

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

97th Legislative Day

March 18, 1998

Speaker Madigan: "The House shall come to order. The Members shall be in their chairs. We shall be led today in prayer by Lee Crawford, the Assistant Pastor of the Victory Temple Church in Springfield. The guests in the gallery may wish to rise and join us in the invocation."

Assistant Pastor Crawford: "Let us pray. Most gracious and precious God, we come so humbly before You with a sincere heart and a desire to serve You. We turn our focus off of ourselves and off of our business for a moment and we turn our hearts to you, not for what we need tomorrow, but rather for what we need today. Your word says to boast not on ourselves or tomorrow, for we know not what tomorrow may bring forth. So, we are mindful of Your word that says, 'This is the day that the Lord has made.' We will rejoice and be exceedingly glad that You did. So, we praise You for another day and another opportunity just to say, 'Thank you.' Amen."

Speaker Madigan: "We shall be led in the Pledge of Allegiance by Representative Rutherford."

Rutherford - 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 Madigan: "Roll Call for Attendance. The Chair recognizes Representative Currie."

Currie: "Thank you, Speaker. Please let the record show that Congressman Schakowsky has had her travel plans to Springfield delayed. She will be here later in the day, but she should be marked as excused on the Roll Call."

Speaker Madigan: "Let the record... There is opposition mounting to that request, Representative Currie. But, let the record reflect that excused absence. Mr. Cross."

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Cross: "Thank you, Mr. Speaker. The record could reflect that Representative Roskam is excused today."

Speaker Madigan: "Let the record reflect that excused absence. Mr. Clerk, take the record. On this question, there are 113 people responding to the Attendance Roll Call. There is a quorum present. Mr. Clerk."

Clerk Rossi: "Committee Reports. Representative Barbara Flynn Currie, Chairperson from the Committee on Rules, to which the following measure was referred, action taken on March 11, 1998, reported the same back with the following recommendation 'to the Order of Resolutions' House Resolution 317. Representative Gary Hannig, Chairman from the Committee on State Government Administration and Election Reform, to which the following Bills were referred, action taken on March 10, 1998, reported the same back with the following recommendations: 'do pass Short Debate' House Bill 3807; 'do pass as amended Short Debate' House Bill 3806 and House Bill 3808; 'do pass as amended Standard Debate' House Bill 3809. A Message from the Senate by Mr. Jim Harry, Secretary. 'Mr. Speaker, I am directed to inform the House of Representatives that the Senate has passed Bills of the following titles and the passage of which I am instructed to ask concurrence of the House of Representatives: to wit Senate Bill 1207, a Bill for an Act to amend the Counties Code; Senate Bill 1208, a Bill for an Act to amend the Illinois Municipal Code; Senate Bill 1244, a Bill for an Act to amend the Cemetery Care Act; Senate Bill 1267, a Bill for an Act to amend the Property Tax Code; Senate Bill 1270, a Bill for an Act to amend certain Acts in relation to pensions; and Senate Bill 1273, a Bill for an Act to amend the Bingo License and Tax Act.' Introduction - First Reading of Senate Bills. Senate

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Bill 1267, offered by Representative Currie, a Bill for an Act to amend the Property Tax Code. Senate Bill 1270, offered by Representative Meyer, a Bill for an Act to amend certain Acts in relation to pensions."

Speaker Madigan: "The Chair recognizes Mr. Lyons."

Lyons, J.: "Thank you, Speaker. To all Members of the House, both sides of the aisle, Ladies and Gentlemen, all of us are blessed in our districts with some unique restaurants, some great home grown specialties. We were all treated... Ray Poe, you did a fabulous job last spring treating us to some of the greatest fried chicken I ever had. Well, I'm blessed with a place called Harrington's right in the neighborhood. And they make some of the best corned beef and cabbage and they said, 'We've got briskets galore. Would you like to take some down to the House of Representatives the morning of?' So, I picked these things up. They were made this morning. We've got about 175 corned beef sandwiches here, Members. So, seeing how the Speaker had us come down here the day after a long night, the least we can do is soften the impact of that and enjoy some corned beef and cabbage, compliments of Harrington's Caterers. Thanks, Speaker."

Speaker Madigan: "Ladies and Gentlemen, to repeat. There are corned beef sandwiches over on the Democratic side for everyone. And if you want one, you better hurry because Representative Holbrook is approaching the desk. The Chair would like to welcome back Representative Jack McGuire. Jack McGuire. Welcome back, Jack. You want to give us a report on your health? A-OK? Thank you. On page 2 of the Calendar, on the Order of House Bills - Second Reading, there appears House Bill 1072. Mr. Clerk, what is the status of the Bill?"

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Clerk Rossi: "House Bill 1072, a Bill for an Act concerning the Department of Human Services. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Madigan: "Third Reading. House Bill 2295. The Chair recognizes Mr. Wirsing."

Wirsing: "We need to keep that on Second Reading, Mr. Speaker."

Speaker Madigan: "Thank you, Mr. Wirsing."

Wirsing: "Thank you."

Speaker Madigan: "Mr. Clerk, return the Bill to the Order of Second Reading. House Bill 2295. Is Mr. Novak in the chamber? Mr. Phil Novak. House Bill 2297, Representative Lindner. Is Representative Lindner... Do you wish to move your Bill? Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2297, a Bill for an Act amending the Code of Criminal Procedure of 1963. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "House Bill 2297 shall be placed on the Order of Third Reading. House Bill 2367. Representative Clayton. Is Representative Clayton in the chamber? Do you wish to move your Bill? Turn on Representative Clayton. It's House Bill 2367. Representative Clayton."

Clayton: "Yes, it's my understanding an Amendment has been filed."

Speaker Madigan: "Mr. ... We're advised that the Amendment is still in the Rules Committee, so..."

Clayton: "Then I would like to hold this on Second Reading."

Speaker Madigan: "Okay."

Clayton: "Thank you."

Speaker Madigan: "Thank you. House Bill 2369. Representative

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Coulson. Is Representative Coulson in the chamber? House Bill 2373, Representative Lindner. Representative Lindner. This Bill shall be held on Second Reading. House Bill 2385, Mr. Capparelli. Do you wish to move your Bill? Mr. Capparelli. Mr. Capparelli. House Bill 2385, do you wish to move your Bill? Mr. Clerk, 2385, read the Bill."

Clerk Rossi: "House Bill 2385, a Bill for an Act amending the Liquor Control Act of 1934. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments have been approved for consideration."

Speaker Madigan: "Third Reading. For what purpose does Representative Slone seek recognition?"

Slone: "Thank you, Mr. Speaker. Just on a Point of Personal Privilege to note that Representative Erwin, in not a very straightforward fashion, had her birthday during our absence, and there is birthday cake available for dessert after your sandwiches. Happy Birthday."

Speaker Madigan: "House Bill 2411. Representative Kosel. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2411, a Bill for an Act relating to education funding. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 2424. Mr. Holbrook. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2424, a Bill for an Act concerning township officials. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 2445. Mr. Saviano. Is Mr. Saviano in the chamber? House Bill 2446. Mr. Brady. Mr. Clerk, read the Bill."

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Clerk Rossi: "House Bill 2446, a Bill for an Act amending the Criminal Code of 1961. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 2447. Representative Deuchler. Representative Deuchler. House Bill 2471. Representative Slone. Representative Slone, do you wish to move your Bill?"

Slone: "No, thank you, Mr. Speaker. That Bill still needs to have an Amendment placed on it in committee."

Speaker Madigan: "Okay. Leave that Bill on the Order of Second Reading. Rep... House Bill 2474. Mr. Leitch. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2474, a Bill for an Act amending the Uniform Commercial Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 2492. Mr. Moffitt. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2492, a Bill for an Act to amend the School Construction Law. Second Reading of this House Bill. No Committee Amendments. Floor Amendment #1 is pending in the Rules Committee."

Speaker Madigan: "Mr. Moffitt, we'll get back with you. Thank you. House Bill 2509. Representative Meyer. Hold this Bill on the Order of Second Reading. House Bill 2533, Mr. Bost. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2533, a Bill for an Act in relation to economic development. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 2557, Mr. Beaubien."

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Is Mr. Beaubien in the chamber? House Bill 2581, Mr. McGuire. Mr. McGuire, do you wish to move your Bill, 2581? Hold this Bill on the Order of Second Reading. Is Mr. Saviano in the chamber? House Bill 2640. Representative Eileen Lyons. Representative Lyons in the chamber? House Bill 2652, Representative Kosel. Representative Kosel, 2652. Hold this Bill on the Order of Second Reading. House Bill 2672, Representative Durkin. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2672, a Bill for an Act to amend the State Comptroller Act. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments."

Speaker Madigan: "For what purpose does Mr. Black seek recognition?"

Black: "Yes, thank you very much, Mr. Speaker. I have an inquiry of the Chair, if I could, on a posting notice that has me a little confused."

Speaker Madigan: "Mr. Black, could I finish on 2672?"

Black: "Yes, you may."

Speaker Madigan: "So, Mr. Clerk, put that on the Order of Third Reading. Mr. Black."

Black: "Yes, thank you, Mr. Speaker. I have in my possession a corrected notice of hearing from LIS. And I also have the original notice of hearing, and I notice that House Bill 2542 was on the original hearing, that's Representative Mitchell's Bill. And then on the corrected notice of hearing, which is marked...LIS, of course, printed this out today. I notice that House Bill 2542 has been deleted. And I'm not...and I don't understand how that could happen. Later date I may ask you why there have been some Bills added, and I think don't meet the posting notice

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requirement, but I'm just... I'm curious as to what happened to Representative Mitchell's Bill that was posted, and then we get a corrected notice of hearing and it's been dropped off."

Speaker Madigan: "Mr. Black, I'm advised that that Bill that you're referring to has not been assigned to that committee. Apparently it's been assigned to some other committee or it may still be assigned to the Rules Committee. Is that a Bill that you want to get a hearing on?"

Black: "Well..."

Speaker Madigan: "Is that the purpose of this speech, Mr. Black?"

Black: "What purpose was that? It's a little noisy in here."

Speaker Madigan: "Is your... yea. Is your purpose right now to get a hearing for a Bill or is it just to make a speech?"

Black: "Well, sure. I mean, that's the bottom line, I mean because it did appear on a posting sheet, and now it's disappeared. And I just want to make sure that it hasn't been assigned to the committee on limbo or something."

Speaker Madigan: "Right."

Black: "I mean it was there, and now it isn't, and I know the Gentleman to your right is a magician from the old school, but he's made a Bill disappear and I'd like to know how he did that."

Speaker Madigan: "Mr. Mapes is going to come down and get all of the information, so we can always suspend the posting requirements, with your permission, Mr. Black."

Black: "That would be more than fair, and I'm always happy to talk to the Chief of Staff."

Speaker Madigan: "Thank you. Back on the Order of House Bills - Second Reading, page 4, House Bill 2721. Mr. Brunsvold. Is Mr. Brunsvold in the chamber? Hold that Bill on the

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Order of Second Reading. Is Representative Clayton in the chamber? Clayton. 2827. Okay, Mr. Clerk, on House Bill 2827, read the Bill."

Clerk Rossi: "House Bill 2827, a Bill for an Act to amend the Election Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Mr. Clerk, what is the status of 2827?"

Clerk Rossi: "House Bill 2827 has been read a second time previously."

Speaker Madigan: "Place this Bill on the Order of Third Reading. Mr. Clerk, on page 3 of the Calendar, on the Order of House Bills - Second Reading, there appears House Bill 2492. What is the status of the Bill?"

Clerk Rossi: "House Bill 2492 was held on the Order of Second Reading."

Speaker Madigan: "For what purpose? For what reason?"

Clerk Rossi: "Floor Amendment #1 was in the Rules Committee."

Speaker Madigan: "Mr. Clerk, I'm advised by the Sponsor that he wishes to place this Bill on the Order of Third Reading. So, the Bill shall be placed on the Order of Third Reading. On page 4, House Bill 2864, Mr. Meyer. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2864, a Bill for an Act amending the Local Records Act. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Madigan: "Third Reading. House Bill 2869. Mr. Noland. Mr. Noland. Mr. Noland. Do you wish to move 2869? Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2869, a Bill for an Act to amend the

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Public Building Commission Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 2899. Representative Cowlshaw. Is Representative Cowlshaw in the chamber? On 2899, do you wish to move the Bill? Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2899, a Bill for an Act to amend the Unified Code of Corrections. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. House Bill 3181. Mr. Noland. Leave this Bill on the Order of Second Reading. The Members should be advised that there are corned beef sandwiches on the Democratic side in the front of the chamber. So, for anybody that wants a corned beef sandwich, flown in from Chicago this morning. On the Order of House Bills - Second Reading, page 4 of the Calendar, there appears House Bill 3408. Mr. Bugielski, do you wish to call your Bill? Mr. Bugielski. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 3408, a Bill for an Act to amend the Title Insurance Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. The notes that have been requested on the Bill have been filed."

Speaker Madigan: "Place the Bill on the Order of Third Reading. On page 2 of the Calendar, on the Order of House Bills - Second Reading, there appears House Bill 2295. Mr. Novak. Is Mr. Novak in the chamber? Mr. Phil Novak. Is Representative Coulson in the chamber? Representative Beth Coulson? Mr. Saviano. Is Mr. Saviano in the chamber? Representative Deuchler. Is Representative Deuchler in the chamber? Representative Beaubien. Representative Eileen

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Lyons, do you wish to move your Bill? House Bill 2640. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2640, a Bill for an Act to amend the School Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Madigan: "Third Reading. Mr. Clerk, do you have anything further? House Bill 2716. Mr. Mautino. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2716, a Bill for an Act to amend the Illinois Municipal Code. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Madigan: "Third Reading. Mr. Novak. Mr. Phil Novak, do you wish to move House Bill 2295? It amends the Downstate Public Transportation Act. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 2295, a Bill for an Act to amend the Downstate Public Transportation Act. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Madigan: "Third Reading. Mr. Clerk, anything further?"

Clerk Rossi: "No, Mr. Speaker."

Speaker Madigan: "The Chair is prepared to adjourn for the purpose of the 1:30 committee hearings. Mr. Black. Mr. Black, is there anything we need to do to meet your needs before we adjourn?"

Black: "At the appropriate time, I think I have found other evidence of chicanery on the corrected notice, but I will withhold comment until tomorrow."

Speaker Madigan: "You're going to hold us in suspense. Terrific."

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Mr. Clerk, Representative Currie moves that the House stand adjourned until 12:00 noon tomorrow. Those in favor of the Motion, say 'aye', those opposed say 'no'. The 'ayes' have it. The Motion is adopted. The House does stand adjourned until 12:00 noon tomorrow. Please proceed to your committee hearings. Thank you."