House Bill 976, a Bill for an Act to amend the Board of Higher Education Act. Third Reading of the Bill."

Speaker McPike: "Ms. Prussing."

Prussing: "Mr. Speaker."

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Speaker McPike: "Yes."

Prussing: "This Bill allows the student member on the Board of Higher Education to have the right to vote. It passed out of committee unanimously. I move 'do pass'."

Speaker McPike: "Mr. Black, on the Motion, 'do pass'."

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

Speaker McPike: "Yes, she will."

Black: "Representative, does this take any money away from downstate schools?"

Speaker McPike: "Representative Prussing. Representative Prussing."

Prussing: "No, it does not."

Black: "Does it take any money away from...the collar county schools?"

Prussing: "No, it does not."

Black: "And now, the most important question of all: What does this do to the city colleges of Chicago?"

Prussing: "It just changes the Board of Higher Education."

Black: "That's what I'm afraid of. The biggest enrollment in higher education in this state is in the city colleges of Chicago. (And where's Representative McGann when I need him?) This Bill may alter the make-up of the Board of Higher Education that could have dire consequences for the city colleges of Chicago. It could put in risk, in jeopardy, all those fine programs that that institution of higher education in that great city by Lake Michigan has put into effect over the last decade. I...thank you. I submit to you, Ladies and Gentlemen of this House, Mr. Speaker, this is a blatant attempt by a freshman downstater to usurp the authority of the Board of Higher Education, and I say to you the city colleges of Chicago will suffer

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as a result. Vote 'no'."

Speaker McPike: "Representative Black. Representative Black. Representative Murphy wants to know what you meant about Representative McGann not being here."

Black: "Well, I can understand that. But he was...he and I were always in synch on the city colleges, and I'm sure Representative Murphy will rise to her feet, with tears in her eyes, and help me on this Bill."

Speaker McPike: "Representative Murphy. Representative Prussing, to close."

Prussing: "I think this is a good Bill, despite my colleague, Mr. Black, so I recommend 'do pass'."

Speaker McPike: "The question is, 'Shall this Bill pass?' All those in favor, vote 'aye'; opposed vote 'no'. Representative Prussing, to explain your vote. Explain your vote, Representative Prussing. Explain why you're voting 'aye'."

Prussing: "...This...I'm...I'm voting 'aye', despite the fact that this does not impose the death penalty on Republicans."

Speaker McPike: "All right. Representative Kubik."

Kubik: "Mr. Speaker. Mr. Speaker. ...Just to...just to...remind the Lady that..., with language like that, she may not get some of these Republicans to go green."

Speaker McPike: "Mr. Kubik, you're not voting. Representative Hartke."

Hartke: "I was gonna vote for her, but since she said it doesn't spell the death penalty for the Republicans, maybe I'll just stay 'no'."

Speaker McPike: "Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Motion, there are 92 'ayes' and 19 'noes'. House Bill

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976, having received the Constitutional Majority,... McGuire, 'aye'. This Bill, having... On this Motion, there are... Representative Balthis, 'aye'. Mr. Noland, 'aye'. Mr. Black. Mr. Black is recorded as...as a strong 'present' vote."

Black: "Courageous 'present'."

Speaker McPike: "Courageous', yes."

Black: "Well, I thought this was a higher ed Bill; then we got into criminal law, and I'm not attorney. So, I vote 'present' on most criminal law things, but Hartke explained it to me, so I'll vote 'aye'."

Speaker McPike: "Schoenberg, 'aye'. Representative Younge, 'aye'. Mr. Leitch, 'aye'. Mr. Weaver, 'aye'. Mr. Ryder, 'aye'. Mr. Johnson, Tom Johnson, 'aye'. On this Motion, there are 102 'ayes' and 12 'noes'. House Bill 976, having received the Constitutional... Representative Cowlishaw votes 'aye'. Representative Hughes votes 'aye'. Representative Krause votes 'aye'. Representative Weller votes 'aye'. Representative Biggins votes 'aye'. Representative Olson votes 'aye'. Representative Pankau votes 'aye'. Representative Krause, for what reason do you rise? Representative Wennlund votes 'aye'. Any further? Representative Wirsing votes 'aye'. On this Motion, there are 111 'ayes' and 3 'noes'. House Bill 976, having received the Constitutional Majority, is hereby declared passed. Energy and Environment, Third Reading. Mr. Wennlund, 118. Read the Bill, Mr. Clerk."

Clerk McLennand: "House Bill 118, a Bill for an Act to amend the Environmental Protection Act. Third Reading of the Bill."

Speaker McPike: "Mr. Wennlund."

Wennlund: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, what this Bill does is it...amends the Environmental

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Protection Act, and it prohibits the Pollution Control Board from... It straightens out a regulation of the Pollution Control Board that was contrary to the Vehicle Code. The Vehicle Code was what this General Assembly had adopted as the law, with respect to...the use of tarpaulins by everything from farm trucks to...construction vehicles, and it squares away the regulations of the Pollution Control Board to conform to the provisions of the Vehicle Code; and that's simply all it does."

Speaker McPike: "Any discussion on the 'do pass' Motion? Any discussion? Question is, 'Shall this Bill pass?' All those in favor, vote 'aye'. Representative Dunn. Mr. Dunn."

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

Speaker McPike: "Yes."

Dunn: "So, if this Bill passes, do you have to have a tarp on your truck or not?"

Wennlund: "If this Bill passes, the existing law that's provided for in the Vehicle Code remains the law; and the answer is: They...they...currently you're not required to tarp every load; a farmer, for instance, wouldn't have to tarp a...a load of corn or beans going on the highway, unless he was spilling, in which instance a law enforcement officer could stop him and require him to tarp it-on-the-spot."

Dunn: "Okay."

Wennlund: "That's the current law, and this just clarifies that that, indeed, is the law, and so..."

Dunn: "So, then we have to carry a tarp with you?"

Wennlund: "Absolutely, or you could not move the load. That's the current law."

Dunn: "All right. Thank you very much."

Wennlund: "Yes."

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Speaker McPike: "Mr. Wennlund, did you answer the question?"

Wennlund: "Yes."

Speaker McPike: "Question is, 'Shall this Bill pass?' All those in... Representative Hartke."

Hartke: "Will the Sponsor yield? Representative Wennlund, where do the...Midwest Truckers come from on this?"

Wennlund: "They are totally in favor of - Midwest Truckers, the Illinois Trucking Association - all those organizations are totally in favor of this, as is the Farm Bureau and...and everybody who is affected by it."

Hartke: "Okay. Thank you."

Speaker McPike: "Question is, 'Shall this Bill pass?' All those in favor, vote 'aye'; opposed vote 'no'. Have all voted? Have all voted who wish? Have all voted who wish? The record is open, Mr. McGuire. 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 96 'ayes' and 14 'noes'. House Bill 118, having received the Constitutional Majority, is hereby declared passed. Mr. Woolard, on House Bill 296. Mr. Woolard. Out of the record. Representative Kotlarz, 469. Read the Bill, Mr. Clerk."

Clerk McLennand: "House Bill 469, a Bill for an Act to amend the Solid Waste Planning and Recycling Act. Third Reading of the Bill."

Speaker McPike: "Representative Kotlarz."

Kotlarz: "This Bill would...link waste by-products to those manufacturers who could possibly use them. It's a pretty straight-forward Bill; passed out of committee on a unanimous vote."

Speaker McPike: "Any discussion? Any discussion? The question is...the question is, 'Shall House Bill 469 pass?' All

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those in favor, vote 'aye'; opposed vote 'no'. Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Motion, there are 109 'ayes' and 4 'noes'. House Bill 469, having received the Constitutional Majority, is hereby declared passed. Health Care, Third Reading. Mr. Lawfer. Read the Bill, Mr. Clerk."

Clerk McLennand: "House Bill 576, a Bill for an Act to amend the Illinois Act on the Aging. Third Reading of the Bill."

Speaker McPike: "Representative Lawfer."

Lawfer: "I move approval of this Bill. The Department of Aging is a state agency designated to plan and coordinate programs and services of senior citizens, and it's only appropriate the director of the Department of Aging chair the Technical Advisory Committee."

Speaker McPike: "Any discussion? Representative Granberg, on a Motion, 'do pass'."

Granberg: "Will the Gentleman yield?"

Speaker McPike: "Yes, he will."

Granberg: "Representative Lawfer, I don't know if you remember or not when Dave O'Neil was Lieutenant Governor. ...The Lieutenant Governor, at that time, said that...Lieutenant Governor didn't have enough to do, so he quit. So, now we're gonna take Lieutenant Governor off this board to give him less to do?"

Lawfer: "I think that now that some things have changed since that time, and we have some new Legislators here and some new ideas, and this is one of the new ideas that we're promoting."

Granberg: "I'm sorry. What? Thank you."

Speaker McPike: "No further discussion, the question is, 'Shall House Bill 576 pass?' All those in favor, vote 'aye';



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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 102 'ayes' and 1 'no'. House Bill 576, having received the Constitutional Majority, is hereby declared passed. Representative Leitch. Read the Bill, Mr. Clerk. (House Bill) 1005. Out of the record. Professional Regulation, Third Reading. Representative Hannig, 435. Out of the record. Representative Prussing, 467. Ms. Prussing. Ms. Prussing. Representative Novak, 577. Mr. Novak. Representative Sheehy. Mr. Sheehy. Out of the record. Public Utilities, Third Reading. Mr. McGuire. Read the Bill, Mr. Clerk."

Clerk McLennand: "House Bill 117, a Bill for an Act to amend the Prevailing Wage Act. Third Reading of the Bill."

Speaker McPike: "Representative McGuire."

McGuire: "I just ask for a favorable vote on this Bill. This Bill was up last year, and I think we had a favorable vote on it in the House, and I'd...seek your repeat vote. Thank you."

Speaker McPike: "Mr. Black."

Black: "Thank you...thank you very much, Mr. Speaker. That was an eloquent explanation of the Bill, but would the Sponsor yield?"

Speaker McPike: "Yes."

Black: "Representative, ...I can't even remember a Bill five minutes ago, let alone last year. What...what is the genesis of this Bill, and what does it proport to do?"

McGuire: "I'm sorry, Mr. Black. I didn't have my...my Bill right in front of me at the time."

Speaker McPike: "Representative Granberg. I'm sorry. Mr. Black, did you get an answer to your question?"

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Black: "Well, not exactly. I did find out that he didn't have the Bill in front of him, but I still don't know what the genesis is or what the Bill does. Yeah, I have the number... We're getting closer."

McGuire: "Okay. Thank you for your patience."

Black: "Oh, that's all right. Any time."

McGuire: "It amends the Prevailing Wage Act and provides that the...the Act applies whenever a public utility company contracts with an outside contractor on a construction project. I'd be glad to try and answer any questions."

Black: "Okay. All right. Let me...let me ask you one question: Let's say that a publicly related...publicly regulated...utility goes into a very small town - a very small town - and it's on the outskirts of its service area, and in this small town there's one backhoe operator, (It's 30 miles from any other town.) and this utility company needs a...a trench dug so that they can bury a...electric cable - let's say it's 500 feet. Under your Bill, would they be able to contract with the only contractor in this town, or would they have to post a prevailing wage notice and this contractor could only take the job at the prevailing wage?"

McGuire: "Yes, it would pay the prevailing wage."

Black: "Okay. Thank you very much, Representative. Mr. Speaker and Ladies and Gentlemen of the House, I think by the Gentleman's honest answer to the question... I don't...I don't...I don't have any quarrel with what he is attempting to do, but you have to keep in mind this is a very diverse state, and there are several square miles of territory in this state that, if they're lucky enough to still have a contractor, there may only be one with a piece of equipment that could dig a ditch or...or a trench to bury a line for

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the phone company or the power company, and my electric rates are already high enough that I don't know why I then have to absorb the cost of a utility company, no matter where they work or the smallness of the project, having to pay prevailing wage. Now, if you think the utility company's gonna pay every contract, no matter how small a prevailing wage, and not go to the Commerce Commission and pass the costs on to the consumer, you know better than that. That's exactly what they'll do. I think the current system works quite well. I don't know of any utility company in...in larger cities and towns that don't use prevailing wage. I can't think of a public utility that isn't a fully unionized company. They pay union wages. They have union contracts. But you're expanding this far beyond the scope of what prevailing wage was intended to be, and you and your constituents will pay the price. I really don't think in a state as diverse as Illinois, this is a good idea. I don't think it's a cost-effective ideal; and I, respectfully, in all due respect to the Sponsors, would urge a 'no' vote."

Speaker McPike: "Representative Parke.

Parke: "Thank you. Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I'd like to know if the Sponsor will yield for a question."

Speaker McPike: "Yes, he'll yield."

Parke: "Thank you. ...Representative, in your opinion, do you know if any other state is doing this?"

Speaker McPike: "Mr. McGuire."

McGuire: "Yes. I'm sorry, I'm having trouble hearing you over here, Representative."

Parke: "Yes, I was wondering if any other state has done this."

McGuire: "I don't know."

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Parke: "I'm sorry. I didn't hear your answer, Sir."

McGuire: "I...I don't know the ans...I say, I don't know if any other state has done that."

Parke: "Okay. Why, then, would you tell me why the...Management Association and the Manufacturers Association of Illinois would be opposed to this. Can you tell me why they're opposed?"

McGuire: "They should be for it, actually, ...It improves the quality of life for everyone."

Parke: "Well, I know what you think, but do you know why they're opposed to it, as well as most of the major business organizations who feel that this is a major anti-business Bill? Can you tell me why they feel that way?"

McGuire: "No, I don't know."

Parke: "I see. Okay. Well, Ladies and Gentlemen, ...it seems to me like...even the Sponsor is vague on what this Bill does, but I will tell you that it is...not a good idea. It is not something that's gonna help, in the long-run, the consumers. It is something that is gonna raise the cost of doing business in this state, and I think that we should not be passing out this kind of anti-jobs, anti-business legislation, and I would ask the Body to vote 'no'."

Speaker McPike: "Mr. McGuire, to close."

McGuire: "Well, I just simply state that I think the Bill is...not anything at all as Representative Parke characterized. I think it's a Bill to, as the saying goes, to level the playing field, and improve the quality of life and pay the prevailing wage so that everyone enjoys the high standard of living in the state, and, if we're the only state or the first state, I say 'good luck'. And we should be the first state. Thank you very much."

Speaker McPike: "The question is, 'Shall House Bill 117 pass?'"

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All those in favor, vote 'aye'; opposed vote 'no'. Mr. Wennlund, to explain his vote."

Wennlund: "...of the House, and people on this side of the aisle, I'm one of the original Sponsors, as a matter of fact, of this Bill, and this Bill is good for both labor and for management; in fact, it was requested by management; it was requested by the Contractors Association and has the support of all the underground contractors, associate general contractors of Illinois and several contracting groups, and these are the owners. It...it...it does both for the working man and for management; it's supported by both. I urge your support, and I urge some more green votes on this side of the aisle."

Speaker McPike: "Steczo, 'aye'. Have all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Motion, there are 63 'ayes' and 51 'noes'; and House Bill 117, having received the Constitutional Majority, is hereby declared passed. Returning to Professional Regulation, Third Reading, appears House Bill 693. Mr. Clerk, read the Bill."

Clerk McLennand: "House Bill 693, a Bill for an Act to amend the Civil Administration (sic - Administrative) Code of Illinois. Third Reading of the Bill."

Speaker McPike: "Mr. Sheehy."

Sheehy: "Mr. Speaker and House Members, this is my first Bill, and I expect everyone to listen. This is Bill 693, and what it does is Department of Professional Regulation to deny any person or any entity a license, if the person is delinquent on his taxes owed this state. Right. Open for any questions."

Speaker McPike: "Mr. Black has a question."

Black: "Yes, thank you very much, Mr. Speaker. Will the Sponsor

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yield?"

Speaker McPike: "Yes, he will."

Black: "Representative, in...in deference to your first Bill, and in all seriousness, I...I really have some problems with this Bill. Let me see if we can get to some of the issues...that...that concern us on this side of the aisle. What...Is what you're attempting to do is to tell the Department of Professional Regulation that they may not...issue or renew a license to anyone who is delinquent in any tax payment to the State of Illinois? Is that your intent?"

Sheehy: "Definitely, ...Mr...Representative Black."

Black: "Is that, in fact, not already part of Illinois...of Illinois law?"

Sheehy: "Not that I'm aware of."

Black: "...Our staff informs us that the department already has authorization under the Illinois Revised Statutes to do this if the Department of Revenue will notify them that any licensee is tax-delinquent. ...I think we could agree that's probably a good provision of the law, could we not?"

Sheehy: "That sounds good to me, Representative."

Black: "All right, thank you very much. I...We're in agreement on that much, Mr. Speaker and Ladies and Gentlemen of the House. Then I think perhaps we can come to agreement on this entire Bill...And I say to you again...No...No first...No first-Bill-joking involved in this, I stand in opposition to the Bill. The Gentleman has agreed that the Department of Professional Regulation already has this authority. Now I would suggest..."

Sheehy: "No, I didn't."

Black: "I would suggest that maybe he has...what he wants to do is to put in a Resolution and suggest that the Department

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of Revenue ...correspond on a more regular basis with the Department of Professional Regulation and deny the reissuance of licenses when anyone is tax delinquent. And that is the only reason, in all seriousness, that's the only reason the Department of Professional Regulation does oppose this particular Bill. They say it isn't necessary. They already have the statutory authority to this, but DOR's computers evidently don't always talk to Professional Regulation's computers. So perhaps a Resolution would be more in order than another law. We've already got more laws than we can understand and more law books than you can carry home. So, in all due respect to the Sponsor and to the Speaker and Members of the chamber, I intend to vote 'no' on House Bill 693."

Speaker McPike: "Representative von Bergen Wessels. Mr. McAfee. Please."

von Bergen Wessels: "Thank you."

Speaker McPike: "Mr. McAfee, please."

von Bergen Wessels: "Representative Black, would you please cite the applicable statute that you say is...say exists?"

Speaker McPike: "Representative von Bergen Wessels, you can address a question to the Sponsor, but you can't address that question to anyone else on the floor."

von Bergen Wessels: "Thank you. I stand corrected. ...Representative Sheehy, I believe you stated you were not aware of any statute already in existence."

Sheehy: "That is correct."

von Bergen Wessels: "Is that correct?"

Sheehy: "Yes, that's correct."

von Bergen Wessels: "Thank you."

Speaker McPike: "Mr. Granberg."

Granberg: "Thank you...Mr. Speaker, to the Bill. The previous

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speaker indicated his understanding was the Department may not issue if there was tax liability. So that might be the misconception, Representative Black. The Bill says 'shall not issue'. So I think the language isn't in place in the statutes currently, and we would be in support of the Bill."

Speaker McPike: "Mr. Brady."

Brady: "Thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker McPike: "Yes."

Brady: "If...I happened to be licensed Realtor, and...if I want to... establish my licensure and seem to be having some troubles, won't this further hinder my ability to pay my taxes in this state?"

Sheehy: "Yes, it will. In fact, I'm a licensed funeral director in this state. We're trying to get rid of the deadbeats out here."

Brady: "But I'd like to see 'em be able to to collect their taxes, wouldn't you?"

Sheehy: "Well, we have...You can make...make a compliance with the Department of Regulation for not...not delinquent accounts, though. It says right here in the Bill itself."

Brady: "Back to the issue. Mr. Speaker, I would ask the Members to vote against this. I think the department has the authority to do this on a needed-basis, and thank you."

Speaker McPike: "Mr. Sheehy, to close."

Sheehy: "I think we, on both sides of the aisle, we have clear up these deadbeats. It's costing us more money. Let's get these people off the rolls here. Why should they stay in this state, continue to make money off us and not pay their taxes? I ask for a vote 'yes'."

Speaker McPike: "The question is, 'Shall House Bill 693 pass?' All those in favor, vote 'aye'; opposed vote 'no'. Have



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all voted? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this motion, there are 64 'ayes' and 47 'noes'; House Bill 693, having received a Constitutional Majority, is hereby declared 'passed'. Agreed Resolutions."

Clerk McLennand: "House Resolution 305, offered by Representative Weller. House Resolution 306, offered by Representative Weller. House Resolution 307, offered by Representative Weller. House Resolution 308, offered by Representative Woolard. House Representative...Resolution 309, offered by Representative Zickus. House Resolution 310, offered by Representative Steczo. House Resolution 311, offered by Representative Steczo. House Resolution 312, offered by Representative Salvi. House Resolution 314, offered by Representative DeJaegher. House Resolution 315, offered by Representative DeJaegher. House Resolution 316, offered by Representative DeJaegher. House Resolution 317, offered by Representative Brady. House Resolution 319, offered by Representative Granberg. House Resolution 320, offered by Representative McGuire. House Resolution 322, offered by Representative Curran. House Resolution 323, offered by Representative Curran. House Resolution 324, offered by Speaker Madigan. House Resolution 325, offered by Representative Pedersen. House Resolution 326, offered by Representative Pedersen. House Resolution 329, offered by Representative Giglio. House Resolution 331, offered by Speaker Madigan. House Resolution 332, offered by Representative McPike, and House Resolution 334, offered by Representative Blagojevich."

Speaker McPike: "Representative Currie moves for the adoption of the Agreed Resolutions. All in favor, say 'aye; opposed, 'no'. The 'ayes' have it, and the Agreed Resolutions are

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adopted. Death Resolutions. General Resolutions."

Clerk McLennand: "House Resolution 304, offered by Representative Hartke. House Resolution 313, offered by Representative Salvi. House Resolution 333, offered by Representative Martinez, and House Resolution...House Joint Resolution 14, offered by Representative Brady."

Speaker McPike: "Committee on Assignment. The Chair would just like to point out that tomorrow morning's committees are six-hour committees. They are from 8:00 a.m. to 2:00 p.m., and we will go in Session from 2:00 until 3:00. Representative Currie now moves that the House stands adjourned until tomorrow at the hour of 2:00 p.m. All in favor, say 'aye'; opposed, 'no'. The 'ayes' have it, and the House stands adjourned."

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