

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

130th Legislative Day

May 12, 1994

Speaker McPike: "House will come to order. The Chaplain for today is Reverend Roger James of the Old Union Church of Christ in Danville, Illinois. Reverend James is the guest of Representative Bill Black. The guests in the balcony may wish to rise this morning and join us for the invocation."

Reverend Roger James: "Almighty God, our Heavenly Father, Creator of this universe, which we visually saw in a spectacular way at the annular eclipse just this past Tuesday and all of life even itself. We invoke Your blessings upon these Representatives who have dedicated their lives to serve the constituents of this great State of Illinois. Help us all to be people of honesty and integrity. May we seek to make burdens lighter and this world a better place. Our personal prayer is for wisdom in meeting the needs of the people of our great state. My Thy will be done here, may Thy programs be carried out above party and personality beyond time and circumstance for the betterment of our state, the good of America and the peace of all mankind, through Jesus Christ our Lord. Amen."

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

Olson - 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 all Republican Members are present today."

Speaker McPike: "Thank you. Representative Currie."

Currie: "Thank you, Speaker. Let the record show that

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Representative Morrow is excused because of the death of his mother."

Speaker McPike: "Thank you. Mr. Clerk, take the record. One hundred seventeen Members answering the roll call, a quorum is present. Representative Ryder, in the Chair."

Ryder: "Ladies and Gentlemen of the House. It is my pleasure to introduce to you a project that goes across the entire State of Illinois. These students who represent high school students from throughout the state who have taken upon themselves to study a curriculum concerning the rivers project. They take scientific experiments, they produce scientific findings and also write articles of literature quality, on behalf of the State of Illinois. It is my pleasure to introduce to you the coordinator of this project, Mrs. Cindy Bidlack."

Cindy Bidlack: "As Tom said, my name is Cindy Bidlack and I am the coordinator of the Illinois Rivers Project which is housed at Southern Illinois University in Edwardsville. These students standing on the podium with me represent 155 high schools from across the State of Illinois and over 400 high schools across the country. They are here to read to you position statements that were developed at their fourth annual student congress. Five issues will be read on the House floor and five issues will be read on the Senate floor. Thank you for allowing these students to present these position statements to you today."

Jennifer Crawshaw: "I'm Jennifer Crawshaw from Minooka High School and I am here to introduce the bottle Bill. ARTICLE I: Every recycleable beverage container sold or offered for sale in this state shall be returnable for a refund of five cents and no person may sell or offer to sell any beverage container without a refund value of five cents.

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ARTICLE II: Beverage implies any type of substance in liquid form that is intended for consumption. ARTICLE III: A statewide notification of local redemption centers should be enacted and distributors should be fined \$500 for the first offense and \$2000 for the second offense. ARTICLE IV: In order to effectively reach the total population at least one redemption center should be located in each convenience zone. All laws and conflict with this Bill as hereby declared null and void."

Kristen Bierman: "Good afternoon, Ladies and Gentlemen. I am Kristen Bierman from Chester High School. I wish to bring honor to all the Legislators and in particular the Legislator from my district, the Honorable Terry Deering. I would like to share with you five points that the Illinois River Project students have developed and to hereby propose regarding the future of the Illinois Levy System. Point 1: Before augmenting the levys in any fashion, studies of no less than five years should be performed as to determine the most effective course of action to be taken concerning the height and positioning of the levees. The aforementioned studies would be under the jurisdiction of a state agency appointed to regulate such studies. Point 2: A main aspect of the study would concern the prospects of placing a smaller levy in such a position as to protect farmland and a larger levy some distance behind the smaller, as to protect the living area of those who farm the land. Point 3: The small and large levees would be placed some distance farther back from the present position of the levees, which would therefore allow a flooding river to widen. The widening of the river would decrease the pressure that the water would exert if the levees would be topped or broken. Point 4: In light of

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this new system, inhabitants of the flood plain would be given the option of purchasing flood insurance. If flood plain residents would not choose to exercise this option, they would receive no governmental compensation, in the event of a flood. Point 5: Due to the very great likelihood of a flood in the Midwest, we propose that the State of Illinois now begin to set aside money to be used as additional aid and alleviating the burden placed on flood victims. On behalf of the students that I represent, I thank you for your time and for the opportunity to express these views."

Cameron Brown: "Hello, my name is Cameron Brown, I'm from Woodstock High School. This is a Resolution concerning the wetlands. WHEREAS: The great flood of 1993 caused in excess of \$3 billion to federal and state taxpayers. And WHEREAS: a large majority of this damage could of been avoided by the preservation construction of our state wetlands which have been proven to reduce flood damage. And WHEREAS: it has been proven that wetlands play a significant role on the filtration of nitrates, sedimentation, alcoley, which are all dangerous to our water supply. And WHEREAS: wetlands provide a habitat and our sanctuaries for 40% of threatened and endangered species. and WHEREAS: Illinois has already lost 90% of its wetlands, to be resolved by this Congress here assembled. That one, Congress shall form a committee to research and deem what is a wetland area. And this should contain soil which is hydric and hydriodic vegetation. It should also provide the habitat for endangered or threatened organisms. Secondly, Congress shall begin funding wetland preserves and constructing new wetland areas by purchasing land from farmers who will apply and

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own land that has a potential to be a wetland area. Thirdly, we should begin educating future generations so that we no longer have problems with our wetland areas. Thank you very much for your time."

Eric Hartmann: "Good Afternoon, my name is Eric Hartmann and I attend Streamwood High School. This is a...I am going to present a resolution protecting scenic rivers. We request the establishment of an adopt a river program in which segments of our river can be adopted by the public to ensure the protection of our existing rivers. Programs of this nature have proven successful in other states. We also feel that a full scale educational program on the environmental issues is desperately overdue and necessary. We see a urgent need for more stringent enforcement of existing laws, which our state has already established, concerning serious environmental issues. Thank you for your time."

Sarah Moss: "My name is Sarah Moss and I am representing Metcalf Lab School from Illinois State University. We the students of Illinois Rivers Project propose reducing dependency on traditional disposal technologies. We being the manufacturers and consumers are responsible for our own wastes. WHEREAS: if the manufacturer produces a product they should be responsible for its ultimate disposition. Likewise, consumers of these products are responsible for their partnership in fulfilling this task. Furthermore it is our recommendation that all states become responsible for their own waste and interstate shipments. As ideas to support the above recommendations we have some suggestions to be considered, creating a more flexible recycling program and promoting recycling through the use of incentives and disincentives, enforcing the reduction of

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bulk packaging, conforming plastics to the same standards for each state, offering an educational program to inform consumers about recycling and promoting activities to raise awareness. Thank you for your time."

Ryder: "Today you heard from five of the ten students that are here representing over 155 schools in Illinois that are participating in this project. Since the inception of the project, it is expanded into other states, Missouri, Iowa, and other states but it has also received 16 national awards. These are the students of the State of Illinois that are using the resources that we provide for them not only wisely, but for the betterment of themselves, the betterment of the people of the State of Illinois. I thank the Speaker for the courtesy of the opportunity to be in the podium at this moment. I thank you for your attention but I especially thank the students. Please let us give them another round of applause."

Speaker McPike: "Representative McPike, in the Chair. Representative Schakowsky, for what reason do you rise?"

Schakowsky: "Thank you, Speaker. I'd like to acknowledge the presence today, in the balcony are members of SEIU Local 880, these are the people who take care of our elderly, and our disabled at home, and we want to thank them for being here to talk about why they need higher rates, so that they can have a decent life. Members of Local 880, why don't you stand up."

Speaker McPike: "Page 49 of the Calendar. Page 48 of the Calendar, Senate Bills, Third Reading, appears Senate Bill 1776. Mr. Clerk, read the Bill."

Clerk Rossi: "Senate Bill 1776, a Bill for an Act to provide supplemental appropriations and/or legislative transfers for various state agencies. Third Reading of this Senate

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Bill."

Speaker McPike: "Representative Hannig."

Hannig: "Yes, thank you, Mr. Speaker and Members of the House. This is spring supplemental, it appropriates \$28,114,000 from GRF and \$240,039,000 from other state funds. This money was transferred to emergency services last year to fight the flood. We received 90% reimbursement from the Federal Government for that effort. This Bill puts that appropriation...puts those appropriation levels back to where they are needed, and I would be happy to answer any questions and move for the adoption of this Senate Bill."

Speaker McPike: "There being no discussion, the question is, 'Shall this Bill pass?' All those in favor vote 'aye'; opposed vote 'no'. Have all voted who wish? Carol Ronen, 'aye'. Have all voted who wish? The Clerk will take the record. On this Motion, there are 117 'ayes', no 'nays'. Senate Bill 1776, having received the Constitutional Majority, is hereby declared passed. Government Administration, Third Reading, appears House Bill 3386. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3386, a Bill for an Act to amend the Unified Code of Corrections. Third Reading of this House Bill.

Speaker McPike: "Representative Pugh."

Pugh: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 3386 has been much debate and Amendments to correct the problems with the Bill and at this time I request an 'aye' vote, the Bill has been amended."

Speaker McPike: "All right. The Gentleman moves for the passage of the Bill. And on that, Representative Black."

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

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Speaker McPike: "Yes."

Black: "Thank you. Representative, on page 5 of the Bill, page 5 line...begins on line 18, Section B, says very clearly, 'if the person under consideration for parole is in the custody of the department three members of the board shall interview the person and decide, by majority vote, upon the person's parole,' period. Has that language been stricken by any Amendment added to this Bill?"

Pugh: "The...that language has been corrected by line 10, Amendment #4, with line 10 and 11. Leaving the major deterrent...the final decision left to the full board."

Black: "My Amendment says on page 2 by replacing lines 1 and 2. It says nothing about page 5."

Pugh: "I'm not sure I understand your question."

Black: "In the underlying Bill, on page 5 it states, 'three members of the board shall interview the person and decide by majority vote upon the person's parole.' I take that to mean a majority of three."

Pugh: "No Sir, if you look at Amendment #4, Amendment #4 states that the majority vote of the prison review board would determine."

Black: "That's fine but the Amendment references page 2. I'm quoting from page 5."

Speaker McPike: "Mr. Black, are you finished?"

Pugh: "Mr. Black, what page 5 does is merely stipulate that three members of the board participate in the interview process."

Black: "Now, Representative, Representative that is not what the language says. The language is very clear in the Bill. It is even underlined. 'Three members of the board shall interview the person and decide by majority vote upon the person's parole.' Thank you very much. Mr. Speaker, to the Bill. Ladies and Gentlemen of the House. If you are

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at all concerned about this Bill, I urge that you take a look at the actual Bill. Try as hard as the Sponsor has, and he has tried very hard, there still remains a section in the Bill on page 5 beginning with Section B, line 17 that states clearly, 'three members of the board shall interview the person and decide by majority vote upon the person's parole.' I don't believe that any subsequent Amendment added straightens out that language on page 5. Furthermore, this idea of a three member panel was tried and abandoned in 1984. It was clearly shown then that the results were very inconsistent between the three member panels. If you have any doubts in your mind about what this Bill does, then the safest thing, until all offending language can be stricken by Amendment, I must respectfully ask that you cast a 'no' vote on House Bill 3386."

Speaker McPike: "Representative Pankau."

Pankau: "Yes, Mr. Speaker. Will the Sponsor yield?"

Speaker McPike: "Yes."

Pankau: "Representative Pugh, by your 4th Amendment yesterday is it possible that you fixed one area and didn't fix all of the Bill? Would you agree to take it back to Second and fix the thing properly?"

Pugh: "Mr. Speaker, if it's okay I would like to place the Bill on Postponed Consideration. Just a minute."

Speaker McPike: "All right. Representative Pugh, do you want to take this Bill out of the record?"

Pugh: "Yes Sir."

Speaker McPike: "All right. Let's take it out of the record. Representative McAfee."

McAfee: "Mr. Speaker and Ladies and Gentlemen of the House. It's not always time for us to file for our medicare cards and other types of documents, social security otherwise. But

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today our distinguished colleague from Joliet, Jack McGuire, is celebrating his 65th birthday. He has some cake for us. Jack."

Speaker McPike: "Committee Report."

Clerk Rossi: "Representative Giglio, Chairman from the Committee on Rules, to which the following Resolution was referred action taken on May 12, 1994 reported the same back with the following recommendation: 'do adopt' House Resolution 2640."

Speaker McPike: "Supplemental Calendar announcement."

Clerk Rossi: "Supplemental Calendar #1 is being distributed."

Speaker McPike: "Representative Giglio."

Giglio: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. So what Resolution 2640..."

Speaker McPike: "Excuse me just a minute. House Resolution 2640 on Supplemental Calendar #1, Representative Giglio."

Giglio: "Twenty-six, House Resolution 2640, Mr. Speaker, Ladies and Gentlemen of the House, just extends...extends the Bills from Third Reading for another week, from the fourth...instead of the second Friday in May to the third Friday in May."

Speaker McPike: "All right. Question is, 'Shall House Resolution 2640 be adopted?' And on that question, Representative Ryder."

Ryder: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. If I can quote, I think it was Casey Stengel (might of been someone else that was almost as famous), this is like deja vu all over again. Here we go again, Mr. Speaker. We can't keep the rules in effect so now we're asking to change the rules once again. I was interested to read in a newspaper over the weekend that said, 'Speaker changes the rules; Senate President refuses to honor

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change.' Well, when an agreement is made and said these are the rules by which we are going to operate the General Assembly, one expects to abide by those rules. Of all people of all people, that should be able to set rules and abide by them, those of us that make the laws of the State of Illinois ought to be able to abide by those schedules. I don't know why it is necessary to continue a deadline for House Bills, appropriations, and substantive until a week from tomorrow. An Amendment that...a deadline that has been changed at least twice before. I don't know why that is necessary. Perhaps it is that the Majority is still unable to operate the House in an efficient matter. Perhaps, it's the fact that 67 people cannot operate the House and the person they elect to the Speaker cannot as well. I don't know the reasons, but it makes no sense to me. Once you have changed the rules before and the Senate President indicates that he is not going to adhere to them, but you now decide you're going to change them once again. It seems somewhat silly to me, when we should be doing the business of the people, when we constantly change the rules. Reminds me a little bit, some of the kids back home, third graders maybe second graders, that when they are losing they decide to change the rules. Well, perhaps that's what's going on here. If you can't win, you decide to take your ball and bat and add another inning, another two innings, in this case another three innings to the game. It just doesn't make sense."

Speaker McPike: "Representative Skinner."

Skinner: "I wasn't...I wasn't quite sure what this Amendment was all about until Representative Ryder made it more explicit. You realize we could be home today, we don't have to be here today. The Senate committees held their last meeting

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yester...it wasn't...yes it was yesterday. These things are dead. Everything on the Calendar is dead. It is not going to go anywhere. Now if you want to waste your time down here you ought to vote for this little Amendment to the rules. I can see only one advantage and it's for Democrats. The advantage is, you will be able to send out a press release and if you have a very naive local press, that very naive local press might run a press release saying, 'Representative Democrat so and so passed a Bill.' Now come on guys, look outside, smell the flowers, it's spring. We don't need to be here. There is nothing to do."

Speaker McPike: "Mr. Wennlund. Mr. Wennlund."

Wennlund: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. You know how this is going to reflect, a week from tomorrow is the Senate deadline to get House Bills out of the Senate on Third Reading. Yesterday was the last day any House Bill could be heard in Senate committee. This is the fourth rule change in the last 60 days. I'll tell you how it is going to come back to haunt you, if you vote for this. It is going to come back to haunt you that you are wasting at least \$10,000 a day by keeping this House in Session to hear House Bills solely for political purposes of sending out press releases. That's how it is going to come back. You add up \$10,000 a day for every day we have been here since a week ago last Tuesday and that is how it is going to come back to haunt you. A total mismanagement of the House and a waste of the taxpayer's dollar. And you ought to vote against this and say we're going to quit wasting taxpayer's money. We ought to quit fooling around. We're going to get down to serious business of solving the budget and Medicaid that this state deserves. That's what

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his taxpayers want and that's what we ought to do."

Speaker McPike: "Representative Granberg."

Granberg: "Thank you, Mr. Speaker. I agree with the previous speaker. We shouldn't waste taxpayer's money and if the other side of the aisle hadn't ground this process to a halt over the last three weeks, this rule change would not be necessary because we have tried to deliberate. We tried to deal with important legislation, and apparently they did not feel it was necessary to do that. So we're trying to give the taxpayers their due. We are trying to consider very important matters for all the people in this state. And we are dealing with the Medicaid issue. We're having hearings. We're deliberating on every possible issue, so we're serving the interest of the people of this state. So let's get on with the business of the House."

Speaker McPike: "Representative Black."

Black: "Well, thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. In all due respect to my colleague on the other side of the aisle in which you are supposedly deliberating Bills in good fashion here on the House floor, well then you are in violation of the U.S. Constitution, the equal protection clause. You haven't deliberated any of our Bills, you won't even call them. Now if that's fair and equitable, as this Gentleman would like to have you believe, then he had better define fair and equitable to me. We wouldn't have to slow down the process, nobody likes it any less than I do, it means that I have to stay out here on my feet all day. You wouldn't call any of our Bills. What recourse do we have to the 97,000 people that elect us to represent them to get their ideas forth if you won't call our Bills, but to try and amend them on the only Bills you will call and those that are sponsored by

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Democrats. This entire process has been a mockery. We haven't made it a mockery, you have made it a mockery by refusing, absolutely refusing, to call any of our Bills. You don't do me any just favor by doing that, Representative. You ignore and absolutely detest the Members that I am here to represent. You are telling 97,000 people, who elect me by a Majority vote, to advance their cause on this floor and you won't let their voice be heard. You know it isn't fair. I know you know it isn't fair, and you know that I know that you know it isn't fair. Now, what I would say to you is this, we adopted this rule change about four months ago, a nice little form, and you're supposed to take off the back and stick it in your rule book. I didn't stick it in my rule book because I figured this was going to happen. This is the fourth time you have changed the rules in four months. Let's see, on the original sheet of paper that you drew up and passed, ah yes, Third Reading deadline, House Bills, April 29, 1994. Now you are extending it to sometime in May, next week you will extend it to June. I didn't like this rule when it came out. You wrote it, you passed it, you said we're going to get out of here on the 27th of May. Well if Third Reading deadline is next Friday, how are we going to adjourn a week after that? I think it's time for all of us to just say, 'Wait a minute here. Let's go home' and somebody over there had the gall to tell the media that we wouldn't save any money if we went home. What are you talking about? If you're not here tomorrow, the taxpayers save money. If you're not here Monday, the taxpayers save money. Let's reverse the quorum roll call today, give the per diem back to the taxpayer and go home right now. I would like a roll call on this absolutely proposterous

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Motion to extend the rules one more time. Joined by four of my colleagues of quoting 55 (c), we want a roll call. Stop the charade, let's go home, business is over."

Speaker McPike: "Question is, 'Shall the House adopt House Resolution 2640?' All 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 66 'ayes' and 51 'noes'. The Motion is...the Resolution is adopted. I will. Special subject matters, School Code Life Safety Excessibility, appears House Bill 2846, Government Programs, Third Reading. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2846, a Bill for an Act amending the School Code. Third Reading of this House Bill."

Speaker McPike: "Representative Black."

Black: "A little order in here, Mr. Speaker."

Speaker McPike: "Just a minute. Just a minute. Representative Wojcik had her time. Representative Kubik had his turn. Now it is Mr. Black's turn. Come on."

Black: "My heavens. Thank you, thank you very much, Mr. Speaker. In the true spirit of the...I'm a Cub fan and I'm proud to say that I am a Cub fan and there is one thing I agree with the Cubs, they know when something is futal, they know when it's over. We don't keep home run balls in Wrigley Field by the opposition and I'm not keeping this one, Mr. Speaker. Take this Bill out of the record."

Speaker McPike: "Government Administration, Third Reading, appears House Bill 4090. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 4090, a Bill for an Act to create the Illinois Minority Business Investment Board. Third Reading of this House Bill."

Speaker McPike: "Representative Lou Jones."

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Jones, Lou: "Out of the record. Out of the record."

Speaker McPike: "Out of the record. House Bill 4111. The Bill has been read a second time previously. Mr. Clerk, are there any Amendments?"

Clerk Rossi: "House Bill 4111. Bill has been read a second time previously. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments."

Speaker McPike: "Out of the record. House Bill 3540 has been read a second time previously. Are there any Amendments?"

Clerk Rossi: "House Bill 3540. The Bill has been read a second time previously. Amendment #1 was ruled not germane. Amendment #2 lost. Floor Amendment #3, offered by Representative Lang."

Speaker McPike: "Mr. Lang. Representative Lang. Turn on Mr. Lang, please."

Lang: "Mr. Speaker, could we briefly take this out of the record, please?"

Speaker McPike: "House Bill 3801, Representative Laurino. The Bill has been read a second time previously. Are there any Amendments?"

Clerk Rossi: "No Committee Amendments. No Floor Amendments, but a fiscal note has been requested on the Bill."

Speaker McPike: "Mr. Laurino. Representative Granberg."

Granberg: "Point of order, Mr. Speaker. I believe there is a fiscal note request on file with the Clerk?"

Speaker McPike: "Yes."

Granberg: "I would move that the fiscal note is inapplicable. It's clearly not marked on the face of the Bill."

Speaker McPike: "Question is, 'Is the fiscal note applicable to this Bill?' All in favor of the Motion say 'aye'; opposed, 'no'. The 'ayes' have it. The Motion carries. Third Reading. Mr. Clerk, read the Bill."

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Clerk Rossi: "House Bill 3801, a Bill for an Act amending the Illinois Banking Act. Third Reading of this House Bill."

Speaker McPike: "Representative Laurino."

Laurino: "Well, thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 3801, under current law the reverse mortgage, the purpose for the reverse mortgage loan, has been limited to home improvements, repairs, insurance premiums, or to pay real estate taxes on the residential property. This incorporates the idea that you can get a reverse mortgage for any purpose. I ask for a favorable roll call."

Speaker McPike: "On the Gentleman's Motion, on a 'do pass' Motion, Representative Brady."

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

Speaker McPike: "Yes, he will."

Brady: "Representative, under current statute is there any limitations to the type of amortization or interest rates or cost that would be affiliated with the reverse mortgage?"

Laurino: "No."

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

Laurino: "No."

Brady: "Would there be any limitations on this type of mortgage?"

Laurino: "No."

Brady: "Is there a place in the secondary market to sell these mortgages?"

Laurino: "I can't hear you."

Brady: "Is there a place in the secondary market to sell these mortgages?"

Laurino: "Yes."

Brady: "And the concept here is that...I guess what I would ask you is, why do you want to expand this beyond the original

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purposes what is the immediate need for others to be of access to this?"

Laurino: "For the purpose of just having more people making it available for more people."

Brady: "Is there a specific reason?"

Laurino: "There has been a number of requests that fall beyond the categories of what has been under the current law and the bankers feel...felt that this was a, you know, going to be helpful for other people."

Brady: "Do you know how long these provisions have existed to allow for first, excuse me, reverse mortgages."

Laurino: "It's been here for several years."

Brady: "Thank you."

Speaker McPike: "Question is, 'Shall this Bill pass?' All in favor vote 'aye'; opposed vote 'no'. Representative Walsh, one minute to explain your vote. Have all voted? Have all voted who wish? Clerk will take the record. On this Motion, there are 114...114 'ayes', no 'nays'. House Bill 3801, having received the Constitutional Majority, is hereby declared passed. Representative Stephens, in the Chair.

Stephens: "Ladies and Gentlemen of the House, before us is HJR126, Mr. Clerk, read the Resolution."

Clerk McLennand: "HOUSE JOINT RESOLUTION #126, offered by Representative Stephens. WHEREAS, It is with great pleasure that the Members of this Body welcome the opportunity to recognize an organization that has made outstanding contributions to the citizens of this State; and WHEREAS, Members of the Illinois Junior Chamber of Commerce "Jaycees" have been providing leadership training and service to communities in which they live for more than 74 years; and WHEREAS, The Illinois Jaycees is an

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organization with more than two hundred ninety local chapters and twelve regions within the State of Illinois; and WHEREAS, The summer of 1993 brought Illinois the "Great Flood of 1993"; and WHEREAS, Of the thirty-three counties that were inundated by the flood, the individuals and businesses who reside in or conduct their affairs in the Upper Mississippi River Basin have been most affected and Boone, Calhoun, Carroll, WHEREAS, The members of the Illinois Jaycees came to the assistance of the people of Illinois during the "Great Flood of 1993" by contributing not only many hours of manpower to the flood relief programs, but also food, clothing, and cash totaling \$200,000; and WHEREAS, The people of Illinois are grateful for the exceptional assistance the Illinois Jaycees gave during the "Great Flood of 1993"; therefore, be it RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we take this opportunity to thank the Illinois Jaycees for their support and diligent efforts during the "Great Flood of 1993"; commend them for their contributions to society; and wish them continued success in the future; and be it further RESOLVED, That a suitable copy of this resolution be presented to the Illinois Jaycees with our deepest respect and esteem. Adopted by the House of Representatives on March 18, 1994 and concurred in by the Senate on March 25, 1994."

Stephens: "HJR126 has been moved for passage. All in favor say 'aye'; opposed, same sign. Opinion of the Chair, the 'ayes' have it. I would like to introduce a young who that first joined the Brookfield Jaycees in August of 1987. In 1989, as a chapter president, he led his chapter to their

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first bronze chip award. He now leads 278 chapters with over 11,000 members between the ages of 21 and 40. The 63rd State President of the largest Jaycees state in America from Brookfield, Illinois, greet with me Greg Chadaranek."

Greg Chadaranek: "I want to thank you all for presenting this to us. As you know the Jaycees are young peoples leadership training organization. With the great disaster of the floods, we all came together and we did the best we could. As you know, in our creed we believe that service to humanity is the best work of life. I want to thank you on behalf of myself, government involvement, chairman John Maxy, along with our flood disaster Chairman, Paul Sidler and my mom and dad. Thank you very much."

Speaker McPike: "Representative McPike, in the Chair. House Bill 2710. House Bill 2710 has been read a second time previously. Any Amendments?"

Clerk Rossi: "No Committee Amendments. Floor Amendment #1, offered by Representative Mulligan."

Speaker McPike: "Representative Mulligan. Is the Lady here? Mr. Wennlund. The Lady withdraws the Amendment. Further Amendments?"

Clerk Rossi: "No further Amendments."

Speaker McPike: "Representative Mulligan, did you intend to withdraw that? Okay. No further Amendments. Third Reading. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2710, a Bill for an Act amending the Communicable Disease Prevention Act. Third Reading of this House Bill."

Speaker McPike: "Mr. Levin. Representative Currie."

Currie: "Thank you, Speaker, Members of the House. I am familiar with the legislation because it was reported..."

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Speaker McPike: "The Lady asks leave to handle the legislation for Representative Levin. No objections, leave is granted. Ms. Currie, proceed."

Currie: "What the Bill does is correct a flaw in a checkoff program we created with respect to the Ryan White fund. The legislation that went to the Governor and was signed, requires the Department of Public Health to give grants to a specified particular funding agency. The intent was never to do that and what this measure does would be to clear up the disposition of that fund so that it would be available on a competitive grant basis, and could then be made available by the Department of Public Health to the best users of the dollars. I know of no opposition and I would appreciate your support."

Speaker McPike: "Representative Kubik."

Kubik: "Question of the Sponsor."

Speaker McPike: "Yes."

Kubik: "Just so I make sure that everybody understands what we are doing, what we're basically doing, as I understand it, in this Bill is to, take away the specific designation of where this money goes and allow those groups that would qualify under this kind of a checkoff to compete for the money. Is that correct?"

Currie: "That is exactly accurate."

Kubik: "Thank you, Mr. Speaker."

Speaker McPike: "Representative Cross."

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

Speaker McPike: "Yes."

Cross: "Representative..."

Speaker McPike: "Yes, Mr. Levin is here."

Cross: "Oh, thank you. What amount of money are we talking about in this fund?"

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Levin: "The...whatever people pay is part, in addition to their income tax, as a voluntary checkoff. The figure at this point, that I have from the Department of Revenue, for the Ryan White pediatric and adult aids checkoffs, is at this point they have collected \$32,470.01. Half of that money, under the legislation we passed last year, goes to the adult aids services. So the pediatric portion is one half."

Cross: "Thank you."

Levin: "They're not through counting all the money yet."

Speaker McPike: "Representative Skinner."

Skinner: "Then this legislation is just for this year, right? For the \$32,000 or maybe it will come up to \$35,000 that has been collected? And after this year the checkoff disappears so this legislation is irrelevant. Is that correct?"

Speaker McPike: "Are you asking me?"

Skinner: "No, I guess I'm asking the Sponsor."

Speaker McPike: "Well, then you should ask if the Sponsors would yield?"

Skinner: "I made a mistake for the second time, Mr. Speaker. I apologize."

Speaker McPike: "No. Not the second but the 500th time. Representative Levin, would you yield for a question?"

Skinner: "Could you enumerate those 500 times?"

Speaker McPike: "I could."

Skinner: "But you won't, you will be kind."

Speaker McPike: "Mr. Levin."

Levin: "Would the Gentleman repeat his question? It is kind of hard to hear."

Skinner: "Well, yes, there must be 300 people on the House floor, most of whom shouldn't be here. The question is, 'Is this

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legislation that you are proposing, is this change only for this year since the checkoff will disappear after this year because it didn't make the \$100,000 cutoff limit?'"

Levin: "Well, we don't know yet because they are still counting the money, but you are correct that for a checkoff to come back for a second year it must collect \$100,000. We don't know yet whether this will make it out or not, objectively it is not doing as well as some of the other checkoffs. Whatever checkoffs do not make it will fall off at the end of the year."

Skinner: "All right. So that is more or less yes. I mean it is the end of May, middle of May, most of the income tax has been processed. The odds that you will get three times as much money as in the bank now is very...the odds are very low. Who sponsored the underlying legislation that we are correcting right now?"

Levin: "Well, we have attempted to do in the House Revenue Committee is work on the basis of a bipartisan compromise. And what we did was we put a shell Bill out on the floor. A Senate Bill on the floor of the House. We came up with a series of checkoffs that both myself and Representative Murphy agreed to that attempted to accommodate both Democrats and Republicans. That dealt with different subject matters and work with the Senate as well as the House on that and so there was one Bill that had all of the checkoffs on it that went to the Governor and which he signed."

Skinner: Well, my question is who is the author of the language that we are changing?"

Levin: "Oh, the author...the language you are changing, revised language I believe appeared first in a revised...in a Department of Revenue advisory Bill at the end of last year

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after this problem was determined."

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

Skinner: "I haven't finished. Who wrote the language that we are correcting? You told me where it appeared, somebody wrote it."

Levin: "What?"

Skinner: "Did you write it?"

Levin: "The original...you mean the original Bill?"

Skinner: "Why is this Amendment necessary? Who made a mistake?"

Levin: "The...we discovered after the compromise Bill passed that the formula had not been changed. The underlying legislation, in terms of pediatric aids, initially was Representative Jeff Schoenberg's. That was supposed to have been changed..."

Skinner: "I'm sorry, Representative who?"

Levin: "Jeffrey Schoenberg."

Skinner: "Oh. Okay."

Levin: "They were all combined. There was supposed to have been a change in the formula which was not discovered until after the legislation had already passed. Yes, because we set standards, bipartisan standards, in terms of any checkoff that we were not going to subsidize any private charity in terms of their overhead. We would simply provide money for services and that by ...were not going to designate any specific charities. And the way it passed, it designated specific organizations. That was not our intention. It was to make everybody compete equally and that is the purpose for this Amendment, to go with what we intended last year rather than what actually ended up passing."

Skinner: "Well, thank you very much. I appreciate your affixing responsibility."

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Speaker Steczko: "Representative Steczko, in the Chair. Is there any further discussion? If not, the Chair recognizes Representative Levin, to close."

Levin: "I just ask for a favorable roll call on this technical correction."

Speaker Steczko: "The Gentleman has moved for the passage of House Bill 2710. The question is, 'Shall this Bill pass?' All those in favor will signify by voting 'aye'; those opposed by voting 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 117 voting 'yes', none voting 'no', none voting 'present'. Mr. Leitch."

Leitch: "Thank you, Mr. Speaker. We respectfully request a Republican conference."

Speaker Steczko: "Mr. Leitch, let me announce the roll call first. On this question, there are 117 voting 'yes', none voting 'no', none voting 'present'. House Bill 2710, having received the required Constitutional Majority, is hereby declared passed. Mr. Leitch, could we hold your request for just a moment? Let the Chair announce, the recess meeting of the Rules Committee will take place immediately in the conference room behind the Speaker's podium. Mr. Leitch. Mr. Churchill."

Churchill: "Thank you, Mr. Speaker. Maybe you could or the Parliamentarian could tell me how long ago the notice of the Rules Committee came out. We have not received a copy of the notice. I believe you have a one day posting requirement at this stage in the game."

Speaker Steczko: "Mr. Churchill, it is my understanding it's a recessed meeting."

Churchill: "Right. To consider a Bill, I understand. You could perhaps tell me, I believe the rules say, that you have a

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one day posting notice on that."

Speaker Steczo: "Mr. Churchill, it's been posted for a Rules Committee hearing since last Friday."

Churchill: "Okay. Thank you."

Speaker Steczo: "Mr. Leitch, you have requested a Republican conference. Could you advise the Chair as to how much time you will need."

Leitch: "Probably about 45 minutes to an hour."

Speaker Steczo: "So, the Republicans will caucus in Room 118 for a period of about 45 minutes and the House will recess until that time."

Speaker Steczo: "House will come to order. Mr. Clerk, Messages from the Senate."

Clerk McLennand: "A Message from the Senate by Secretary Senate Jim Harry. 'Mr. Speaker, I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of a Bill with the following title, House Bill 2028, a Bill for an Act to amend the Comprehensive Health Insurance Plan, together with attached Amendment, Senate Amendment #1 passed the Senate as amended May 12, also directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in the passage of House Bill 2330, a Bill for an Act concerning entities subject to regulations by Department of Insurance, together with Senate Amendment #1 to House Bill 2330, passed the Senate as amended May 12, 1994'. Offered by Jim Harry, Secretary of the Senate."

Speaker Steczo: "On page 51 of the Calendar, on the Speaker's Table, appears House Joint Resolution 86, Representative Wirsing. Representative Wirsing."

Wirsing: "Thank you...thank you, Mr. Speaker and fellow

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Representatives. What House Joint Resolution 86 does, it's a request of the attorney general to file a cause of action against the governor of the U.S., Vietnam, Laos, Russia, and China alleging violation of civil rights of POWs and MIAs from Illinois. It urges our sister 49 states to join in this action on behalf of those from their states who are being held in captivity in Southeast Asia. The whole purpose that this Resolution even came about was happened last August when a Vietnam veteran from my district came to my office in DeKalb and had a similar Resolution that had been passed through the Michigan Legislature, and asked if this couldn't be done in Illinois. What has...what has transpired since last August is that veteran organizations across the state came on board in support of this Resolution and the direction for that. It is appeared that over the years since the end of the Vietnam War, that there continues to be a blockade by individuals and entities from within all the governments listed to prevent all of documentation on the whereabouts of POWs and MIAs. As I've said, all veterans organizations across the State of Illinois have come forward in support, strong support, of this and who have been calling me every day, literally every day, or at least every week since we filed this Resolution, keeping track and wanting to know exactly where it's at and when it...how it was moving through the process. There's a high level of desire that we see this Resolution pass on through and...and become a matter of a legislative matter. I would be willing to accept any questions."

Speaker Steczo: "The Gentleman has moved for the adoption of House Joint Resolution 86. On that, is there any discussion? The Chair recognizes Representative Weaver."

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Weaver: "Thank you very much, Mr. Speaker. I rise in strong support of this Resolution. Those of you who have been following the POW, MIA question realize that when the Soviet Union broke up that at the time of the Vietnam War close in the mid-seventies, there were over 2,500 American servicemen transferred to the Soviet Union for interrogation. Only about half of those men came home. We still have quite a few that we still have unaccounted for, and I'm afraid that the Washington action in normalizing trade relations with North Vietnam and Vietnam in general, is a slap in the face to POWs and MIAs and veterans of all wars in Illinois and the United States. I think it's time that the State of Illinois took direct action, regardless of what the Federal Government does, but it's time that we took action to find out what happened to our guys overseas and why they aren't home and accounted for. Vote 'yes' on this Amendment."

Speaker Steczo: "Representative Giolitto."

Giolitto: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I rise in full support of this House Joint Resolution, and I agree with my colleague that the State of Illinois should come forward and support those who are still in Vietnam, those who have not been accounted for. And I encourage everyone to vote 'aye'."

Speaker Steczo: "Representative Lawfer."

Lawfer: "Thank you, Mr. Chairman, Ladies and Gentlemen of the General Assembly. These people that went forth to serve the country went with a total commitment, and I...they went to fight but not to be abandoned. I feel that we have to live up to our responsibility. They lived up to their responsibility, and we as people need to see that this episode is brought to an end. And I urge strong support of

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this Resolution."

Speaker Steczo: "Representative Martinez."

Martinez: "Thank you, Mr. Speaker, Ladies and Gentlemen. As Chair of the...having the privilege of chairing the Veterans Committee, I stand wholeheartedly in support of this Resolution. I ask the whole House to support it strongly. Thank you."

Speaker Steczo: "Representative Moffitt."

Moffitt: "Just...thank you, Mr. Speaker. Just join my colleagues in support of this Resolution. I commend the Sponsors. I do have a family in my district that after all these years are still waiting on word from Vietnam, and I just saw them last week. They raised the question again and concerns and said that just from time to time within the last month they'd received some additional information from the United States Government, not answering the question, but just additional information of potential explanation, and so after all these years, they're still wondering. Just two weeks ago, they said, 'Is there anything you can do to help?' So, I commend the Sponsors and am in full support of this. Thank you."

Speaker Steczo: "Representative Wirsing has moved for the adoption of House Joint Resolution 86. All those in favor will signify by saying 'aye'; those opposed by saying 'no'. The 'ayes' have it, and House Joint Resolution 86 is adopted. On the Order of Speaker's Table, page 51 of the Calendar appears, House Joint Resolution 100, Representative Woolard. Mr. Woolard."

Woolard: "Thank you, Mr. Speaker, Ladies and Gentlemen. I think that probably most everyone has enjoyed the great statues and the honoring places and the honored places of the capitol complex. Those of you who have looked closely, I'm

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sure, will see that there is one segment of the history of the State of Illinois that has been blatantly left out, and that is the farmer and the farm family. What House Joint Resolution 100 will hope to accomplish through voluntary contributions, voluntary contributions, we will be able to erect a very quality statute in commemorative toward the farm families of this great state. I would encourage everyone to join with us in support of this great Resolution that will be passed by this Body and the Senate and hopefully erected in the very near future. It is going to cost a considerable amount of money, but we have got several very good people already lined up who would like to serve in a capacity of fund raising and design the success of this project. I would encourage each and everyone of you to join with us in the support of honoring that great tradition in this state."

Speaker Steczo: "The Gentleman has moved for the adoption of House Joint Resolution 100. On that, is there any discussion? Chair recognizes Representative Wennlund."

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

Speaker Steczo: "He indicates he will."

Wennlund: "As I understand it, Representative Woolard, this Resolution calls for the erection of a statue honoring the Illinois farmer. It is my understanding that Representative McPike wanted to join in with you and be a Co-Sponsor of this Resolution but that you refused. Is there any truth in that?"

Woolard: "Representative, I think that Representative McPike is very supportive of this concept. Representative Noland has joined with me as the other Chief Sponsor of this, but I know that the farmer who is semi-retired who lives in Representative McPike's district is probably going to

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request to serve on the committee that will be charge of the erection of this great statue and commorative."

Wennlund: "And who is this great statue going to be a fasimile of who is it going to..."

Woolard: "We have been looking for some ideal models and I think that there are several of the people of this Body that would like to volunteer their bodies and their families for the design. But..."

Wennlund: "Thank you very much."

Woolard: "Honestly, in all honesty, Representative, we have had several people step forward and offer their services to help us to design and also make this a real success."

Wennlund: "Chuck Hartke could well serve that purpose, I'm sure. But maybe you can join with me in sponsoring another Resolution honoring lawyers in this state and I'll certainly support this one. Thank you."

Speaker Steczko: "Is there any further discussion? There being none, all those in favor of the adoption of the Resolution will signify by saying 'aye'; those opposed by saying 'no'. The 'ayes' have it. House Joint Resolution 100 is adopted. On the Order of Government Administrations, Second Reading, appears House Bill 3540, Representative Lang. The Bill has been read, I believe, a second time previously."

Clerk McLennand: "House Bill 3540 has been read a second time previously. Floor Amendment #3, offered by Representative Lang."

Speaker Steczko: "The Chair recognizes Representative Lang on Amendment #3."

Lang: "Thank you, Mr. Speaker. An earlier Amendment on this Bill that was defeated would have required...would have removed the requirements for courses for township assessors in Cook County and St. Clair Counties. It is apparent that the

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Body did not favor my position on that and so this represents a compromise. This compromise simply says that in those two counties township assessors do have to take the courses listed in the statute, but do not have to take them until after they are elected, and they would have one year from that time to take those courses. And I would move adoption."

Speaker Steczo: "The Gentleman has moved for the adoption of Amendment #3. On that, is there any discussion? Chair recognizes Representative Hughes."

Hughes: "Thank you, Mr. Speaker. Will the Sponsor yield for question?"

Speaker Steczo: "Proceed, Representative Hughes. He will."

Hughes: "Thank you. Representative Lang, as you stated there was the underlying Bill on Amendment 2 that was defeated. The Amendment #3, does that...is that limited to only two counties or does that cover the entire state?"

Lang: "My understanding is it is limited to the same two counties that my original Amendment was."

Hughes: "It was my understanding that Cook and St. Clair where the original two counties and that this Amendment says in any township or multi-township assessment district with 15,000 or more inhabitants."

Lang: "You are correct, Representative. I misread it."

Hughes: "Okay. So it would apply throughout the state to townships or multi-townships of 15,000 or more?"

Lang: "You're correct. I would be happy to have it amended in the Senate to just include those two counties, if that is your desire."

Hughes: "What...originally we were speaking of two townships and eliminating the education requirement, now we are speaking of any township of 15,000? And stating that after the

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election anyone of a number of requirements could be met?"

Lang: "It simply says that in the counties affected by the legislation, the courses would have to be taken, but they would not have to be taken until after the assessor was elected, and they would have one year to take those classes, so there would be a deadline. As you recall, when I had the original Amendment, my concern was that in the two counties in this state where the county assessor is elected, those county assessors that actually do the assessing didn't have any course requirements, so why should the township assessors? And since we couldn't move that along I thought this might be more palatable to the Members of the House."

Hughes: "Do you have any idea how many townships we would be talking about across the state?"

Lang: "No I don't, but again, I would be happy to have this amended in the Senate, to only include the two counties that I was originally referring to, Cook and St. Clair."

Hughes: "Are you aware that two years ago the law in this regard was amended to require not only that there be education prior to filing for election, but also that the education requirement be fulfilled prior to being appointed to fill a vacancy?"

Lang: "Yes."

Hughes: "Is there opposition to this Bill, as amended?"

Lang: "The township assessors are opposed, the township assessors are opposed for two reasons. First, the taking of the courses requires that they get a stipend and the state pays them a stipend, the taxpayers for all our districts pay a stipend. Secondly, the township assessors look at this as a helping the incumbent Bill, because the...the discomfort of someone who wants to unseat an incumbent who would have

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to go to take these courses, is so much that they wouldn't bother doing it, and so it limits the playing field of people who want to run against an incumbent assessor. There really is no legitimate reason in Cook or St. Clair Counties when the assessors themselves don't do any assessing for these people to even have to take these courses. But this represents my effort to compromise. I should add that the township officials of Illinois are neutral on this. They are not opposed; they are neutral."

Hughes: "If education is the problem, would it not make sense to require that at least those county assessors have this rather than to remove the requirement for others?"

Lang: "Well, that's not what this legislation does."

Hughes: "I realize that."

Lang: "If you propose that we will consider it together."

Hughes: "Thank you, Representative. To the Amendment, the issue of assessment, I know in my area and I suspect in almost every other Representative's area, is a very significant one. Our constituents are very concerned about their property taxes and they link those taxes to the assessment and the quality of assessment. It is a growing issue across this state. There has been effort after effort to improve the quality and improving the quality means better education. I believe that this Amendment, and the Bill that it will become is moving in the wrong direction and contrary to quality assessment throughout the state."

Speaker Steczko: "Representative Mulligan."

Mulligan: "Thank you, Mr. Speaker. Will the Sponsor yield for a question?"

Speaker Steczko: "He indicates that he will."

Mulligan: "Representative Lang, what if someone is elected and then cannot pass the course? Are we going to make it that

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they have to pass or the answers are given out or will it then be a sham?"

Lang: "If they don't take the courses or they can't pass the courses, they would be disqualified from office and a successor would have to be appointed."

Mulligan: "And then that appointment would be left up to either township officials and party insiders?"

Lang: "The appointment would happen as allowed by law now, if a current assessor died or resigned."

Mulligan: "Well, there...that doesn't happen as many instances as might happen if we just let anybody run that haven't taken a course."

Lang: "I didn't understand the question."

Mulligan: "I mean, I don't think there is as many bad instances is not as common as it would be just to allow anyone to run who is not yet qualified."

Lang: "Well again, Representative, let's go back to my view that these courses are kind of silly for these people to have to take in the first place because these courses accomplish nothing. It would be as if you took courses in brain surgery when you weren't planning to do any brain surgery. Township assessors do no assessing."

Mulligan: "Yes but the township assessor, our township assessor, help with property tax appeals."

Lang: "That's correct, but these courses have nothing to do with filling out those forms and helping people do those appeals."

Mulligan: "Perhaps it would be more appropriate then to change the course rather than to change the requirements so that not only the course if of little value but the person serving in the job has no ability."

Lang: "I would be happy to jointly sponsor a Bill with you to do

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that, Representative."

Mulligan: "To the Bill. I also think this is a bad Amendment. Sometimes we don't know whether the quality of township government is good or bad. In our township it serves a large unincorporated area and we value our township officials. Also, the assessor does help with property tax appeal work. I do think that if we are just going to let people be elected and then require them to take a test afterwards, of course afterwards we are asking for problems that we don't have to buy into. I think it would be more appropriate to change the course. I urge a 'aye' vote...a 'no' vote, and I would like a roll call, and I would like it verified."

Speaker Steczo: "Representative Skinner."

Skinner: "Mr. Speaker, it is time to go home. Did you hear that we want a verified roll call?"

Speaker Steczo: "Excuse me?"

Skinner: "The request of the Representative behind me?"

Speaker Steczo: "Which request was that, Mr. Skinner?"

Skinner: "For a roll call and a verification if it looks as if it is going to succeed."

Speaker Steczo: "On this Amendment?"

Skinner: "It is time to go home."

Speaker Steczo: "Do you have any further questions? Yes, I acknowledged that request. Do you have any further questions?"

Skinner: "Well, let's talk about this Amendment. What we are trying to do is put incompetence into office. Now the Sponsor already admits that the Cook county assessor and the county assessor in St. Clair County have no qualifications; they haven't passed the test. There certainly is no evidence that they are able to put out

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uniform assessment in their jurisdiction and yet instead of going after the problem, the problem of unqualified county assessors, what he does is say let's make the only people who are qualified to do the assessing job in Cook County not have to pass a test until a year after they have taken office. What happens if they fail? Well let's see, there is nothing in the Amendment to kick them out of office and of course that would start a very bad precedent because lots of us might be in danger if we had performance evaluations or if we had to pass a test. Certainly the Leadership of this House would have a problem. I think that's probably enough."

Speaker Steczo: "Representative Levin."

Levin: "Would the Gentleman yield?"

Speaker Steczo: "He indicates he will."

Levin: "Okay. First of all, I think we could all agree that the last speaker was a little bit out of order as far as his description of the Cook County assessor, who had a very extensive background in property tax assessments before he became the assessor. Would you not agree?"

Lang: "That's absolutely correct, Representative."

Levin: "In fact, he was the Sponsor of the general homestead exemption when he was president of the Senate which I was happy to have been the House Sponsor of, and I think that's provided a lot of relief to people over the years. My question however is, we were looking last week in a related matter at the questions of training of township assessors, and my recollection of what we saw was that the current law, is that for assessors in townships under, I think it's 15,000, right now if they are elected or appointed to the position they have one year to get the training, otherwise they are automatically out. And for those in townships

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over 15,000 they have to be qualified at the time that they run. What change does your Amendment make, assuming I'm understanding the current law correctly, in that current scheme?"

Lang: "Well, my understanding, Representative, if I am reading my own Amendment correctly, is that it would require a township assessor to take the courses. As you will recall, last week I tried an Amendment to remove that requirement, but require them to take the courses but would give them a year after they are elected to fulfill that requirement. My intent was to have this Bill apply to only Cook and St. Clair Counties. The Amendment does not do that. I would be happy to have it amended to those two counties in the Senate."

Levin: "You may want to look at that because our reading of the statutes last week was that in townships under 15,000 they have one year from the time of election or appointment to do so now, and at that point they have to turn in a piece of paper to the township clerk and the Department of Revenue, that says I have taken the course; otherwise, they are automatically out. So I am wondering what your Amendment actually does in that context."

Lang: "Well, we should probably work on it a little bit in the Senate. And as I say, it includes more than the two counties I intended. I would be happy to work with you, Representative, to make sure the Bill reads properly when it gets out of the Senate."

Levin: "Thank you."

Speaker Steczo: "Representative Walsh."

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

Speaker Steczo: "Proceed, Representative Walsh."

Walsh: "Thank you. How is this Amendment different from the

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Amendment we voted on either last week or two weeks ago?"

Lang: "Representative, have you been here during this debate?"

Walsh: "I would appreciate if you...I'm with you, Representative."

Lang: "Oh, okay."

Walsh: "I would just like to know..."

Lang: "Thank you."

Walsh: "How this is different from?"

Lang: "Well, if you are with me, I am very happy to have question."

Walsh: "I would just appreciate if you would clarify for me."

Lang: "Sure. Sure."

Walsh: "The difference between this one and the one we voted on."

Lang: "Sure. You should hold up a sign so I know whose side you are on. The previous Amendment that was defeated would have removed these education requirements. This Amendment keeps those requirements in but says you have a year to fulfill them."

Walsh: "The same thing you have said to all the other people that have asked that question."

Lang: "I have said that several times."

Walsh: "Today."

Lang: "Thank you for pointing that out today. Yes, Representative."

Walsh: "Well, good I just wanted to see if you were consistent with your answer and I am happy to hear that."

Lang: "And I am always consistent."

Walsh: "Well, I think that this is a good Amendment, Representative. And I think that it is a good Amendment for the same reasons that I thought that a previous Bill that was brought to us to require attorneys to be attorneys for 10 years before they could run for judge was a bad

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Bill. I don't think that we should have qualifications on people running for elective office. If we have these qualifications, let them go to the people and tell them that they feel that they are more qualified to run for the office than possibly their opponent. But let's let the electors decide who should be elected to these offices. Furthermore, I agree with the Sponsor, that these people cannot by law assess, the assessing in Cook County is done by the Cook County Assessor. By law these people are not allowed to assess, so why they have to have a qualification, I don't understand. But let's let the people decide who should be elected to these offices."

Speaker Steczo: "Representative Pedersen."

Pedersen: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Will the Sponsor yield? Yes, Representative, as a kind of preface to my question, I disagree with you strongly that these courses aren't needed and aren't helpful. I think that the knowledge that the township assessors gain from the courses help them to be much better assessors, and much better township assessors because they understand how...how the process works and so in that sense, I disagree. And I have this question, you had answered Representative Skinner, that if they don't, Mulligan I guess it was, if they don't pass the exam that they are, you know, out of office. But I...is there anything in this Amendment that says that, we can't find that?"

Lang: "The Election Code itself is replete with evidence that if you are not qualified for the office that you have been elected to that you are out of office. We don't have to put that in this Amendment, Representative."

Pedersen: "So what you are saying, because we pass this Bill that

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we have a requirement and if that requirement is not fulfilled, it is automatically taken care of by the Election Code in general."

Lang: "Well the Election Code says, that if you are elected to an office for which you are not qualified, you cannot retain that office, and when you cannot retain the office you have to be replaced under the provisions of the Election Code."

Pedersen: "Well that sounds...that sounds pretty vague. I think that you really need to address this question to make sure that it is precisely spelled out so that we understand that."

Speaker Steczo: "Is there any further discussion? There being none, the...Representative Lang, to close."

Lang: "Thank you, Mr. Speaker. Before I go on I want to break the House rules and introduce a school from my district, Fairview School, up in the gallery. Thank you, I know I violated all of our rules but I do that often here. Let me tell you about this Amendment. This Amendment is very simple. No other officer in this state elected anyplace has a requirement, other than an age requirement, they're a registered voter requirement to be in office. We don't require Members of the House of Representatives or Members of the Senate to pass a civics test, or to learn how to speak the constituents, or anything else. Why should these township assessors even have to take these courses where they don't need the courses? However, that Amendment failed, this Amendment says let them take the courses. But let's not lock incumbents into offices, and give them no opportunity to be defeated, except by somebody taking money out of their own pocket to take unnecessary courses. That's all this does, that's all this does. Representative Walsh was right on the button. If somebody takes these

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courses and they think it helps them, if they think it makes them a better candidate for assessor then let them publish that. They don't need that to be in this office. Please vote 'aye'."

Speaker Steczko: "The Gentleman has moved for the adoption of Amendment #3. On that question, all those in favor will signify by voting 'aye'; those opposed by voting 'no'. The voting is open. Representative Hoffman, one minute to explain your vote."

Hoffman: "Yes, the previous speaker I think spoke in error, there are other...other...other offices that you do have to be qualified and have previous qualifications, such as the regional superintendent of schools, a judge obviously has to be a lawyer, and I think you should have training in assessment to be an assessor."

Speaker Steczko: "Chair recognizes Representative Lang."

Lang: "I can't believe this Body would embarrass me with a school district from...in a school from my district up in the gallery. Have a little heart, would you for crying out loud."

Speaker Steczko: "Mr. Lang, timing is everything sometimes. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 31 voting 'yes', 71 voting 'no', 12 voting 'present', and the Amendment fails. Mr. Clerk, take the Bill out of the record, at Representative Lang's request. On the Order of Government Administration, Second Reading, appears House Bill 2807, Representative Lopez. Out of the record. House Bill 3297, Representative Martinez. Mr. Clerk, please state the posture of this Bill."

Clerk McLennand: "House Bill 3297 has been read a second time

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previously. No Committee Amendments. Floor Amendment #1, offered by Representative Hoeft."

Speaker Steczo: "The Chair recognizes Representative Hoeft on Amendment #1. Out of the...the Gentleman withdraws Amendment #1. Mr. Clerk, any further Amendments?"

Clerk McLennand: "Floor Amendment #2, offered by Representative Cowlshaw."

Speaker Steczo: "The Chair recognizes Representative Cowlshaw on Amendment #2 to House Bill 3297."

Cowlshaw: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. This is the waiver Amendment. This Amendment has been presented once without there being a Roll Call Vote, once with a Roll Call Vote, and in both cases this Amendment failed. So this is kind of the three times and out. And as a matter of fact, this Amendment had been filed to several other Bills and I have withdrawn all of those other Amendments. However, if it had not been for my experiences in hearing what people from the hill had to say to meetings of the National Conference of State Legislators last Thursday, Friday and Saturday, I would not have brought this Amendment forward one more time. But I was told, while I was in Washington, that..."

Speaker Steczo: "Representative Cowlshaw, Representative Cowlshaw, excuse me for one second. Representative Martinez, Representative Martinez, for what purpose do you seek recognition?"

Martinez: "Yes, I would like this Bill to be taken out of the record at this time."

Speaker Steczo: "The Gentleman requests the Bill be taken from the record. On the Order of Government Administration, Third Reading, appears House Bill 3871, Representative McGuire. Representative McGuire. Mr. McGuire. Mr. Clerk,

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please read the Bill."

Clerk McLennand: "House Bill 3871, a Bill for an Act that amends the Housing Authorities Act. Third Reading of this Bill."

Speaker Steczko: "The Chair recognizes Representative McGuire."

McGuire: "Thank you, Mr. Speaker. House Bill 3871 is the housing income determination Bill, and what it does, is it makes a Bill that was passed last year for the City of Chicago a statewide Bill. And the Bill last year was a, sponsored by Representative Coy Pugh in the House and a Senator named Walter Dudycz in the Senate. What it does is allows people who are on the housing authorities to keep some of their income and not be deducted, and it goes into the ratio of what they pay for rent, and primarily it helps people to become self-sufficient, get off the welfare rolls, and hopefully get out of the housing authority and make room for someone else, and become self-sufficient, and a tax paying citizen of their area. I'll try and answer any questions you may have; otherwise, I'd appreciate your positive vote."

Speaker Steczko: "The Gentleman has moved for the passage of House Bill 3871. On that question, is there any discussion? There being none, the question is 'Shall this Bill pass?' All those in favor will signify by voting 'aye'; those opposed by voting 'no'. The voting is open. Please record Representative Black as 'aye'. Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. Representative Wennlund, for what purpose are you seeking recognition?"

Wennlund: "Thank you, Mr. Speaker. I just wanted to explain all the green votes up there. If it wasn't for Representative McGuire's 65th birthday, we probably would not of all supported that measure. Thank you, Representative

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McGuire."

Speaker Steczko: "On this question, there are 114 voting 'yes', none voting 'no', none voting 'present'. House Bill 3871, having received the required Constitutional Majority, is hereby declared passed. Representative McGuire, for what purpose do you seek recognition?"

McGuire: "Mr. Speaker, my name was used. I'd like to make a response. I'm not 65, I'm 61, but thanks for your vote."

Speaker Steczko: "On the Order of Government Administration, Third Reading, appears House Bill 2805, Representative Moseley. Representative Moseley. Mr. Clerk, please read the Bill."

Clerk McLennand: "House Bill 2805, a Bill for an Act that amends the State Fair Act. Third Reading of this Bill."

Speaker Steczko: "Representative Moseley."

Moseley: "Thank you, Mr. Chairman, Mr. Speaker and Ladies and Gentlemen of the Assembly. This Bill simply stated, wants to give a priority to Illinois horse owners in using the facilities at the Illinois State Fair. I have been working over the past couple of weeks with representatives from the Department of Agriculture. We think we have some language that we might be able to use that would change this from a mandatory priority to something more akin to what we do currently with purchases and contracts using Illinois vendors. At this point I would simply like to get a favorable vote on this, so that we could continue with our negotiations, and I will gladly answer any questions."

Speaker Steczko: "The Lady has moved for the passage of House Bill 2805, and on that question, is there any discussion? The Chair recognizes Representative Wennlund."

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

Speaker Steczko: "She indicates she will."

Wennlund: "It, has the Department of Agriculture taken a position

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on this?"

Moseley: "Well, the Department of Agriculture originally was, was neutral to leaning against, and since we've had some discussions and have been trying to work out something that would be the equivalent of a deposit on the stall rental places, and a what I'm trying to work out would be a 10% leeway, if the show coming in from out-of-state can guarantee 10% more stall would be used, then we would give them the schedule, but if they couldn't prove more than 10% for the in state, over the in state show, then we would give the priority to the in state show."

Wennlund: "All right, the liaison for the department is standing right to my left and he informs me that the department is opposed to this Bill and always has been and the reason being is because it will ultimately cost the State of Illinois more dollars. It's obvious that the larger shows will bring in, even though they're out-of-state, a greater amount of dollars to the City of Springfield, and to the department through the fairgrounds than these smaller shows which would have to be given priority. So, the bottom line is, and to the Bill. The bottom line is it's going to cost the taxpayers of Illinois more to subsidize the fairgrounds because Illinois smaller shows would have priority over out-of-state larger shows which would bring in more income and more income to the fairgrounds. So, that's why the department's opposed to the Bill, and I urge a 'no' vote on the Bill."

Speaker Steczo: "Representative Noland."

Noland: "Thank you, Mr. Speaker. I rise in opposition to this Bill. I spoke with the Speaker earlier, the Representative, she has good intentions, we all love horses, we love ratites, but this is such a terrible

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precedent. We've got a state fair management, we have a state fair advisory member, we have a state fair advisory board, if she's got problems she should go to them. This ought to be a House Resolution, not a House Bill. She should go the people who are in charge, the scheduling and talk to them. I know she's got a problem with one youth charity horse show. There's no reason to legislate the entire state fair on one horse show. It won't stop here. Next it will be pigs, it will be cattle, it will be chickens, and rabbits, where do you stop? So, this is a great idea, but it's a bad Bill. Vote 'no'."

Speaker Steczko: "Representative Moseley."

Moseley: "Mr. Speaker, I'd like to take this out of the record."

Speaker Steczko: "The Lady requests the Bill be taken from the record. On the honor of Motions. Representative Maureen Murphy, and Representative Larry Wennlund have filed a Motion, pursuant to Rule 20 (k). I move to suspend the posting requirements with relation to Senate Bill 1274 assigned to the House, Elementary and Secondary Education Committee. Is there any discussion on that Motion? There being none, all those in favor of the Motion will signify by saying 'aye'; those opposed by saying 'no'. The 'ayes' have it. Is there leave for the Attendance Roll Call? There being no objection, leave is granted, and the Motion is adopted. On page 49 of the Calendar, appears, on the Order of Second Reading, appears Senate Bill 1083. The Chair recognizes Representative Woolard. Mr. Clerk, please read the Bill."

Clerk McLennand: "Senate Bill 1083 has been read a second time previously. Amendment #1 was adopted in committee. Motions have been filed to table Amendment #1."

Speaker Steczko: "Representative Wennlund."

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Wennlund: "Yes, Mr. Speaker, I move to table Amendment #1..."

Speaker Steczo: "The Gentleman moves to table Amendment #1. All those in favor will signify by saying 'aye'; those opposed by saying 'no'. The Amendment's tabled. The 'ayes' have it, and the Amendment's tabled. Mr. Clerk, any further Amendments?"

Clerk McLennand: "Floor Amendment #2, offered by Representative Woolard."

Speaker Steczo: "The Chair recognizes Representative Woolard on Amendment #2."

Woolard: "If I may, Mr. Speaker, I would like to defer to Representative Ryder who has the information. I think that all of us in this Body recognize that many times we have emergency situations within particular districts and we should address those. I would defer to Representative Ryder."

Speaker Steczo: "The Chair recognizes Representative Ryder."

Ryder: "Thank you, Mr. Speaker. The language I believe has been discussed on both sides of the aisle. This amends the Sanitary District Act. This district was basically washed away during a flood, and now the Environmental Protection Agency is requiring the agency, the district to repair itself or face massive fines. However, the language of the Sanitary District did not include exemptions for emergency situations that would allow them to proceed with emergency repairs without the necessities of specification and bidding processes. This puts that into the Bill, so that, or into law so that they can immediately take advantage of the repairs, and more importantly avoid the kinds of fines that EPA may be able to place on them, and it is a truly emergency situation, and it's in the form of a flood. I'd be happy to answer any questions, but I believe the

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Amendment is as I just discussed it."

Speaker Steczko: "The Gentleman moves for the adoption of the, of Amendment #2. On that, is there any discussion? Representative Woolard. The Gentleman does not wish to speak. All those in favor of the adoption of Amendment #2 signify by saying 'aye'; those opposed by saying 'no'. The 'ayes' have it, and the Amendment is adopted. Mr. Clerk, any further Amendments?"

Clerk McLennand: "No further Amendments."

Speaker Steczko: "Third Reading. Mr. Clerk, please read the Bill a third time."

Clerk McLennand: "Senate Bill 1083, a Bill for an Act that amends the Fire Protection District Act. Third Reading of this Bill."

Speaker Steczko: "The Chair recognizes Representative Woolard."

Woolard: "I think that everyone recognizes that the Amendment, as proposed, is taking care of an emergency situation that took place in a catastrophic event in the flood, and we would just encourage everyone to join us in providing language necessary to accommodate this need."

Speaker Steczko: "The Gentleman has moved for the passage of Senate Bill 1083. On that question, is there any discussion? There being none, the question is, 'Shall this Bill pass?' All those in favor will signify by voting 'aye'; those opposed by voting 'no'. Voting is open. Have all voted who wish? Have all voted who wish? Mr. Clerk, please take the record. On this question, there are 112 voting 'yes', none voting...Mr. Granberg."

Granberg: "Point of order. I think one of the main Sponsors, Representative Black, forgot to vote on this."

Speaker Steczko: "Mr. Ryder."

Ryder: "On behalf of Mr. Black, we'll except this baseball, and

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won't throw it back, but he's not feeling real well right now, and I think since he's off the floor he asked not to be voted."

Speaker Steczko: "On this question, there are 112 voting 'yes', none voting 'no', none voting 'present'. Senate Bill 1083, having received the required Constitutional Majority, is hereby declared passed. The Clerk, Adjournment Resolution. Not so fast."

Clerk McLennand: "House Joint Resolution 155, offered by Representative Granberg. RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that when the House of Representatives adjourns on Thursday, May 12, 1994, it stands adjourned until Friday, May 13, 1994 at 2:00 o'clock in Perfunctory Session, and when it adjourns on that day, it stands adjourned until Tuesday, May 17, 1994 at 12:00 noon; and when the Senate adjourns on Thursday, May 12, 1994, it stands adjourned until Friday, May 13, 1994 at 12:00 noon, and when it adjourns on that day, it stands adjourned until Tuesday, May 17, 1994 at 12:00 noon."

Speaker Steczko: "Representative Granberg moves for the adoption of the Adjournment Resolution. All those in favor will signify by saying 'aye'; those opposed by saying 'no'. The Adjournment Resolution is adopted. Agreed Resolutions."

Clerk McLennand: "House Resolution 2628, offered by Representative Tim Johnson; House Resolution 2630, offered by Representative Kubik; House Resolution 2633, offered by Representative Younge; House Resolution 2634, offered by Representative Younge; House Resolution 2635, offered by Representative Wennlund; House Resolution 2636, offered by Representative Deering; House Resolution 2637, offered by

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Representative Curran; House Resolution 2638, offered by Representative Frederick; House Resolution 2642, offered by Representative Hoeft."

Speaker Steczko: "Representative Novak, for what purpose do you seek recognition?"

Novak: "Yes, Mr. Speaker. I was just informed that the Chicago Cubs defeated the Cardinals, 8-6 in the bottom of the 11th."

Speaker Steczko: "Representative Granberg moves for the adoption of the Agreed Resolutions. All those in favor will signify by saying 'aye'; those opposed by saying 'no'. The 'ayes' have it, and the Agreed Resolutions are adopted. Mr. Brunsvold, for what purpose do you seek recognition?"

Brunsvold: "Mr. Speaker, I'd like to make an announcement. Next week the annual House, Senate softball game will, will happen on Tuesday evening at Lincoln Park, so I want everybody that would like to play to bring their shoes and their sneakers or tights, whatever, and we'd like again challenge our nemesis across the rotunda, that motley horde from the Senate to a softball game in which the House in recent history has not lost in a real game. So, bring your shoes next week and plan on a House-Senate softball game on Tuesday night. Thank you."

Speaker Steczko: "Death Resolutions."

Clerk McLennand: "House Resolution 2629, offered by Representative Ryder, with respect to the memory of Marcell Pacatte. House Resolution 2631, offered by Representative Kubik, with respect to the memory of Wesley J. Vodrazka. House Resolution 2632, offered by Representative Kubik, with respect to the memory of Charles Hitzeman."

Speaker Steczko: "Representative Granberg moves for the adoption of the Death Resolutions. All those in favor will signify

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by saying 'aye'; those opposed by saying 'no'. The 'ayes' have it. Death Resolutions are adopted. Mr. Clerk, any General Resolutions?"

Clerk McLennand: "House Joint Resolution 154, offered by Representative Schoenberg."

Speaker Steczo: "Committee on Assignment. There being no further business to come before the House, the... Representative Granberg now moves that the House stands adjourned until Tuesday, May 17, 1994 at the hour of 12:00 noon. All those in favor will signify by saying 'aye'; those opposed by saying 'no'. The 'ayes' have it, and the House now stands adjourned."

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