

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

64th Legislative Day

May 24, 1993

Speaker McPike: "The House will come to order. The Chaplain for today is Reverend Ronald Klaus, of the First Baptist Church, in Oblong, Illinois. Reverend Klaus is the guest of Representative Hartke. The guests in the balcony may wish to rise and join us for the invocation."

Reverend Ronald Klaus: "Thank you. Chuck ask me to keep this short today. Let's pray together, shall we? Our Heavenly Father as we come before You, this day, we thank You, Lord for the opportunity to serve You and for the day that You have given to us. Lord, I pray for the men and women of the Illinois Legislature today, that You might give them the wisdom as they conduct the business of the State of Illinois. Father, we pray Lord that You'd be with each and every one of them. That You might give them each and every one of them direction and guidance as they serve the people of the State of Illinois and Lord, we pray for their families today also as sacrifices are made in order for these individuals to serve in this legislature. Thank you, Lord for the day and thank You for Your goodness to us as a state and as a nation. We ask it in Jesus name. Amen."

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

Saviano - 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 Currie."

Currie: "Thank you, Speaker. All the House Democrats are here."

Speaker McPike: "Thank you. Representative Kubik."

Kubik: "Thank you, Speaker. The Republicans, Representative Bernard Pedersen is excused today."

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Speaker McPike: "Thank you. Mr. Clerk take the record. One hundred seventeen Members answering the roll call. A quorum is present. A message from the Senate."

Clerk Rossi: "A Message from the Senate by Mr. Harry, Secretary. 'Mr. Speaker, I am directed to inform the House of Representatives that the Senate has refused to concur with the House in the adoption of their Amendments to the Bills of the following title to wit; Senate Bill 17, 159, 240, 246, 268, 290, 311, 314, 315, 316, 317, 318, 319, 320, 321, 322, 356, 405, 498, 499, 520, 521, 522, 525, 526, 527, 528, 529, 531, 532, 586, 677, 798, 841, 937, 941, 944, 945, 946, 953, 990, and 1099, action taken by the Senate May 23, 1993. A Message from the Senate by Mr. Harry, Secretary.

'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 the Bills of the following title to together with the attached Amendments thereto in the adoption of which I am instructed to ask for the concurrence of the House to wit; House Bill 132, 176, 203, 246, 317, 419, 564, 611, 701, 766, 837, 935, 1009, 1029, 1040, 1102, 2231, 2245, 2262, 2272 and 2282 passed the Senate as Amended May 21, 1993. A Message from the Senate by Mr. Harry, Secretary. 'Mr. Speaker, I am directed to inform the House of Representatives that the Senate has refused to concur with the House in the adoption of their Amendments to the Bills of the following title to wit; Senate Bill 345, 442, 617, 730, 899, 926, 935, 940 and 951, action taken by the Senate May 24, 1993. Jim Harry, Secretary of the Senate'."

Speaker McPike: "Special Order Concurrences. This will be final action on all these Bills. House Bill 35, Representative Kubik. Mr. Novak. I apologize, Representative Novak."

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Novak: "Oh, that's okay."

Speaker McPike: "Mr. Novak."

Novak: "Yes, Mr. Speaker, Ladies and Gentlemen of the House. I move that we concur in Senate Amendment #1 to House Bill 35. My understanding, Senate Amendment #1 is similar to the Amendments that were...that the language to Senate Bill 902 considering the penalties for car jacking and I ask the affirmative support of the Body."

Speaker McPike: "All right. If the Chair could have your attention, just for a minute. On all of these Senate Amendments over here for concurrence, this is final action. So from here it goes to the Governor. So the Chair would ask anyone presenting the Bill for concurrence to please explain the Senate Amendment fully. The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 35?' All those 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 115 'ayes' and 0 'nays' and the House does concur in Senate Amendment #1 to House Bill 35 and this Bill, having received the Constitutional Majority, is hereby declared passed. On a Nonconcurrence Motion, Senator...Representative Steczo. Representative Steczo on 1331. Do you want to nonconcur? Mr. Steczo?"

Steczko: "Thank you Mr. Speaker, I would move that the House nonconcur in Senate Amendment #1 to House Bill 1331. The Bill has to be taken to Conference Committee for technical changes."

Speaker McPike: "The question is, 'Shall the House nonconcur in Senate Amendment #1 to House Bill 1331?' No discussion. All in favor say 'aye'; opposed, 'no'. The 'ayes' have it and the Motion carries. House Bill 45,

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Represent...Representative Parke."

Parke: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. I rise in asking the Body to concur with the Senate Amendment 1. It amends the Illinois Parenting Act. It allows the court to direct a parent to submit to a DNA test to determine the parent characteristics to provide that the tests should be conducted by an expert qualified as an examiner of blood and tissue types. Provides that if the test results show that the alleged father is not excluded, the report shall contain combined fraternity index relating to the probability of parenting."

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

Granberg: "Will the Gentleman yield?"

Speaker McPike: "Yes."

Granberg: "Representative, is this identical to the Bill that passed this House previously that you sponsored?"

Parke: "Thank you. It was requested by the Department of Public Aid to make sure that this was identical to the Senate Bill and we amended it to do so. So it's my understanding it is exactly the same."

Granberg: "Okay and that was the Bill that was your Bill though that passed out of this chamber last...?"

Granberg: "Thank you."

Parke: "Yes, it is."

Speaker McPike: "Representative John Dunn. The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 45?' 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 is 117 'ayes' and 0 'nays'. The House does concur in Senate Amendment #1 to House Bill 45, and this Bill having received the

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Constitutional Majority, is hereby declared passed. House Bill 73, Representative Giolitto. Barb Giolitto. On a Motion to concur. Stand up and you'll have to stand up and...Out of the record. House Bill 74, Representative McAfee."

McAfee: "Thank you, Mr. Speaker. I would move that we concur with Senate Amendment #1 to House Bill 74. This Amendment prohibits the Department of Transportation from approving a plan that would permanently close or relocate that portion of 55th street lying between East Avenue and Joy Road located in Cook County. This is similar to the provision that we passed on Senate Bill 147. I would ask your favorable vote."

Speaker McPike: "On the Motion, Representative Ryder."

Ryder: "Thank you. Would the Sponsor yield please?"

Speaker McPike: "Yes."

Ryder: "Representative, did the Senate Bill Amendment...excuse me, Senate Amendment #1 become the Bill?"

McAfee: "Yes."

Ryder: "Everything else is deleted?"

McAfee: "Yes."

Ryder: "And this Amendment prohibits the Department of Transportation under any circumstances to do certain kinds of work?"

McAfee: "This particular street, to answer your question is yes Tom. This particular street lies between a quarry and a manufacturing facility and is a major arterial road. The emphasis by Senator Topinka and myself was to make sure this road would maintain its condition as a...a thoroughfare and this is what we attempted to do when it passed out of the Senate."

Ryder: "Thank you."

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Speaker McPike: "The question is, 'Shall the House concur with Senate Amendment #1 to House Bill 74?' 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 is 115 'ayes' and 1 'no' and the House does concur to Senate Amendment #1 to House Bill 74, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 113, Representative Saltsman. Representative Giolitto, are you ready? House Bill 73, Representative Giolitto."

Giolitto: "House Bill 73, Senate Amendment makes the program permissive rather than mandatory and I move to concur."

Speaker McPike: "Representative, the Chair has asked for a full explanation of the Senate Amendments, so perhaps you could tell what program it makes a..."

Giolitto: "Okay, this...this Bill has to do with the expansion of projects Self Sufficiency, a program to get people off of welfare. And the Amendment...It was amended so that it is not mandatory because the funds were not in DCCA."

Speaker McPike: "And on the Lady's Motion, Representative Ryder."

Ryder: "Thank you. Will the Lady yield please?"

Speaker McPike: "Yes."

Giolitto: "Yes."

Ryder: "Representative, was this Amendment, Senate Amendment #1, was that part of any other Bill?"

Giolitto: "No."

Ryder: "Or, did it get kill?"

Giolitto: "No, it hasn't. No..."

Ryder: "At whose request was this Amendment adopted? Who asked the Senator?"

Giolitto: "The Depart...DCCA. The Department of Community...Commerce and Community Affairs."

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Ryder: "Okay. The Department of Commerce and Community Affairs ask for this Amendment to be on?"

Giolitto: "Yes, they did, because they were not able to actually come up with funding, so they wanted it to be permissive."

Ryder: "Okay. Thank you. I'm all for being permissive?"

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 73. 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 is 115 'ayes', and 0 'nays' and the House does concur in Senate Amendment #1 to House Bill 73, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 113, Representative Saltsman."

Saltsman: "Yes, thank you Mr...."

Speaker McPike: "Representative Zickus, for what reason do you rise?"

Zickus: "I would like the record to reflect that I would have voted 'yes' on that, on Senate Bill 13...on House Bill 1373."

Speaker McPike: "The record will reflect that Representative Zickus intended to vote 'aye' on House Bill 73. Representative Saltsman."

Saltsman: "Yes, Senate Amendment #1 on House Bill 113, I make a Motion to concur with Senate Amendment #1."

Speaker McPike: "And would you please explain the Amendment, Sir."

Saltsman: "All it does is it clarifies what a...a food district distribution point is and...it's just technical language to straighten the Bill out. It was recommended by the Republican staff."

Speaker McPike: "Is there any discussion on the Gentleman's Motion? Mr. Black."

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Black: "Yes, thank you very much, Mr. Speaker. Will the Gentleman yield?"

Speaker McPike: "Yes."

Black: "For some reason, I don't have the Amendment."

Speaker McPike: "Yes, he will yield."

Black: "There's nothing in the Amendment that makes the...this retroactive? Is that correct?"

Saltsman: "No."

Black: "Thank you."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 113? 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 115 'ayes', 1 'no' and the House does concur on Senate Amendment #1 to House Bill 113 and this Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 118, Representative Wennlund."

Wennlund: "Thank you, Mr. Speaker. I move that the House concur in Senate Amendment #1 to House Bill 118. What the Amendment does very briefly, is it authorizes the Environmental Protection Agency to inspect the junk yard when it lies within a 1,000 feet of a waterway. That's all it does. I move for its concurrence."

Speaker McPike: "And on that Motion, Representative Hartke."

Hartke: "Will the Sponsor yield?"

Speaker McPike: "Yes."

Hartke: "Representative, are the Midwest Truckers and the Trucking Association in support of these two Amendments?"

Wennlund: "They have no objection to them whatsoever. The Amendments were originally generated by the...by Representative Steczo sitting not too far from you and when his Bill in the House got blocked in Senate Rules and were

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put on in the Senate to accommodate Representative Steczo?"

Hartke: "Okay. Thank you."

Wennlund: "Thank you."

Speaker McPike: "The question is, 'Shall the House concur...Representative Skinner?'"

Skinner: "Mr. Speaker, this is the...the Bill that will prevent the Environmental Protection Agency from requiring tarps on gravel trucks and sand trucks. Isn't that indeed what we're voting on? I think that's what we're voting on. This is the Bill that received absolutely no debate, no negative debate last time it was up before the House. If you have gravel and sand trucks in your area, you might very well rather have tarps being forced to be put on them by the EPA than some other particulate matter controlled mechanism that the federal EPA might decide would...would be necessary. I don't know whether you've noticed cars from those of us who are from McHenry County, but you never want to buy a used car from McHenry County and the reason you don't want to buy a used car from McHenry County, is because the finish and the windshield is always pitted with gravel. There are lots of folks in my part of the world that would love to have tarps on every gravel truck that exists and passage of this Bill, of course, will prevent the EPA from mandating such a proposal."

Speaker McPike: "Representative Wennlund to close."

Wennlund: "Thank you, Mr. Speaker, the underlying Bill passed out of here with 96 'yes' votes and what the previous Speaker stated was not true. It merely conforms to the EPA regulations with a Motor Vehicle Code with respect to Senate Amendment. It does absolutely nothing other than what Representative Steczo originally sponsored House Bill 401, which was authorizing the EPA to inspect junk yards

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within a thousand feet. I ask for it's concurrence."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendments #1 and 2 to House Bill 118? All those 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 98 'ayes', and 16 'noes' and the House does concur in Senate Amendments #1 and 2 to House Bill 118, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 184, Representative Hicks. House Bill 208, Representative Hicks. House Bill 273, Representative Martinez. Mr. Martinez."

Martinez: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I wish to concur with House Bill 273."

Speaker McPike: "Proceed Sir."

Martinez: "Mr. Speaker, I'd like to speak to the Amendment. The Amendment becomes the Bill except that it maintains an effective date and it creates the offense of reckless discharge of a firearm. The person commits the offense by discharging a firearm in a reckless manner which endangers the bodily safety of an individual. Penalty for the offense is a Class IV felony. It's cause for a one to three year imprisonment and \$10,000 fine. I move for the adoption of the Amendment."

Speaker McPike: "Representative Black."

Black: "Yes, thank you very much, Mr. Speaker. We simply rise to point out a technical error. We have no objection to the Bill as amended, but there is a technical error on page 1, line 4, instead of reading Section 24-15, that line should read Section 24-1.5, there would need to be a correction, I think before it goes to enrolling."

Speaker McPike: "Mr. Black, was that a question?"

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Black: "Yes Sir, and the question is, we believe that there's a technical error. We stand in no opposition to the Bill and there's a technical error in the Bill on line 4, there's a wrong Section number."

Speaker McPike: "All right. Representative Martinez what would you like to do?"

Martinez: "Take it out of the record for a moment."

Speaker McPike: "All right, let's take it out of the record. Representative Frias, on 328?"

Frias: "Thank you, Mr. Speaker. I move that the House concur with Senate Amendment 1. What the Amendment does is basically two things. One it removes the fine that was initially intended to go with the violation and two what it does is it provides that a notarized copy of a written consent from the owner to be showed upon the release of a vehicle. I move for its concurrence. Thank you."

Speaker McPike: "Representative Kubik on that Motion."

Kubik: "Would the Sponsor yield?"

Speaker McPike: "Yes."

Kubik: "Representative, its...I'm just reading through this...it says something about a fine...what...what are we doing with the fine?"

Frias: "Representative, initially what the Bill called for was a \$50.00 fine in addition to the fines that are already levied against anyone who violates the...what used to be the IBC and driving with a suspended license. All this does, I was...what I had intended to do was add an additional fine. So what the Amendment does it removes the additional fine, that I intended. It doesn't remove the existing fines."

Kubik: "So, but the fine that's currently in effect will remain..."

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Frias: "Correct."

Kubik: "We're taking off your...your additional fine?"

Frias: "My additional fine."

Kubik: "Correct. Oh, okay. Thank you."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 328?' All those 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's 114 'ayes' and 0 'nays' and the House does concur in Senate Amendment #1 to House Bill 328, and this Bill having received the Constitutional Majority, is hereby declared passed. Representative Martinez, are you ready to proceed? No, he's not. Representative DeJaegher, on 354. Mr. DeJaegher?"

DeJaegher: "Thank you, Mr. Speaker, Members of the General Assembly. I concur with Amendment #1 to House Bill 354. This Amendment is identical to House Bill 2169. What it does, it adds the Senior Community Service Employment Program to the Department of Aging the additional powers of duties in relation of receiving and disbursing state and federal funds. I move for concurrence of Amendment #1."

Speaker McPike: "Representative DeJaegher, the Chair apologizes. I did not hear your Motion."

DeJaegher: "What I did, I ask for concurrence on moving Amendment #1, but I also have Amendment #2. Do you wish me to explain both Amendments, Sir?"

Speaker McPike: "Yes. Do you intend to concur in both of them?"

DeJaegher: "Both of them. Yes."

Speaker McPike: "Please do them both at the same time."

DeJaegher: "All right, thank you. Amendment...Amendment #2 would ask for your concurrence to House Bill 354. This Amendment is identical to House Bill 1148, which I was the Sponsor?"

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What it does, it instructs the Department of Public Aid to a re...to issue a report concerning the necessity of providing the current statutory and regulatory status of licensure of re...sheltered care facilities by March 1, 1994. So all we're doing is asking the Department of Public Health to issue the standard that is necessary for the implementation of the Bill."

Speaker McPike: "Discussion? The question is, 'Shall the House concur in Senate Amendments #1 and 2 to House Bill 354. 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's 114 'ayes', 0 'nays' and the House does concur in Senate Amendments #1 and 2 to House Bill 354, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 392, Representative Giglio. Mr. Giglio?"

Giglio: "Thank you. Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur with Senate Amendment #1 to House Bill 392. What Senate Amendment #1 does, it exempts the college students under the Immunization Act, that requires them to get the shots for the commuter schools and the commuter schools are talking about it at colleges like Governor State, Chicago State and Northeastern Illinois Universities. These...universities do not have housing and they would like to be on the same playing field as the community colleges. We passed the Bill out of here, 100 and something to nothing, and they decided to put this Bill on this Amendment, so I would ask for your favorable support."

Speaker McPike: "And on that Motion, Representative Cowlshaw."

Cowlshaw: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. The Senate Amendment #1 to House

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Bill 392 is the same language as appeared in House Bill 1323, which failed in this chamber. That measure received only 37 'yes' votes. This proposal whether as a Senate Amendment to House Bill 392 or as the original House Bill 1323 is opposed by the Illinois Department of Public Health because it does believe that no matter whether any higher education facility has on site housing for its students they still need to be inoculated and protected against diseases and for that reason, and because of my respect for the Department of Public Health, I stand in opposition to this Concurrence Motion."

Speaker McPike: "Representative Balthis?"

Balthis: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in support of the Gentleman's Motion. Governor's State University is a college that accepts students from community colleges. Those community colleges are not required to require immunizations, and there's 435 students currently on a list trying to enroll at Governor's State University that have gone to community colleges that can not continue their education at Governor's State University, even though they did their education at a community college, that's not required to have immunization. I ask for your 'aye' vote on this."

Speaker McPike: "Mr. Ostenburg."

Ostenburg: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in support of this Amendment. Let me explain first of all that the earlier Speaker who made reference to the fact that this was identical to the Bill that had come before this House and failed was incorrect. The Bill that failed in this House applied to all universities, public and private, and it involved any student who was a commuter student regardless of whether

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the campus was a commuter campus or not. This...this Amendment does not cover that broad of an area. What this Amendment does, is applies only to the three public universities in the State of Illinois that have no dormitories. That's Governor State University, Chicago State University and Northeastern Illinois University. All three of these universities receive commuter students exclusively. All three of these universities receive students who are mostly adult students. The average age at Governor's State for an undergraduate student is 32 years old. The average age for a graduate student is 36 years old. Now individuals who are over the age of 30 are faced with severe health risks if they go back and get immunization in some of these connections. What that means then, is that the whole category of students who fall into that age bracket of 30 to 36, have to delay their education until they pass the top age of 36 and then they can go back to school. That's an absolutely ridiculous principle, especially since none of the community college students have to face these requirements at all. I urge you to give consideration to this Amendment and to vote favorably in order to guarantee students the opportunity for a quality education and not to deny students, who fall into that age category any opportunity. incidentally, the Senate Sponsor of this Bill of this Amendment, Senator DeAngelis, the House Sponsor of the measure, Representative Giglio, some spouses of other Members of this Body and I myself, all attended Governors State University as adult students. If this measure had been in place prior to 1989, we would not have been able to do it without having proof of our immunization and I don't know about the others, but it would have been very difficult for me to find that kind of

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proof. When you return to school at an adult age you don't have the records that you would have otherwise. I urge you to support this Amendment. Thank you."

Speaker McPike: "Representative Ryder."

Ryder: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House. If I could please... Ladies and Gentlemen of the House, Representative Giglio has a good underlying Bill, but the Amendment that was adopted in the Senate has been defeated by this House at least three times in the last several years. This is a decision discussing immunization for college students. If we're going to be concerned about health care, and I suggest that we are, then this is one of the places where we can start. It's not a perfect law, but it's a law to which we ought to adhere. It is a law that is there for the safety of the students. We have had people die in this state for lack of immunization. If we're going to provide subsidized education and that's what public schools are, subsidized education, then the students themselves should have certain obligations and one of them is to not be in a position where they could obtain or they could transmit contagious diseases, such as measles. It only makes common sense that this requirement be part of the school system, and Senate Amendment #1 is a bad idea. I would ask you to join me in voting against the Motion to concur on Senate Amendment #1. Thank you."

Speaker McPike: "Representative Novak."

Novak: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in support of concurring in Senate Amendment #1 to House Bill 392. A number of times I have consistently supported the Department of Public Health's position, but in reanalyzing the situations and how it effects commuter based schools such as Governor's State

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University and Chicago State University as well as all the Junior Colleges that are now exempt. We realize it's been a strong impediment on those universities abilities to allow students to come to class. Some of those students are 30, 40, 50 years old that which to continue their education and they have very difficult times trying to trace back their immunization records, so if we could concur with this Amendment, I think we'll take a little bit of the burden off those universities that's severely impacted by this current policy."

Speaker McPike: "Representative Erwin."

Erwin: "Thank you, Speaker. I was the House Sponsor of the original Bill that Representative Ryder was referring to that this year got a stellar 37 votes earlier this year. This is...this Amendment is a very, very different proposal. The original Bill included all colleges, four year colleges, and it related to commuter students. Even at universities where there are dorms. What this Amendment does is merely focus it down to just those institutions with no residence halls. So Representative Ryder, there is essentially no difference between this Amendment and the current state policy as it relates to community colleges; so I mean I think in fairness, if we are going to exclude community colleges at a very minimum I would to have loved to had my commuter schools exempted from this as well. It is now just applying to the public colleges without residence halls and I urge your support."

Speaker McPike: "Representative Steczo."

Steczko: "Thank you, Mr. Speaker. Would the Sponsor yield? Representative...Representative Giglio, I have two questions. First is it true that this Bill bears no resemblance to Representative Erwin's previous Bill?"

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Giglio: "That's true."

Steczo: "Second question, community colleges in the State of Illinois, are they currently exempt from these requirements?"

Giglio: "Yes they are, and that's all we're trying to do like it was mentioned to exempt the three commuter colleges that we have now, Chicago State, Governors State and Southeastern College."

Steczo: "Thank you, Mr. Speaker, Members of the House. To the...to the Concurrence Motion. I would suggest that the relevant discussion here really is the way that these...these three commuter schools, these commuter senior level institutions in the State of Illinois are related to the same question that community college have...community colleges have here in the state. When this policy was first enacted, in the State of Illinois, the thought was since you have large groupings of students that live together in dormitories on these various college campuses, it would be obvious that there should be immunizations because at that point if there is a medical problem with a communicable disease in those close knit kinds of situations, certainly there could be a lot of problems. However, what people forgot to take into account was, there are senior level universities in the State of Illinois that simply don't have dormitories and access to living quarters that many of the colleges and universities in the State of Illinois have. This exemption, this exemption treats those three commuter campuses in the same way they treat community colleges, because in that same way these senior level institutions and community colleges are in fact related. This...the exemption is...is proper because these schools do not place students in the same kind of situation

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that those that do have dormitories and other things have. So this Amendment makes a lot of sense. It does not in any way relate to anything that has been defeated in this House before and I would encourage the adoption of this Senate Amendment."

Speaker McPike: "I think this Bill has been explained, so that the rest of us can explain our vote. The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 392?' All those in favor vote 'aye'; opposed vote 'no'. Representative Davis."

Davis: "I just rise in support of the Amendment. I think those students who are not living closely with others on campus don't present the obvious threat of an epidemic and I certainly vote to support this Bill."

Speaker McPike: "Representative Currie."

Currie: "Thank you, Speaker and Members of the House. In clear violation of the House Rules, but with advanced warning to the Parliamentarian, I would like us all to welcome the seventh and eight grade class of St. Margaret Mary School from Rogers Park in Chicago, Illinois. They're up here. Their teacher, Nancy Jones, is with them and I hope that the House will join me in welcoming these youngsters."

Speaker McPike: "Representative Lopez."

Lopez: "Thank you, Mr. Speaker. A point of personal privilege. I would like for the House Members to join me in congratulating Representative Miguel Santiago on his 40th birthday."

Speaker McPike: "Representative McGuire. Mr. McGuire, your light is on."

McGuire: "Thank you, Mr. Speaker. I was just going to add my voice to the support to that Bill that you said that there was enough talk on it, but I'd like to remind you folks

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that this is a commuter school and I think the fact that immunization is required in schools where we have dormitories and people living together. I don't think there is any greater risks to the population here than these people are altogether at Comiskey Park, or a rock concert or church or anywhere else. They are commuter students. This school is not in my district, but many of the students are from my district and I'd urge your support to this sensible Amendment. Thank you."

Speaker McPike: "Representative Capparelli."

Capparelli: "Mr. Speaker, I'd just like to invite everybody over for a piece of Miguel's cake, right here."

Speaker McPike: "Representative Wennlund."

Wennlund: "Thank you, Mr. Speaker. Could we have some order, Mr. Speaker? I can barely hear. Ladies and Gentlemen of the House, let me put this in perspective for you. At the age of 45..."

Speaker McPike: "Mr...Mr. Wennlund, I've tried, but the...it seems like no one wants to listen."

Wennlund: "I appreciate that..."

Speaker McPike: "Let's try again."

Wennlund: "Thank you."

Speaker McPike: "Let's try again."

Wennlund: "Ladies and Gentlemen of the House. If you will for a minute, let me put this Bill..."

Speaker McPike: "Just...just a minute...just a minute please. It...it is very difficult to hear Mr. Wennlund. Thank you. Proceed Sir."

Wennlund: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. Let me put this Bill in perspective for you. At the age of 45 my wife entered Governor's State University to complete her education after

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coming from Joliet Junior College, where she didn't have to furnish evidence of immunization because it wasn't required. It's a commuter school. Governor's State University is a commuter school. We had to delay her entering Governor's State University because we couldn't find her immunization records to prove that she was immunized. She went to the doctor. The doctor says at age 45 it's too dangerous to go through the immunization series again, so what we're going to do is deny those people the right to complete their basic college education. That's what this is all about. She graduated fortunately at the age of 47 and since has been teaching for three years, as well as Representative Giglio. That's what this Bill is all about. There's no residential facilities there; and to require adults, grown adults returning after their children are grown to go back to college to finish their education, to get immunization, it's dangerous from a physical well being standpoint. You should...I ask you to concur to this Amendment and allow these older citizens to go to Joliet Junior College and go on to Governor's State University and be educated. That's what this nation is all about. They ought to be educated. The passage of this will help them get that done."

Speaker McPike: "Mr. Giglio."

Giglio: "Thank...thank you, Mr. Speaker, Ladies and Gentlemen of the House. Well, I think we've heard...we've heard a lot of...a lot of argument on both sides, but truthfully I don't understand. If we're going to be consistent and you want...and you want to have immunization for all college students, private or public, then we should do it all. But here we have community colleges that are exempt and now it's a known fact that these commuter colleges that we have;

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Governor's State, Chicago State, and Northeastern, they have no residency are just like in a sense the community colleges, and those people that are older want to go there, and then they have to get their shots. It's uncalled for. I would ask for one or two or more votes get it passed and move on to the next Bill."

Speaker McPike: "Have all voted? Have all voted who wish? The Clerk will take the record. On this Motion there are 60 'ayes' and 54 'noes'. Mr. Ryder?"

Ryder: "In the event that you declare it passed, I would ask for a verification."

Speaker McPike: "Well, if I declare it passed it will be too late for a verification."

Ryder: "Then prior thereto, excuse me."

Speaker McPike: "All right. On this Motion there are 60 'ayes' and 54 'noes' and Mr. Ryder has asked for a verification. Mr. Clerk, poll the affirmative."

Clerk Rossi: "A poll of those voting in the affirmative. Representatives Balanoff. Balthis. Biggert. Brady. Brunsvold. Bugielski. Capparelli. Churchill. Clayton. Curran. Dart. Davis. DeJaegher. Dunn. Edley. Erwin. Flinn. Flowers. Frias. Gash. Giglio. Giolitto. Giorgi. Hannig. Hartke. Hawkins. Hughes. Johnson, Tom. Kotlarz. Laurino. Levin. Lindner. Lopez. Martinez. Mautino. McGuire. McPike. Meyer. Moseley. Mulligan. Murphy, H. Murphy, M. Novak. Ostenburg. Parcells. Pugh. Ronen. Roskam. Rotello. Salvi. Santiago. Schakowsky. Schoenberg. Sheehy. Steczo. von Bergen. Wessels. Wennlund. Wojcik. Younge and Mr. Speaker."

Speaker McPike: "Representative Cross."

Cross: "I'd like to change my vote to 'yes'."

Speaker McPike: "Mr. Cross votes 'aye'. Mr. Ryder. Just a

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minute. Representative Hassert."

Hassert: "I'd like to change my vote to a 'yes'."

Speaker McPike: "Mr. Hassert votes 'aye'. All right, Mr. Ryder, questions of the affirmative."

Ryder: "Now how is it that I'm supposed to say this, Speaker?"

Speaker McPike: "Proceed."

Ryder: "Representative Pugh?"

Speaker McPike: "Representative Pugh is here."

Ryder: "Representative Flowers?"

Speaker McPike: "Representative Mary Flowers. Is not here. Remove her from the roll."

Ryder: "Representative Laurino?"

Speaker McPike: "Mr. Laurino is not here. Oh, I'm sorry, I thought you said he wasn't here. Mr. Laurino? Is Mr. Laurino here? He is not here. Remove him from the roll. Representative Bugielski wishes to change from 'aye' to 'no'."

Ryder: "Representative Novak?"

Speaker McPike: "Mr. Novak? Where is he? Novak is here."

Ryder: "Representative Schoenberg?"

Speaker McPike: "He's here."

Ryder: "Representative Steczo?"

Speaker McPike: "He's here."

Ryder: "Representative Monique Davis?"

Speaker McPike: "She's here."

Ryder: "No further..."

Speaker McPike: "Representative Pugh for what reason do you rise?"

Pugh: "Mr. Speaker, I wish to change my vote to 'no'."

Speaker McPike: "Mr. Pugh would change from 'aye' to 'no'. On this Motion there are...Representative Deering."

Deering: "Yes, Speaker. I'd like to change my vote to 'yes'."

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Speaker McPike: "Mr. Deering changes from 'no' to 'aye'. Representative Shirley Jones votes 'aye'. On this Motion there are 60 'ayes'; 53 'noes' and the House does concur in Senate Amendment #1 to House Bill 392, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 424, Representative Parcells. Miss. Parcells?"

Parcells: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This does not change anything substantively in this Bill, what it does is it has two technical Amendments. One, the Senate Amendment #1 corrects a spelling error and the other changes the provisions to reflect the recodification of the Illinois Public Library District Act. Other than that it's the same Bill, you sent out of here with 105 votes to the Senate and I would ask for your approval and your concurrence with Senate Amendment #1 to House Bill 424."

Speaker McPike: "The question is, 'Shall the House concur with Senate Amendment #1 to House Bill 424?' 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's 111 'ayes', 0 'nays'. The House does concur in Senate Amendment #1 to House Bill 424. This Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 440, Representative Clayton."

Clayton: "Thank you, Mr. Speaker, House Bill 440 returned to us with four Amendments from the Senate and...oh, one Amendment with four provisions, but the Amendment had been four House Bills, that passed this House overwhelmingly. The...the Amendment includes the provision for municipal to allow municipalities to invest in its own public funds and interest bearing bonds, of any county, township,

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municipality, municipal organization or school district. The bonds must be rated in one of the four highest bond classifications. This had been originally House Bill 290. It also includes a definition of owners of record and land and annexation proceedings to exclude persons owning land underlying a highway, unless that person owns some land not underlying the highway proposed to be annexed in the annexation petition. This had been previously House Bill 232, with the Sponsor being Representative Balthis. It also provides that when an election is held on a proposed annexation only a majority of those voting now, of the electors voting, shall approve a question of the annexation. This had been our House Bill 232. It clarifies what 'owner' means when a municipality issues a lien for cutting weeds. It specifies that a lien shall be issued to the person who was sent the last tax bill. This had been House Bill 230. It also adds that municipalities may sell surplus real estate by public auction, which was previously House Bill 239. I move to concur with this Amendment."

Speaker McPike: "Representative Granberg."

Granberg: "Thank you. Would the Lady yield?"

Speaker McPike: "Yes."

Granberg: "Representative Clayton in addition to House Bill 230, House Bill 232, House Bill 239, I think this also incorporates House Bill 440?"

Clayton: "Yes, that's...that's the original Bill."

Granberg: "So, there's no new or additional language that the Senate added on, but in fact are House Bills that previously passed this chamber? Is that correct?"

Clayton: "Correct."

Granberg: "All right. Thank you."

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Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 440?' 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 110 'ayes', 0 'nays'. The House does concur in Senate Amendment #1 to House Bill 440. Representative Von Bergen-Wessels."

Von Bergen-Wessels: "Thank you, Speaker. I would like the record to reflect that I would have been a 'no' on 424, rather than a 'yes'."

Speaker McPike: "Yes, the record will...the record will reflect that Representative Von Bergen-Wessels intended to vote 'no' on House Bill 424. Representative Lopez?"

Lopez: "The record reflect I would have voted 'aye'."

Speaker McPike: "'Aye' on which Bill?"

Lopez: "The last Bill."

Speaker McPike: "On 424? The record will reflect that Representative Lopez wanted to vote 'aye' on 424. On this Motion there are...Mr. Clerk, you dumped the roll before I declared it passed, so please tell me; did you take a roll call, did you take a record roll call? Well, if you'd print it out and handed it to me, I'd appreciate it. On House Bill 440, there are 110 'ayes' and 0 'nays' and the House does concur in Senate Amendment #1, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 443, Representative Cowlshaw."

Cowlshaw: "Yes, thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur in Senate Amendment #1 to House Bill 443. This is what the Amendment does. It simply provides that visitation privileges of a grandparent or great grandparent that have been granted by

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the courts, maybe revoked, if the court has entered an order prohibiting the non custodial parent from any contact with the child, and the grandparent or great grandparent facilitates that contact with that non custodial parent against whom there has been a order prohibiting any contact with the child. Those orders are generally put forward by the court in cases of abuse or severe neglect of the child and certainly we would not want anyone to be able to circumvent that order of protection. For that reason, I rise to support the Senate Amendment to House Bill 443."

Speaker McPike: "Representative Lang."

Lang: "Thank you, Mr. Speaker. I rise in support of the Concurrence Motion. As many of you know, I was one of the Sponsors of some of the Bill's we've had over the last several years to expand grandparents rights. When this Bill first came to the Judiciary 1 Committee, it dramatically limited grandparents rights and I was very much opposed. The Sponsors worked long and hard to try to put the Bill into shape that makes some sense and her original Amendment did that and the Senate Amendment goes even one step farther and I'm very much in support of it and request your green votes."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment 1 to House Bill 443?' 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's 115 'ayes' and 0 'nays' and the House does concur in Senate Amendment #1 to House Bill 443, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 462, Representative Giglio."

Giglio: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Amendment #1 to House Bill

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6...462...provides that these 73,000 pound trucks and the 5 mile radius off...off the interstate is allowed on the county township roads. This was a Bill that we passed out of here that had 80,000 pounds and 10 miles. They reduced it to 73,000 and 5 miles. They put it on my Bill and I would ask for your favorable support in concurrence."

Speaker McPike: "Representative Murphy."

Murphy, M: "Can I...will the Sponsor yield for a question?"

Speaker McPike: "Yes, he will."

Murphy, M: "Representative, will this in any way pave the way for triple trailer semi's in Illinois?"

Giglio: "No."

Murphy, M: "Thank you."

Speaker McPike: "Mr. Black."

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

Speaker McPike: "Yes."

Black: "Representative is this...Senate Amendment represents what I consider to be a compromise on House Bill 673, which I think got what, about 100 votes in the House?"

Giglio: "That's correct. I believe it was Representative Hartke's Bill."

Black: "Yeah, Representative Hartke had a good idea, it's even a better idea now. Thank you. Vote 'aye'."

Giglio: "Mr. Speaker, I think this is supposed to be Senate Amendment #1. Is it 2?"

Speaker McPike: "The question is, 'Shall the House concur on Senate Amendment #2 to House Bill 462?' All in favor vote 'aye'; opposed vote 'no'. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Motion, there's 108 'ayes' and 7 'noes'. The House does concur on Senate Amendment #2 to House Bill 462, and

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this Bill having received the Constitutional Majority, is hereby declared passed. Representative Martinez on 273."

Martinez: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 273, Amendment #1 is a technical...contains a technical error."

Speaker McPike: "All right. We heard the explanation earlier. Mr. Dart."

Dart: "Thank you, Mr. Speaker. As to Representative Black's concerns, the technical mistake here, we've had an opportunity to look through the statutes now, and we believe that it will not cause a problem whatsoever in the statutes and its something that could, in fact, be clarified later either in revising or so on. There is no 24-15 now, so this would actually just be there without a problem. There...there being no technical problem with it, we'd move for the passage of this Bill."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 273?' All those in favor vote 'aye'; opposed vote 'no'. Have all voted who wish? The Clerk will take the record. On this Motion, there's 112 'ayes' and 1 'no' and the House does concur in Senate Amendment #1 to House Bill 273, and this Bill having received the Constitutional Majority... Representative Olson votes 'aye'. On this Motion, there's 113 'ayes' and 0 'nays' and the House does concur in Senate Amendment #1 to House Bill 273 and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 482, Mr. Laurino. House Bill 514. Representative Hughes."

Hughes: "Thank you, Mr. Speaker and Members of the House. House Bill 514 has two Amendments on it, Senate Amendment #1 has two portions, one is identical to House Bill 287, passed

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115 zero, authorizes the township board trustees to appoint the township committee on literacy. The second phase of that provides that electors of a township are not required to adopt a resolution prior to the sale of personal property valued at \$200 dollars or less. Again, House Bill 400 passed the House unanimously. Senate Bill #2 provides for fees for recreational and instructional programs by the township. This provision was very similar to House Bill 630, which passed 110 to one and I move concurrence with Amendments #1 and 2. Thank you."

Speaker McPike: "Representative Dart."

Dart: "Thank you, Mr. Speaker. I would ask that we could divide the question on this...these Amendments here and treat each one of them individually?"

Speaker McPike: "Yes. The question has been divided. Mr. Dart to Amendment #1. Mr. Dart to the Amendment #1. Representative Hughes, anyone can ask for a division of the question and its automatically granted. So, now we're on concurrence to Senate Amendment #1 and on that, Mr. Dart."

Dart: "We're okay with #1. I was wondering if I could ask you some questions on Senate Amendment #2 though?"

Speaker McPike: "No, we're on #1."

Dart: "Okay."

Speaker McPike: "Mr. McGuire on Amendment #1."

McGuire: "Mr. Speaker, I was going to try and answer any questions. Amendment #1 was my original Bill..."

Speaker McPike: "There is no opposition to Amendment #1."

McGuire: "All right?"

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 514?' 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

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there's 115 'ayes'; 0 'nays' and the House does concur in Senate Amendment #1 to House Bill 514. On Senate Amendment #2, Representative Hughes has moved to the...for the House to concur on Senate Amendment #2 and on that Mr. Dart."

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

Speaker McPike: "He will."

Dart: "Amendment #2, if I'm not mistaken is this...? What does it allow the township to do?"

Hughes: "It allows the township to establish fees for rec...recreational purposes and instructional programs."

Dart: "And its reasonable fees, that they'll determine what's reasonable fees..."

Hughes: "Yes. Reasonable."

Dart: "Thank you."

Speaker McPike: "Representative Hartke."

Hartke: "Thank you very much. It only makes sense to me to be able to charge these like you would a library district and so forth for those individuals who are wanting to use that facility and I see absolutely nothing wrong and no fear of this legislation. I'm supportive."

Speaker McPike: "Representative Black."

Black: "Thank you very much, Mr. Speaker. I rise to support the Lady's Motion to concur in Senate Amendment #2. It's endorsed by the township officials of Illinois. It's not the initiative of anyone but the township officials, and they are a unit of government that does not now have this authority, and as Representative Hartke just said; there's no reason that they should not have the authority to set fees for recreational and instructional programs like everybody else has. I would urge an 'aye' vote on Senate Amendment #2."

Speaker McPike: "The question is, 'Shall the House concur on

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Amendment #2 to House Bill 514?' All in favor vote 'aye'; opposed vote 'no'. Have all voted? Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Motion there are 91 'ayes' and 21 'noes' and the House does concur in Senate Amendment #2 to House Bill 514, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 482, Representative Laurino."

Laurino: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur with Senate Amendment #1 to House Bill 482. Essentially what the Bill does is it brings back the language that was stricken advertently relating to the weight limitations for trucks...on vehicles on designated roadways."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 482?' 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 116 'ayes' and 0 'nays' and the House does concur on Senate Amendment #1 to House Bill 482, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 520, Representative... House Bill 526, Representative Brunsvold."

Brunsvold: "Thank you, Mr. Speaker."

Speaker McPike: "Representative Hartke, for what reason are you waiving your arms?"

Hartke: "I thought 518 was the next in numerical order?"

Speaker McPike: "Representative Brunsvold."

Brunsvold: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Amendment #1 is an Agreed Amendment between the Illinois Library Association and the Secretary of State's Office, which simply cleaned up the language in the

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original Bill, leaves the \$100 minimum grant amount to a library, and indicates that the state librarian which is Secretary Ryan, shall reduce the amount of grants as necessary if we don't appropriate the proper amount of money. I ask for the concurrence on Senate Amendment #1."

Speaker McPike: "The question is, 'Shall the House Concur on Senate Amendment #1 to House Bill 526?' All in favor vote 'aye'; opposed vote 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. Have all voted? Have all voted who wish? The Clerk will take the record. On this Motion, there are 116 'ayes' and 1 'no' and the House does concur in Senate Amendment #1 to House Bill 526, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 532, Representative Helm. Mr. Helm here? Maybe Representative Brunsvold. Would you like to take this for Representative Helm? Maybe, Representative Cowlshaw would take it? Representative Cowlshaw, would you take this for Representative Helm? Maybe, Mr. Brunsvold would take it? Representative Cowlshaw will take it."

Cowlshaw: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur in Senate Amendment #1 to House Bill 532 which was, in fact, a Committee Bill from the House Elementary and Secondary Education Committee. What this Amendment does is that it adds the provision that each school districts Parent Teacher Advisory Committee on student discipline shall in cooperation with local law enforcement agencies and the local school board, develop policy guideline procedures to establish and maintain the reciprocal reporting system between the school district and the local law enforcement agencies regarding criminal offences committed by students.

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This is a provision that was originated in a Bill by State Representative, Tom Cross, and the Senate believed that it was important for us to have a procedure for school boards and local law enforcement agencies to work together to adopt such a policy, and I move to concur in that Amendment."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 532?' 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 115 'ayes' and 1 'no' and the House does concur in Senate Amendment #1 to House Bill 532, and this Bill having received the Constitutional Majority, is hereby declared passed. House Bill 518, Representative Hartke. Mr. Hartke? The Gentleman's not here. Take it out of the record. House Bill 543, Representative Blagojevich. Mr. Blagojevich?"

Blagojevich: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I would move to concur to Senate Amendment #1."

Speaker McPike: "Which...?"

Blagojevich: "Explain the Amendment?"

Speaker McPike: "Which does what?"

Blagojevich: "Could you take this out of the record so I can grab it and take a look at it."

Speaker McPike: "Representative Lopez, would you like to handle this for Mr. Blagojevich? Co...Representative Lopez, you're a Co-Sponsor, would you like to handle this for Mr. Blagojevich? No. All right, Representative...Representative Parcels for what reason do you rise?"

Parcels: "Thank you, Mr. Speaker. I wonder if you can let the record reflect that I would have voted 'yes' on House Bill

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532."

Speaker McPike: "Yes, the record will so reflect. Mr. Hoffman?"

Hoffman: "Yes, Mr. Speaker, I'll handle it for Mr. Blagojevich."

Speaker McPike: "Mr. Blagojevich, would you like to handle it or would you like Mr. Hoffman to handle it? All right, Representative Blagojevich would like to handle it."

Blagojevich: "Okay. Senate Amendment #1 was offered by Senator LaPaille in the Senate. The Amendment becomes the Bill, so that the Bill I passed out of here does not look anything like this new Bill. The Amendment makes it a Class C misdemeanor for the distribution of material on school property or within 1000 feet of a school which invites students to any event where a significant purpose of the event is to commit illegal acts or to solicit attendees to commit illegal acts."

Speaker McPike: "Any discussion? Any discussion? The question is, 'Shall the House concur in Senate...Representative Tom Johnson on that Motion.'"

Johnson, Tom: "I guess I'm...I'd like a little more detail explanation of what this Amendment does? Who's...who's explaining this?"

Blagojevich: "Do I...Mr. Speaker, do I address the question?"

Speaker McPike: "Yes."

Blagojevich: "The Amendment, Representative, replaces everything that was in the original Bill. What it does is, it makes it a Class C misdemeanor to distribute or deliver written or printed solicitation on school property or within a 1,000 feet of a school. The solicitation would include things like inviting students to events when the significant purpose of the event is to commit illegal acts, or alternatively, to solicit attendees to commit illegal acts to be held in or around abandoned buildings."

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Johnson, Tom: "So, Representative... This doesn't just relate to the safe school zone... also relates to areas around an abandoned building, right?"

Blagojevich: "Well, it relates directly to 1000 feet of a school to solicit... What they're soliciting in the material could relate to things outside of a school zone or a school zone, but this Class C misdemeanor only becomes a Class C misdemeanor if somebody distributes or solicits people to do these sort of things that would result in a significant purpose of it to commit illegal acts... If this solicitation takes place within a school zone then you've violated this law and you've committed a Class C misdemeanor."

Johnson, Tom: "Okay, the solicitation is in the school zone, right?"

Blagojevich: "That's correct."

Johnson, Tom: "Then if the party, or whatever, is to be held in or around an abandoned building, correct?"

Blagojevich: "That's correct, and that doesn't have to be within 1000 feet of a school."

Johnson, Tom: "Now would this also supersede solicitation... description in yards or...also? I mean, I guess this is really very vague to me in terms of what this Amendment is trying to do. I'm not sure."

Blagojevich: "Well, there are two separate situations and they're two separate Bills by the way. The one, the solicitation of someone into a gang..."

Johnson, Tom: "That's an illegal Act though?"

Blagojevich: "That's correct, and that would require a threat to solicit. This Bill does not require a threat in order to be an illegal Act. All it is, is the mere Act of soliciting somebody to do these things would then come under the purview of the Bill."

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Johnson, Tom: "Okay, well, to the Bill. As I read the Amendment, this Amendment is just very, very vague and basically it says that you can't go to a party around an abandoned building. In my opinion, it probably conflicts and supersedes with what we're trying to do with solicitation as it relates to gangs, and I just think this just leaves a pandora's box for defense attorneys to raise all kinds of defenses to what this thing really ultimately means and I would urge a 'no' vote on this."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 543?' All in favor vote 'aye'; opposed, 'no'. Have all voted? Ryder, no. Have all voted who wish? The Clerk will take the record. On this Motion there's 83 'ayes' and 32 'noes' and the House does concur in Senate Amendment #1 to House Bill 543, and this Bill having received the Constitutional Majority, is hereby declared passed. Representative..."

Moore, A: "Thank you, Mr. Speaker..."

Speaker McPike: "Andrea Moore, on House Bill 554."

Moore, A: "Thank you, Mr. Speaker. In regard to House Bill...or Senate Bill 554, there are three Amendments on the Bill and I would ask that Senate Amendment #1 and 2, I would move for concurrence; and on Senate Amendment #3, a Motion to nonconcur. Is it necessary to separate the questions?"

Speaker McPike: "No, if you could just explain Amendments #1 and 2, we will move to concur on that first."

Moore, A: "All right, Senate Amendment #1, authorizes the County Board to establish an emergency disaster fund to be used to pay the county's expenses incurred in an emergency declared by the Governor of the County Board. It's identical to House Bill 606, which was Monroe Flinn's, which passed the House 114 to 0, but was not called for a vote in the

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Senate. Senate Amendment #2 further Amends the Counties Code and amends that the School Code in the Clerks of the Court, and the Clerks of the Court Act, and provides if a county is self insured, the county through its self insurance program may provide the required bonding for the following officers: County Auditor, County Clerk, Coroner, Sheriff, States Attorney, County Treasurer, Regional Superintendent of Schools and the Circuit Clerk. This is also identical to a Bill that Monroe Flinn had carried which passed the House 114 to 1, but was not called. I've talked to Monroe Flinn and he concurs in these Amendments also."

Speaker McPike: "Representative Granberg."

Granberg: "Thank you, Mr. Speaker, the Lady is making a good faith effort to work with all parties and I would rise in support of her Motion to concur in House...Senate Amendments #1 and 2 and nonconcur in Senate Amendment #3."

Speaker McPike: "What was your Motion? What was your... The question is, 'Shall the House concur in Senate Amendments #1 and 2 to House Bill 554?' All in favor vote 'aye'; opposed vote 'no'. On this Motion there is 117 'ayes' and 0 'nays' and the House does concur in Senate Amendments #1 and 2 to House Bill 554, and now Representative Moore moves to nonconcur in Senate Amendment #3 to House Bill 554. All in favor of that Motion say 'aye'; opposed, 'no'. The 'ayes' have it and the House nonconcur in Senate Amendment #3 to House Bill 554. House Bill 518, Representative Hartke."

Hartke: "Thank you, Mr. Speaker, Members of the House. I move that the House concur in Senate Amendment #1 to House Bill 518. The Amendment provides that waste haulers collect waste incidental, including a dead animal is not an animal

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collection activity, and I move your concurrence."

Speaker McPike: "And on that Motion Representative Black."

Black: "Thank you very much. Would the Sponsor yield?"

Hartke: "Yes."

Black: "Representative, this doesn't tax any part of a dead animal does it? You're noted for doing things like that?"

Hartke: "No, Sir, it does not."

Black: "This isn't that Bill that we discussed earlier? Something to do with the Navy, I can't remember."

Hartke: "No, it's not. It does not."

Black: "All right. All right. In that case, I guess I can support it. I thought this Bill died in the Senate?"

Hartke: "Almost."

Speaker McPike: "Representative Mautino."

Mautino: "Will the Sponsor yield? On this, does it just state that if an animal is picked up, incidentally for example, my pony passes away I throw him into a hefty bag and set him out on the front lawn and they pick him up, is the company then..."

Hartke: "No, you'll still pay the garbage collection fee."

Mautino: "Okay. Thank you. Good Bill."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 518?' All in favor vote 'aye'; opposed vote 'no'. Representative Deering."

Deering: "Yes, Speaker, to explain my vote. One of our former House colleagues here that's retired since, was a district mate of mine. I always had a very familiar saying down in the district and it was sometimes we had to hold our nose and vote and I think this is one of those times."

Speaker McPike: "Have all voted? Have all voted who wish? The Clerk will take the record. On this Motion there is 115 'ayes' and 0 'nays' and House Bill 518 having

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received...And on this Motion there are 114 'ayes', 0 'nays' and the House does concur on Senate Amendment #1 to House Bill 518. This Bill having received the Constitutional Majority, is hereby declared passed. Representative Younge on House Bill 641."

Younge: "Thank you, Mr. Speaker. I move to concur in Senate Bill...Senate Amendment 1 to House Bill 641. The Amendment requires the project to be funded by federal funds only. I move to concur."

Speaker McPike: "Representative Younge's Motion. No discussion. The question is, 'Shall the House concur in Senate Amendment 1 to House Bill 641?' All those in favor, vote 'aye'; all opposed vote 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this Motion, there are 90...102 'ayes', 7 'noes'; and the House does concur on Senate Amendment 1 to House Bill 641. This Bill, having received a Constitutional Majority, is here by declared passed. Representative Giglio on House Bill 675."

Giglio: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur in Senate Amendment #1 to House Bill 675. What Senate Amendment does is to clean up an Amendment which the Bill that we passed... It was suggested by the State Police, with regard to the...confidential information and the summary suspension with regards to the DUIs. And I would ask for your favorable support."

Speaker McPike: "The question is, 'Shall the House concur with Senate Amendment 1 to House Bill 675?' All those 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 is 93 'ayes', 13 'noes'. And the House does concur on Senate Amendment 1 to House Bill 675. This Bill, having received a Constitutional Majority, is hereby

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declared passed. House Bill 728, Representative Novak."

Novak: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, I move that we concur in Senate Amendment #1 to House Bill 728. The Amendment provides that the...60 days after the appointment of the initial trustee of the Eastern Will Sanitary District, that individual shall divide the sanitary district into three wards that are compact and contiguous, equal in population, for the purposes of electing trustees from those wards. It also adds an effective date. Appreciate your support."

Speaker McPike: "Representative Biggins."

Biggins: "Thank you, Mr. Speaker. Would you please record me as a 'yes' vote on House Bill 675?"

Speaker McPike: "The record will reflect...that Representative Biggins desired to vote 'yes' on 675. Mr. Novak has moved to concur, and on that, Mr. Black."

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

Speaker McPike: "Yes."

Black: "Representative, any taxes to be levied for this district require a front door referendum, correct?"

Novak: "Absolutely."

Black: "...Doesn't have anything else to do with...third airport or any of that kind of infrastructure?"

Novak: "No, Representative Black, absolutely not."

Black: "Well, you need that if you're going to have an airport, you know that."

Novak: "Well..."

Black: "And landfills."

Novak: "Well, the Governor says we're going to have a third airport. I don't know."

Black: "We just don't know where."

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Novak: "Yeah, correct."

Black: "All right. Thank you."

Speaker McPike: "The question is, 'Shall the House concur on Senate Amendment #1 to House Bill 728. 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 is 115 'ayes' and 1 'no'. The House does concur in Senate Amendment 1 to House Bill 728. This Bill, having received a Constitutional Majority, is hereby declared passed. Representative Eugene Moore."

Moore, Eugene: "Yes, Mr. Speaker, I'd like to rise just to introduce to you from the Montessori School in the balcony...the gallery, from River Forest Oak Park, the seventh grade class. Let's give them a big hand, please."

Speaker McPike: "House Bill 775, Representative Woolard."

Woolard: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 775, I'd like to concur with Senate Amendment 1 and 2. Senate Amendment 1 is a mine safety issue. It's insuring that we have adequate numbers of...inspectors available no matter what happens in the industry; and Amendment 2 is for energy assistance. It's raising the eligibility level from a 110%of the federal non-farm poverty level to 125%. I would encourage a 'yes' vote on both of these Amendments."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendments #1 and 2 to House Bill 775?' 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's 110 'ayes', 2 'noes'; and the House does concur on Senate Amendment 1 and 2 to House Bill 775; and this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 797, Representative

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Saltsman."

Saltsman: "Yes. Thank you, Mr. Speaker. I do concur with Senate Amendment #1 to House Bill 797. And what this does, if a person files a complaint that is not justified, the accuser can be held liable for attorney fees. I ask for its passage."

Speaker McPike: "On Representative Saltsman's Motion. The question is, 'Shall the House concur on Senate Amendment 2 to House Bill 797?' 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's 108 'ayes', 6 'noes'. The House does concur on Senate Amendment 2 to House Bill 797. This Bill, having received a Constitutional Majority, is hereby declared passed. Representative Sheehy, 819."

Sheehy: "Mr. Speaker and Members of the House. I concur on Amendment 1 on 819. What... Briefly, what it does, it clarifies the House Bill. It does not in any way interfere with, or make illegal, a lawful compliance of the Living Will Act or the Health Care Act or the Surrogate Act. I ask that we concur with this Amendment."

Speaker McPike: "The question is, 'Shall the House concur with Senate Amendment #1 to House Bill 819?' 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 is 112 'ayes', 2 'noes'. The House does concur in Senate Amendment 1 to House Bill 819. This Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 824, Representative Giolitto."

Giolitto: "Mr. Speaker...I move to concur on Senate Amendment #1 to House Bill 1824 (sic-824), which is my organ donor

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Bill."

Speaker McPike: "And would you explain the Amendment, please?"

Girolitto: "The Amendment simply changes from...that they shall...they may be a witness...those who work in drivers license bureaus, rather than shall. In other words, it is not requiring that any employees of the drivers' license bureaus be...made to be a witness...to organ donor."

Speaker McPike: "The question is, 'Shall the House concur to Senate Amendment #1 to House Bill 824?' 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 is 115 'ayes' and 0 'nays'; and the House does concur with Senate Amendment 1 to House Bill 824. This Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 898, Representative Olson."

Olson: "Thank you, Mr. Speaker. I move to concur in Senate Amendment #1 to House Bill 898. 898 provided that if the court orders a defendant to pay for a court-appointed counsel, the court may also order that these payments be made on a monthly basis. Senate Amendment 1 provides that the sum of money deposited for bond money cannot be used for these payments. I ask for concurrence. I know... No one has brought opposition to me."

Speaker McPike: "And on that Motion, Representative Davis."

Davis: "...No, I'd like to be recorded as 'aye' on House Bill 797."

Speaker McPike: "The record will so... On which Bill?"

Davis: "797."

Speaker McPike: "The record will reflect that Representative Davis intended to vote 'aye' on House Bill 797. Representative Cross."

Cross: "On House Bill 824, can I be recorded as 'yes', please?"

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Speaker McPike: "Yes..."

Cross: "Thank you."

McPike: "...as long as everyone understands that you can't be recorded as 'yes'. The record will reflect that Representative Cross intended to vote 'aye' on House Bill 824. And on 898, the question is, 'Shall the House concur in Senate Amendment #1?', and on that, Representative Dart."

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

Speaker McPike: "Yes."

Dart: "What... What... What money are we talking about here, now?"

Speaker McPike: "Mr. Olson."

Olson: "Bond money that may have been put up."

Dart: "And they can't use it for what purpose?"

Olson: "To...to make court ordered payments on a monthly basis to the defendant's counsel."

Dart: "Well... It... It... It.. Unless they want... I mean, if...if they satisfied all their other payments, could they use that money then?"

Olson: "I couldn't understand your question, Representative."

Dart: "If they satisfied all the other payments from another source of income, could they use the bond money if they wanted to?"

Olson: "I don't believe so."

Dart: "Thank you."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 898?' 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 is 110 'ayes', 0 'nays'; and the House does concur on Senate Amendment #1 to House Bill 898; and this Bill,

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having received a Constitutional Majority, is hereby declared passed. House Bill 907, Representative Kubik. Mr. Laurino."

Laurino: "Mr. Speaker, I'd like the record to reflect that I would have voted 'aye' on House Bill 392. I inadvertently... I was...detained and...verified off. But I would like the record to reflect that I would have voted 'aye' on 392."

Speaker McPike: "Thank you. Representative Skinner."

Skinner: "Merely waiting for this Bill to be presented, Sir."

Speaker McPike: "Mr. Kubik."

Kubik: "Thank you, Speaker, Ladies and Gentlemen of the House. I would move to concur with Senate Amendments #1 and 2 to House Bill 907. House Bill 907 had to do with the township meeting time. I will read to you all of the provisions of the...these Amendments. They're quite extensive. There are nine...ten provisions in Amendment #1 and one provision in Amendment 2. But let me read them to you. First of all, the first provision would delete the...a township power to expend federal funds under State and Local Fiscal Assistance Act of 1972 for the construction of swimming pools and other recreational facilities. These funds are no longer available. This language is obsolete. Why don't we do it this way? The Amendment is identical to provisions in House Bill 630, which was sponsored by Representative Wojcik, which passed the House 110 to 1; and House Bill 2024, which was passed by Representative Hartke 95 to 10. Neither Bill passed the Senate Local Government Committee. This also contains Senate Amendment # 2, which is identical to House Bill 1164, which was sponsored by Representative Hoffman and passed the House but was called for a vote...was not called for a vote in the Senate Local

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Government and Elections Committee. I'd be happy to respond to any questions you might have, and would urge your concurrence on these two Senate Amendments."

Speaker McPike: "Representative Granberg."

Granberg: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. As Representative Kubik indicated, all these provisions passed out of the House. They are non-controversial in nature. They passed out of this chamber overwhelmingly, and I would rise in support of the Concurrence Motion."

Speaker McPike: "Representative Hartke."

Hartke: "Thank you very much, Mr. Speaker. I stand in support of the...the Amendments and concur and ask for your support."

Speaker McPike: "Representative Skinner."

Skinner: "Mr. Speaker, I would ask that these two Amendments be voted upon separately, and would like to rise to argue against Senate Amendment #2."

Speaker McPike: "All right. The question is, 'Shall the House concur...'"

Skinner: "I..."

Speaker McPike: "...on Senate Amendment 1 to House Bill 907?' 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 is 115 'ayes' and 0 'nays'. The House does concur in Senate Amendment 1 to House Bill 107. And now on a Motion to Concur on Senate Amendment #2, in opposition to that Motion, Representative Skinner."

Skinner: "Thank you, Mr. Speaker. Since we passed this Bill in its original version...the Township of Elgin has had its township supervisor accused of stealing one to two million dollars during his twelve year term. What this Amendment

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has to do, is allowing bond...surety bonds for township officials to be used...or to be underwritten by a self-insured township risk management pool. I would suggest that if this had this passed a year ago, and this risk management pool were now in existence and if this bond were forfeited, the risk management pool would be out of business at the...before it was twelve months old. It seems to me that this is a risk that is too high for a risk management pool to take; and I think the headlines in the Chicago Tribune saying a million dollars may be missing pretty will makes the point. I would ask for negative votes."

Speaker McPike: "And on that, Representative Hoeft."

Hoeft: "Just to concur, in terms of that... The money was \$2 million, and it was stolen over a twenty year period. So when you're talking about a self-insured pool, that's enormously..."

Speaker McPike: "Was that 'allegedly stolen?' Was that 'stolen' or 'allegedly stolen?'"

Hoeft: "...Allegedly stolen, for sure."

Speaker McPike: "Representative Kubik, to close. Mr. Kubik to close."

Kubik: "All right. Thank you, Mr. Speaker. I would just... I would simply point out that according to my understanding of this legislation, whether you contract out or your self-insured, you've got to provide the bonding any ways; and so, all this does, is allow for a local township to self-insure and be able to...have that flexibility. So I would urge concurrence on this Motion."

Speaker McPike: "The question is, 'Shall the House concur with Senate Amendment #2 to House Bill 907?' All in favor vote 'aye'; opposed vote no'. Have all voted? Have all voted who

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wish? Have all voted who wish? The Clerk will take the record. On this Motion, there is 97 'ayes' and 17 'noes'; and the House does concur on Senate Amendment #2 to House Bill 907; and this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 949, Representative Flowers. Mary Flowers. It's your Bill."

Flowers: "Mr. Speaker, Ladies and Gentlemen of the House, I move to concur with Senate...Senate Amendment #1. What the Amendment does is provide...for...bilingual language to be translated for senior citizens, from English to Spanish."

Speaker McPike: "The question is, 'Shall the House concur on Senate Amendment #1 to House Bill 949?' All those 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 is 112 'ayes', 4 'noes'. The House does concur in Senate Amendment 1 to House Bill 949. This Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 967, Representative Dart."

Dart: "Thank you, Mr. Speaker. I move that we concur with Senate Amendment #1 to House Bill 967. It merely makes some clarifying language, so it's clear the two-year period for changing the name does not occur until after the discharge from the sentence."

Speaker McPike: "The question is, 'Shall the House concur with Senate Amendment #1 to House Bill 967?' All those 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 116 'ayes' and 0 'nays'. The House does concur in Senate Amendment 1 to House Bill 967. This Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 980, Representative Burke."

Burke: "Thank you, Mr. Speaker. I move to concur with Senate

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Amendment 1 of House Bill 980. It's a very technical change. It simply states that this...matter will be effective July of '94'."

Speaker McPike: "The question is, 'Shall the House concur with Senate Amendment 1 to House Bill 980?' All those 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 is 116 'ayes' and 0 'nays'; and the House does concur to Senate Amendment 1 to House Bill 980; and this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 991, Representative Balanoff."

Balanoff: "I don't even know what Senate Amendment 1 is."

Speaker McPike: "Mr. Balanoff. House Bill 1010, Representative Kubik. Mr. Kubik."

Kubik: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I would move to concur on Senate Amendment 1. What this does is...adds an Amendment... This Bill deals with interpreters and...and jurors. What it would do is provide if the jury foreman reasonably believes an interpreter is doing more than interpreting, to petition the court. The foreman may request that the interpreter be replaced with another interpreter. My understanding is that this is an agreed Amendment. It makes the Bill...a better Bill. I would be happy to respond to any questions, and I urge your adoption."

Speaker McPike: "Representative McCracken...Senator McCracken came over to complain about you, Mr. Black. Yes. The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 1010?' 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's 111 'ayes'

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and 0 'nays'; and the House does concur in Senate Amendment 1 to House Bill 1010. This Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 1037, Representative Turner. Mr. Balanoff, are you ready for your Bill? House Bill 1145, Representative Giglio."

Giglio: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur in Senate Amendment #1 to House Bill 1145. What Senate Amendment #1 does, it was a Bill that passed out of here which expanded the control of the sanitary district, which included the new and existing connections and additions to the shores. There was no opposition then, and I would hope there's no opposition now."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 1145?' 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's 114 'ayes' and 0 'nays'. The House does concur to Senate Amendment #1 to House Bill 1145; and this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 1155, Representative Lawfer."

Lawfer: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise to concur with Senate Amendment #1 to 1155...House Bill 1155. This replaces the section of the Bill concerning the senior volunteer service credit program with language agreed-to by the Department of Aging. It requires the Department shall develop guide lines for the organization and implementation of volunteer service credit programs administered by area agencies on aging or community-based seniors service organization recommended by area aging...agencies on aging; requires the Department to

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hold at least four public hearings through out Illinois for public comment and suggestion; and...to submit a written copy of these guidelines to the General Assembly by January 1, 1994. I know of no opposition. I move for concurrence."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment 1 to House Bill 1155?' All those 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's 117 'ayes' and 0 'nays'; and the House does concur in Senate Amendment 1 to House Bill 1155. This Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 1166, Representative Currie."

Currie: "Thank you, Speaker and Members of the House. The Amendment that the Senate adopted was an Amendment that we had considered...we intended to consider in this chamber. The underlying Bill says that if a printer has paper that belongs to the business for which the printer does business, that will not create nexus in Illinois for the non-printing business with respect to sales and income tax laws. The Senate Amendment narrows the definition of employees of the out of state business that may count and so qualify for the no-nexus provision. I'd appreciate your support for my Motion to Concur in Senate Amendment 1 to House Bill 1166."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 1166?' 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's 114 'ayes' and 0 'nays'; and the House does concur in Senate Amendment 1 to House Bill 1166. This Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 1206, Representative DeJaegher."

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DeJaegher: "Thank you, Mr. Speaker and Members of the General Assembly. I move for concurrence...from...Senate Amendment #1 to House Bill 1206. What the Amendment does, it maintains the original Bill. It amends the Insurance Code to provide other dependent group life insurance policies, spouse and dependent children who may be covered in the amount not exceeding 100 percent, rather than 50 percent, the amount of coverage of which the employer or member is insured. This Amendment is identical also to House Bill 1456, which was Parcell's Bill, and it passed the House 113-0. I ask for move to concurrence."

Speaker McPike: "The question is, 'Shall the House concur with Senate Amendment #1 to House Bill 1206?' All those 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's 114 voting 'aye' and 0 voting 'no'; and the House does concur on Senate Amendment #1 to House Bill 1206; and this Bill, having received a Constitutional Majority, is hereby declared passed. Representative Lou Jones and Representative Eugene Moore intended to vote 'aye' on House Bill 1206. House Bill 1208, Representative Parke."

Parke: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur on House Bill 1208 with Amendment 1. Senate Amendment #1 requires an application...applicant for registration as a nail technologist who practices nail technology before the registration requirements were enacted to take an examination in order to register. I accept this Senate Amendment, and would ask for the Body to concur."

Speaker McPike: "The question is, 'Shall the House concur with Senate Amendment #1 to House Bill 1208?' All those in favor

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vote 'aye'; opposed vote 'no'. Have all voted who wish? The Clerk will take the record. On this Motion, there's 101 'ayes' and 9 'noes'. The House does concur in Senate Amendment #1 to House Bill 1208; and this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 1212, Mr. Novak."

Novak: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur in Senate Amendments 1 and 2 to House Bill 1212. Senate Amendment... Both Amendments require that when a court has ordered a sale in error on the application of a tax buyer, the filing fees paid by the tax buyer to the circuit clerk shall be part of the aggregate county repayment to the tax buyer. Current practices at some counties routinely refund this filing fee, while others do not. This Amendment is an initiative of the Downstate Tax Purchasers Association, and I ask for their concurrence."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendments #1 and 2 to House Bill 1212?' All in favor vote 'aye'; opposed vote 'no'. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Motion, there's 79 'ayes', 31 'noes'. Representative Granberg votes 'aye'. Representative Edley votes 'no'. Representative Biggins votes 'no'. Representative Weaver votes 'no'. Representative Ryder votes 'no'. Mr. Clerk, dump the record. All right. We're going to do this again. There were 20 people seeking recognition. The question is, 'Shall the House concur...' Explanation of votes are over. The question is, 'Shall the House concur in Senate Amendments...Senate Amendment #1 and 2 to House Bill 1212?' All those in favor vote 'aye'; opposed vote 'no'. Representative Novak."

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Novak: "Yes, Mr. Speaker... It seems... It seems as though... It seems as though the red lights have become a little predominate. I now move to nonconcur in Senate Amendments 1 and 2."

Speaker McPike: "Have all voted? Have all voted who wish? The Clerk will take the record. On this Motion, there are 2 'ayes' and 110 'noes'. And a Motion...Motion... The Motion loses. Now the Gentleman moves to nonconcur on Senate Amendments #1 and 2 to House Bill 1212. All in favor say 'aye'; opposed, 'no'. The 'ayes' have it; and the House nonconcur with Senate Amendments 1 and 2 to House Bill 1212. House Bill 1261, Representative Hartke."

Hartke: "Thank you very much, Mr. Speaker and Members of the House. I move that the House concur with Senate Amendment #1 and # 2 on House Bill 1261. Senate Amendment...Amendment #1 has three parts. One is it creates the special hauling license for the \$100 registration, which allows special hauling waste vehicle...special hauling vehicles, that'd be asphalt and concrete, to be up to 5,000 pounds overweight accept that violation and continue on. Section 3 of Amendment 1 is a...technical in nature. Amendment 2 removes the 5,000 pound weight limit restriction and puts 4,000 pounds in its place, and it also says that the fines from over weight violations will go to the jurisdiction to where the offense occurred. I'll be happy to answer any questions, and I would appreciate your support of Senate Amendment #1 and 2 to House Bill 1261."

Speaker McPike: "On the Motion to concur on Senate Amendments 1 and 2 to 1261. 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's 102 'ayes' and 9 'noes'. The House does concur on Senate Amendments #1 and 2

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to House Bill 1261; and this Bill, having received a Constitutional Majority, is hereby declared passed. Representative Balanoff on 991. Mr. Balanoff."

Balanoff: "Yes, Mr. Speaker, Ladies and Gentlemen of the House. I want to move to nonconcur on Senate Amendment 1 to House Bill 991."

Speaker McPike: "The Gentleman moves to nonconcur on Senate Amendment 1 to House Bill 991. All in favor, say 'aye'; opposed, 'no'. The 'ayes' have it; and the House nonconcur to Senate Amendment #1 to House Bill 991. House Bill 184, Representative Hicks."

Hicks: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I would move to concur with Senate Amendment #2 to House Bill 184. This Amendment sets forth the provisions for the operator-provided service...for telephone operators for all the private carriers. I'd be happy to answer any questions about it."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1...correction, Senate Amendment #2 to House Bill 184?' 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's 116 'ayes', 0 'nays'; and the House does concur in Senate Amendment 2 to House Bill 184; and this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 208, Representative Hicks."

Hicks: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I would move to concur with Senate Amendment 1, which is a technical Amendment to clarify the intent of House Bill 208, which was a real...deals with the Real Estate Brokers' Lien Act. This is an agreed Amendment between the Illinois Association of Realtors and the

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Chicago Bar Association. Be happy to answer any question."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 208?' All those 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's 112 'ayes', 0 'nays'. The House does concur in Senate Amendment #1 to House Bill 208; and this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 1302, Representative Skinner."

Skinner: "Mr. Speaker, I ask concurrence with Senate Amendment #1 to House Bill 1302. Strangely enough, the Senate has decided to put this back in the version of the language that was originally introduced. The Bill in question, will allow a change of custody hearing when there is an attempt to move a child out of state. I would contend that a...moving a child out of state is a profound change of custody, and whether two years has passed or not is irrelevant. There should be a hearing if the non-custodial parent wishes it on whether the custody should be changed."

Speaker McPike: "And on that Motion, Representative Dart."

Dart: "...Sponsor yield."

Speaker McPike: "Yes."

Dart: "What... What happened with... This originally was House Bill 1302. What happened with that?"

Skinner: "It still is House Bill 1302."

Dart: "This is..."

Skinner: "It's in the version in which it was originally introduced."

Dart: "As it originally was introduced?"

Skinner: "Yes."

Dart: "Thank you."

Speaker McPike: "Representative Currie."

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Currie: "Thank you, Speaker and Members of the House. I rise in opposition to con...the concurrence Motion. This Bill, as it came back to us from the Senate is likely not to be in the best interests of Illinois children. The affect of the Bill would be to open up issues of custody, not just at the point at which the question is 'shall the child be moved?' For example, from Alton across the river to St. Louis, just across the border in Kentucky, but having done that, no matter the distances involved, this Bill would provide that modifications of custody can be opened immediately the removal takes place. Current law says that unless there is a substantial risk to the child, a custody decision once made, stands for two years. Why in the world would we want to open up that issue just because of a move, even if it's a two block move, for that...period right after the determination has been made. The groups that deal with fathers and mothers in custody cases, by and large, are strongly opposed to this legislation, for it opens to the child the risk of insecurity and instability. It does not make sense. I think the point of it is to be a harassing tool, rather than a measure that's in the best interest of our children, and I would urge a 'no' vote."

Speaker McPike: "Representative Lindner."

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

Speaker McPike: "Yes."

Lindner: "Mr. Skinner, does your... Does this still contain then the automatic stay of 21 days if the court decides the petition favorably for leave to remove the children?"

Skinner: "No. No, both hearings will be held on the same day, which was the intent originally, until the...the Illinois Bar Association decided it was illogical. That is, their

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first representative before the Judiciary Committee decided it was illogical."

Lindner: "All right. Thank you."

Speaker McPike: "Representative Biggert."

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

Speaker McPike: "Yes."

Biggert: "There was an Amendment in the...a Floor Amendment which changed the...the time from 30 days to 45 days. Is..."

Skinner: "There was, but the Senate has changed it back to 30."

Biggert: "And the Senate has gone back to that... The reason for changing that, it was my understanding, was for summer vacation would not be allowed otherwise, and that was an objection by the Bar Association?"

Skinner: "Well, that was their argument. ...A summer vacation, obviously, would still be allowed if there were agreement. I mean, a summer vacation of up to 30 days would be allowed regardless, but longer than that would be allowed by agreement of both parents."

Biggert: "All right. Do you know whether the Bar Association is opposed to this Bill as...or opposed to this Amendment?"

Skinner: "Representative, I've had so many different positions from the Bar Association on this Bill. I don't have a clue where they are."

Biggert: "Thank you."

Speaker McPike: "Representative Black."

Black: "Thank you very much, Mr. Speaker. I simply rise in support of the Gentleman's Motion. I look on the board and I see two fine upstanding Sponsors. I think they've got the...both spectrums covered on this Bill. You can't lose on this Bill. So, I join the Gentleman in adding that we concur."

Speaker McPike: "The question is, 'Shall the House concur in

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Senate Amendment #1 to House Bill 1302?' All in favor vote 'aye'; opposed vote 'no'. Have all voted? Have all voted who wish? The Clerk will take... Representative Skinner to explain his vote. Have all voted? Have all voted who wish? The Clerk will take the record. On this Motion, there are 59 'ayes' and 52 'noes'. And this Motion, having failed to receive... Mr. Homer. Mr. Homer votes 'aye'. Mr. Skinner, for what reason do you rise?"

Skinner: "I have no reason if you declare it passed."

Speaker McPike: "All right. On this Motion, there are 60 'ayes' and 52 'noes'. And Representative Currie has asked for verification. Mr. Clerk, poll the Affirmative."

Clerk Rossi: "A poll of those voting in the Affirmative. Representative Ackerman. Biggins. Black. Blagojevich. Brady. Brunsvold. Bugielski. Capparelli. Clayton. Curran. Deering. Flinn. Frias. Giglio. Giles. Granberg. Hartke."

Speaker McPike: "Representative Capparelli changes from a 'aye' to 'no'. Representative Blagojevich changes from 'aye' to 'no'. Representative Giles changes from 'aye' to 'no'. Representative Harold Murphy changes from 'aye' to 'no'. Representative Meyer changes from 'aye' to 'no'. Representative Bugielski changes from 'aye' to 'no'. Representative Santiago changes from 'aye' to 'no'. Representative Frias changes from 'aye' to 'no'. Representative Lopez changes from 'aye' to 'no'. Representative Eugene Moore changes from 'aye' to 'no'. Representative Stroger changes from 'aye' to 'no'. Representative Pugh changes from 'aye' to 'no'. Representative Giglio changes from 'aye' to 'no'. Representative Saviano changes from 'aye' to 'no'. Representative Hoffman changes from 'aye' to 'no'."

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Representative McGuire changes 'aye' to 'no'.

Representative Hartke changes from 'aye' to 'no'.

Representative Flinn changes from 'aye' to 'no'.

Representative Martinez changes from 'aye' to 'no'.

Representative Santiago changes from 'aye' to 'no'.

Representative Deering changes from 'aye' to 'no'.

Representative...Black. Mr. Black, what do you rise?"

Black: "Thank you very much, Mr. Speaker. I request to be verified."

Speaker McPike: "Representative Homer changes from 'aye' to 'no'.

Representative Currie. Representative Parke changes from 'aye' to 'no'. Representative Currie, I think...the Chair is going to rule that your request for verification is dilatory."

Currie: "I have no further questions of the Roll Call, Mr. Speaker."

Speaker McPike: "All right. Representative Skinner, for what reason do you rise?"

Skinner: "I move to nonconcur at the appropriate time."

Speaker McPike: "On this Motion to Concur, there are 38 'ayes' and 74 'noes'; and the Motion fails. Representative Skinner now moves to nonconcur in Senate Amendment #1 to House Bill 1302. All in favor say 'aye'; opposed say 'no'. The 'ayes' have it. The House nonconcur to Senate Amendment #1 to House Bill 1302. Message from the Senate."

Clerk Rossi: "A Message from the Senate by Mr. Harry, Secretary. 'Mr. Speaker, I'm directed to inform the House of Representatives that the Senate has refused to concur with the House in the adoption of their Amendments to the Bills of the following titles, to wit: Senate Bills 425 and 483. Action taken by the Senate, May 24, 1993."

Speaker McPike: "House Bill 1305, Representative Lopez. House

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Bill 1320, Representative Rotello."

Rotello: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I move to concur with Senate Amendment #1 to House Bill 1320. The Amendment adds the Director of Central Management Services to the Illinois New Technologies Board. I ask for your favorable consideration."

Speaker McPike: "The question is, 'Shall the House concur in Senate Amendment #1 to House Bill 1320?' All in favor vote 'aye'; opposed vote 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. Have all voted? Have all voted who wish? The Clerk will take the record. On this Motion, there are 117 'ayes' and 0 'nays'. The House does concur in Senate Amendment #1 to House Bill 1320; and this Bill, having received a Constitutional Majority, is hereby declared passed. House Bill 1347, Representative Burke."

Burke: "Thank you, Speaker. I move to concur with Amendment #1 on House Bill 1347. The Amendment actually becomes the Bill, and creates the offense of criminal defacement of property. And it additionally calls for the financial responsibility of parents or guardian; and community service from 30 to 120 hours per offense."

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

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

Speaker McPike: "Yes, he will."

Black: "Representative, staff has indicated to us that...as amended, and as you said, the Senate Amendment becomes the Bill, that we may have an equal protection problem here because the language says 'the court shall order a specific hour of community service, if the community service is available to the jurisdiction.' If it is not so available,

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then I would assume that what staff is telling us, that we have an equal protection problem that you may have...you may want your staff to take a look at that."

Burke: "I...I would have the same question, Representative. If... I don't know what this actually means. I don't know that the analysis is all that articulate, and I think maybe we need to have that answered as well."

Black: "Could you explain to me... The Senate Amendment is lessening penalties for criminal damage to property by the use of paint where damage exceeds \$10,000. What... What will the lesser penalties be?"

Burke: "I think you're looking at the financial penalty, Representative. Ten thousand dollars in fine. Damage in excess of \$300. The penalty is one to three years for a Class 4 felony, and up to \$10,000 in fine. The damage that we're discussing in the offense of criminal defacement of property would be up to \$300, and exceeding would then become a Class 4 felony."

Black: "I think what staff has just pointed out to me is that they think there's a drafting error because you've left out anything that exceeds \$10,000. So, if a person were to do substantial damage, say \$50,000 to \$100,000 worth of damage, the penalty doesn't go up."

Burke: "Yes it does, Representative. If you look at the Class 4 felony, if the damage exceeds \$300, or if the offense is a second or subsequent conviction, that's a Class 4 felony. So, it is included in the legislation."

Black: "Okay, I think what...again, and bear with me. The staff is saying that under current law, the offense is a Class 3 felony if the damage exceed \$10,000 but does not exceed \$100,000; and the offense is a Class 2 felony if the damage exceeds \$100,000. It's in the opinion of our staffer that

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there is some language that has been left out that I...that she doesn't think you've intended, or the Senate Sponsor intended to leave out, and that in fact, you've lessened the penalties for criminal damage to property."

Burke: "That is certainly not our intention, Representative; but I have a my staff person here that might be able to answer that question."

Black: "Well, I tell you what. We're not opposed to this Bill in any way, shape, or form. If you'd take it out of the record for just a few minutes, maybe we can get our staffs together and... Okay."

Burke: "Certainly. Take it out of the record, Mr. Speaker."

Speaker McPike: "Take this Bill out of the record. Representative Ryder moves that the House stands adjourned until tomorrow at the hour of 12:00 noon. All those in favor say 'aye'; opposed say 'no'. The 'ayes' have it. The House stands adjourned."

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