

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Speaker Madigan: "The House shall come to order. The House shall come to order. The Members shall be in their chairs. We shall be led in prayer today by Lee Arthur Crawford of the Victory Temple Church in Springfield."

Crawford: "Let us elevate our hearts, as well as our mind before... Most precious and eternal God, this Your humble servant, come so humbly before You, before these men and before these women. I pray according to the words of Your servant John, when You said that this is the confidence that he had in You, that whatever it was that he asked You, according to Your will, that You would hear him. Now I ask God that You will hear us, and hear our pray and hear our cries. Hear us oh Lord, as we ask for peace. Hear us oh Lord, as we ask for love and joy. We ask for comfort. We ask for compassion. We ask for wisdom, and we ask for understanding. Above all God, we ask for Your guidance in all of our ways and all of our decisions. This day, Lord, we ask these special blessings in Your son's name. Amen."

Speaker Madigan: "We shall be led in the pledge of allegiance by Representative Black."

Black": "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. Representative Currie."

Currie: "Thank you, Speaker. Let the record reflect that we are aware of no excused absences among House Democrats today."

Speaker Madigan: "Mr. Poe."

Poe: "Yes, Mr. Speaker, let the roll call show that Representative Wojcik is absent."

Speaker Madigan: "Let the record reflect that excused absence."

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Mr. Clerk, take the record. There being 116 Members responding to the Attendance Roll Call, there is a quorum present. Mr. Hartke, Mr. Hartke in the Chair."

Clerk Rossi: "Committee Reports. Representative Schoenberg, Chairperson from the Committee on State Procurement, to which the following measures was/were referred, action taken on February 24, 1999, reported the same back with the following recommendation/s: 'do pass Short Debate' House Bills 214, 279, 472, 1189, 1372, 1509."

Speaker Hartke: "Mr. Clerk, for an announcement.

Clerk Rossi: "The House Rules Committee will meet at 1:45 in the Speaker's Conference Room. The Rules Committee will meet at 1:45, not at 1:30, but at 1:45 in the Speaker's Conference Room."

Speaker Hartke: "It's the Chair's intention to move a lot of legislation from Second to Third today. So, be prepared to move your legislation. On page 2 of the Calendar, appears House Bill #7, Representative Madigan. Mr. Clerk, call the Bill."

Clerk Rossi: "House Bill 7, a Bill for an Act amending the School Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed.

Speaker Hartke: "Third Reading. House Bill 17, Representative Kosel. Representative Kosel in the chamber? Out of the record. House Bill 37, Representative McKeon. Representative McKeon. Mr. Clerk, read the Bill.

Clerk Rossi: "House Bill 37, a Bill for an Act concerning higher education. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. Back to House Bill 17, Representative Kosel. Mr. Clerk, read the Bill.

Clerk Rossi: "House Bill 17, a Bill for an Act amending the

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

School Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 39, Representative Cowlshaw. Representative Cowlshaw. Mr. Clerk, read the Bill. Out of the record. Representative Cowlshaw, for what reason do you rise?"

Cowlshaw: "I'm sorry, Mr. Speaker. I gave my word in committee that there would be an Amendment that would be adopted to this Bill. But I am uncertain about whether the Amendment has been filed yet. Could the Clerk let me know that please?"

Clerk Rossi: "The Amendment has not been filed."

Cowlshaw: "Very good, then please leave the Bill on Second Reading."

Speaker Hartke: "We'll hold that Bill on Second Reading."

Cowlshaw: "Thank you."

Speaker Hartke: "House Bill 41, Representative Durkin. Out of the record. House Bill 60, Representative Winters. Out of the record. House Bill 65, Representative Schoenberg. Representative Schoenberg. Out of the record. House Bill 80, Representative O'Connor. Representative O'Connor. Out of the record. House Bill 107, Representative Steve Davis. Representative Davis. Out of the record. Back to House Bill #80. Representative O'Connor. Mr. Clerk, read the Bill. Out of the record. House Bill 129, Representative Durkin. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 129, a Bill for an Act amending the Code of Civil Procedures. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions Filed."

Speaker Hartke: "Third Reading. House Bill 130, Representative

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Black. Out of the record. Representative Black.

Black: "Yes, Thank you, Mr. Speaker. Inquiry of the chair?"

Speaker Hartke: "State your inquiry."

Black: "We filed an Amendment to that Bill early last week and I don't know whether it's hung up in Rules or not. And the Amendment, I think, answers any concerns that people have about this Bill. So, I hope it will be reported and we can take the Amendment back to committee. But until we get that, I'd appreciate it if you'd hold the Bill on Second Reading."

Speaker Hartke: "It's my understanding that your Amendment is still in Rules. House Bill 138, Representative Davis. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 138, a Bill for an Act amending the Flag Display Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. Representative Black, I skipped over House Bill 131. Would you like to call that Bill? Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 131, a Bill for an Act amending the School 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 Hartke: "Third Reading. On page 3 of the Calendar, appears House Bill 143. Representative Flowers. Out of the record. House Bill 151, Representative Durkin. Representative Durkin. Out of the record. House Bill 156, Representative Lang. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 156, 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

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

filed."

Speaker Hartke: "Third Reading. Page 3 of the Calendar, appears House Bill 215. Representative Scott. Representative Scott. Out of the record. House Bill 223, Representative Dart. Out of the record. House Bill 230, Representative Bassi. Representative Bassi. Representative Bassi. Out of the record. House Bill 231, Representative Lopez. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 231, a Bill for an Act amending the Home Repair Fraud Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 236, Representative Durkin. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 236, a Bill for an Act to revise the Civil Administrative Code of Illinois. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. On page 4 of the Calendar, on Second Reading, appears House Bill 248. Representative Novak. Phil Novak. John Phillip Novak. Out of the record. House Bill 252, Representative O'Connor. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 252, a Bill for an Act amending the Criminal Code of 1961. Second Reading of this House Bill. Amendment #1 was adopted in Committee. No Motions have been filed. No Floor Amendments approved for consideration."

Speaker Hartke: "Third Reading. House Bill 262, Representative Giglio. Out of the record. House Bill 281, Representative Lang. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 281, a Bill for an Act amending the Code of Civil Procedures. Second reading of this House Bill. No

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 283, Representative Lang. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 283, a Bill for an Act amending the Humane Care for Animals Act. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Motions have been filed. No Floor Amendments have been approved for consideration."

Speaker Hartke: "Third Reading. House Bill 285, Representative Lang. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 285, a Bill for an Act amending the Civil Administrative Code of Illinois. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 286, Representative Lang. Read the Bill."

Clerk Rossi: "House Bill 286, a Bill for an Act amending the Illinois Vehicle Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 314, Representative O'Brien. O'Brien. Out of the record. House Bill 317, Representative Bost. Representative Bost. Out of the record. House Bill 323, Representative Gash. Mr. Clerk, read the Bill."

Clerk Rossi: "House Bill 323, a Bill for an Act amending the School Code. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. On page 5 of the Calendar, appears House Bill 325. Representative McCarthy. Mr.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Clerk, read the Bill."

Clerk Rossi: "House Bill 325, a Bill for an Act relating to public university tuition statements. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 329, Representative Curry, Julie Curry. Mr. Clerk, read the Bill.

Clerk Bolin: "House Bill 329, a Bill for Act to amend the Criminal Code of 1961. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 377, Representative Lang. Representative Lang, we've found that 377 has some fiscal notes that have been filed. So, we're going to have to hold it on Second Reading. Representative Zickus. Representative Zickus. Ladies and Gentlemen, would you give Representative Zickus your attention? She would like to make an introduction."

Zickus: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I'd like to introduce to you two distinguished members of the Hickory Hills Police Department. We are honoring them today with House Resolutions. House Resolution, I believe, 73, and 74. First I would like to introduce to you the Chief of Police, George Dulzo. George was awarded the very first Credentials of Designation as a certified Police Chief, in the history of the State of Illinois. Chief Dulzo received the certification for demonstrating a high level of competence and fitness by successfully completing a written and oral examination, documenting professional, educational, and community service achievements, in addition to a lot of other things. In the future, this certified status will be the benchmark

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

against which all future chiefs will be measured. It is a historical designation. We wish to congratulate Chief George Dulzo. I would also like to introduce to you Detective Sergeant Michael Tardi. Detective Tardi was the awarded the James J. Wade, Most Outstanding Officer Award for exceptional achievement, extraordinary detective work, innovation, and drug control and prevention, and represents the highest standards of performance, professionalism and effectiveness. This is the highest and most prestigious award presented by the Illinois Association of the Chief's of Police, and is conferred on only one officer in the entire State of Illinois. It is not necessarily presented annually, but only when an officer passes intensive screening, by the Illinois Association of Chief's of Police Committee and is found to meet the stringent standards established for the honor. Please join me in welcoming and congratulating, Detective Sergeant Michael Tardi. Thank you very much.

Speaker Hartke: "Mr. Clerk, would you like to read the Resolutions?"

Clerk Bolin: "House Resolution 73."

WHEREAS, The Illinois Association of Chiefs of Police conferred upon George P. Dulzo on January 25, 1999 the designation of Certified Police Chief; and

WHEREAS, Chief Dulzo was awarded the very first credentials of designation as a 'Certified' Police Chief in the history of the State of Illinois; and

WHEREAS, Chief Dulzo, Police Chief of the Hickory Hills Police Department, received this certification for demonstrating a high level of competence and fitness by successfully completing a written and oral examination; documenting professional,

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

educational, and community service achievements; and fulfilling prescribed standards of performance and conduct required for certification in the areas of leadership, management, public relations, and ethics as set forth by the Illinois Association of Chiefs of Police; and

WHEREAS, Chief Dulzo has been a life-long resident of Hickory Hills; he is married to Kathy and they have two grown sons, Kevin and Patrick; and

WHEREAS, He became a Patrol Officer in the Hickory Hills Police Department in 1970, was promoted to Sergeant in 1972, to Lieutenant in 1988, and became Chief in 1990; and

WHEREAS, He received his Bachelor's Degree, summa cum laude, and his Master's Degree in Business Administration from Lewis University in Romeoville; he is presently an adjunct professor at Lewis University and an adjunct faculty member at Northwestern University Traffic Institute of Police and Staff and Command; and

WHEREAS, He is affiliated with many volunteer organizations, including the Boy Scouts of America, Hickory Hills Chamber of Commerce, Hickory Hills Lions Club, and Saint Patricia's Holy Name Society; and

WHEREAS, This award brings great honor to Chief George P. Dulzo, who has the respect and admiration of all who serve under him; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Chief George P. Dulzo on being honored by the Illinois Association of Chiefs of Police and extend to him our best wishes for the future; and be it further

RESOLVED, That a suitable copy of this resolution be presented

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

to Chief George P. Dulzo. Congratulates Chief George P. Dulzo of Hickory Hills on being honored by the Illinois Association of Chiefs of Police."

Speaker Hartke: "House Resolution 74."

Clerk Bolin: "House Resolution 74."

WHEREAS, The Illinois Association of Chiefs of Police awarded Detective Sergeant Michael Tardi of the Hickory Hills Police Department the James J. Wade Most Outstanding Officer Award for exceptional achievement, extraordinary detective work, innovation in drug control and prevention, and represents the highest standard of performance, professionalism, and effectiveness; and

WHEREAS, This is the highest and most prestigious award presented by the Illinois Association of Chiefs of Police and is conferred on only one officer in the entire State of Illinois; it is not necessarily presented annually, but only when an officer passes intensive screening and is found to meet the stringent standards established for the honor; and

WHEREAS, He began his career in law enforcement as a part-time dispatcher for the Hickory Hills Police Department in 1978; shortly thereafter he joined the Village of Worth Police Department as a part-time police officer; he was hired as a full-time Officer with the Hickory Hills Police Department in 1980; in 1984, he was assigned to the Investigation/Youth Division, where he remains to this date; he was promoted to Corporal in 1988 and attended the Federal Bureau of Investigation National Academy in 1989; from 1992 to 1995, he was assigned to the Metropolitan Enforcement Group of Cook County; on May 1, 1995, he was promoted to Detective Sergeant; and

WHEREAS, During his career, Sergeant Tardi has received many commendations, some of which include: the 1986 Cook County

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Sheriff's Department 'Police Service Award', the 1994 Narcotic Enforcement Officers Association 'Special Award of Honor', the 1995 U.S. Customs Service Award; and numerous commendations and letters of commendation from the Hickory Hills Police Department and from the Federal Bureau of Investigation, the Metropolitan Enforcement Group, the Cook County State's Attorney, and other public safety agencies; and

WHEREAS, He has been supported throughout his public and private life by his wife, Carol, and his children, Jonathan, Daniel, and Stefani; and

WHEREAS, Detective Sergeant Michael Tardi has earned the respect and admiration of all who work with him; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Detective Sergeant Michael Tardi on being given the James J. Wade Most Outstanding Officer Award and extend our best wishes to him for the future; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Detective Sergeant Michael Tardi of the Hickory Hills Police Department on receiving the Most Outstanding Officer Award."

Speaker Hartke: "Representative Zickus now moves for the adoption of House Resolution 73, and 74. All those in favor signify by saying 'aye'; opposed 'no'; and the 'ayes' have it. House Resolutions 73, and 74 are adopted. We are going back to page 3 on the Calendar, House Bill 230, Representative Bassi. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 230, a Bill for an Act to amend the School Code. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Speaker Hartke: "Third Reading. On page 4 of the Calendar, appears House Bill 314, Representative O'Brien. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 314, a Bill for an Act concerning Vehicles. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. Page 5 of the Calendar. We go back to House Bill 377. Representative Lang. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 377, a Bill for an Act regarding representation of a Child. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 379, Representative Hartke. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 379, a Bill for an Act to amend the Liquefied Petroleum Gas Regulation Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions Filed."

Speaker Hartke: "Third Reading. House Bill 382, Representative Coulson. Representative Coulson. Out of the record. House Bill 383. Excuse me, Mr. Clerk, 386. Representative Feigenholtz. Representative Feigenholtz. Out of the record. House Bill 392, Representative Jones. Lou Jones. Representative Jones. Out of the record. House Bill 404, Representative Kosel. Representative Kosel. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 404, a Bill for an Act to amend the Illinois Power of Attorney Act. Second Reading of this House Bill. Amendment #1 was adopted in committee. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 415, Representative

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Holbrook. Out of the record. House Bill 429, Representative Bugielski. Representative Bugielski. Out of the record. House Bill 442, Representative Giglio. Representative Giglio. Out of the record. For what reason does the Gentleman from Cook, Mr... Representative Parke rise?"

Parke: "Thank you, Mr. Speaker, inquiry of the Chair. What just happened on the roll call up there? We don't understand what happened."

Speaker Hartke: "Nothing. We inadvertently hit the bell. There was no roll call."

Parke: "So you dumped that? That was not a vote on anything. It was a mistake?"

Speaker Hartke: "No, it was just a bell."

Parke: "Thank you very much, Sir."

Speaker Hartke: "Mr. Clerk, what is the status of House Bill 131?"

Clerk Bolin: "House Bill 131 is on the Order of House Bills, Third Reading."

Speaker Hartke: "Yes. It's the understanding of the Sponsor that there has been an Amendment filed. And so he made the commitment, so he will request that that be moved back to Second Reading. Place that Bill on Second Reading. On page 5 of the Calendar, appears House Bill 442. Representative Giglio. Out of the record. On page 6 of the Calendar, appears House Bill 455. Representative Holbrook. Out of the record. House Bill 458, Representative Turner. John Turner. Mr. Clerk, read the Bill. Excuse me. Representative Turner, for what reason do you rise?"

Turner, J: "Yes, I have an inquiry."

Speaker Hartke: "State your inquiry."

Turner, J: "I believe there was an Amendment filed on House Bill 458, and I'm not clear where the Amendment is right now. I

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

don't know if it is in Rules or been assigned to committee."

Speaker Hartke: "It's in Rules Committee.

Turner, J: "And, is that going to be coming out of the Rules Committee for assignment at some point in the near future?"

Speaker Hartke: "That's a very good question. Mr. Turner, we advise you to leave that Bill on Second Reading. House Bill 463, Representative Novak. Out of the record. House Bill 473, Representative Schoenberg. Out of the record. House Bill 477, Representative Cross. Tom Cross. Out of the record. (sic-House Bill) 478, Representative Cross. Out of the record. House Bill 485, Representative Ronen, Carol Ronen. Out of the record. House Bill 492, Representative Turner, 492. Mr. Clerk, read the Bill. Out of the record. Out of the Record. Representative Black, for what reason do you rise?"

Black: "Yes, thank you Mr. Speaker. I have an inquiry of the Chair, as to perhaps to the people who run the computer. I can only get half of an analysis on my screen because I have something over here said, 'go to dot. com.) Now, I don't know where I am supposed to go to, but it says, Representative Parke is going to tell me I'm sure. But it says, 'Try some of our popular searches, casinos, weight loss, shaving.' Who put this on my computer, Mr. Speaker?"

Speaker Hartke: "I'm sure you're going to have to ask one of our technical people in the computers."

Black: "Where are they? I mean seriously, I don't know anything about go to dot. com. But it says, 'Try some of our popular searches, casinos, weight loss, and shaving.' I think this aimed at me, and I am going to trace this down. Where are these computer experts? Where are they?"

Speaker Hartke: "Could one of the computer technicians come in

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

and help Representative Black? He seems to be having problems. We'll get them to you Representative Black. House Bill 496, Representative Scott. Out of the record. House Bill 497, Representative Hamos. Representative Hamos. Out of the record. House Bill 506, Representative Cowlshaw. Representative Cowlshaw. Mr. Clerk, call the Bill."

Clerk Bolin: "House Bill 506, 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 Hartke: "Third Reading. Representative Cowlshaw."

Cowlshaw: "I'm sorry, Mr. Speaker. I really apologize. I did not pick up quickly enough on what that is. This is a Bill that Joel Brunsvold and I introduced at the request of the State Board of Education to contain any of the material that are agreed to, as far as the Prairie State Achievement Exam is concerned. That is the only purpose for this Bill and I give my word in committee that that was the only thing that it'd be used for and we'd keep it on Second Reading 'till the state board can get its act together, if it ever does."

Speaker Hartke: "Thank you very much."

Cowlshaw: "I beg your pardon, leave it on Second Reading, thank you."

Speaker Hartke: "Move that Bill back to Second. House Bill 516, Representative Ryder. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 516, a Bill for an Act to amend the General Assembly Organization Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 517, Representative

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Ryder. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 517, a Bill for an Act to amend the Illinois Violence Prevention Act of 1995. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions Filed."

Speaker Hartke: "Third Reading. On page 7 of the Calendar, on Second Readings appears House Bill 518. Representative Mitchell. Representative Mitchell. Out of the record. House Bill 520, Representative Hoffman. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 520, a Bill for an Act to amend the Motor Vehicle Franchise Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 525, Representative Bellock. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 525, 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 Hartke: "Third Reading. House Bill 526, Representative Fritchey. Representative Fritchey. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 526, a Bill for an Act to amend the Criminal Code of 1961. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 555, Representative Mautino. Out of the record. House Bill 562, Representative Black. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 562, a Bill for an Act to amend the Illinois Public Aid Code. Second Reading of this House

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 567, Representative Scott. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 567, 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 Hartke: "Third Reading. The Chair recognizes the Majority Leader, Representative Currie."

Currie: "Speaker, just to let everybody know, that we've been joined by a former colleague, now Secretary of State, Jesse White."

Speaker Hartke: "Welcome to the House floor, Representative. On page 7 of the Calendar, appears House Bill 596, Representative Hamos. Out of the record. House Bill 604, Representative Hoffman. Out of the record. Page 7 of the Calendar, going back just a little bit is House Bill 555, Representative Mautino. Frank Mautino. Out of the record. House Bill 619, Representative Capparelli. Out of the record. House Bill 632, Representative Novak. Out of the record. House Bill 645, Representative Lindner. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 645, a Bill for an Act to amend the Juvenile Court Act of 1987. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions Filed."

Speaker Hartke: "Third Reading. House Bill 678, Representative Novak. Out of the record. On page 8 of the Calendar, on Second Reading, appears House Bill 720. Representative Lyons, Joe Lyons. Out of the record. (sic-House Bill) 730, Representative O'Brien. Mr. Clerk, read the Bill."

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Clerk Bolin: "House Bill 730, a Bill for an Act to amend the Criminal Code of 1961. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 731, Representative O'Brien. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 731, a Bill for an Act in relation to sex offenders, Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed."

Speaker Hartke: "Third Reading. House Bill 774, Representative Cross. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 774, 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 Hartke: "Mr. Clerk, what is the status of House Bill 156? Excuse me, Mr. Clerk, on House Bill 774, Third Reading. What is the status of House Bill 156?"

Clerk Bolin: "House Bill 156 is on the Order of House Bill's-Third Reading."

Speaker Hartke: "At the request of the Sponsor, the Bill will be moved back to Second. Mr. Clerk, do you have a committee announcement?"

Clerk Bolin: "Rules Committee will meet immediately in the Speaker's Conference Room. The Rules Committee will meet immediately in the Speaker's Conference Room."

Speaker Hartke: "Would any Member like to move a Bill from Second Reading to Third Reading, that was not here before? On page 9 of the Calendar, on Third Reading, appears House Bill 486. Representative Wirsing, would you like to move that Bill? Mr. Clerk, read the Bill."

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Clerk Bolin: "House Bill 486, a Bill for an Act concerning kidney transplants. Third Reading of this House Bill."

Speaker Hartke: "Mr. Wirsing."

Wirsing: "Thank you, Mr. Speaker. House Bill 486 is revisiting a Bill that we put through the House last year without any dissenting votes. It simply creates a drug fund for kidney transplant individuals who under certain circumstances qualify for this. But all this is doing, right now, is just creating that fund. And as I said, it passed out of the House last year with no dissenting votes and be glad to answer any questions."

Speaker Hartke: "Is there any discussion? Seeing none, the Gentleman asks for a favorable vote on House Bill 486. Excuse me, the Chair recognizes the Gentleman from Cook, Representative Hassert. He has declined. The Gentleman has asked for a favorable vote on House Bill 486. All those in favor will signify by voting 'yes'; those opposed 'no'. The polling is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. Announcement on House Bill 486, there are 116 Members voting 'yes', 0 voting 'no' and 0 voting 'present'. This Bill having received the Constitutional Majority is hereby declared passed. On page 9 of the Calendar, on Third Reading, appears House Bill 387. Representative Turner. Mr. Clerk."

Clerk Bolin: "House Bill 387, a Bill for an Act to amend the Oil and Gasoline Act of 1989. Third Reading of this House Bill."

Speaker Hartke: "Representative Turner."

Turner, J.: "Thank you, Mr. Speaker. This Bill amends the Oil and Gasoline Act. It does two different things. First it

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

defines 'well', which has not been defined in the statute. The second thing that it does in the section that authorizes a lien claimant to recover reasonable attorney fees, an exception is now created so that if the defendant interposes a good substantial defense, the court will have the discretion not to award said attorney fees. That's all the Bill does. I would ask for a favorable vote. Available to answer any questions."

Speaker Hartke: "Is there any discussion? The Chair recognizes the Gentleman from Madison, Representative Hoffman."

Hoffman: "Will the Sponsor yield?"

Speaker Hartke: "He indicates he will."

Hoffman: "Representative is there... there's no fees in this is that correct? No fee increases or any other type of reference to fees?"

Turner, J.: "Correct."

Hoffman: "And is this designed to take care of one specific problem in the law? Could you be more expansive on that?"

Turner, J.: "Yes, Representative Hoffman, I was approached by the Illinois State Bar Association, and they indicated to me that the statute, currently, mandates that a successful plaintiff be paid attorney fees. And it simply says and it clarifies that if a defendant in one of these cases has a reasonable defense, then the court is not mandated to give the plaintiff his or her attorney fees."

Hoffman: "So prior law indicated that they had to give the attorneys fees if they lost? Is that correct?"

Turner, J.: "Yes."

Hoffman: "This simply says that if you, you're not going to be penalized for raising a defense that is deemed by the court to be reasonable."

Turner, J.: "Correct."

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Hoffman: "Not whether you think it's reasonable, but the court has to believe it's reasonable."

Turner, J.: "That is correct. And just to be very precise, the language is 'good and substantial defense.'"

Hoffman: "Thank you. I think it's a good Bill."

Turner, J.: "Thank you."

Speaker Hartke: "Further discussion? Seeing none, Representative Turner to close."

Turner: "I ask for a favorable vote."

Speaker Hartke: "The Gentleman has asked for a favorable vote on House Bill 386. All those in favor will signify, 387, excuse me. All those in favor will signify by voting 'yes'; those opposed vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On House Bill 387, there are 117 Members voting 'yes', 0 voting 'no', 0 voting 'present'. And this Bill having received a Constitutional Majority is hereby declared passed. On page 8 of the Calendar, appears House Bill, on Third Reading, appears House Bill 335. Representative Davis. Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 335, a Bill for an Act to amend the Liquor Control Act of 1934. Third Reading of this House Bill."

Speaker Hartke: "Representative Davis."

Davis, S.: "Yes, thank you, Speaker, Ladies and Gentlemen of the House. House Bill 335 very simply changes language in the Liquor Control Act. And what it does, it brings distributors of all alcoholic liquor instead of just beer distributors under the same Act. It's an Agreed Bill by everybody in the industry. It came out of committee unanimously. And I would be glad to answer any questions

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

on the Bill."

Speaker Hartke: "The Gentleman has explained his legislation. Is there any discussion? The Chair recognizes the Gentleman from Cook, Representative Parke."

Parke: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Will the Sponsor yield?"

Speaker Hartke: "He indicates he will."

Parke: "Now, it says that a lot of people are for this Bill. But how does it affect the consumer? Is this something that's consumer friendly or will the cost of doing business rise because of this?"

Davis, S.: "Representative, I don't believe that the Bill would not be consumer friendly. What it does, it requires the distillers of spirits and the wine distributors to timely deliver their product to the small retailers and to the small retail liquor establishments in the State of Illinois. Right now it's against the law for these small establishments, if they run out of a product, to go buy it at a liquor store, or go buy it at a store and then come back and resell it at the retail level. So, what this does it brings both of those industries, the distilled spirits and the wine industry, under the same provisions for timely delivery that the beer industry is required to do."

Parke: "Are the wine distributors for this?"

Davis, S.: "Representative, there was no opposition in committee and if they're opposed to it, I have not heard from them, personally."

Parke: "It says in our analysis the Liquor Control Commission is neutral on that...on this Bill. Is that normal when they do not have an objection or are they just staying away from it or do you know why they may be neutral?"

Davis, S.: "No, I don't know why to be honest with you. I never

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

inquired why they might be neutral or one way or the other."

Parke: "So, you don't see this that the cost of drinks will go up? This is actually to the benefit of stores and it won't cost the consumer more in buying liquor."

Davis, S.: "None whatsoever. It doesn't change the way that the distributors sell their product to the retailers."

Parke: "Thank you very much, Representative."

Speaker Hartke: "Further discussion? The Chair recognizes the Gentleman from Winnebago, Representative Scott."

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

Davis, S.: "Yes."

Speaker Hartke: "He indicates he will."

Scott: "Representative Davis, it looks to me like this just ensures a little bit better competition amongst all the distributors. It would be a consumer friendly type of proposal, wouldn't it?"

Davis, S.: "Well, I think it does make it consumer friendly. Yes."

Scott: "And is there any kind of cost increase to the Liquor Control Commission or to any of the enforcement agencies here?"

Davis, S.: "It has no fiscal impact. I was looking at my fiscal note, I'm sorry."

Scott: "And do you anticipate... so, there wouldn't be any kind of fee increase necessary or anything that would be necessary to help pay for this?"

Davis, S.: "None whatsoever."

Scott: "Thank you very much."

Speaker Hartke: "Further discussion? The Chair recognizes the Gentleman from Bureau, Representative Mautino."

Mautino: "Thank you Mr. Speaker, Ladies and Gentlemen of the

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

House. I simply rise in support of the Gentleman's legislation. It's an excellent small business Bill. And it just says as my supplier you will come and bring me the products, which are regulated. So, you either call me on the phone, or you'll set up a personal appointment, that way I can get my products, since you're the only one I can buy from. And so, it really does a great service. And this Bill has passed in previous years. So it's a good solid piece of legislation for the smaller guys, just to make sure that they get their products. I'd appreciate an 'aye' vote."

Speaker Hartke: "Further discussion? Seeing that no one is seeking recognition, Representative Davis to close."

Davis, S.: "Thank you Speaker, Ladies and Gentlemen of the House. This is a piece of legislation that'll help the small 'moms and pops' in your districts and I urge an 'aye' vote."

Speaker Hartke: "The Sponsor has asked for a favorable vote. All those in favor signify by saying 'aye'; those opposed 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On House Bill 335, there are 116 Members voting 'yes'; 0 voting 'no'; and 0 voting 'present'. And this Bill having received a Constitutional Majority is hereby declared passed. Mr. Clerk, what is the status of House Bill 619? Representative Capparelli. Mr. Capparelli, would you like to read this Bill? Mr. Clerk, read the Bill."

Clerk Bolin: "House Bill 619, a Bill for an Act to amend the Pawnbroker Regulation Act. Second Reading of this House Bill. No Committee Amendments. No Floor Amendments. No Motions filed. "

Speaker Hartke: "Third Reading. Mr. Clerk, what is the status of

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

House Bill 376?"

Clerk Bolin: "House Bill 376 is on the Order of House Bills Third Reading."

Speaker Hartke: "At the request of the Sponsor, she requests that that be moved back to the Second Reading. Place that Bill on Second. Mr. Clerk, you have an announcement?"

Clerk Bolin: "All House Bills have been assigned by the Rules Committee to standing committees. They will all be posted for committees next week. All House Bills have been assigned by the Rules Committee to standing committees. They will all be posted for next week's committees."

Speaker Hartke: "Mr. Clerk, do you have a Resolution? Ladies and Gentlemen, we're going to be adjourning at point of Death Resolutions. So if we would please clear the floor and give the Clerk your attention please. Mr. Clerk."

Clerk Bolin: "

SENATE JOINT RESOLUTION #7

WHEREAS, The Members of the Illinois General Assembly wish to express their sincere condolences to the family and friends of Clyde Lee, former Illinois State Senator and former Illinois State Representative from the 46th District, who passed away on January 22, 1999; and

WHEREAS, Clyde Lee was born in Jefferson County on February 6, 1909; his parents were John and Belle Earls Lee; in 1935 he married Bernice M. Rough in Mount Vernon; she preceded him in death in 1994; and

WHEREAS, Mr. Lee graduated from Mount Vernon Township High School in 1928; Mr. Lee was a bookkeeper for many Mount Vernon businesses, including Mount Vernon Car Shops and Mount Vernon Furnace Company; Mr. Lee was a veteran of the United States Marine

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

Corps, serving in World War II; and

WHEREAS, Clyde Lee's career in State government began by first serving as Treasurer of the Young Peoples Democratic Club in 1932; he served as City Treasurer of Jefferson County from 1933-1934, and as County Treasurer from 1934-1938; he served as a State Representative from 1938 to 1940, and then as a State Senator from 1941 to 1945; from 1947 to his retirement in 1966 he again served as a State Representative; he was chairman of the House Agriculture Committee, president of the Legislative Council, and served on the Committee on Higher Education; he served a total of 26 years in the General Assembly and 32 years in public service; and

WHEREAS, Clyde Lee became the secretary-treasurer of the Egyptian Trotting Association in 1966; he was a member of the Amvets Post 4 in Mount Vernon, Amvets Post 148 in Waltonville, a longtime member of the Presbyterian Church, trustee of the West Salem Cemetery Association, a member of the Prairie Historians, the Jefferson County Historical Society, the Illinois State Historical Society in Springfield, and was a Kentucky Colonel; and

WHEREAS, Clyde Lee is survived by his son and daughter-in-law, John E. Lee and Sarah; his daughter, Virginia R. Lee; three grandchildren; and several nieces and nephews; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we extend to the family and friends of Clyde Lee our fondest wishes for peace at this time of loss; we remember a former State Senator and Representative with thoughts of his dedication to the people of his district; we lift up his memory through this resolution; and be it further

RESOLVED, That a suitable copy of this resolution be presented

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

to the family of Clyde Lee.

Speaker Hartke: "Representative Jones."

Jones, J.: "Thank you Mr. Speaker. As you've heard, we truly have lost a great friend, in Jefferson County, and the State of Illinois. Clyde Lee was one of those people that may have been of the other party as far as I am concerned, but truly represented all the people in the State of Illinois and at his home community. Clyde was someone that each and everyone of us could go to and seek advice and receive that advice from him in a very nonpartisan way. Clyde is truly missed by everybody in Jefferson county, and Mt. Vernon his hometown, and as you heard from the Clerk, Clyde served 26 years in the General Assembly. And for those of you that sometimes get ideas of crossing the rotunda and going over to the other chamber, you know Clyde started out in the House of Representatives, went to the Senate and then wised up and came back over to this chamber. So, those of you that may have aspirations of going across the rotunda sometime, just remember Clyde Lee. You know, I can't say enough about Clyde. I've known him for many, many years his family. And I know that his son, John and his daughter Virginia truly miss him, as well as all the rest of us in Jefferson County. And, Mr. Speaker, I would ask that each and every Member in the House be added to this Resolution."

Speaker Hartke: "Representative Stephens."

Stephens: "Mr. Speaker, I would like"

Speaker Hartke: "Would you move to Representative Jones' mike?
Thank you."

Stephens: "Thank you, Mr. Speaker. I just wanted to remind the Members that we have lost another patriot. Clyde Lee served in World War II in the Marine Corps. And like many

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

veterans after that extreme sacrifice, still came home and chose to serve his community at both the local and the state level. He will be missed in Southern Illinois. We, indeed, have lost a friend and a son of the country, not just the State of Illinois."

Speaker Hartke: "Representative Jones now moves for the adoption of the Senate Joint Resolution #7. All those in favor signify by saying 'aye'; those opposed 'no'. In the opinion of the Chair, the 'ayes' have it and the Resolution is adopted. With that, Representative Currie now moves that the House stand adjourned until the hour of 12 noon tomorrow, allowing perfunctory time for the Clerk. The House stands adjourned."

Clerk Rossi: "The House Perfunctory Session will come to order." Introduction and First Reading of House Joint Resolution Constitutional Amendment #11, offered by Speaker Madigan:

HOUSE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

BE IT RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Sections 2, 6, and 7 of Article V of the Illinois Constitution as follows:

ARTICLE V

THE EXECUTIVE

SECTION 2. TERMS

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of January after their election and, ~~except in the case of the Lieutenant Governor,~~ until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

(Source: Illinois Constitution.)

SECTION 6. GUBERNATORIAL SUCCESSION

(a) In the event of a vacancy, the order of succession to the office of Governor or to the position of Acting Governor shall be the elected Lieutenant Governor, the elected Attorney General, the elected Secretary of State, and then as provided by law.

(b) If the Governor is unable to serve because of death, conviction on impeachment, failure to qualify, resignation or other disability, the office of Governor shall be filled by the officer next in line of succession for the remainder of the term or until the disability is removed.

(c) Whenever the Governor determines that he may be seriously impeded in the exercise of his powers, he shall so notify the Secretary of State and the officer next in line of succession. The latter shall thereafter become Acting Governor with the duties and powers of Governor. When the Governor is prepared to resume office, he shall do so by notifying the Secretary of State and the Acting Governor.

(d) The General Assembly by law shall specify by whom and by what procedures the ability of the Governor to serve or to resume office may be questioned and determined. The Supreme Court shall have original and exclusive jurisdiction to review such a law and any such determination and, in the absence of such a law, shall make the determination under such rules as it may adopt.

(Source: Illinois Constitution.)

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Lieutenant Governor, Attorney General, Secretary of State, Comptroller or Treasurer fails to qualify or if his office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor. ~~If the Lieutenant Governor fails to qualify or if his office becomes vacant, it shall remain vacant until the end of the term.~~

(Source: Illinois Constitution.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

Clerk Rossi: "First Reading of House Joint Resolution Constitutional Amendment #12, offered by Speaker Madigan."

HOUSE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Sections 2 and 7 of Article V of the Illinois Constitution as follows:

ARTICLE V

THE EXECUTIVE

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

(ILCON Art. V, Sec. 2)

SECTION 2. TERMS

These elected officers of the Executive Branch shall hold office for four years beginning on the second Monday of January after their election and, ~~except in the case of the Lieutenant Governor,~~ until their successors are qualified. They shall be elected at the general election in 1978 and every four years thereafter.

(Source: Illinois Constitution.)

(ILCON Art. V, Sec. 7)

SECTION 7. VACANCIES IN OTHER ELECTIVE OFFICES

If the Lieutenant Governor, Attorney General, Secretary of State, Comptroller or Treasurer fails to qualify or if his office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified as may be provided by law and shall not be subject to removal by the Governor. ~~If the Lieutenant Governor fails to qualify or if his office becomes vacant, it shall remain vacant until the end of the term.~~

(Source: Illinois Constitution.)

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

Clerk Rossi: "Introduction and First Reading of House Joint Resolution #13, offered by Representative Feigenholtz."

HOUSE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Sections 1 and 2 of Article IV of the Illinois Constitution as follows:

ARTICLE IV
THE LEGISLATURE

SECTION 1. LEGISLATURE - POWER AND STRUCTURE

The legislative power is vested in a General Assembly consisting of a Senate and a House of Representatives, elected by the electors from 59 Legislative Districts and 39 ~~118~~ Representative Districts.

(Source: Amendment adopted at general election November 4, 1980.)

SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Legislative District. Immediately following each decennial redistricting, the General Assembly by law shall divide the Legislative Districts as equally as possible into three groups. Senators from one group shall be elected for terms of four years, four years and two years; Senators from the second group, for terms of four years, two years and four years; and Senators from the third group, for terms of two years, four years and four years. The Legislative Districts in each group shall be distributed substantially equally over the State.

(b) In 2002 and every two years thereafter, three Representatives ~~Each--Legislative--District--shall--be--divided--into two--Representative--Districts.--In--1982--and--every--two--years~~

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

thereafter---one---Representative shall be elected from each Representative District for a term of two years. Representatives shall be elected in accordance with a system of proportional representation provided by law.

(c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election or appointment a resident of the district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.

(d) Within thirty days after a vacancy occurs, it shall be filled by appointment as provided by law. If the vacancy is in a Senatorial office with more than twenty-eight months remaining in the term, the appointed Senator shall serve until the next general election, at which time a Senator shall be elected to serve for the remainder of the term. If the vacancy is in a Representative office or in any other Senatorial office, the appointment shall be for the remainder of the term. An appointee to fill a vacancy shall be a member of the same political party as the person he succeeds.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other governmental entity for time during which he is in attendance as a member of the General Assembly.

No member of the General Assembly during the term for which he was elected or appointed shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

(Source: Amendment adopted at general election November 4, 1980.)

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

SCHEDULE

This Constitutional Amendment takes effect beginning with redistricting in 2001 and applies to the election of Representatives in 2002 and thereafter.

Clerk Bolin: "House Joint Resolution Constitutional Amendment #14, offered by Representative Dart.

HOUSE JOINT RESOLUTION

CONSTITUTIONAL AMENDMENT

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 11 of Article VI of the Illinois Constitution as follows:

ARTICLE VI

THE JUDICIARY

SECTION 11. ELIGIBILITY FOR OFFICE

No person shall be eligible to be a Judge or Associate Judge unless that person he is a United States citizen, a licensed attorney-at-law of this State for at least 10 years, and a resident of the unit which selects him or her. The requirement that an attorney's period of licensure must be at least 10 years applies only to persons initially elected or appointed as a Judge or an Associate Judge after the effective date of this Constitutional Amendment of 1999. No change in the boundaries of a unit shall affect the tenure in office of a Judge or Associate Judge incumbent at the time of such change.

(Source: Illinois Constitution.)

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

16th Legislative Day

February 24, 1999

SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act. First Reading of this Constitutional Amendment. First Reading and Introduction of House Bills. House Bill 2860, offered by Representative Murphy, a Bill for an Act to amend the Illinois Act on the Aging. First Reading of this House Bill. Having no further business, the House Perfunctory Session will stand adjourned. The House will reconvene in regular Session on Thursday, February 25th, at 12:00 noon."