

84TH GENERAL ASSEMBLY

REGULAR SESSION

May 14, 1985

PRESIDENT:

The Senate will come to order. Will the members be at their desks and will our guests in the gallery please rise. Prayer this afternoon by Rabbi Israil Zoberman, Temple B'rith Sholom, Springfield, Illinois. Rabbi.

RABBI ZOBERMAN:

(Prayer given by Rabbi Zoberman)

PRESIDENT:

Thank you, Rabbi. Reading of the Journal. Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I move that reading and approval of the Journals of Tuesday, May 7th; Wednesday, May 8th and Thursday, May 9th, in the year 1985, be postponed pending arrival of the printed Journals.

PRESIDENT:

You've heard the motion as placed by Senator Welch. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and it is so ordered. Committee reports.

SECRETARY:

The following committees where action taking....last week:

Appropriations I, Senator Carroll, reports out the following Senate bills:

226, 449,...450, 465, 507, 695 and 1410 with the recommendation Do Pass.

61, 306, 309, 342, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 496, 528, 552, 863, 1033, 1112, 1368 and 1411 with the recommendation Do Pass as Amended.

Senator Hall, chairman of Appropriations II Committee, reports out the following Senate bills:

15 and 387 with the recommendation Do Pass.

356, 357, 358, 359, 360, 361, 362, 363, 364, 476, 477, 478, 479, 480, 481, 482, 483 and 1460 with the recommendation Do Pass as Amended.

Senator Savickas, chairman of Assignment of Bills Committee, assigns the following House bills to committee:

Agriculture, Conservation and Energy - 81, 293, 337, 468, 555, 611, 772 and 1175; Elementary and Secondary Education - 50 and 51; Executive - 196, 366, 1204 and 1303; Finance and Credit Regulations - 190, 528 and 590; Education, Higher - 701; Insurance, Pensions and Licensed Activities - 72, 208, 1298; Judiciary I - 35, 75, 171, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269 and 270, 272, 275, 276, 277, 278, 279, 280, 281, 282, 283, 368, 743 and 853; Judiciary II - 36, 52, 53, 456, 704 and 832; Local Government - 129, 192, 222, 244, 294, 314, 576, 577, 626, 734, 802, 883, 1137 and 1394; Public Health, Welfare and Corrections - 27, 391, 392, 622, 705, 944, 1292, 1335 and 1410; Revenue - 47 and 120; Transportation - 228, 335, 573, 639, 706, 986, 1103 and 1358

PRESIDENT:

Messages from the House.

SECRETARY:

Message from the House by Mr. O'Brien, Clerk.

Mr. President - I'm directed to inform the Senate the House of Representatives has passed bills with the following titles, in the passage on which I am instructed to ask the concurrence of the Senate, to-wit:

House Bills 48, 121, 241, 313, 344, 394, 421, 422, 430, 496, 538, 556, 601, 710, 714, 733, 778 and 792.

Message from the House by Mr. O'Brien, Clerk.

Mr. President - I'm directed to inform the Senate the House of Representatives has adopted the following joint resolutions, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Joint Resolution 20 and House Joint Resolution 47.

PRESIDENT:

Executive Committee. Resolutions.

SECRETARY:

Senate Resolution 212 offered by Senator Lenke, it's congratulatory.

Senate Resolution 213, by Senator Lenke, and it's congratulatory.

PRESIDENT:

Consent Calendar. Resolutions.

SECRETARY:

Senate Resolution 213...214, that is, Senators Mahar and DeAngelis, it's congratulatory.

Senate Resolution 215, by the same sponsors, and it's congratulatory.

And Senate Resolution 216, by Senators Mahar and Hudson, and it's congratulatory.

Senate Resolution 217 offered by Senator Zito, and it's congratulatory.

PRESIDENT:

Consent Calendar. All right. With leave of the Body, we'll move to page 70, 7-0, on the Calendar. On the Order of House Bills 1st Reading, Mr. Secretary.

SECRETARY:

House Bill 16, Senator Zito is the Senate sponsor.

(Secretary reads title of bill)

House Bill 25, Senator Holmberg.

(Secretary reads title of bill)

House Bill 89, Senator Barkhausen.

(Secretary reads title of bill)

112, Senator Topinka.

(Secretary reads title of bill)

188, Senator Rigney.

(Secretary reads title of bill)

House Bill 323, Senator Netsch.

(Secretary reads title of bill)

House Bill 370, Senator Schaffer.

(Secretary reads title of bill)

House Bill 809, Senator Poshard.

(Secretary reads title of bill)

House Bill 929, Senator Schaffer.

(Secretary reads title of bill)

House Bill 1163, Senators Luft and Bloom.

(Secretary reads title of bill)

House Bill 1356, Senator Poshard.

(Secretary reads title of bill)

House Bill 1576, Senator Watson.

(Secretary reads title of bill)

1st reading of the foregone bills.

PRESIDENT:

Senator Hall, for what purpose do you arise?

SENATOR HALL:

A point of personal privilege, Mr. President.

PRESIDENT:

State your point, sir.

SENATOR HALL:

I would like to introduce to the Senate, the Dupo Junior High School. They're accompanied here today by Mrs. Edward Strobel, Mr. Talley and Mr. Harris. I'd like for them to rise and be recognized by the Senate. Dupo High.

PRESIDENT:

Will our guests in the gallery please rise and be recognized. Welcome to Springfield. Resolutions.

SECRETARY:

Senate Joint Resolution 57 offered by Senators Topinka and Hudson and it's congratulatory.

PRESIDENT:

Consent Calendar. All right. With leave of the Body, we'll turn to page 2 on the Calendar. We will begin on Senate bills 2nd reading, and we will work approximately till five-thirty this afternoon and just go right down the list. Page 2 on the Calendar, direct members' attention to page 2 on the Calendar, on the Order of Senate Bills 2nd Reading. The Chair would observe that we have in excess of eight hundred bills on the Calendar, and we have only eight days. Senate Bill 3, Senator Jerome Joyce. On the Order of Senate Bills 2nd Reading is Senate Bill 3. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 3.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Agriculture offers three amendments.

PRESIDENT:

Senator Joyce, Committee Amendment No. 1.

SENATOR JEROME JOYCE:

Thank you, Mr. President. Committee Amendment No. 1 corrects an LRB drafting error, and I'd move for its adoption.

PRESIDENT:

Senator Joyce has moved the adoption of Committee Amendment No. 1 to Senate Bill 3. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDENT:

Senator Joyce on Committee Amendment No. 2.

SENATOR JEROME JOYCE:

Thank you, Mr. President. Committee Amendment No. 2 allows you to store your own waste on your own facility while it...this is a...changes the State law right now which does

not let them do that and I'd move for its adoption.

PRESIDENT:

All right. Senator Joyce has moved the adoption of Amendment No. 2 to Senate Bill 3. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDENT:

Senator Joyce on Committee Amendment No. 3.

SENATOR JEROME JOYCE:

Thank you, Mr. President. Committee Amendment No. 3...sets up an appeal process for the approval or disapproval of...of low-level radioactive waste site. That's in the same as Senate Bill 172 that deals with hazardous waste. I'd move for its adoption.

PRESIDENT:

Senator Joyce has moved the adoption of Committee Amendment No. 3 to Senate Bill 3. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Senate Bill 14, Senator D'Arco. Senate Bill 42, Senator Topinka. Senate Bill 48, Senator Sangmeister. On the Order of Senate Bills 2nd Reading, Senate Bill 48. Read the bill, Mr. Secretary.

SECRETARY:

SB 60
2nd Reading

Senate Bill 48.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 57, Senator Marovitz. 60, Senator D'Arco.
On the Order of Senate Bills 2nd Reading is Senate Bill 60.
Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 60.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance offers
one amendment.

PRESIDENT:

Senator D'Arco on Committee Amendment No. 1.

SENATOR D'ARCO:

Thank you, Mr. President. Committee Amendment No.
1...Committee Amendment No. 1 changes the limitation on vexa-
tious and unreasonable delay from a...a five thousand dollar
limit to an increase of twenty-five thousand dollar limit.
It's an agreed amendment and I would move for its adoption.

PRESIDENT:

Senator D'Arco has moved the adoption of Committee Amend-
ment No. 1 to Senate Bill 60. Any discussion? If not, all
in favor indicate by saying Aye. All opposed. The Ayes have
it. The amendment is adopted. Are there further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

AB 77
2nd Reading

No Floor amendments.

PRESIDENT:

3rd reading. Senate Bill 62, Senator Dawson. Senate Bill 77, Senator...Senator Maitland. On the Order of Senate Bills 2nd Reading, Senate Bill 77. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 77.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Elementary and Secondary Education offers one amendment.

PRESIDENT:

Senator Maitland on Committee Amendment No. 1.

SENATOR MAITLAND:

Thank you, very much, Mr. President. Committee Amendment No. 1 suggests that for a high school that deactivates the question of consolidation has to be asked within five years, and I would move for its adoption.

PRESIDENT:

Senator Maitland has moved the adoption of Committee Amendment No. 1 to Senate Bill 77. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 91, Senator Marovitz. 96, Senator Fawell. On the Order of Senate Bills 2nd Reading is Senate Bill 96. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 96.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Finance and...Credit Regulations offers two amendments.

PRESIDENT:

Senator Fawell on Committee Amendment No. 1.

SENATOR FAWELL:

Thank you, very much. I would like to Table Committee Amendment No. 1 in favor of a...a Floor amendment.

PRESIDENT:

All right. Senator Fawell has moved to Table Committee Amendment No. 1 to Senate Bill 96. Is there any discussion? If not, all in favor of the motion to Table indicate by saying Aye. Senator Demuzio. Senator Demuzio.

SENATOR DENUZIO:

Will...will the...sponsor indicate to us why she is Tabling the Committee Amendment No. 1, please.

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

The...the Floor amendment...really does basically the same thing. It's just a...it's sort of a clean-up type language. We had...we had said we were going to have seven members on the committee, we...we ended up with nine. It's a...it's a...it's really basically the same thing. I gave the amendment to the staff last week.

PRESIDENT:

All right. Senator Fawell has moved to Table Committee Amendment No. 1. All in favor of the motion to Table indicate by saying Aye. All opposed. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDENT:

Committee Amendment No. 2, Senator Fawell.

SENATOR FAWELL:

Committee Amendment No. 2 just adds the word "school."

PRESIDENT:

All right. Senator Fawell has moved the adoption of Committee Amendment No. 2 to Senate Bill 96. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senator Fawell.

PRESIDENT:

Senator Fawell on Amendment No. 3.

SENATOR FAWELL:

Thank you...thank you, very much. This is basically the...the same basic...amendment as Committee Amendment No. 1, just the language is...is in better form and...and cleaned up.

PRESIDENT:

Senator Fawell has moved the adoption of Amendment No. 3 to Senate Bill 96. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. 101, Senator Hall. 103, Senator Bloom. Senator Bloom.

SENATOR BLOOM:

AB 375
2nd Reading

I don't know what the procedure is, you want to run the Calendar, but the amendments aren't up from the Reference Bureau.

PRESIDENT:

We'll...we'll get back to it. 110, Senator Bloom. 112, Senator Joyce. 114, Senator Joyce. 119, Senator Lenke. 126, Senator Collins. Top of page 3. 131, Senator Bloom. On the Order of Senate Bills 2nd Reading, top of page 3, is Senate Bill 131. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 131.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 138, Senator Netsch. 171, Senator Netsch. 179, Senator Karpis. 202, Senator Marovitz. 204, Senator Marovitz. Top of page 4, 240...middle of page 4, 242, Senator Maitland. 253, Senator Maitland. 258, Senator Netsch. 270, Senator Lenke. 275, Senator DeAngelis. 293, Senator D'Arco. 325, Senator D'Arco. Top of page 5, 334, Senator Etheredge. 340, Senator Berman. 350, Senator Berman. 351, Senator Maitland. 368, Senator Joyce. On the Order of Senate Bills 2nd Reading, top of page 5, is Senate Bill...no. 375, Senator Joyce. On the Order of Senate Bills 2nd Reading, top of page 5, is Senate Bill 375. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 375.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 380, Senator Kustra. 381, 82. 388, Senator Dawson. On the Order of Senate Bills 2nd Reading is Senate Bill 388. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 388.

(Secretary reads title of bill)

2nd reading of the bill. The Committee Public Health offers one amendment.

PRESIDENT:

Senator Dawson on Committee Amendment No. 1.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, Committee...Amendment No. 1 establishes two comprehensive regional alzheimer's disease and related disorder treatment centers; one in Chicago and...and at least one to serve the remaining parts of the State of Illinois.

PRESIDENT:

All right. Senator Dawson has moved the adoption of Committee Amendment No. 1 to Senate Bill 388. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 390, Senator Jones. On the Order of Senate Bills 2nd Reading, Senate Bill 390. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 390.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Jones.

PRESIDENT:

Senator Jones on Amendment No. 1.

SENATOR JONES:

Yeah, thank you, Mr. President...Amendment No. 1 to Senate Bill 390 places the QIP program within the Department of Public Aid to provide incentives for nursing homes and long-term care and the amendment is the bill, and for those nursing homes that be...beyond the minimum standards of care. I move its adoption.

PRESIDENT:

All right. Senator Jones has moved the adoption of Amendment No. 1 to Senate Bill 390. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. 391, Senator Poshard. On the Order of Senate Bills 2nd Reading, bottom of page 5, Senate Bill 391. Mr. Secretary.

SECRETARY:

Senate Bill 391.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Public Health offers one amendment.

PRESIDENT:

Senator Poshard on Committee Amendment No. 1.

SENATOR POSHARD:

Thank you, Mr. President. This amendment is now the bill. It deletes everything after the enacting clause and places alzheimer's within the home services section of DOBS rather than any enabling legislation. Move for adoption of the amendment.

PRESIDENT:

All right. Senator Poshard has moved the adoption of Committee Amendment No. 1 to Senate Bill 391. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Poshard.

PRESIDENT:

Senator Poshard on Amendment No. 2.

SENATOR POSHARD:

Thank you, Mr. President. This is a technical amendment. It simply...deletes the word "disease" in line 23 and inserts "disease and related disorders."

PRESIDENT:

All right. Senator Poshard has moved the adoption of Amendment No. 2 to Senate Bill 391. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

AB 415
2nd Reading

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Top of page 6. 415, Senator Degnan. On the Order of Senate Bills 2nd Reading is Senate Bill 415. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 415.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Revenue offers one amendment.

PRESIDENT:

Senator Degnan on Committee Amendment No. 1.

SENATOR DEGNAN:

Thank you, Mr. President. Committee Amendment No. 1 makes technical changes regarding where the notice of requirement will be published only.

PRESIDENT:

Senator Degnan has moved the adoption of Committee Amendment No. 1 to Senate Bill 415. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 418, Senator O'Daniel. 422, Senator Dunn. On the Order of Senate Bills 2nd Reading is Senate Bill 422. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 422.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Dunn.

PRESIDENT:

Senator Dunn on Amendment No. 1.

SENATOR DUNN:

Thank you, Mr. President and members of the Senate. Senate...Amendment No. 1 changes the bill to only apply to one other...one county and that would be Monroe County adjoining St. Clair and Madison County.

PRESIDENT:

All right. Senator Dunn has moved the adoption of...of Amendment No. 1 to Senate Bill 422. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. 436, Senator Marovitz. On the Order of Senate Bills 2nd Reading, Senate Bill 436. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 436.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Elementary and Secondary Education offers two...no, one amendment.

PRESIDENT:

Senator Marovitz on Committee Amendment No. 1.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the

SB 447
2nd Reading

Senate. Amendment No. 1 to Senate Bill 436 requires school boards to establish discipline policies which allow teachers to remove disruptive students and afford students due process in the same regard, and I would ask for adoption of Committee Amendment No. 1 to Senate Bill 436.

PRESIDENT:

All right. Senator Marovitz has moved the adoption of Committee Amendment No. 1 to Senate Bill 436. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ays have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 447, Senator DeAngelis. On the Order of Senate Bills 2nd Reading, the middle of page 6, Senate Bill 447. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 447.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 448, Senator Weaver. Middle of page 6, Senate Bill 448. On the...on the Order of Senate Bills 2nd Reading, Senate Bill 448. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 448.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one amendment.

PRESIDENT:

Senator Weaver on Committee Amendment No. 1.

SENATOR WEAVER:

I move the adoption of Committee Amendment No. 1 to Senate Bill 448.

PRESIDENT:

All right. Senator Weaver has moved the adoption of Committee Amendment No. 1 to Senate Bill 448. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 489, Senator Netsch. 494, Senator Collins. 500, Senator Lemke. 501, Senator Rupp. On the Order of Senate Bills 2nd Reading, the bottom of page 6...I beg your pardon. All right. On the bottom of page 6, on the Order of Senate Bills 2nd Reading, Senate Bill 500. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 500.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of Senate Bills 2nd Reading, Senate Bill 501. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 501.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No.1 offered by Senator Rupp.

PRESIDENT:

Senator Rupp on Amendment No. 1.

SENATOR RUPP:

Thank you, Mr. President. Since the bill was introduced there has been...discussion between the Department of Insurance, Department of Transportation, both departments now agree that it would be better to allow the Department of Transportation to suspend the sureties under certain conditions. That's what this amendment would permit. I ask passage of this amendment.

PRESIDENT:

All right. Senator Rupp has moved the adoption of Amendment No. 1 to Senate Bill 501. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading...top of page 7 on the Calendar, Senate Bill 502, Senator Sangmeister. 508, Senator Luft. On the Order

SB 513
2nd Reading

of Senate Bills 2nd Reading is Senate Bill 508. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 508.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 509, Senator Luft. On the Order of Senate Bills 2nd Reading is Senate Bill 509. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 509.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 513, Senator Netsch. On the Order of Senate Bills 2nd Reading is Senate Bill 513. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 513.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Netsch.

PRESIDENT:

Senator Netsch on Amendment No. 1.

SENATOR NETSCH:

Thank you...thank you, MR. President. Amendment No. 1 effectively deletes what was in the bill. It was a sale tax exemption bill and makes it into what amounts to a vehicle bill which will sit on the Calendar for a while. As presented in committee, the bill dealt with the sales tax treatment of what has come to be known as delicatessens. It is...it probably is fair to make the change that was in the original bill, but it is a matter of some concern, because every time you change one thing a little bit, you...you make it perhaps unfair to someone else. And so after discussing it with the minority leader, Senator Etheredge, we decided that we would put this...take the substance of 513 out and leave it in a relatively harmless form; and then, if we can see where there are discrepancies in the sales tax exemption of food that need to be addressed; for example, like the soft drink tax last Session, then, we will proceed with that purpose. In the meantime, it will be a relatively harmless bill. So, with that explanation, I would move the adoption of Amendment No. 1 to Senate Bill 513.

PRESIDENT:

Senator Netsch has moved the adoption of Amendment No. 1 to Senate Bill 513. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No...no Floor amendments.

PRESIDENT:

...I beg your pardon. 3rd reading. 521, Senator Luft.
On the Order of Senate Bills 2nd Reading is Senate Bill 521.
Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 521.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Revenue offers one
amendment.

PRESIDENT:

Senator Luft on Committee Amendment No. 1.

SENATOR LUFT:

Thank you, Mr. President. I'd like to move to Table
Committee Amendment No. 1. The attempt was to narrow the
scope of the bill and we don't feel like it did that. I'd
like to Table this amendment. The Republican spokesman has
been aware...made aware of this and is in approval, and I
would then offer a Floor amendment to attempt to do what we
tried to do in committee. So I'd move at this time to Table
Committee Amendment No. 1.

PRESIDENT:

All right. Senator Luft has moved to Table Committee
Amendment No. 1 to Senate Bill 521. Is there any discussion?
If not, all in favor indicate by saying Aye. All opposed.
The Ayes have it. The motion to Table prevails and
the...Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Luft.

PRESIDENT:

Senator Luft.

SENATOR LUFT:

AB 522
2nd Reading

Thank you, Mr. President. Amendment No. 2 narrows the expanded exemption provision in Senate Bill...521 and insures that the exempt machinery and equipment is related closely to the actual manufacturing process, and I would move for the adoption of Amendment No. 2 to Senate Bill 521.

PRESIDENT:

All right. Senator Luft has moved the adoption of Amendment No. 2 to Senate Bill 521. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. 522, Senator Sangmeister. On the Order of Senate Bills 2nd Reading, Senate Bill 522. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 522.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Judiciary...no. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Sangmeister.

PRESIDENT:

Senator Sangmeister on Amendment No. 1.

SENATOR SANGHEISTER:

Yeah, this...this amendment came up from the Reference Bureau and although it did delete everything after the enacting clause, what...we wanted to put it all into one amendment. And basically what the bill did in the changes that are made in this amendment, is where there's reference to murder, it's going to be changed to the wording "first degree

murder," and "voluntary manslaughter" gets changed to the terminology of "second degree murder." And that's really all the amendment does in addition to the original intent of the bill, and I move the adoption of the amendment.

PRESIDENT:

Senator Sangmeister has moved the adoption of Amendment No. 1 to Senate Bill 522. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. 529, Senator Donahue. On the Order of Senate Bills 2nd Reading is Senate Bill 529. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 529.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 530, Senator Coffey. On the Order of Senate Bills 2nd Reading, Senate Bill 530. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 530.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 538, Senator Lenke. On the Order of Senate Bills 2nd Reading is Senate Bill 538. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 538.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 544, Senator Lenke. On the Order of Senate Bills 2nd Reading, Senate Bill 544. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 544.

(Secretary reads title of bill)

2nd reading of the bill. The Judiciary II Committee offers one amendment.

PRESIDENT:

Senator Lenke on Committee Amendment No. 1.

SENATOR LENKE:

I'll let...this is Senator Geo-Karis' amendment. So it's...I'll let her explain it.

PRESIDENT:

Senator Geo-Karis on Amendment No. 1.

SENATOR GEO-KARIS:

Amendment No. 1 applies to both those soliciting prostitution as well as to the prostitutes, and I move the passage of this amendment.

PRESIDENT:

Senator Geo-Karis has moved the adoption of Committee Amendment No. 1 to Senate Bill 544. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Lemke.

PRESIDENT:

Senator Lemke on Amendment No. 2.

SECRETARY:

They appear to be identical but the LRB numbers are different.

SENATOR LEMKE:

I think what this amendment does is...where's our staff person? Is it identical?

SECRETARY:

It appears to be but the LRB numbers are different.

SENATOR LEMKE:

Oh...oh, let's go back. I think we're supposed to Table Amendment No. 1 and go with Amendment No. 2. I think there's a...some quoting mistakes in there. It's technical, the second amendment. It's the same amendment but technically right. I remember now. I'm sorry.

PRESIDENT:

All right. Senator Geo-Karis, we'll...we'll go back to Amendment No. 1.

SENATOR GEO-KARIS:

I'd like to move to reconsider the vote by which amendment...

PRESIDENT:

Senator Geo-Karis has asked leave of the Body to go back

to Amendment No. 1 and moves to reconsider the vote by which Committee Amendment No. 1 to Senate Bill 544 was adopted. All in favor of the motion to reconsider indicate by saying Aye. All opposed. The Ayes have it. The vote is now reconsidered. Senator Geo-Karis moves to Table Amendment No. 1 to Senate Bill 544. All in favor of the motion to Table indicate by saying Aye. All opposed. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Lemke.

PRESIDENT:

All right. Senator Lemke.

SENATOR LEMKE:

What this amendment does is...same as what Senator Geo-Karis said it does. Only thing it makes technical corrections in the body of the amendment. I ask for its adoption.

PRESIDENT:

Senator Lemke has moved the adoption of Amendment No. 2 to Senate Bill 544. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. 566, Senator Geo-Karis. On the Order of Senate Bills 2nd Reading, Senate Bill 566. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 566.

(Secretary reads title of bill)

SB 576
2nd Reading

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 567, Senator Joyce. On the Order of Senate Bills 2nd Reading, Senate Bill 567. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 567.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 573, Senator Maitland. On the Order of Senate Bills 2nd Reading is Senate Bill 573. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 573.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Bottom of page 7, on the Order of Senate Bills 2nd Reading is Senate Bill 576. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 576.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the...

SECRETARY:

Oh, I'm sorry, Mr. President. Insurance Committee offers one amendment.

PRESIDENT:

Senator Topinka on Committee Amendment No. 1.

SENATOR TOPINKA:

Yes, Mr. President and Ladies and Gentlemen of the Senate, the...the committee amendment basically changes from the Race Track Improvement Fund to the Illinois Ag. Fund and...the Agriculture Premium Fund, rather, and it tightens up the definition of overflow facilities.

PRESIDENT:

All right. Senator Topinka has moved the adoption of Committee Amendment No. 1 to Senate Bill 576. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Top of page 8, page 8 on the Calendar. On the Order of Senate Bills 2nd Reading, 578, Senator Rigney. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 578.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance offers two amendments.

PRESIDENT:

Senator Rigney on Committee Amendment No. 1.

SENATOR RIGNEY:

Mr. President, this is a video officers certification bill. Committee Amendment No. 1 merely provides that the Supreme Court of this State will be able to regulate the rules for video equipment in all court proceedings.

PRESIDENT:

Senator Rigney has moved the adoption of Committee Amendment No. 1 to Senate Bill 578. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDENT:

Senator Rigney.

SENATOR RIGNEY:

Amendment No. 2 provides for depositions. It says that for use in any court proceedings a transcript of such deposition shall be prepared by a court reporter.

PRESIDENT:

Senator Rigney has moved the adoption of Amendment No. 2 to Senate Bill 578. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

AB 597
2nd Reading

PRESIDENT:

3rd reading.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senate Bill 579, Senator Joyce. Senate Bill 595, Senator Bloom. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 595.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Bloom.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. This amendment deletes...well, this amendment makes the bill technically correct. It had redundant language that said "or is unable to," talking about conforming behavior. This amendment makes the appropriate technical changes, and there may be another amendment from Senator Sangmeister and myself, but I'd urge adoption of this amendment and we can bring it back from 3rd. I'll make that representation. So, first, let's adopt this amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Bloom moves the adoption of Amendment No. 1 to Senate Bill 595. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 597, Senator Darrow. Senate

Bill...oh, Senator Darrow.

SECRETARY:

Senate Bill 597.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Elementary and Secondary Education offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow.

SENATOR DARROW:

Is that a committee amendment or a Floor amendment?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Committee amendment.

SECRETARY:

Committee Amendment. It's an effective date.

SENATOR DARROW:

Oh, that...that puts in an immediate...or an effective date into the bill, I believe July 1st.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Darrow moves the adoption of Amendment No. 1 to Senate Bill 597. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Darrow.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow.

SENATOR DARROW:

Thank you, Mr. President. Senate Amendment No. 2 exempts Cook County from the effects of this legislation.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Darrow moves the adoption of Amendment No. 2 to Senate Bill 597. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 601, Senator Etheredge. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 601.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Local Government offers two amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President, I would move to Table Committee Amendment No. 1. I will offer a Floor amendment which will cover the same ground.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Etheredge moves the adoption...moves to Table Committee Amendment No. 1 to Senate Bill 601. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Committee Amendment No. 1 is Tabled. Mr. Secretary.

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes. Mr. President, Committee Amendment No. 2 would permit forest preserve districts to purchase property but not

to condemn it. I would move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Etheredge moves the adoption of Committee Amendment No. 2 to Senate Bill 601. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Committee Amendment No. 2 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President,...Floor amendment...Amendment No. 3 would require the written permission of the Secretary of the Department of Transportation for certain actions of the forest preserve districts. I would move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Etheredge moves adoption of Amendment No. 3 to...Senate Bill 601. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 3 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 602, Senator Etheredge. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 602.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President, this amendment narrows the sales tax exemption so that it would not apply to manufacturing research and development or...equipment...used in that way. I'd move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Etheredge moves the adoption of Amendment No. 1 to Senate Bill 602. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 607, Senator Maitland. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 607.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 609, Senator Maitland. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 609.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 611, Senator Schaffer. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 611.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 612, Senator Bloom. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 612.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Bloom.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President, fellow Senators. Amendment No. 1 is the amendment that we agreed to...that was suggested by the committee. Basically, it eliminates several problems

relating to incorporation by reference in agency rules. It will continue to allow agencies when they promulgate a rule to incorporate by reference rather than setting out the standard of the rule. They can incorporate by reference Federal rules and regulations and guidelines and standards of nationally recognized organizations and associations. In the case of guidelines, agencies of the United States...incorporation by reference will be allowed under certain circumstances. I think, it's a common sense solution to rather not a problem. Answer any questions, otherwise, urge the adoption of this amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Bloom moves the adoption of Amendment No. 1 to Senate Bill 612. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senator Sangmeister, for what purpose do you arise?

SENATOR SANGMEISTER:

Yes, thank you, Mr. President. I've been led to believe that Senate Bill 1031 which is sponsored by Senator Friedland is going to be the vehicle for a number of amendments concerning medical malpractice, and my reason for rising right now is, I would like to have all of those amendments on my desk so that I can follow them when we reach that bill. I raise that now not to try to delay the process at the time the bill is called. So, on behalf of myself, I would like to have all of the amendments by the sponsor on my desk before we get to Senate Bill 1031. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

*SB 617
2nd Reading*

SENATOR ROCK:

Thank you, Mr. President. Not having had a chance to confer with Senator Sangmeister, I was going to request that that bill along with 1200 which is sponsored by me be held. As you know, I'm sure you're aware, the Governor's Task Force on Medical Malpractice just this morning issued its report, and on Thursday there is to be another meeting of the negotiating committee. We will hopefully...we are very, very close to a compromise position. So I'd rather not get into that fight at this point in any event.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Yes, Senator, I understand Senate Bill 1031 will be held and amendments will be distributed. (Machine cutoff)...all the amendments will be distributed to Senator Sangmeister and those individual Senators that have...expressed an interest in it. There are fourteen amendments. Senate Bill 613, Senator Etheredge. Senate Bill 614, Senator Degnan. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 614.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 617, Senator Geo-Karis. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 617.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance offers two amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Committee No. 1, Mr. President and Ladies and Gentlemen of the Senate, makes this a permissive bill, and I move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Geo-Karis moves the adoption of Committee Amendment No. 1 to Senate Bill 617. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

...Committee Amendment No. 2 simply spells correctly the word "antenna" and adds to indecency...the showing of masturbation, lurid details of violent physical torture...dismemberment of a person. I move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Geo-Karis moves the adoption of Amendment No. 2 to Senate Bill 617. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

SB 627
2nd reading

3rd reading. Senate Bill 624, Senator DeAngelis. Senate Bill 626, Senator Newhouse. Senate Bill 627, Senator Jones...read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 627.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Higher Education offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Jones.

SENATOR JONES:

Yeah, thank you, Mr. President. I move to Table Amendment No. 1 to Senate Bill 627. Amendment No. 1 which was...had objectionable language in there and it was...technically in error, so I move to Table Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Jones has moved to Table Committee Amendment No. 1 to Senate Bill 627. Those in favor will indicate by saying Aye. Those opposed. The Ayes have it. Committee Amendment No. 1 is Tabled. Are there further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senators Jones and Newhouse.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Jones.

SENATOR JONES:

Yes, thank you, Mr. President. Amendment No. 2 is essentially the bill. It impounds the Board of Higher Education to mandate institution...public institution of higher education to implement and develop programs for...to increase

the participation of minorities in higher education. The bill...the amendment is an agreed amendment. It has the support of...the Board of Higher Education, and I move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Jones has moved the adoption of Amendment No. 2 to Senate Bill 627. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further...amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 632, Senator Barkhausen. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 632.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Judiciary II offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and members, Committee Amendment No. 1 somewhat restricted the application of the death penalty over...beyond what the...or more than narrowly than what the original bill proposed because of concerns about possible constitutionality of the original proposal, and I would move the adoption of Committee Amendment 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Barkhausen moves the adoption of Amendment No. 1 to Senate Bill 632. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 637, Senator Fawell. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 637.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell...any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 638, Senator Fawell. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 638.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Fawell.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell.

SENATOR FAWELL:

Thank you, very much. All Amendment No. 1 says is, "Firefighter who is married to such a surviving spouse for at least twelve months." This was agreed to in committee.

SB 651
2nd Reading

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Fawell moves the adoption of Amendment No. 1 to Senate Bill 638. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 640, Senator Joyce. Senate Bill 644, Senator Barkhausen. Senate Bill 647, Senator Barkhausen. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 647.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 648, Senator Barkhausen. Senate Bill 651, Senator Barkhausen. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 651.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Judiciary II offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President, I would ask that Committee Amendment No. 1 be Tabled because of a technical flaw.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen moves to Table Committee Amendment No. 1 to Senate Bill 651. Is there discussion? If not, those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is Tabled. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Barkhausen.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and members, Amendment No. 2, like Amendment No. 1, seeks to limit the application of a potential felony DUI charge which we are proposing here to situations where the drunk driving incident causes great bodily harm, which is language that's borrowed from the section of the Criminal Code dealing with aggravated battery and therefore has a whole body of law interpreting what that specific language means, and I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Barkhausen moves the adoption of Amendment No. 2 to Senate Bill 651. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 659, Senator Jones. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 659.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 660, Senator Lechowicz. Senate Bill 662, Senator...Joyce. Senate Bill 670, Senator Dawson. Read the bill, Mr. Secretary.

END OF REEL

REEL #2

SECRETARY:

Senate Bill 670.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 671, Senator Dawson. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 671.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

*AB 683
2nd Reading*

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 672, Senator Holmberg. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 672.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 680, Senator Netsch. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 680.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 681, Senator Kelly. Senate Bill 683, Senator D'Arco. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 683.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 684, Senator DeAngelis. Senate Bill 696, Senator Joyce. Senate Bill...read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 696.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 709, Senator Lechowicz. Senate Bill 712, Senator Zito. Senate Bill 713, Senator Zito. Senate Bill 714, Senator D'Arco. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 714.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 715, Senator D'Arco. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 714.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 716, Senator D'Arco. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 716.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 717, Senator D'Arco. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 717.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 718, Senator D'Arco. Read the bill, Mr. Secretary.

SECRETARY:

Senate...Senate Bill 718.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 720, Senator Darrow. 721, Senator Darrow. 722, Senator Berman. 723, Senator Berman. 24. 25. 26. 27. 28. 29. 30. 733, Carroll. Bingo. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 733.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 736, Senator Kustra. Senate Bill 738, Senator...736. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 736.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 738, Senator Degnan. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 738.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Local Government offers one amendment.

SB 743
2nd Reading

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Degnan.

SENATOR DEGNAN:

Thank you, Mr. President...Senate Bill 738 amends the Chicago Sanitary District Act with...with respect to the civil service qualifications. Committee Amendment No. 1 makes the provisions of this bill permissive and makes the bill applicable only to those employees who have never passed a civil service exam. I move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Degnan moves the adoption of Committee Amendment No. 1 to Senate Bill 738. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 739, Senator Degnan. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 739.

{Secretary reads title of bill}

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 743, Senator Vadalabene. Read

the bill, Mr. Secretary.

SECRETARY:

Senate Bill 743.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Vadalabene.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. Floor Amendment No. 1 to Senate Bill 743 affords temporary tax reduction help to the State's three smallest horse race tracks; Fairmont in Collinsville, Quad-cities in East Moline and Balmoral Park in Crete. The four large Chicago area tracks agree that the downstate tracks have been the hardest hit by the economy and they are supportive of these small tracks, and I move for the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Vadalabene moves the adoption of Amendment No. 1 to Senate Bill 743. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

Amendment No. 2, by Senators Vadalabene and...and DeAngelis.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. Floor Amendment No. 2 adds a three-year sunset provision to the bill, and I move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Vadalabene moves the adoption of Amendment No. 2 to Senate Bill 743. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 744, Senator Jones. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 744.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Local Government offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Jones.

SENATOR JONES:

Yes, thank you, Mr. President. I move the adoption of...Amendment No. 1 to Senate Bill 744.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Jones moves the adoption of Amendment No. 1 to Senate Bill 744. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 745, Senator Jones. Read the bill, Mr. Secretary.

BB 749
Anti-Racism

SECRETARY:

Senate Bill 745.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 749, Senator Kustra. Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 749.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Kustra.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is an amendment which was...asked for by the committee, and I have sat down and worked out an agreement with both sides of the aisle on this particular amendment. Basically, it removes from the bill which deals with joint custody of children the rebuttable presumption in favor of joint custody, and I would ask for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Kustra moves the adoption of Amendment No. 1 to Senate Bill 749. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 750, Senator Kustra. Senate Bill 752, Senator Kustra. Senate Bill 754, Senator Kelly. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 754.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Kelly.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kelly.

SENATOR KELLY:

Mr. President, the Floor Amendment No. 1, there was some question whether or not this bill would increase the cost of printing expenses for units of government. The amendment eliminates that imposition and now there is not any special requirement for additional cost, and as far as I know there's no opposition to the bill, and I move for its adoption...to the amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Kelly moves the adoption of Amendment No. 1 to Senate Bill 754. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 755, Senator Degnan. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 755.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Transportation offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Degnan.

SENATOR DEGNAN:

Thank you, Mr. President. Senate Bill 755 amends the Illinois Vehicle Code. Committee Amendment No. 1 adds language to require operators of vehicles transporting children to or from day-care facilities to...obtain a permit, much in the same manner as is currently required for school bus drivers. I move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Degnan moves the adoption of Amendment No. 1 to...Senate Bill 755. Those in favor indicate by saying Aye. Those opposed. The Ayes have it and Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 756, Senator Chew. 757, Senator O'Daniel. Read the bill, Mr. Secretary. What...Senator O'Daniel, for what purpose do you arise?

SENATOR O'DANIEL:

Mr. President, I move to Table Senate Bill 757.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator O'Daniel moves to Table Senate Bill 757. Is

AB 760
2nd Reading

there discussion? Is leave granted? Hearing no objection,
leave is granted. Senate Bill 757 is Tabled. Senate Bill
760, Senator Marovitz. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 760.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Oh, any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

No Floor amendments? 3rd reading. Senate Bill 766,
Senator Vadalabene. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 766.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 780, Senator Etheredge. 794,
Senator Etheredge. 798, Senator Bloom. Read the bill, Mr.
Secretary.

SECRETARY:

Senate Bill 798.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. 799, Senator Donahue. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 799.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 803, Senator Schaffer. Senate Bill 814, Senator Mahar. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 814.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Mahar.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. The...Amendment No. 1 defines what the department has been doing for a number of years; however, they have not...this has not been...they have not been performing these functions as by Statute. So, they're clearing this up and it's strictly a clarification bill, and

SB 824
2nd reading

I would urge its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Mahar moves the adoption of Amendment No. 1 to Senate Bill 814. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 824, Senator Luft. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 824.

(Secretary starts to read title of bill)

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft.

SENATOR LUFT:

Go ahead...go ahead.

SECRETARY:

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 825, Senator Dudycz. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 825.

(Secretary reads title of bill)

2nd reading of the bill. The...Judiciary II Committee...offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Dudycz.

SENATOR DUDYCYZ:

Yes, thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 deletes all references to stun guns and taser material, and I move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Dudycz moves the adoption of Amendment No. 1 to Senate Bill 825. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Dudycz.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Dudycz.

SENATOR DUDYCYZ:

Thank you, Mr. President. Amendment No. 2 deletes all references to the throwing star portion of the bill and leaves...the "aggravated offense to commit or attempt a forceable felony while wearing a bulletproof vest," and I move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Dudycz...moves the adoption of Amendment No. 2 to Senate Bill 825. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 848, Senator Dudycz Senate

SB 893
2nd Reading

Bill 854, Senator Etheredge. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 854.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President, the...Amendment No. 1 is a technical amendment recommended by Enrolling and Engrossing. I'd move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Etheredge moves the adoption of Amendment No. 1 to Senate Bill 854. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill...868, Senator DeAngelis. Senate Bill 870, Senator Bloom. Senate Bill 875, Senator Maitland. Senate Bill 893, Senator Etheredge. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 893.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Revenue offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President, this amendment makes certain technical changes in the Income Tax Act as recommended by the Department of Revenue. I move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Etheredge moves the adoption of Committee Amendment No. 1 to Senate Bill 893. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendment?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any further committee...amendments on 893?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge. Senator Etheredge, we do have two committee amendments filed.

SENATOR ETHEREDGE:

There are? Okay.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would just like to mumble it through...

SENATOR ETHEREDGE:

...yes, if...if...if you could help me out in that way, yes, right. This is a...I move for the...for the adoption of this amendment. It's another technical amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Very good mumbling. Is there discussion? If not, Senator Etheredge moves the adoption of Committee Amendment No. 2

to Senate Bill 893. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further committee amendments? Senator, evidently our mumbling has been caught. There's been a request to hold that vote. Take it out of the record. Senator Etheredge.

SENATOR ETHEREDGE:

I think there's...there's no problem with these...with these amendments, and I'm...I'm sorry that I was...they're both committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

No, we have no problem with the amendments. I think they were the ones that were put on in committee and we didn't suggest that the bill be held.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator, we did get everybody's attention, and the discussion...Committee Amendment No. 1 has been adopted. On Committee Amendment No. 2, those in favor will indicate by saying Aye. Those opposed. The Ayes have it. Committee Amendment No. 2 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 894, Senator Etheredge. Senate...Senator Etheredge...wait, Mr. Secretary.

SECRETARY:

Senate Bill 894.

(Secretary reads title of bill)

2nd reading of the bill. Revenue Committee offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President, Amendment No. 1 eliminates the first paragraph of Chapter...first paragraph, 39C, of Chapter 127 because the language of this paragraph is in conflict with the...with Paragraph 102 of Chapter 15 which is the controlling Statute, so we...I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Etheredge moves the adoption of Amendment No. 1 to Senate Bill 894. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Amendment No...No. 2 provides that the amounts to be written off by the Department of Revenue's records and cancelled by the department with...that this action may be taken when the cost of collecting the debts exceeds the amount to be collected. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Etheredge moves the

adoption of Amendment No. 2 to Senate Bill 894. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 899, Senator Schuneman. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 899.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 905, Senator Fawell. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 905.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Fawell.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell.

SENATOR FAWELL:

Thank you, very much. This amendment has several parts in it. Number one, the state's attorneys' groups came to me and asked me if I would add a section that allows the state's attorney also the power to...appoint investigators and allow

them to serve warrants such as the sheriff has. Number two, it takes out the portion that gives the public defender the right to...public defenders' investigators the right to be classified as peace officers. It does allow them also to...serve warrants, however. And, number three, changed the word "weapons" to "firearms." Again, it is only with...the training that is required as the original bill was.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Just to refresh...refresh the members' recollection, we debated this at some great length in the Executive Committee and, frankly, the bill got out of there over my objection, for one. This is an attempt to make investigators for the office of the public defender at the request, apparently, of the DuPage County Public Defender's Office, in effect, give them the right to carry weapons and be listed as a deputy sheriff or a peace officer or something. I'm not sure, because I just received it, what the amendment in fact does, but I would ask those who are interested to take a look at this. On the one hand, we seem to be going down two parallel tracks. We are attempting to inhibit to some extent the use of handguns, and at the same time, by virtue of something like Senate Bill 905 or 905 as amended, we are in effect passing out handguns to people who otherwise apparently are not qualified, and I just think it's wrong and we ought not do it.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. Although this was introduced by my colleague from DuPage County, I think the Public Defender's office in Chicago has a very important say in this

amendment. The problem is that public defenders have to go into Cabrini Green Housing...like the Cabrini Green Housing Project or they go to tenements where there is a tremendous danger for them in their investigation of criminal cases. There are numerous reports by the public defender's office of being accosted by certain people when they're attempting to make investigations. All they really want is the ability to defend themselves in certain situations where there is tremendous potential of danger in...in their investigations. Now, what I think we should do is, if we adopt this amendment, adopt another amendment that provides that they can't wear a firearm other than in the line of duty and only during working hours. We don't want them wearing firearms when they're off duty, but they do need some protection and the public defenders just like parole officers put themselves in situations of extreme danger. So, I would rise and support this amendment and I think it's needed and we should vote Aye on it. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Savickas.

SENATOR SAVICKAS:

Yes, I heard Senator D'Arco's comments but I think in...or in Cook County, they can either be deputized or one of the sheriff's backup goes with them. I don't know about DuPage County. Obviously, this is a intent to circumvent the sheriff's authority and his ability or if he thought there was need to deputize these people and let them carry weapons.

I would think that Senator Rock's initial observation was correct that this bill should never have passed Executive Committee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Sangmeister.

SENATOR SANGMEISTER:

Well, yes, the bill did come out of the Executive Commit-

tee with the idea that we were going to help the public defenders, and now I see that the state's attorneys' offices jumped in here...asking for the same rights and also the right to appoint investigators which I think they really have anyway. I think, Senator, you're carrying this bill beyond what the committee felt it should do when it came out here on the Floor. I'm surprised that if the state's attorneys want it that I certainly haven't heard anything about this, so I don't know whether the association is asking for this or some individual state's attorney or what, but at this point, I, too, would rise in opposition to the amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? Further discussion? Senator Fawell may close.

SENATOR FAWELL:

Thank you, very much. Yes,...to Senator Sangmeister's question, I was asked by the Appellate Court Division of the State's Attorney's Office to...in fact, they gave me the language, so that's where that came from. You've got to realize that the chief judge in each...in each circuit has to, number one, approve all this before we even start out. I...this bill...actually, if anything tightens up the original bill...we have taken the fact that the...that the public defender is no longer under the amendment has the powers of a peace officer, merely the powers of a...to serve the warrants, the subpoenas, the...as far as the weapons are concerned, the weapons has been changed to firearms and it specifically says in here that the training...that they...the they...they must have completed a training program offered or approved by the Illinois Local Government Law Enforcement Officers Training Board which substantially conforms to standards promulgated pursuant to the Illinois Police Training Act and an Act in relationship to the Firearms Training for Police Officers. You know, all we're trying to do is allow

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2nd Reading

these men to protect themselves; that was in the original bill, this lessens the power, not increases the power of the...the public defenders' investigators...

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Fawell, you want to bring your remarks to a close, please?

SENATOR FAWELL:

...and I would ask for your favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator...

SENATOR FAWELL:

If you want to debate the bill on...on the 3rd reading, that's all right with me.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell has moved the adoption of Amendment No. 1 to Senate Bill 905. Those in favor will signify by saying Aye. Opposed Nay. In the opinion of the Chair, Senator, the Nays have it. Senator Fawell has requested a roll call. Senator Fawell moves the adoption of Amendment No. 1 to Senate Bill 905. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 24, the Nays are 23, none voting Present. The amendment is adopted. (Machine cutoff)...amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 907, Senator Chew. Senate bills 2nd reading is Senate Bill 907, Mr. Secretary, read the bill.

SECRETARY:

Senate Bill 907.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Rupp.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Rupp.

SENATOR RUPP:

Thank you, Mr. President. This amendment changes the basic proposal in that...which was that all group health insurance policies cover out-patient treatment for alcoholism and substance abuse. What this amendment will do, it will not cover, it will eliminate the coverage for outpatient but provides that abuse of a controlled substance will be covered the same as alcoholism and the other...and any other illness on an in-patient basis. This amendment is supported by the insurance industry and the proponents for the bill and also one other in the...one other item involved is that it does change the effective date for a total of a hundred and eighty days, and the purpose of that is to give ample time to implement the preparation of forms and the printing and everything in order to put this...expanded coverage in force. I ask that the amendment be adopted.

PRESIDENT:

All right, Senator Rupp has moved the adoption of Amendment No. 1 to Senate Bill 907. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDENT:

3rd reading. 911, Senator Demuzio. 912. On the Order of Senate Bills 2nd Reading, Senate Bill 912, 9-1-2. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 912.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDENT:

3rd reading. 925, Senator Carroll. On the Order of Senate Bills 2nd Reading, bottom of page 14,...Senator Jones, can I ask you to...Senator Jones. On the Order of Senate Bills 2nd Reading, Senate Bill 925. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 925.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Executive offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

It was a technical amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 925. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Top of page 15 is Senate Bill 943, Senator Dawson. Mr. Secretary, top of page 15, Senate Bill 943, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 943.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Dawson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dawson.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, this amendment rewrites the bill. Provides the eligibility is now for nurses who want to further their education in the nursing profession. Loans will also be awarded on the basis of financial need.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dawson moves the...adoption of Amendment No. 1 to Senate Bill 943. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 949, Senator Karpiel. Senate Bill 970, Senator Lenke. Senate bills 2nd reading, Mr. Secretary, Senate Bill 970, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 970.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Lemke.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lemke.

SENATOR LEMKE:

What this amendment does is was suggested by the committee to tighten up the wording...what rehabilitation means and this amendment says, "incarceration, detention or supervision." I think it's a good amendment. I ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lemke has moved the adoption of Amendment No. 1 to Senate Bill 970. Is there discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 978, Senator Jerome Joyce. Senator Joyce on the Floor? 986, Senator Marovitz. 987, Senator Joyce. 989, Senator Kelly. 997, Senator Collins. 998. Senate bills 2nd reading is Senate Bill 998, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 998.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Collins.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins.

SENATOR COLLINS:

Yes, thank you, Mr. President. Amendment No. 1 is a...an agreed amendment from the committee...committee's recommendations that I exclude from the bill HMOs and PPOs, preferred provider organizations and HMO's. And I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins has moved the adoption of Amendment No. 1 to Senate Bill 999. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1000, Senator Collins. Senate bills 2nd reading is Senate Bill 1000. Mr. Secretary, read the bill, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1000.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Finance and Credit Regulations offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins.

SENATOR COLLINS:

Yes, thank you, Mr. President and members of the Senate. Committee...Amendment No. 1 changes...from the one hundred percent of prime rate as the base rate to the Federal Reserve discount rate plus ten percent, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins moves the adoption...moves the adoption

of...of Committee Amendment No. 1 to Senate Bill 1000. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2 offered by Senator Degnan.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Degnan.

SENATOR DEGNAN:

Thank you, Mr. President. Amendment No. 2 amends the Retail Installment Sales Act, commonly know as RISA, R-I-S-A, and sets ceilings of the Federal Reserve discount rate which is currently eight percent plus twenty-five percentage points on loans made pursuant to this Act. I move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Degnan moves the adoption of Amendment No. 2 to Senate Bill 1000. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1004, Senator Jeremiah Joyce. Senate...top of page 16, 1009, Senator Donahue. Top of page 16, Senate bills 2nd reading, 1009. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1009.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Donahue.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

Thank...thank you, Mr...President. I've just been told that there's something defective in this amendment. I'm not able to...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Just take it out of the...

SENATOR DONAHUE:

...find out. Can we...

PRESIDING OFFICER: (SENATOR DEMUZIO)

...let's take it out of the record.

SENATOR DONAHUE:

...will we have time to come back to it...

PRESIDING OFFICER: (SENATOR DEMUZIO)

I doubt it. Let's take it out of the record. Is there leave to take it out of the record? Take it out of the record. 1010, Senator Carroll. All right. Senate Bill 1010, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1010.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1013, Senator Welch. 1019, Senator Netsch. 1-0-1-9. 1021, Senator Netsch. All right,

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2nd Reading

Senate bills 2nd reading is Senate Bill 1021. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1021.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Agriculture offers Amendments Numbered 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Thank you. If I might have the attention of the members for just a moment, this is Senate Bill 1021 which is the utility bill. After discussion with the Senate President, the Minority Leader and the chairman and Minority Leader of the committee from which the bill was reported, we agreed that it would be a enormous saving of time and energy if we put the two committee amendments on today. The first committee amendment is the bill. It is about a hundred and ninety-two pages. It is not available in printed form anywhere and it would make it possible for us to have the basic bill before us. The second committee amendment was my own which made some changes in committee. We will then move it to 3rd reading, with my absolute commitment that the bill will be brought back at whatever the appropriate time is so that anyone else who has amendments will have an opportunity to offer them. It will save time. It will save paper work. It will make it much easier for everyone to deal with it. So, with everyone's concurrence, that is what we are proceeding with today and I don't want anyone to get hysterical about what is happening right now. With that, I would move adoption of Committee Amendment No. 1 to Senate Bill 1021. Committee Amendment No. 1 is the report of the Joint Committee on Public Utility Regulation, the one hundred and ninety-two page amendment which is the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch has moved the adoption of Committee Amendment No. 1 to Senate Bill 1021. Any discussion? Senator D'Arco. Senator D'Arco, hold...just...just one second. Senator Vadalabene, for what purpose do you arise?

SENATOR VADALABENE:

Yes, on a point of personal privilege.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

SENATOR VADALABENE:

Thank you, Mr. President and members of the Senate. Donna Petro and a group from Madison County Senior Citizen Service is here visiting with us today, and they represent Alton, East Alton, Cottage Hills and Godfrey, and I would like for them to stand and be recognized by the Senate.

PRESIDING OFFICER: (SENATOR DEMUZIO)

If our guests in the gallery would please rise and be recognized by the Senate. Welcome to Springfield. All right, on the adoption of...Committee Amendment No. 1 is Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. As I understand it, there really is no agreement that this amendment should be the final bill as passed by the General Assembly, and where I have problem is...if we put amendments on this bill that don't quite fit into the sponsor's idea of what should be the law regarding public utilities, you know, what's going to happen to the bill? I mean, Dawn, there may be situations where amendments are offered and adopted that you are totally against. Does that mean then, you know, the bill...is going...it would be...held by you or not proceeded with by you according...accordingly or how would it work? I mean, that's what I'm concerned about.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates she will yield. Senator Netsch.

SENATOR NETSCH:

Well, that is not relevant to what we're doing today, Senator D'Arco, because I don't know what amendments are going to be offered. The...the point of what we are doing today is that there really is no bill. There is no text toward which anyone can adopt other amendments until the committee amendments go on. The bill that was introduced, Senate Bill 1029, as it sits up there right now on the Secretary's Desk, is a shell bill which, as I recall, did nothing except change the name of the commission. The committee amendment is what makes it into a...the report of the joint committee...after that, there will be an opportunity for everyone, including yourself or anyone else, to offer amendments to do whatever you choose with the bill, and, obviously, I don't know what those amendments are so I have no way of responding to them right now.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

But, you know, my concern is...my concern, Senator Netsch, is that if amendments are offered and adopted to this bill that you do not agree with, you know, what's going to happen to the bill? That's my concern. Are you then going to say, well, I don't want to proceed with the bill? I mean, are we going to tube the bill or what are we going to do with it?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Well, I guess what I'm tempted to say, Senator D'Arco, is what amendments are you planning to offer to the bill? You know, obviously, I'm not going to answer that question in a vacuum. I want to know...I mean, if somebody puts in an

amendment that strikes everything after the enacting clause, I might be reluctant to call the bill for final passage on 3rd reading, but I...you know, I cannot answer that question in a vacuum.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

Let's just say that you're not going to like them. Okay? Whatever they are, you're not going to like them. So, now the question is...you know, I mean, that's...that's our concern.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right...is that a question, Senator D'Arco? All right. Further discussion? Senator Netsch may address that in her closing. Senator Netsch.

SENATOR NETSCH:

Well, again, what we are doing today is trying to save paper work. The idea was to put the amendment on, which is the bill, the joint committee's report, which is the hundred and ninety-two pages. It does not exist in printed form anywhere. By doing this today it will enable the paper work to be done, a copy of the text of the proposal to be printed and then anyone, Senator D'Arco or otherwise, who would like to address amendments will have something that they can work with. It is a procedural point. Obviously, at some point this...amendment will go on because it is the joint committee's proposal and this was done, as I say, with the agreement of...President Rock, of Senator Philip, of Senator Rigney, of Senator Joyce, et cetera, et cetera. And I would move the adoption of Amendment No. 1 to Senate Bill 1021.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch has moved the adoption of Committee Amendment No. 1 to Senate Bill 121. Senator Smith, she was closing. Senator...Senator...Senator Smith.

SENATOR SMITH:

Thank you, Mr. Chairman, and I'd like to address this question to the sponsor, Senator Dawn Netsch. She said that you can add your amendments to the shell. Is that right? Or to the bill?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR SMITH:

Is that right? Any amendment that you might want?

SENATOR NETSCH:

No. Senator Smith, the bill as it exists right now is a shell bill. The report of the joint committee was not ready when the deadline for introductions took place. Amendment No. 1, which I am now offering, is the bill. That is the full text of the joint committee's report. The second committee amendment is a...revision of a couple of parts of that that was offered by me on behalf of the joint committee in committee. At that point, there will be a substantive bill available. Then, anyone who would like to propose amendments to the report of the joint committee, which will be Senate Bill 1021, will have a printed copy available and they can draw any amendments that they choose and offer them when the bill is called back subsequently.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith.

SENATOR SMITH:

I'm glad that you explained...said a substantive bill because at the outset I understood you to say that the bill was so long that they would not be able to read it and digest it and that you would just add some amendments, but if you don't know what the...the...what the substance is, there's no way that you can...intelligently add...an amendment. That's what I was trying to get at, and then the main thing that we all are concerned about as representatives here in this

legislative Body is where are we going to zero in to help the consumer, the person who's suffering today, and that's what my main concern is about. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? The discussion has now been opened up again. Senator Bloom.

SENATOR BLOOM:

Yeah, very briefly, the...procedure we're following here...there are parts of this amendment that I could never support but we're trying to expedite matters, and the purpose of this is to get the bill amended, the sponsor has agreed to bring it back from 3rd reading so the amendment can be printed up and distributed by all of us. As I said, there are parts of the amendment that I...I'd never vote for but this is the way to do it expeditiously with almost eight hundred bills on the Calendar, so I'd urge an adoption by voice vote and let's get on about our business.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Netsch has moved the adoption of Committee Amendment No. 1...No. 1 to Senate Bill 1021. Those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch, briefly.

SENATOR NETSCH:

Thank you. Committee Amendment No. 2 was the joint committee's recommendation to the Committee on Agriculture for revision in three provisions; one having to do with reorganization, one with excess capacity and one with the relationship between CUB and the Office of Public Council. It was fully discussed in committee, adopted there. I would

move its adoption and it will be part of the fuller explanation when we get back to the bill at a subsequent time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Netsch has moved the adoption of Committee Amendment No. 2. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1030, Senator Berman. Senate bills 2nd reading is 1030, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1030.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. Committee Amendment No...Committee Amendment No. 1 was adopted in committee and it represents an agreement between the dental society and the hygienists. On several areas it replaces the term "direct supervision" with the term "supervision and general supervision as referred to." "Dental auxiliary" is deleted. It changes the time regarding long-term nursing care authorizations from thirty days in the original bill to ninety days and redefines the certificate of registration so that we are

talking about licensure and not just merely...registration.

I move the adoption of Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Berman has moved the adoption of Committee Amendment No. 1 to Senate Bill 1030. Those in favor...any discussion? Senator Sangmeister.

SENATOR SANGMEISTER:

Yes, Senator Berman, I heard you indicate that there'd been some agreement on this. I've received calls from a number of dentists in my district who then are obviously uninformed about the amendment. Is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

...it's...there are two more amendments. This one, I think it's fair to say everybody is in agreement with. It's the next two that everybody is in disagreement on.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman has moved the adoption of Committee Amendment No. 1. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2, by Senators Jerome Joyce and Bloom.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Poshard, for what purpose do you arise?

SENATOR POSHARD:

Thank you, Mr. President. Purpose of personal privilege, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

SENATOR POSHARD:

Have with us here today a group of honor students with their parents and sponsors from the Eldorado Junior High School in my district.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Oh, would our guests in the gallery please rise and be recognized by the Senate. Welcome to Springfield. Senator Joyce on Amendment No. 2.

SENATOR JEROME JOYCE:

Thank you, Mr. President. Amendment No. 2 deals with the dental hygienists' part of Senator Berman's bill, and Amendment No. 2 was passed out last week with a fact sheet detailing the intent of that amendment. Subsequently, the dental society sent a fact sheet indicating opposition to Amendment No. 2 since it would allow...unsupervised practice of dental hygiene and that was not the intent of the amendment. So, Amendment No. 3 will have to be dealt with along with this 'cause if Amendment No. 2 does...doesn't pass, Amendment No. 3 doesn't track, so these two amendments would have to be dealt with together; or if Amendment No. 2 doesn't pass, then No. 3 will be out, but with...with the change, the dental hygiene portion of Senate Bill 1030 absolutely returns to the status quo and allows the dental hygienist to function as...in a supervised setting as provided by the rules of the Department of Registration and Education as...as they have functioned for the past fifteen years without difficulty. So, I would appreciate your support on Amendment No. 2 and then, subsequently, on Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Joyce has moved the adoption of...of Amendment No. 2 to Senate Bill 1030. Any discussion? Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I'm not sure how to respond because...well, let me try to clarify it...I'm handling the bill on...at the request of the Illinois State Dental Society. Amendment No. 2 and Amendment No. 3 are proposed by the dental hygienists. With the first amendment that was put on, I would suggest to you that the operation of dental hygienists will continue to operate as you and I are used to; namely, that there will be supervision by...of dental hygienists by the dentists in their offices when you go to visit the dentist. That will apply everywhere, everywhere, except in...in long-term care facilities where the dentist can give an order as to what is to be done by the hygienist and that order must be renewed every ninety days. The entire purpose of the bill as it presently sits is to provide the same quality of care, same supervision over persons who are not dentists but give that supervision by dentists. The dentists...the Illinois Dental Society is opposed to Amendment No. 2. I rise in opposition to Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. I...I think it's inappropriate to put this amendment on this bill. I think Senator Berman is trying to accomplish something, and the tagging of these two amendments, I believe, is in conflict with what Senator Berman is trying to do. If there is a wish on the part of the hygienists to do this, I think they ought to enter their own bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Joyce may close.

SENATOR JEROME JOYCE:

Yes, thank you, Mr. President. What...as I understand it, what the hygienists are wanting is what has been in the

rules for the past fifteen years. Now, with this bill clarifying their role in life, I understand that it is much stricter than as has been by...by the rule making of the department for the last fifteen years, so what...what we are doing is giving the hygienists the same function that they have been doing for the past fifteen years, putting it into law. So, I would ask for support of this legislation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce moves the adoption of Amendment No. 2 to Senate Bill 1030. Those in favor will signify by saying Aye. Opposed Nay. In the opinion of the Chair, the...the Nays have it and the amendment fails. Amendment No. 3...all right, Senator Joyce, you wish to withdraw Amendment No. 3? Senator Joyce seeks leave of the Body to...to withdraw Amendment No. 3. Is leave granted? Leave is granted. Amendment No. 3 is withdrawn. Further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1031, Senator Friedland. Do you have an announcement of some sort? Senator Friedland.

SENATOR FRIEDLAND:

...thank you, Mr...President and colleagues. Yes, one of the...sponsors of amendments to this bill is not here today and I agreed to hold the bill today and afford my colleagues a chance to review the Governor's task force report which I understand addresses some of these issues favorably, and I want to report to you that the amendments that will be offered by the Illinois State Medical Society will be copied and you will have them on your desks. So, I'm holding this for today. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Thank you, Senator, we're looking forward to it. Senate Bill 1032, Senator Joyce. 1-0-3-2. All right, Senate bills

2nd reading is Senate Bill 1032. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1032.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. (Machine cutoff)...amendments?...3rd reading. Senate bills 2nd reading, 1035, Senator Chew. Mr. Secretary, Senate Bill 1035, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1035.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1036, Senator Chew. 1-0-3-6, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1036.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

AB 1056
2nd Reading

3rd reading. Senate Bill 1037, Senator Netsch. 1039, Senator Jerome Joyce. Senate Bill 1043, Senator Barkhausen. Senator Barkhausen on the Floor? 1053, Senator Maitland. Senate bills 2nd reading, Senate Bill 1053, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1053.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1055, Senator Maitland. Senate bills 2nd reading is Senate Bill 1055, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1055.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1056, Senator Maitland. Senate bills 2nd reading is Senate Bill 1056, Mr. Secretary, read the bill, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1056.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

SB 1063
2nd Reading

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President. Amendment No. 1 is an immediate effective date. I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland has move the adoption of Amendment No. 1 to Senate Bill 1056. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Top of page 17, Senate Bill 1062, Senator Rupp. Senate bills 2nd reading, 1062, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1062.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1063, Senator Luft. Mr. Secretary, read the bill, 1-0-6-3.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1063.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

I'd like to move to Table that amendment, please, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Why don't you just...why don't you...Senator Luft, why don't you just withdraw the amendment?

SENATOR LUFT:

...okay, I move...I'd like to withdraw Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft seeks leave of the Body to withdraw Amendment No. 1. Is leave granted? Leave is granted. Amendment withdrawn. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1, by Senator Luft.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

I'd like to have that one withdrawn also.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Luft seeks leave of the Body to have Amendment No. 1...withdrawn. Is leave granted? Leave is granted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1073, Senator Barkhausen...1074, Senator Luft. Senate Bill 1074, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1074.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No...no Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

No further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill...Senator Rupp, for what purpose do you arise? On Senate Bill 1083, Mr. Secretary, read the bill, 1083.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1083.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Wait a minute. With leave of the Body, we'll return the bill to the Order of 2nd Reading. I am told that there is a Floor amendment. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Just going to support the amendment because it was an amendment recommended by the Committee on Judiciary.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Wait till the...wait till the sponsor gets it here. All

right, Senator Rupp, we...we can't seem to locate it...why don't we just take it out of the record and...and see if we can't locate it. Possibly we will get back to it. Won't guarantee it. Is...is leave granted to take the bill out of the record? It's been returned to the Order of 2nd Reading. Leave is granted. Take it out of the record. Senate Bill 1099, Senator Macdonald. Senator Macdonald, for what purpose do you arise?

END OF REEL

*SB 1111
2nd Reading*

REEL #3

SENATOR MACDONALD:

We've been waiting all day for an amendment to this bill and it hasn't arrived yet. Can we take this out of the record and hopefully...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator,...we can take it out of the record...I...I don't have any guarantee that we're going to get back to it...today. We're...we're trying to proceed as rapidly as we can, so...

SENATOR MACDONALD:

All right, thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...if we get back to it we will and if not, we'll take it up tomorrow, first thing. Senate Bill 1105, Senator Sangmeister. 1111, Senator Coffey. Senate bills 2nd reading, the middle of page 17, 1111, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1111.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Transportation offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President. Senate Amendment No. 1 is the Secretary of State's amendment. It does some...makes some technical changes. It has six different points. Number one, it allows tow dollies to be issued exempt plates. The second part of this amendment provides the statutory authority to

issue a forty-five day Illinois temporary apportionment and pro-rate authorization permit for semitrailers; three, amateur radio plates are to be registered on a staggered system; and four, allows second division vehicles under eight thousand pounds to be reregistered as multiyear plates; five, exempts trailers and mobile home dealers from liability insurance requirements; and six, allows certificate of deposit to be issued as a bond in lieu of bonding requirements for the dealers. I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Coffey has moved the adoption of Committee Amendment No. 1 to Senate Bill 1111. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1136, Senator DeAngelis. 1152, Senator Kustra. 1160, Senator Welch. 61. 1163, Senator Jerome Joyce. 1164, Senator Jerome Joyce. Top of page 18, 1165, Senator Joyce. 1171, Senator Donahue. Top of page 18, Senate bills 2nd reading, is...is Senate Bill 1171. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1171.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Public Health offers Amendments Nos. 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Committee Amendment No. 1, Senator Donahue.

SENATOR DONAHUE:

Committee...I...I believe they're...they're both just technical amendments. Sorry about that. They're both just...one calls it a child-care facility and makes other technical changes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue has moved the adoption of Committee Amendment No. 1 to Senate Bill 1171. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

...Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

I don't have a copy of Committee Amendment No. 2.

ACTING SECRETARY: (MR. FERNANDES)

(Secretary reads Committee Amendment No. 2.)

SENATOR DONAHUE:

Okay. That's what my amendment is going to do is to change that effective date. How do I...do I Table that one?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator, it's a committee amendment. If we adopt Committee Amendment No. 2, I don't believe that you will need your Floor amendment. You probably will withdraw that. Your handler is there now, perhaps he might...Senator Donahue.

SENATOR DONAHUE:

...I...move to accept Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Donahue moves the adoption of Committee Amendment No. 2 to 1171. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have

it. Committee Amendment No. 2 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments...Amendment No. 3...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator, the Floor amendment is identical to the amendment that we just adopted, Committee Amendment No. 2. Senator Donahue.

SENATOR DONAHUE:

Then...then I...then...then we ought to...then...withdraw...the Floor amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Donahue seeks leave of the Body to withdraw Amendment No. 3. Is leave granted? Leave is granted. Amendment No. 3 is withdrawn. Further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1190, Senator Keats. Senate bills 2nd reading, Mr. Secretary, 1190, please, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1190.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

SENATOR KEATS:

Thank you. The original bill, although a good idea, had some technical problems. This is a...an agreed amendment to go on the bill to clean it up, and I would move that it's...its acceptance.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats moves the adoption of Amendment No. 1 to Senate Bill 1190. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1191, Senator Joyce. 1192. Senate Bill 1200, Senator Rock. 1222, Senator Jones. 1239, Senator Watson. 1244, Senator Marovitz. 1250, Senator Watson. 1260, Senator Donahue. Senate bills 2nd reading, Mr. Secretary, is Senate Bill 1260, read the bill, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1260.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Finance and Credit Regulation offers two amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. Just for a point of clarification, this was in the Agriculture, Conservation and Energy Committee. We had it moved to that committee. All right? Okay.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Stand corrected.

SENATOR DONAHUE:

And I will have to move to Table Committee Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, we'll take them one at a time. Senator Donahue moves to Table Committee Amendment No. 1 to Senate Bill 1260. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is Tabled. Further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2, by the same...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue moves to Table Committee Amendment No. 2 to Senate Bill 1260. Any discussion? Senator Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. Chairman. Senator, has...has Senator O'Daniel been...problem been taken care of with this? All right.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is Tabled. Further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 3, by Senator Donahue.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. Chairman...or Mr. President. This amendment is now going to be...effectively be the bill and I have cleared this with Senator O'Daniel, he is aware of it and I won't speak for him to say that he supports the...the whole

thing but he has okayed it through me. What...what we are doing, we are raising the bonding limits for an individual well from one thousand to twenty-five hundred dollars. We are raising the umbrella bond from ten thousand to twenty-five thousand dollars, and we are also setting up a...a procedure that when an oil company is clearing a title that after six months had they not cleared that title that they would put the money into an...an interest bearing account before they pay the lessee or the lessor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Donahue has moved the adoption of Amendment No. 3. Any discussion? Senator Joyce.

SENATOR JEROME JOYCE:

Yes, thank you, Mr. Chairman. Is this the...the recommended raise that the department asked for?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Donahue.

SENATOR DONAHUE:

Yes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Donahue moves the adoption of Amendment No. 3 to Senate Bill 1260. All those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 3 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1263, Senator Rock. Senate Bill 1264, Senator Schaffer. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1264.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Executive offers

one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schaffer.

SENATOR SCHAFFER:

This is the amendment we discussed in committee, Senator Rock's suggestion, which would instead of allowing the Department of Commerce and Community Affairs to establish a fund and handle funds, it would allow them to receive money which would be deposited in the...State Treasury and we would appropriate a line item for those funds for promotion of Illinois; an example of which would be some company that sends a bunch of catalogues that we mail all over the world for them and we hit them for part of the postage. Rather than have them handling money, as the bill originally proposes, would have us appropriate a line item and have them just get checks for the State Treasury.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there...

SENATOR SCHAFFER:

I believe both sides are copacetic.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Schaffer moves the adoption of Committee Amendment No. 1 to Senate Bill 1264. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2 offered by Senator Schaffer.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schaffer.

SENATOR SCHAFFER:

I think I just explained Amendment No. 2. I'm not sure what Amendment No. 1 was.

ACTING SECRETARY: (MR. FERNANDES)

(Secretary reads Amendment No. 1)

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schaffer.

SENATOR SCHAFFER:

Amendment No. 1 was a technical amendment that...instead of the one I just explained. What I just explained is what's now before us, Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Was there any concern on Amendment No. 1? If not, on the adoption of Amendment No. 2, those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1267, Senator Kustra. Senate Bill 1272, Senator Kustra. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1272.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Kustra.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President and members of the Senate. Senate Bill 1272 has within it a reading improvement program.

This amendment merely provides that those reading materials shall be provided in library media centers across the State. I would ask for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Kustra moves the adoption of Amendment No. 1 to Senate Bill 1272. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1273, Senator Kustra. Senate Bill 1275, Senator Kustra. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1275.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1276, Senator Kustra. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1276.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1278, Senator Kustra. Read the

bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1278.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1279, Senator Kustra. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill... 1279.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Executive offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President and members of the Senate. This bill clarifies the composition of the board in the bill, and it's a technical amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Kustra moves the adoption of Committee Amendment No. 1 to Senate Bill 1279. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2 offered by Senator Kustra. It appears to be the same amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

SENATOR KUSTRA:

Mr. President, I'm just informed that the amendment before us now is the correct technical amendment and that the previous one should have been withdrawn or Tabled or whatever and we should adopt this one.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra moves to reconsider the vote by which Amendment No. 1 was adopted. Those in favor for reconsideration indicate by saying Aye. Those opposed. The Ayes have it. The vote is reconsidered. Now, Senator Kustra moves to Table Amendment No. 1 to Senate Bill 1279. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2 offered by Senator Kustra.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

SENATOR KUSTRA:

This is the technical amendment. There's some clarifying language in here regarding the composition of the board.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Kustra moves the adoption of Amendment No. 2 to Senate Bill 1279. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1281, Senator Kustra. Senator Kustra, 1281. 1285, Senator Topinka. Read the bill, Mr.

Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1285.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Judiciary II offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President and Ladies and Gentlemen of the Senate, I would like to withdraw the committee amendment...Table the...the committee amendment and then put on Amendment No. 2 from the Floor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Topinka moves to Table...amend...the Committee Amendment No. 1 to Senate Bill 1285. Is there discussion? If not, those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No...Committee Amendment No. 1 is Tabled. Further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2 offered by Senator Topinka.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Topinka.

SENATOR TOPINKA:

Yes, Amendment No. 2 basically reflects what the committee suggested which was dropping the advisory board...from the original proposal.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Topinka moves to adopt Amendment No. 2 to Senate Bill 1285. Those in favor

indicate by saying Aye. Those opposed. The Ayes have it.
Amendment No. 2 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1308, Senator Philip. Senate
Bill 1311, Senator Bloom. 1321, Senator Marovitz. 1338,
Senator Joyce. 1339, Senator Jeremiah Joyce. 1342, Senator
Savickas. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1342.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1351, Senator Schuneman. Read
the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1351.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Schuneman.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. This is the bill that would
outlaw the pull tab openers on beer cans and pop cans in
Illinois. In committee, it was...opposed by some of the

manufacturers, and particularly Anheuser-Busch, and I made an agreement at that time that we would work something out with them as far as phasing in the bill. So, amendment No. 1 simply makes the bill effective after December 31, 1987 and it is agreed...and agreed amendment. I would move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Schuneman moves the adoption of Amendment No. 1 to Senate Bill 1351. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1358, Senator D'Arco. 1360, Senator D'Arco. 1363, Senator Bloom. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1363.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Revenue offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. What the committee amendment does is scale 1363 down to basically providing the procedures for decertifying an enterprise zone if the community has not gone about developing it. The amendment does not entirely do the job and there will be another amendment after this, but I'd urge this amendment's adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Bloom moves the adoption of Amendment No. 1 to Senate Bill 1363. Those in

favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments on the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2 offered by Senator Bloom.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

All right, if we adopt this amendment, we would then have the bill...the fully one of...decertification of enterprise zones; and it would empower DCCA to decertify a zone for cause after a statement of charges, a six-month probation and public hearing has been held, and the net effect of Amendments 1 and 2 would be a twelve-month decertification process. Answer an questions; otherwise, seek the adoption of this amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Netsch.

SENATOR NETSCH:

Thank you. If the sponsor would just be clear. You indicated that with Amendment No. 2 the bill would deal only with decertification as it came out of the committee. Is that correct?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

That is correct, Senator, and then Amendment No. 3...well, would allow for the awarding of more enterprise zones as, I understand, has been agreed to; but these two amendments accomplish what we hope to accomplish in the

committee, Nos. 1 and 2, making it a decertification bill.
Okay?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Bloom moves the adoption of Amendment No. 2 to Senate Bill 1363. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 3 offered by Senator Bloom.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

All right. Amendment No. 3 allows DCCA to certify twelve enterprise zones in 1985, increasing the number from eight. This same kind of provision was allowed in 1984; however, the overall number of enterprise zones, forty-eight, has not been changed. It allows the process to speed up. Answer any questions; otherwise, urge its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Bloom moves the adoption of Amendment No. 3 to Senate Bill 1363. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 3 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1366, Senator Sommer. Senate Bill 1367, Senator Sommer. 1369, Senator Coffey. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1369.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1371, Senator Netsch. Senate Bill 1382, Senator Smith. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1382.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Smith.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President. Senate Bill 1382 has an amendment and this amendment is technical in nature...it does not specify from whom information on the whereabouts of a child suspected of being a victim of child abuse should be withheld. Since the intent is to withhold information from those individuals who are suspected of abusing that particular child, Amendment 1 makes that intent clear. It specifies that the school district may withhold information from any person suspected of child abuse.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Smith moves the adoption of Amendment No. 1 to Senate Bill 1382. Those in favor indicate by saying Aye. Those...opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1388, Senator Coffey. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1388.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Coffey.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. Amendment No. 1 amends Senate Bill 1388 on page 3 in line 4 by deleting the word "may" and inserting "shall." It also...on page 3 by adding after line 35 the following, "Nothing in this paragraph shall be construed to...to require anymore hours of work than what is permitted by Federal regulations." This was an amendment that was agreed to by the committee to clear up this bill, and I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Coffey moves the adoption of Amendment No. 1 to Senate Bill 1388. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1389, Senator Sangmeister...Senator Sangmeister, 1389. 1391, Senator

D'Arco. 1392, Senator D'Arco. 1397, Senator Darrow. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1397.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. 1399, Senator D'Arco. 1402, Senator Collins. 1404, Senator Collins. Senate Bill 1405, Senator Collins. 1406, Senator Collins. 1408, Senator Collins. Senate Bill 1414, Senator Kustra. Senate Bill 1415, Senator Kustra. Senate Bill 1417, Senator Barkhausen. 1419, Senator Darrow. Read the bill, Mr Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1419.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Darrow.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow.

SENATOR DARROW:

Thank you, Mr. President. Amendment No. 1 is technical. In drafting the bill the Reference Bureau repeated a line and this merely takes that extra line out.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio, for what...we're on 1419 and the board shows 1418...is there discussion on the amendment? If not,

Senator Darrow moves the adoption of Amendment No. 1 to Senate Bill 1419. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1422, Senator Marovitz. 1425, Senator Luft. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1425.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Amendment No. 1 adds a front door referendum to the bill, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Luft moves the adoption of Amendment No. 1 to Senate Bill 1425. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1426, Senator Zito. 1428, Senator Sangmeister. Senate Bill 1429, Senator Joyce. 1432, Senator Carroll. Senate Bill...read the bill, Mr.

Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1432.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate...for what purpose Senator Vadalabene arise?

SENATOR VADALABENE:

Yes, on a point of personal privilege. A group from the Trinity Lutheran School from Edwardsville, Illinois, is here with their principal, Terry Schmidt, and I would like for them to stand and be recognized. They're on the right gallery in the rear.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senate Bill 1436, Senator Joyce. 1442, Senator Sangmeister...read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1442.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Sangmeister.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Sangmeister.

SENATOR SANGMEISTER:

Yeah, as this bill was originally introduced, it was not properly introduced because if you recall at the last Session

I passed out of this Senate an immunity bill, and I expected to have the bill reintroduced exactly as it was as we passed it out of here previously and we get into use versus transactional immunity which is rather a technical subject which will be discussed on 3rd reading. All this amendment does is put the bill in the identical shape it was when we passed it out of the Senate a year ago, and I would move for the adoption of that amendment.

PRESIDENT:

Senator Sangmeister has moved the adoption of Amendment No. 1 to Senate Bill 1442. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDENT:

3rd reading. 43. 1444, Senator Joyce. 1454, Senator Kustra. 1458, Senator Collins. All right, if I can have the attention of the membership, we will be working until approximately five-thirty, give or take a few minutes, probably give and work until five-fifteen or so, and we will reconvene tomorrow morning at 10:00 a.m. and also Thursday at 10:00 a.m. and on both days work until approximately six o'clock; on Friday, we will commence at nine and work until approximately one-thirty. The House leadership advised Senator Philip and I that they will be in late on Friday. It is our intent not to be in late on Friday. Tentatively, we have rescheduled a Session for noon on Monday, the 20th. If you'll take a look at the back page of your Calendar with the schedule and just follow along. On the 15th, which is tomorrow, we'll go from ten to six; the 16th from ten to six, 17th from nine until approximately one-thirty, tentatively, noon on Monday the 20th, and then as you know the 24th, the Friday, hopefully, if we come in on Monday, we can leave

early on Friday, having concluded our business, that is the deadline for the Senate bills in the Senate. Two additional changes on the Calendar...or on the schedule. Senator Philip and I met this morning with the House leadership and we have determined that it is not necessary for us to be here on the 31st day of May, so scratch the 31st, nor on June 7th, Friday, June 7th; so scratch Friday, June 7th. The Secretary has informed me that a number of members have requested recalls of bills on 3rd for purposes of an amendment. I would ask you to get those to the Secretary prior to the close of business today. We will handle...or we will publish a recall list and handle that first thing tomorrow morning to give the members an opportunity to amend their bills and to afford the clerical staff in Enrolling and Engrossing the opportunity to get those prepared. We'll do that first thing in the morning once we get a list put together, so if any member has a bill they wish to have recalled, get it on the list tonight. I would call your attention, I'm told, that all members have received the Agreed Bill List and a LIS printout. I'd ask the members to take a look at that. Any sponsor, obviously, can remove his or her bill from the Agreed List at any time and that is the sponsor's right. If they do not wish it to be on the Agreed List, it need not be on the Agreed List. Any bill that is recalled for an amendment will be taken off the Agreed List, and we will vote on the Agreed List on Thursday, so I'd ask you to check the list and...and make the appropriate motions or whatever. Senator Marovitz, for what purpose do you arise?

SENATOR MAROVITZ:

Just for the purpose of an inquiry, Mr. President. If some of the bills that are presently on 2nd or were on 2nd at the time the Agreed List was prepared and have been moved to 3rd and are noncontroversial and agreed, will there be an addition to the Agreed Bill List for these bills that are

noncontroversial?

PRESIDENT:

Well, that...that's a determination that Senator Philip and I have yet to make. We...we talked in terms of a second Agreed List. Let's see how we're going here. We're going to start on the Calendar on 3rd reading, on page 22, very shortly and we will just continue going through and as the week progresses, we'll find out whether or not a second list is...is necessary. We have, as you can see on the schedule, Wednesday, Thursday and half of Friday, half of Monday, Tuesday, Wednesday, Thursday and, hopefully, half of Friday to handle in excess of eight hundred bills. So, I'd ask the members to be attentive and be in their seats and so that we can proceed and afford every member the opportunity to have his or her bill fully discussed and heard and...and debated. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President, did I hear you correctly to say that we will be coming in at noon on Monday, the 20th?

PRESIDENT:

You did.

SENATOR GEO-KARIS:

And did you...you had some other changes and I was tied up when I...sorry.

PRESIDENT:

Okay. Noon on Monday, the 20th; strike the 31st and strike the 2nd...7th. We will not be here either of those two Fridays; Friday, the 31st or Friday, the 7th of June. All right, I'd ask all members to please be in their seats and be attentive. We will begin on the Order of Senate Bills 3rd Reading, passage stage, and we will have about two hours on passage stage and see how far we can get. On the Order of Senate Bills 3rd Reading, Senate Bill 11. Senate Bill 12, Senator Keats. Senate Bill 17, Senator D'Arco.

Senate Bill 18, Senator Welch. On the Order of Senate Bills 3rd Reading is Senate Bill 18. Mr. Secretary, read the bill, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 18.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. Senate Bill 18 is aimed at those advertisements which offer merchandise or services as being for free but contain conditions or obligations not stated in the proposed offer of free merchandise. For those who are under the Real Estate License Act, those who advertise or offer the merchandise as free but impose these unstated conditions or obligations for receiving the merchandise are subject to license suspension, revocation or other penalties. Basically, what this is is a truth in advertising proposal. What we are trying to do here is get at those...advertisers among realtors who...entice you to come to these lots to sit through either two hours of programing where they give you a film view of all of the wonders of their lakeside lots or they take you on a tour for a couple of hours. Specifically, what has happened throughout the State is that certain prizes are offered to entice you to get there, you don't know what you're getting into when you get there and this is to require that a statement is made in the advertisement what those unstated conditions for receiving that free prize are.

PRESIDENT:

All right, any discussion? Senator Schaffer.

SENATOR SCHAFFER:

Just briefly, Mr. President. What's the position of the

Illinois Realtors' Association? I haven't heard pro or con from anybody on this bill and I wasn't aware there was a problem. Shows you how many of those things I got...I've been lured to.

PRESIDENT:

Senator Welch.

SENATOR WELCH:

Well, they...my analysis, Senator, says they're not opposed to the general idea behind this bill. Basically, what they have said to me is that part of the bill within...within the section that I'm adding an amendment to says, its misrepresentation is a no-no. What this specifically does is spell out this particular type of misrepresentation. This would allow a consumer or local individual to determine just what misrepresentation is and define it for these particular types of circumstances so that you can tell that there is a violation of this Act, and it's not so nebulous that you need a lawyer to interpret the word misrepresentation in each instance.

PRESIDENT:

Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Question of the sponsor, Mr. President.

PRESIDENT:

Sponsor indicates he'll yield, Senator Schuneman.

SENATOR SCHUNEMAN:

Senator Welch, you...this applies, as I understand it, only to real estate licensees. Is that...is that correct?

PRESIDENT:

Senator Welch.

SENATOR WELCH:

That's correct. It amends the section of the Statute dealing with real estate licenses.

PRESIDENT:

Senator Schuneman.

SENATOR SCHUNEMAN:

Are...are they the only...business people who offer free merchandise or...why are you singling out the real estate industry for this bill as opposed to all business, for example?

PRESIDENT:

Senator Welch.

SENATOR WELCH:

Well, Senator, last year I did have a bill that dealt with all free offers. That was opposed by the Retail Merchants' Association. I spoke with them. They indicated that the...since the main problem I was interested in was the real estate advertising, they suggested that I just amend the Real Estate Act itself as opposed to making this an overall Statute. So, with that advice in mind, that's what I did.

PRESIDENT:

Senator Schuneman.

SENATOR SCHUNEMAN:

Well, thank you, Mr. President. Ladies and Gentlemen of the Senate, my analysis indicates that Paragraph 5818, Section 18, Subparagraph E of our Statute deals with this matter already. New language appears to be duplicating existing grounds for suspension, revocation or other penalties, so there's some question about whether this bill is needed. I think we ought to also take a look at...at the extent to which we may be intruding into the business affairs of this State. I would urge a serious look at this bill.

PRESIDENT:

Further discussion? Senator Kelly.

SENATOR KELLY:

Yeah, just briefly, Mr. President and members of the Senate. I rise to support this bill. I know...most of us in this Chamber have received invitations to go out and look at

property and there's a number of items listed on there. It might be a ten thousand dollar check or a bond for five hundred dollars or a color T. V. set and then they'll have a very small item listed on there, and that particular item is the one, ladies and gentlemen, that you're going to end up with, and it isn't even as valuable as you might suspect that it might be when you...when you view it; and there are a number of people that are traveling great distances in order to think that they have a chance. You know, everyone has this feeling that they're going to win and they're going to get the big prize, they're going to win number one. This legislation is aimed at preventing this type of distortion in trying to get people...to encourage them to come out and...and purchase their property. I think it's a good bill and I ask you to support Senator Welch on this Senate bill.

PRESIDENT:

Any further discussion? Further discussion? Senator Welch, you wish to close?

SENATOR WELCH:

Yes, Mr. President. Let me just respond to the Senator's suggestion that this duplicative of a separate section of the Statute. He's talking about Paragraph 4 of the exact same Statute. Now, he makes the point that we're passing perhaps an additional intrusion upon business. This provision will be provision number twenty-six regulating the real estate industry and their licensing. There are...there are twenty-five other provisions of regulating the real estate industry as it is and a twenty-sixth one certainly is not burdensome especially when it merely extrapolates what one of the earlier provisions are. It...it expounds upon provision number four which talks about any misleading or untruthful advertising. Well, that's pretty hard to figure out. Is it really that misleading or can people figure out by reading a Statute what it says? You know, we're often accused of writing laws

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3rd reading*

for lawyers in this Chamber. What I am trying to do here is write something in plain English. I'm trying to write it so that people can read the Statute and figure out that, hey, these guys are doing something wrong. I need to go see a state's attorney or a lawyer and get some...a redress of my grievance. I think this is exactly what the Legislature should be doing. I don't think this is a...a so-called intrusion on business. I think this is a good consumer idea and I would urge a Aye vote.

PRESIDENT:

Question is, shall Senate Bill 18 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 46 Ayes, 8 Nays, none voting Present. Senate Bill 18 having received the required constitutional majority is declared passed. Senate Bill 19, Senator Welch. On the Order of Senate Bills 3rd Reading is Senate Bill 19. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 19.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. What this bill does is set standards for those hot water...heaters which are sold or installed in the State of Illinois after June of 1986. What this bill attempts to do is to require a certain standards set forth by the American Society of Heating, Refrigerating and Air Conditioning Engineers, a violation of which would be a petty offense for selling the water heater. What this attempts to do is redress a problem whereby water heaters

which are either not sufficiently well insulated to conserve energy or are faultily constructed so that there...in your house they either; number one, cost you a greater sum of money to operate or; number two, because of the nature of natural gas being used to heat them creates a potential for an explosion. What this bill attempts to do is to say, as many other states have done, water heaters in Illinois should be safe, there should be standards and they should be followed before water heaters are sold. There is a year long waiting period before the bill kicks in to give retailers plenty of time to take care of their inventory and...and to deplete their stock. So, I would be glad to answer any questions.

PRESIDENT:

Any discussion? Senator Poshard.

SENATOR POSHARD:

Can I rise to a point of personal privilege?

PRESIDENT:

...state your point, sir.

SENATOR POSHARD:

I have a group of honor students here, history students, from the Ridgeway Community High School in my district. I'd like to recognize those students along with their sponsors.

PRESIDENT:

Will our guests in the gallery please rise and be recognized. Welcome to Springfield. Any discussion on Senate Bill 19? If not, the question is, shall Senate Bill 19 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 50 Ayes, 3 Nays, none voting Present. Senate Bill 19 having received the required constitutional majority is declared passed. Senate Bill 20, Senator Welch. On the Order of Senate Bills 3rd Reading is

Senate Bill 20. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 20.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This is a bill that we passed two years ago...in a different form. That bill prohibited the construction of a nuclear power plant without any limitation on...an in-time. What this bill does is creates a five-year moratorium on building a nuclear power plant in the State of Illinois, and the prohibition is that the new power facility construction without a U. S. approved means for disposing of that high-level nuclear waste that it creates would allow for the moratorium to kick in...exemptions would be allowed if those standards were met. The...a recent article in the newspaper indicates that the United States Energy Secretary, John Herrington, in one of his major addresses recently told an audience of power company officials and engineers that his department will submit a nuclear licensing reform bill to Congress, and in quoting Mr. Herrington, "It is aimed to make it easier to build a nuclear power plant in the United States. Why can't we tell the American people the real story of nuclear power and have them believe us?" Mr. President, what we want to do is make sure that before we have a nuclear power plant in operation again in the State of Illinois; number one, that there are...there are some means of disposing of the spent nuclear fuel rods that the...the Federal Government has promised again and again to take care of. They have put off for a few years...1991 is when they are supposed to pick a permanent site. Right now, they're looking at three states, Texas, Nevada and Louisiana. What we

want to do is hold off building any new plants until that point in time. Let me answer a few of the objections which I'm sure will be raised. Number one, this does not apply to any construction going on today. None of the plants being built will be affected by this amendment. What it does propose to do is to affect proposals which have not yet been approved by the Illinois Commerce Commission and it leaves existing construction and their...and workers alone. I'd be glad to answer any questions.

PRESIDENT:

Any discussion? Is there any discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield to a question?

PRESIDENT:

Sponsor indicates he'll yield, Senator Geo-Karis.

SENATOR GEO-KARIS:

Now, your...your bill says you want to put a five-year moratorium, is that correct, on building any new plants?

PRESIDENT:

Senator Welch.

SENATOR GEO-KARIS:

Yes, ma'am.

SENATOR GEO-KARIS:

And there's no provisions in your bill, is there, in case of an emergency that we might need to build new plants, that we can do it. Is that correct?

PRESIDENT:

Senator Welch.

SENATOR WELCH:

After five years a plant could be built or if there is a United States approved means for disposing of the high-level waste, you could do that, or you could build a coal fired or other type of plant.

PRESIDENT:

Senator Geo-Karis.

SENATOR GEO-KARIS:

However, under your bill, if there is an emergency, we cannot build it within five years, isn't that right?

PRESIDENT:

Senator Welch.

SENATOR WELCH:

It takes about ten years to build a plant, so any emergency would have to be met by a different kind of plant being constructed.

PRESIDENT:

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, much as I regret to disagree with my colleague, I rise against the bill for this reason. If it takes ten years for a plant to go into operation, then what's the purpose of having this bill? And then, I must...am mindful of the fact, if we have a national emergency where we need to have these plants get started, the bill does not allow for an...emergency provision and, therefore, I speak against the bill.

PRESIDENT:

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Well, thank you, very much, Mr. President. Just one...one final point. There...there are no plans at all within the next five years to...to build any plants and I think the bill is somewhat innocuous, really doesn't mean too much, doesn't accomplish too much, and I would urge the Body to oppose the...Senate Bill 20.

PRESIDENT:

Further discussion? Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President and members of the Senate. With all due respect to the very fine sponsor of this bill, I cannot help but regard this...this bill and the measures therein to be one more step in the direction of...of...an attempted education, I guess, of our people against what I consider to be the benefits of nuclear power. Now to put a five-year moratorium on the development of any new power plants, and granted there are...there is nothing in the works at the moment that would indicate the building of more plants, but I think this is...an unnecessary overkill...applied to our nuclear power industry which we do need as a viable part and parcel of our energy picture in the State of Illinois and it would seem to me to be totally unnecessary and will have an additional effect, I believe, on the people of the State of Illinois to further condition them against the advantages that many of us feel lie in...in nuclear power facilities. So, I, too, would argue that the bill is unnecessary and would urge a vote against it.

PRESIDENT:

Any further discussion? Further discussion? Senator Welch, you wish to close?

SENATOR WELCH:

...yes, Mr. President. Thank you. I would just like to say that the proposal that a five-year moratorium on nuclear power plants, I think, is very feasible. I think it...it does send a message that Illinois is not going hog wild on building nuclear power plants. It does give us time to pause and reflect on the necessity of building any further nuclear power plants. It encourages industry to think about other means of providing for energy, such as solar power, hydroelectric power, coal fired power. We often talk about helping business here in the State of Illinois and nobody has said that...us stopping building nuclear power plants is going to hurt business from coming in; in fact, it'll prob-

ably have exactly the opposite effect. Businesses are going to be scared because of the situation in Washington with the power company there defaulting on its bonds and not completing its plant. Certainly that's a situation we don't want in Illinois, but to rely solely and continuously...as we have been on nuclear power, I think gives a false sense of security to the State and to business and it sends the wrong message. So, I would urge an Aye vote on this bill.

PRESIDENT:

Question is, shall Senate Bill 20 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 25 Ayes, 27 Nays, none voting Present. Senate Bill 20 having failed to receive the required constitutional majority is declared lost. 32, Senator Joyce. 36. 39, Senator Hall. 49, Senator Sangmeister. Senator Demuzio, for what purpose do you arise?

SENATOR DEMUZIO:

Yes, Mr. President, on a point of personal privilege.

PRESIDENT:

State your point, sir.

SENATOR DEMUZIO:

I...understand that this is a...a truly a great and significant day in the history of the State of Illinois that Senator Savickas has turned age fifty today. So, we wish to...welcome him happy birthday.

PRESIDENT:

Happy birthday, Senator Savickas. 39, Senator Hall. 49, Senator Sangmeister. On the Order of Senate Bills 3rd Reading, Senate Bill 49. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 49.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Sangmeister.

SENATOR SANGMEISTER:

Thank you, Mr. President. I don't know why anybody would want to be recognized on their fiftieth birthday, but my...my congratulations to you too, so...but from fifty go back to Senate Bill 49, your...your synopsis and the Calendar is not correct. The bill has been amended and it does what it says in that it eliminates a jury trial, only we have limited it now to...to traffic offenses where it's punishable by a fine only. You should be aware that I think it's time that the State of Illinois get in line with the vast majority of the states of...of this country. Illinois is only one of six states that provides for a jury trial in a criminal prosecution for a traffic violation where it's by fine only. There's a principle involved here that those that practice in the criminal justice system know and defense counsel can only attempt to tell you otherwise that asking for a jury trial on a traffic case for speeding, which is probably ninety percent of these cases, is used for delayed tactics only with the hope then that it will go to the jury calendar and when it comes time for the case to be tried, the prosecutor does not want to put in a whole day picking a jury, preparing jury instructions and all the other things that has to be done and then spend that amount of time where the ultimate result is going to be a twenty-five or thirty dollar fine. This is used constantly by defense counsel as a way of delay, as a way of getting plea bargaining out of the prosecutor, and even the Supreme Court has alluded to the fact that we can expedite our Judicial System and bring credibility to it by passing such a law, and I would move that Senate Bill 49 be passed.

PRESIDENT:

Is there any discussion? Any discussion? Senator Darrow.

SENATOR DARROW:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, I call your attention to this legislation as the first in-road into our right to a jury. Our Illinois Constitution guarantees that right and this bill is of dubious constitutionality. The Senator from Will County is correct when he says that oftentimes this is used by defense attorneys for plea bargaining, but put yourself in the position of a constituent who receives his third moving violation by some police officer, ill-trained and who has a grudge on...perhaps a constituent from the City of Chicago, that person has very little defense. He would have to travel for...perhaps if it was down in this area, three hours for a trial, he would have to face an antagonistic police officer and a judge he has no knowledge of. His only recourse would be to demand a jury and, yes, then he would be able to plea bargain, and perhaps he could get the breaks that were accorded to constituents of that area. I'll tell you another group of people who are in favor of this legislation and that's members of the Judiciary. In my area, the judges do handle jury trials on speeding charges, but I'll tell you one thing, they don't like to do it and the judges don't like to sit there and handle these small cases, and yet it's right of our constituents; and if you go into court on these speeding tickets, oftentimes the jury trials are handled where the individual does not have a lawyer but he would rather have his peers judge him. There are many, many reasons why this is bad legislation and I would just call your attention to the fact that; first of all, this an in-road into the right to a jury and; secondly, that it's one of the few protections that a constituent has against a police office who is overzealous and likes writing speeding tickets. I...I would ask that we

vote No on this legislation. Thank you.

PRESIDENT:

Is there further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I heartily disagree with the prior speaker, much as I like him. First of all, to get a jury trial it costs someone for a petty offense...and this is...relating only to a petty offense of speeding, if I'm...if I understand the sponsor correctly. And if you can figure out what it costs to have a jury and so forth, I...I think this is a good bill. It'll save a lot of money. I'll save a lot of time...and I'll tell you something else, it's not unconstitutional. There's already been case law...showing that something like this is not unconstitutional and it is not punishable by jail, so...it's only a fine, and I think it's a good bill and I think it'll save a lot of wear and tear. Are we saying that our judges are going to follow the policeman all around? In my county, the judges do as they think they should. So, I think the bill is good and I support it.

PRESIDENT:

Further discussion? Senator Macdonald.

SENATOR MACDONALD:

This seems to be a round robin. In spite of the fact that I like very much, my best friend, the former speaker, I want to disagree and say that I feel that this bill is a real danger mark in judicial history. I would hope that in...under no circumstances would the people of Illinois, and particularly people in this General Assembly, take away the trial by jury for whatever reason from the people of this State. I...urge you vote against this bill.

PRESIDENT:

Further discussion? Senator Poshard.

SENATOR POSHARD:

Yes, Mr. Sponsor, I notice the analysis says, petty offense or business offense other than a traffic violation. What kind of business offense or other petty offense would this bill cover?

PRESIDENT:

Senator Sangmeister.

SENATOR SANGMEISTER:

As I indicated in my opening remarks, that has been amended out. All we're talking about now...with Amendment No. 1 to this bill, is violation of motor vehicle offenses punishable by a fine only. It has nothing to do with petty or business offenses.

PRESIDENT:

Further discussion? Senator Chew.

SENATOR CHEW:

Thank you, Mr. President. In the olden days in England, if the king wanted someone's head, all he had to do is request it and, of course, up comes the head; but out of those erroneous kinds of desires, I believe, came the Magna Charta and that did serve as a bumper between saying...I mean, the kings and the heads they wanted. So, this is the kind of step that will take away the few rights that's left to individuals, all the rights that the Reagan Supreme Court and Justice Department have not taken. Looks like that burden has become a Sangmeister burden, and now he comes up with another one of these funny bills. I don't know that we'll name this one the bill of the year, because each year he as funny bill. Oh, I believe you're right, Senator, because I...I've experienced a couple of funny bills in the...in the Senate Committees here. Let's not take this right away, Senator. I think Senator Darrow hit the nail right on the head, overzealous police officers and noncaring judges would just stand around and hang you; maybe not you but me. And, Senator, you know exactly what I'm talking

about. You remember down home they used to have speed traps, that if an Illinois car passed some little place in Georgia, there was some police office with his overalls on, spitting tobacco juice, didn't know how to spell police but they found that sitting justice of the peace and there was no such thing as being not guilty; and maybe if we'd have had a little mercy along with that we would have had some kind of justice; but I'm usually with you on some of your bills but this is one that I can't ride that same horse, Senator, because on this instant I have to look out for "us."

PRESIDENT:

Further discussion? Further discussion? Senator Collins.

SENATOR COLLINS:

Question of the sponsor.

PRESIDENT:

Sponsor indicates he'll yield. Senator Collins.

SENATOR COLLINS:

Senator...Senator Sangmeister, what happens in the case where a person gets three moving violations at one time? Three tickets. The person depends upon their drivers license for their livelihood because they have to drive for a living, would that person then be given an opportunity for a jury trial if they can present circumstances that...that warrants such a trial because it's...such an act would...would be threatening to take away their means to livelihood?

PRESIDENT:

Senator Sangmeister.

SENATOR SANGMEISTER:

Well, if I understand your question correctly, if you want to...if you got two moving violations and you're worried about the third one, you go to the prosecutor anyway, okay, and you waive the jury and you say to the prosecutor and the judge, I'd like to have supervision so I don't lose my li-

cense. You can do that and that has nothing to do with this law whatsoever, and you can do that anyway.

PRESIDENT:

Senator Collins.

SENATOR COLLINS:

...now I don't know about any other place in the State, but I do know in Chicago you can get three tickets at one time, so you don't have the two and then now you go for supervision. I'm talking about one, two, three, like that.

PRESIDENT:

Senator Sangmeister.

SENATOR SANGMEISTER:

If you get three moving violations in Chicago like...I suggest you lose your license.

PRESIDENT:

Any further discussion? Further discussion? Senator Sangmeister, you wish to close?

SENATOR SANGMEISTER:

Yes, I certainly do. I...I just want to enlighten a few people, particularly Senator Chew, that I would think if you were driving your Rolls Royce in Georgia that you stand a good chance of getting a speeding ticket; however, I...I'd also point out to you that in...that is one of the states...remember, there are forty-four states in the United States that do not have a jury trial for traffic offenses, forty-four. We are one of the six that don't. This is like some new concept. Plus, I might remind you that we passed this out of the Senate the last time around, which was killed over in the House. We hear defense here about the poor police officer who is...who's vindictive. You know, there's still nothing in this bill that says that you can't get a change of venue if you don't like the judge that it's before, and Senator Chew thinks that this is a Reagan proposal. Well, if...if this is a Reagan proposal, I hope I get I some

support from the other side of the aisle; but, you know, this is not the greatest thing in the world, but I'll tell you, those of you that want the...the criminal justice system improved, even the Supreme Court has alluded to the fact that we ought to get rid of these delays, we ought to have our prosecutors and our public defenders doing more than having jury trials because somebody went ten miles over the speed limit and that's all this bill is about, and I would request a favorable vote.

PRESIDENT:

Question is, shall Senate Bill 49 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 32 Ayes, 19 Nays, none voting Present. Senate Bill 49 having received the required constitutional majority is declared passed. 53, Senator Topinka. On the Order of Senate Bills 3rd Reading is Senate Bill 53. Read the bill, Mr. Secretary, please.

END OF REEL

REEL #4

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 53.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President and Ladies and Gentlemen of the Senate, this bill would have...have physical fitness centers have available on the premises during anytime when persons are engaged in physical fitness activities, a person who has successfully completed a CPR course. We have amended out of the bill penalties and fines and any other concerns I think that anybody else has had with the bill. I don't know of any opposition at this time.

PRESIDENT:

Any discussion? Senator Schaffer.

SENATOR SCHAFFER:

Who wants this bill?

PRESIDENT:

Senator Topinka.

SENATOR TOPINKA:

It originally started from a constituent in my district who had a brother who attended a health...club in Chicago, was thirty-one years old, had had no physical problems that anybody knew, ultimately had a heart attack and there was nobody on the premises to save him. There have been numerous groups that have come out to endorse this, including the Y's the Red Cross, the Chicago Fire Department paramedics, north-west side paramedics. No one has asked for it but a constit-

uent.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAPPER:

Well, one of the things we have to watch out for down here is, occasionally we have a new member and some group hits them on their first bill with a real sneaky proposal that ends up driving up costs, and I think members ought to bear in mind exactly what this bill is.

PRESIDENT:

Further discussion? Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. I'd like to ask a question.

PRESIDENT:

Question of the...sponsor indicates she'll yield, Senator Watson.

SENATOR WATSON:

What...what is the definition of a physical fitness center?

PRESIDENT:

Senator Topinka.

SENATOR TOPINKA:

Yes. A physical fitness center is currently defined, and this is already in the Statutes, includes any place where you have instruction, training or assistance in physical culture, body building, exercise and reducing, figure development or any similar activity.

PRESIDENT:

Senator Watson.

SENATOR WATSON:

Do we...do we license these people or how are they going to be identified?

PRESIDENT:

Senator Topinka.

SENATOR TOPINKA:

They are not licensed, but it is their primary source of business.

PRESIDENT:

Senator Watson.

SENATOR WATSON:

Well, I...I think this is one of those things we're going to...will fly out of here probably and then we're going to hear about it. Every physical fitness center or...in my particular area, we have exercise places, aerobic centers. Is this going to include aerobics? Has this got people that are involved in that? Are they going to have to have CPR or whatever it is? I mean, I just see a lot of problems with this legislation and I see a...a lot of problems from people in the district that we'll hear about after this particular bill probably flies out of here, but I would suggest a No vote.

PRESIDENT:

Further discussion? Senator Friedland.

SENATOR FRIEDLAND:

Thank you, Mr. President. Would the sponsor yield?

PRESIDENT:

Sponsor indicates she'll yield, Senator Friedland.

SENATOR FRIEDLAND:

Senator Topinka, in committee there was a gentleman that appeared...he had some problems with that bill, I don't...did you talk to him...could you lighten me a little bit on the thing?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Yes, there was a gentleman from...from Williamsville, Illinois who had a problem with the private club that he had, and we do have an exemption for private clubs which are

little neighborhood clubs put together for their own purposes just for...kind of the...the people in the neighborhood. That...kind of admonished themselves and they are exempt from this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Yeah, thank you, Mr. President. Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates she will yield. Senator DeAngelis.

SENATOR DeANGELIS:

Senator Topinka, is...are you putting this bill in because, from what I understand, you were rejected to do the part that Victoria Principal did for the Chicago Health Club commercials?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Heartbrokenly, I have to admit that that may be kind of an underlying motive, but I'd hate to make it too, too public.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Chew.

SENATOR CHEW:

Thank you, Mr. President. Does this mean that you got to have a...a heart specialist on the premises?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

No. It means that you are qualified to perform CPR, which in answer also not only to your question but to Senator...Senator...Senator Schaffer's question as to what cost is involved, this is available at any YMCA, Red Cross, many park districts, the Chicago Fire Department, probably the

maximum cost would be five dollars for a manual which you can take home with you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Chew.

SENATOR CHEW:

Is there a such thing as a resuscitationist?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Not to my knowledge, it sounds sexist.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Chew.

SENATOR CHEW:

Why I won't ask this...this unqualified Senator any more questions. I just think that the seat she holds here should be vacated and someone that...in this particular position would bring to this august Body the kind of legislation that, first of all, some of us can understand some of the wordings, and the other that we could understand the person. So, I would urge a No vote on this bill one hundred percent, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Macdonald. Senator Macdonald. Try it now. Try...try it now, Senator. All right. Move over...you want to move over to the next one. Senator Macdonald at Senator Fawell's desk.

SENATOR MACDONALD:

Well, actually, I'm a cosponsor of this bill and if there's to be one unqualified seat vacated, august Senators on the other side, I guess that means two of us will have to go, because I think this is a excellent bill and one that certainly deserves your full support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Marovitz.

SENATOR MAROVITZ:

Briefly, if...if there is a...a school group or a church group and they have some aerobics class there, a small aerobic class ten or twenty people, does that mean that that church group or that school group has to...has to hire a cardiopulmonary or CPR specialist to be on...on the scene?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

No, because it would not be their primary source of business.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Let...let me ask you this, I mean, you...let's say you're talking about a church or a school that doesn't have a primary source of business in terms of income but they do charge twenty-five dollars a week or fifty dollars a week for five courses, so this is where they're making some money. It's the only classes that they have. It is a business. This...this might mean then that the church or the school might not be able to conduct those courses.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

I doubt very highly that that would prevent them from...from conducting the courses, mainly because of the availability of...of training of CPR, certification of CPR and available...availability of CPR; plus, their members by virtue of this bill would be held harmless if they perform that CPR.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further...Senator Marovitz.

SENATOR MAROVITZ:

I'm just concerned about additional costs to the...the school or the...or the churches...and...and...which might...which might increase the...the cost of the...of...of someone that wanted to take the course, and I think there might be some problems.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Topinka may close.

SENATOR TOPINKA:

Well, thank you, Ladies and Gentlemen of the House and all my friends...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka, this is the Senate.

SENATOR TOPINKA:

...I'm...I'm sorry, I did it again...for that alone I deserve a vote just out of pity, you know...but nevertheless, I suppose in answer to Senator Chew, I did not create the words of cardiopulmonary resuscitation. CPR, I think is as good as it's going to have to be and he's awfully qualified to be able to espouse that; anyway, furthermore, I think it would even apply to those people who are in these clubs and probably held down by seat belts, which he nailed me for in committee last week, so, you know, I think he can afford to give me a vote on this. A similar bill has passed out of the House. This has received, as I say, numerous endorsements from groups like the Chicago Fire Department paramedics and paramedics' groups throughout this State, the Illinois State Medical Society, doctors' groups, hospital groups. It did pass out of committee 11 to nothing. I think it helps. So I would ask your favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The question is, shall Senate Bill 53 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Charlie. Have all voted who wish? Charlie. Have all voted who wish? Senator Savickas. Have all voted who

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3rd Reading

wish? Have all voted who wish? (Machine cutoff)...all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 49, the Nays are 6, 2 voting Present. Senate Bill 53 having received the required constitutional majority is declared passed. On the Order of Senate Bills 3rd Reading is Senate Bill 54, Senator Marovitz...55, 75, Senator Smith. On the Order of Senate Bills 3rd Reading, Senate Bill 75. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 75.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and I...may I say to this august Body, that was Senator Topinka's first bill and we overwhelmingly supported her, and I'm hoping that the Body would be kindly toward me today because this is my first bill for passage on 3rd reading. Senate Bill 75...there's no harm in taking a...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator Smith, the Chair wishes to admonish you...tell you that your time is running. Senator Smith.

SENATOR SMITH:

Thank you...okay. Okay. Thank you, Mr. President and members of the Senate. Senate Bill 75 authorizes the director of employment security to deduct from an individual's unemployment benefit the amount to pay for health insurance, and this is merely if the individual elects to do so. This is really preparing for war in time of peace that they...this bill is identical to last Session's Senate Bill 744 which stayed in the Rules Committee. This bill, you must remember,

is provided...it's for a volunteer method, by which an unemployed person may have deducted from his unemployment check health insurance payments. This bill is intended to make it easier for an unemployed person to continue health insurance coverage. The Federal Department of Labor must approve any program initiated by this bill. The...authorizes directors of the Department of...Employment Security to prescribe regulations for the deduction of health insurance payments for the individuals weekly. This legislation was passed by the Federal Government in 1983. It's elective, it is not mandatory, but it would help in today since so many people who are of middle class, who have maintained jobs for fifteen, twenty, twenty-five and thirty years are being laid off of their jobs today and have maintained this insurance for lo these many years, it would help them to keep themselves going with their families if we could provide and pass this legislation.

PRESIDING OFFICER: (SENATOR DENUZIO)

All right. Any discussion? The question is, shall Senate Bill 75 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, none voting Present. Senate Bill 75 having received the required constitutional majority is declared passed. 78, Senator Topinka. Senate bills 3rd reading is Senate Bill 78, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 78.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Topinka.

SENATOR TOPINKA:

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Yes, Mr. President and Ladies and Gentlemen of the Senate, after that last little round I'm sorry to have two bills up at one time, and I'm a little concerned about bringing this up. However, you know, the...the committee voted this out pretty favorably and worked out the amendment, which now allows divorced parents if you...the...the noncustodial parent can request those items which are deliverable, not available but deliverable. They're very, very defined as to what...what can...what can be sent to them upon request including records, notices, reports regarding students. They're...they're very finite and to my knowledge at this point there's no opposition.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there any discussion? Any discussion? If not, the question is, shall Senate Bill 78 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, none voting Present...Senate Bill 78 having received the required constitutional majority is declared passed. Senate Bill 79, Senator Vadalabene. Senate Bill 81, Senator Vadalabene. 84, Senator Welch. On the...on the Order of Senate Bills 3rd Reading is Senate Bill 84, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 84.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

...thank you, Mr. President. This is my first bill since...before three-thirty. So I would...appreciate support if that does any good. What this bill does is establish

requirements for the purchase of art supplies which contain toxic substances for certain grade levels. Schools and school districts are prohibited from ordering or purchasing art supplies containing toxic substances for uses in grades kindergarten through sixth grade. For grades seven through twelve, art supplies containing toxic substances can be purchased or ordered by school districts only if the substances any any possible adverse health effects are described on the warning label or on an insert with the product. The purpose of this bill is...is rather obvious and that is that little kids are more subject to toxic poisoning than are bigger kids or adults. What we're trying to do in fashioning this bill was something that is done in...in a couple of other states, and that is to make sure that these children who handle all these different items in school, handle items that are safe and don't become cancer causing agents or create other types of diseases or problems. Many of the health effects which are attributed to toxic substances in art supplies include skin and nervous system disorders, blindness, liver disfunction, kidney damage and cancer. Some effects are acute which develop shortly after the exposure and some are chronic which develop after extended exposure or persisting over time, such as in an...Chemical burn. We talked with members of the industry, some of them already do label their art supplies particularly their ink and other types of supplies. This is not an undue burden on them, and I would urge support for this piece of legislation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Senator Savickas, for what purpose do you arise?

SENATOR SAVICKAS:

For purpose of an announcement, Mr. President. Senator Rock who is speaking at the hospital association has asked me to introduce the Sayer Language Academy of Chicago, their

students and teachers that are in our balcony.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. If our guests in the gallery would please rise and...welcome to Springfield. All right. Further discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President. Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Maitland.

SENATOR MAITLAND:

Senator Welch, have you talked with the educational community on this? I...I notice in our analysis, we have no...no notice of any contact made to them. What kind of burden does this place upon them?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Well, I...I've been encouraged by several members of the IEA; other teachers have contacted me and said that they support it. The Child Care Association is in support of this legislation. I...I've had no opposition, Senator. Nobody has said they're opposed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Well, since this didn't go through the Education Committee this is the first time I've been exposed to it. I...I was wondering if it's going to impose an...an increased burden on...on schools, for one thing, increased cost...really what we're talking...how massive is this thing?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Well, Senator, basically we're giving about a year delay time for the bill to take effect so that schools can get rid of their current supplies, can identify which ones are toxic and be aware that they can only be used above seventh grade. The burden on the schools...it's not really going to be that...a burden in sense that we're forcing them to buy certain items. We're forcing them, I would say, to make sure when they purchase items they are aware that the items are not toxic.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Well,...what determines what...what is toxic? I mean, some things can have a very low content and not be toxic and, you know, I...I...for the life of me, I don't understand what we're doing here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Well, there...there are tests, Senator, that can be taken to determine the extent of toxicity in items and there are standards, and it's when those standards are met then an item either can be sold or not sold. There...there is an objective standard. It is...not something that is readily recognizable by a layman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

But...but by whose standards? Who sets the standards and who determines whether or not they're harmful or not?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Senator, there is an independent art and craft institute

which is a not-for-profit corporation that sets these standards. Similarly, the bill also talks about human carcinogens which certainly we have listings of those substances which are cancer causing in humans by the International Agency for Research on Cancer or by the National Toxicology Program of the U.S. Department of Health and Human Services. It's not...these are not unknown quantities. These are items that are specifically known to create problems.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Well,...you know, I'm aware of some of those tests too, and I...and I'm aware that certain...certain components at certain levels are...you know, do contain enough to cause cancer, but certainly on a very miniscule amount they...they would not; and I would suggest to you, once again, I'm not sure, you know, that we know this and if this information is available...and does it...does it protect...does it hurt...is it more harmful to younger children than it is to older children and all these things. I don't have the answers to any of these questions at this point. It may be a good bill but I'm not sure.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Fawell.

SENATOR FAWELL:

I also...thank you, Mr. President. I also notice on the analysis, on page 2, that you have put an amendment here on that more clearly defines what a toxic substance is and makes it more flexible, and the art manufacturing industry has now put...had input into this amendment and supports this bill. Is...is this true?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Yes, Senator. I had three members...three manufacturers, in fact, in my office discussing that particular amendment and they helped draft it. Yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell.

SENATOR FAWELL:

...to the bill, it seems to me that as long as things have been worked out, I don't see that we should really have any big problem with this bill, as long as the art manufacturers are...are for it, and I would suggest we vote Yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Welch may close. Well...whoop, I'm sorry. Senator Philip. Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Philip.

SENATOR PHILIP:

My...my...my question is this, you're talking about labeling of all products. Now, say, hypothetically, a company is located in New Jersey or Connecticut and they're selling products in Illinois. The laws in Illinois make them put on a special label. Is that not correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

No, Senator. What the bill does, it prohibits a school from purchasing products which do not have that label. Or if they have the label and it says it 's a toxic substance, then it can only be used seventh grade through twelfth grade.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

Yeah,...what you're saying is, you forced that manufacturer into...if Illinois has one law, Indiana has another law, Missouri has another law, they're going to have to comply with the...all of those different states. Consequently, they have to change the labeling on that product. Consequently, the cost goes up and, consequently, it's confusing to the manufacturer, and it's more costly to the consumer. This bill should have stayed in committee at best.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion?...Senator Luft.

SENATOR LUFT:

Question of the sponsor, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Luft.

SENATOR LUFT:

Are the materials available to be sold to schools at this time?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Yes, and they're already labeled.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

So, therefore, we would not be posing any undue hardship on any manufacturer or any school district. We already have available to the community school...communities in the school districts a product which would be safe and not harmful to the students of the State of Illinois. Am I correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

That is correct.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Welch may close.

SENATOR WELCH:

Well, thank you, Mr. President. I would just like to point out that...several states already have a law similar to this. This is not something brand new and so in order for companies to do business in those states, many companies already do have labels for many states, not just for say, here in Illinois or midwestern states, but the...the national manufacturers already have labels. I think Senator Maitland made a point that is worth expounding on, and that is, we don't know how this affects different individuals, which is basically the reason for introducing this bill. When you have kids between kindergarten and sixth grade, certainly they don't know how to take care of themselves; between seventh and twelfth they certainly need some help in figuring out whether a product should be...can be used safely and how it should be used. And that's one of the reasons behind this bill is to make sure that those items that we're unsure of as to the quantity and how it affects individuals, especially children, we take the most precautions that we can, and I would urge an Aye vote on this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The question is, shall Senate Bill 84 pass. Those in favor vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Senator Savickas. Have all voted who wish? Have all voted who wish? Have all voted who wish? (Machine cutoff)...the record. On that question, the Ayes are 29, the Nays are 23, none voting Present. Senate Bill 84 having failed to receive the required constitutional majority is declared failed. Mr...Senator Welch.

SENATOR WELCH:

I would ask for postponed consideration on that bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch...request postponed consideration. Is leave granted? Leave is granted. Postponed consideration. Senate Bill 85, Senator Welch. On the Order of Senate Bills 3rd Reading is Senate Bill 85. Mr...oh, I'm sorry. Senator Karpfel, for what purpose do you arise?

SENATOR KARPIEL:

Thank you, Mr. President. I rise on a point of personal privilege. I would like to introduce the fifth grade class of the Laurel Hill School in Hanover Park in my district, their principal, Alice Erickson and their teachers and...and sponsors, and they are up in that gallery up there.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Would our guests in the gallery...

SENATOR KARPIEL:

Please welcome them.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...please rise. Welcome to Springfield. On the Order of Senate Bills 3rd reading, Senate Bill 85, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 85.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. Senate Bill 85 is a bill which requires the Pollution Control Board to establish regulations to govern the incineration of hazardous wastes. Right now, we don't really have any standards. What we have is a proposal but nothing is being done. As many of you know, there are incinerators operating in the State of Illinois without any standards to guide them as to how to operate. What we

are trying to do is encourage the adoption of standards which set specifics as to the temperature that toxic waste should be burned at, the standards for operating those incinerators so that they don't end up changing what would have been ground pollution into air pollution. It sets a...a standard that is going to be met and something that can be used for businesses in building incinerators. We haven't done much in this area; in fact, we've done next to nothing, and this is an attempt to start requiring that we regulate the air pollution caused by incineration of hazardous waste.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there any discussion? Any discussion? If not, the question is, shall Senate Bill 85 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 31, the Nays are 23, none voting Present. Senate Bill 85 having received the required constitutional majority is declared passed. Senate Bill 92, Senator Etheredge. Senator Etheredge on the Floor? Page 24, Senate Bill 95, Senator Fawell. Senate bills 3rd reading is Senate Bill 95, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 95.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell.

SENATOR FAWELL:

Thank you, Mr...President and members of the Senate. First of all, I want to tell you that your...the Calendar is really not accurate with the amendments added to the bill. Basically, what this bill does is it...it does two things.

It...first of all it says that if you have a...a domicile and the domicile is in...a resident domicile is in a...homestead is in a joint tenancy and one party comes in and asks for a second mortgage that the...both parties must be notified and both parties must must come in and sign off on it. The second thing it does is that it requires that a bank or savings and loan notify both parties by certified mail if the...there is no payment after forty-five days...I know of no...opposition to the bill. I think it's a good bill. I have a number of people that have told me they think it's a good bill, and I will be perfectly happy to answer any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Senator Rock.

SENATOR ROCK:

Well, I...I don't think...with all due deference, I don't think it's accurate to say there's...she knows of no opposition. There was opposition testimony in the committee, as I understand it, because, in fact, we are dealing with a subject of some complexity, and this bill as...as it currently sits literally undermines the law of joint tenancy as we know it in Illinois as it applies to residential mortgages; and I think it's...it's...it's one thing to attempt to address a problem where I may place a second mortgage on my...my house in Oak Park and take off with the proceeds and enjoy a weekend in California or some place, but...but it's quite another to literally say, I can't do that, because the fact is the law of joint tenancy as it exists allows me to do that. I...I can understand the problem you're getting at, but the fact is literally this is overreaching; and I would urge those who engage in the practice of residential real estate to take a long, hard look at this one, and I would, for the other members, represent that my understanding is that the Savings and Loan League of Illinois stands in

opposition to Senate Bill 95, as do I.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Keats.

SENATOR KEATS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As...as minority spokesman on Financial Institutions, I...I don't remember anyone testifying against this bill. We could perhaps ask the chairman. If someone testified against bill, I don't remember. It came out of committee on a nonpartisan...like 10 to nothing roll call. I understand the point that are...that are being made, but if you cut through all the garbage, what the bill says is that if something is owned in joint tenancy both people have to sign. If you...I mean, you know, there's a lot of legal mumbo jumbo in there that you really can't figure out, and I admit that it...if I hadn't had a staff to analyze some of the mumbo jumbo I might have missed it too. But it all says is if two people own it, two people sign, and that's the concept of the bill. That's...there's no really more sophisticated stuff in it than that. I say, if there was testimony against the bill in committee, I didn't see it and the bill came out on a nonpartisan, unanimous roll call. I would appreciate your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and members, I am not a member of this committee this year and so wasn't a party to any of the discussions that may have been had there, but as one who has recently signed on as a cosponsor of this bill, I wanted to urge support for it, for I think it...it addresses a real problem in situations where one spouse may...may...or one who has...undivided joint tenancy interest in property may go out and seek to encumber that property with a second mortgage;

and certainly as a matter of equity and fairness we should be requiring by means of this legislation that both of the owners of that property, both joint tenants, have to be signatories on that second mortgage, so that the other party, presumably a spouse but not always, doesn't suddenly wake up one day and find out that this property in which they thought they had a one-half interest is suddenly encumbered with a big second mortgage. Usually this happens in...might happen in the context of the marriage which isn't going very well and the parties proceed to get a divorce and...and suddenly the...one of the parties finds that their interest in that property is worth nothing by virtue of a second mortgage,...and I would say that if this requirement of...of having both signatures on a mortgage applies to a first mortgage, it ought to apply equally to a second mortgage. I...I view this in part as a...as a women's rights bill but...but not only that. As a...as a matter of fairness, this ought to be a requirement that applies both to first and second mortgages, and I would urge support for the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Collins.

SENATOR COLLINS:

Yes, thank you, Mr. President and members of the Senate. I...I think it would be remiss on my part, as a female and as a counselor for young mothers, not to rise in strong support of this legislation. There have been several cases that I know personally of where...the case happened where they did have property in joint tenant, and the husband went and mortgaged the property again without the knowledge of...of the spouse, and when it came time for a divorce, there was no equity in the property at all. I think that this is a good bill, notwithstanding one's political views that this is a piece of legislation that needs to be passed and...and is most certainly long...overdue. I rise in very strong support

of Senate Bill 95.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Sangmeister.

SENATOR SANGMEISTER:

Well, I'd like to have a question of the...of the sponsor. You know, it's one thing to talk about a husband and a wife as joint tenants with right of survivorship in regards to this second mortgage, but it's not uncommon in this State to have five individuals who may be joint tenants as tenants in common not with right of survivorship; and myself and four other people own that piece of property and now I'm a little hard up for cash, so I go to bank and say, gee, I'd like to have a couple of thousand dollars, and the bank says, gees, we'd like to have a little security and say well, I'm willing to pledge my undivided one-fifth interest in a second mortgage to you, and under this bill, as I understand it, I would not be able to obtain that loan because I can't offer that security to the bank. So, I mean, we're talking more than just husband and wife in here; we're talking about anybody that might be a joint tenant. Is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator Sangmeister indicates that's a question. Senator Fawell.

SENATOR FAWELL:

Thank you, Mr. Speaker. No, the amendment clears that up. It...it...this is only...this bill is only good for someone...real estate that is occupied...by the owners of a residence or homestead. It's a homestead. You either have to be married or living together.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I

thought I would give an example of what happened recently in my county. A very good looking lady went to her local banker because she had a boyfriend on the side and got a second mortgage and depleted the house value by about forty thousand dollars, took off and the husband was left with the second mortgage and the first mortgage, so he had very little equity left. Well, this is a bill to protect all parties. Why shouldn't all parties that have an interest in that real estate sign? I think it's a good bill and it...there's a difference between joint tenancy and tenancy in common. A tenant in common has one-fifth, for instance, of five people...five...one-fifth interest, but a tenant...a joint tenancy, if the wife dies, the husband will get it all or vice versa. All I'm saying is, I think it's a good protection. It's happened in my county, it's happened in DuPage County, and I...I represent a lot of men as well as a lot of women. I'm all for the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Sommer.

SENATOR SOMMER:

Just...leave for a question. In what situation would it arise that a lending institution would make a loan on a residential property in the names of husbands and wives without both signatures? The normal practice, I would think, would be that they would require both of them or you simply won't get the proceeds of the loan. You may be able to sight...aberrational situations in which that wouldn't be true but generally it seems to be true. Does this occur and...and to what extent does it occur?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell.

SENATOR FAWELL:

Unfortunately, it is occurring a...a lot in my county. What is happening is that one party will come in and...and

say he wants a mortgage. Sometimes they do say, well, your...you know, your wife needs to...to sign off on that; he says, well, she's in the car in the parking lot, and I have had loan officers tell me this is exactly what happens. He says, give me the...the...the papers, I'll go out and have her sign them. He walks out, comes back in two minutes later and says now give me the check. You know, all I'm saying is, if we're going to have this kind of stuff...a lot of these second mortgages are...are more than the first mortgages. We require that both parties come in and...come in and sign off on their first mortgage. All I'm saying is, why shouldn't it be in the Statutes when you are right, Senator Sommer, that it is indeed common practice that both parties must come in for the second mortgage. We are talking about anywhere...I understand in my county thirty to forty thousand dollar loan on that second mortgage, when a lot of times the mortgage was originally ten, twelve, fifteen thousand dollars. So, I think it's a fair bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Fawell, were you closing?

SENATOR FAWELL:

...yes, I...I would like to close. There's a couple of things I would like to comment on. Number one, there was a 1983 Appellate Court decision which is Harms vs. Sprague, which held that a mortgage given by one joint tenant of his interest does not sever the joint tenancy, and also that a surviving joint tenant owner...who owns the property free and clear of any memorial judgment that may have been filed against other joint tenants; thus, a joint tenant does have the right to mortgage his interest but the lien created by the mortgage dies with the joint tenant, and, therefore, the Illinois League of Savings Institutes feels that this decision will, in effect, end the granting of second mortgages without all the signatures. All I'm doing is putting in the

Statutes that this is indeed what the law is. I...I...I feel that it is a...a fair bill. The only original objection to the bill that the savings and loan had was removed by the amendment when I said that the notice did not have to...although it did have to be sent out by certified mail if there was a forty-five day arrearage, it does not have to be signed...and a receipt requested. They specifically asked me to take that out of the bill. I did. They have removed all objections. I have received absolutely no other objections from any of the banks, savings and loans and any other financial institution. Again, I think it is fair bill and I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall Senate Bill 95 pass. Those in favor will vote Aye. Those opposed will vote...vote Nay. Those in...the voting is open. (Machine cutoff)...all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 46, the Nays are 2, 6 voting Present. Senate Bill 95 having received the required constitutional majority is declared passed. 99, Senator Fawell. 102, Senator Etheredge. 109, Senator Sangmeister. 122, Senator Lenke. Senate bills 3rd reading is Senate Bill 122, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 122.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lenke.

SENATOR LEMKE:

What this bill is...is...it's now a bill which the administration would want the Department of Conservation. What it...it prohibits abandonment of water craft except on property of the owner of...or bailee of the vessel. Sets forth

certain notification provisions, cost and liens, where boats are abandoned on your property. I think it's a good bill. I ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? If not, the question is, shall Senate Bill 122 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Senator Savickas. Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, 1 voting Present. Senate Bill 122 having received the required constitutional majority is declared passed. 129, Senator Collins. 132, Senator Luft. On the Order of Senate Bills 3rd Reading is Senate Bill...132. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 132.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. The direct loan program is a part of the Illinois Development Finance Authority and was created back in 1970 when the General Assembly first appropriated a million dollars...I'm sorry,...a million dollars, yes, and then in 1979 appropriated another five hundred thousand dollars and in 1980 a million dollars. At this point that loan program has over 4.8 million dollars in service, and the program has been so successful that they need more money to keep it moving, and therefore, what we're trying to do with Senate Bill 132 is to provide an additional five million dollars to that program. I would attempt to ask...answer any questions; if not, I would move the passage of Senate Bill 132.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there any discussion? Any discussion? If not, the question is, shall Senate Bill 132 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. Senate Bill 132 having received the required constitutional majority is declared passed. Senate Bill 136, Senator Joyce. Senate bills 3rd reading, Mr. Secretary, Senate Bill 136. Read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 136.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. This bill creates the certification...creates certification of certified veterinary technicians and sets forth requirements for that certification. This was in the Veterinary Practice Act we passed last year. It was vetoed by the Governor, I'm not really sure why. The veterinarians support it, the veterinary technicians support it. It's nothing more than people who are technicians can...can work with the veterinarians. And I'd be happy to try and answer any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? If not, the question is, shall Senate Bill 136 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 50, the Nays are 4, none voting Present. Senate Bill 136

having received the required constitutional majority is declared passed. 140, Senator Luft. Senate Bill 143, Senator Davidson. Senate bills 3rd reading is Senate Bill 143, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 143.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and members of the Senate, this bill is very straightforward in what it does. This makes the various corrections, technical changes in the Retired Pension Code. This came from the Downstate...Teachers' Pension System to correct those changes. There was an error made in the 83rd General Assembly in relation to an age which this corrects and brings it from fifty back up to fifty-five. We put two amendments on in committee; one which corrected a typing area and the other one who defined a school year, and it's been approved by the Pension Subcommittee of the Economic and Fiscal Commission. I'd appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Schaffer.

SENATOR SCHAFFER:

Just a question and I...I hesitate to sound like a lawyer since I'm not, but does not the Illinois Constitution prevent us from diminishing a pension fund and is not this, even though it's a correction of an error, the diminishment of a pension fund and, therefore, in violation of the Illinois Constitution?.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Davidson.

SENATOR DAVIDSON:

Well, to my knowledge, it is in...constitutional. This was brought to us by the attorneys from the pension fund, and I'm sure that any attorneys that have work for the Pension Subcommittee of the Economical and Fiscal Committee would have raised such an error if it was there. I think it's in good order and appreciate a Yes vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, the question is, shall Senate Bill 143 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, none voting...55...the Ayes are 55, the Nays are none, none voting Present. Senate Bill 143 having received the constitutional majority is declared passed. Senate Bill 149, Senator Demuzio. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 149.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President. This is a bill that was similar to...another bill that was in committee of Senator Schuneman. Senator Schuneman actually Tabled his bill and is a hyphenated cosponsor of this bill. This bill is substantially similar to the bill of...of the Senate of 1223 of the last Session which was vetoed by the Governor, and we overrode that veto but the House never voted on the override in the...in the...in the previous Session. This bill would require the State contributions in the pension system to equal a specified percentage of employee contributions for

the previous year and stipulates and sets out those percentages in the five pension systems; the General Assembly, the State Employees, the State Universities, the Downstate Teachers' and the Judges. These rates that were established were intended to meet the normal costs and to...to take care of the underfunded...accrued liability over a thirty-year period and provide for reducing the funding schedules if the funding proceeds are more favorable than expected. This bill passed the Senate in the previous Session 42 to 2, and I would ask for your favorable support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Sommer.

SENATOR SOMMER:

Thank you, Mr. President. Perhaps Senator Netsch would add to this, too. At the present time, the...she is chairman of the Economic and Fiscal Commission, I believe, and at the present time, they are studying this whole matter of the lack of funding in our pensions. It's my understanding that they were going to come out with a report posthaste and it may, in fact, be rolled into this bill. The Auditor General has said that in...if we think we have problems with burdening our future generations with bonding, we ought to take a look at what we are doing with our pension systems. We really do have a problem and this is the same bill, I believe, that Senator Maitland and Schuneman had last year. It's a worthy attempt, but I wonder if the sponsor wouldn't be willing to hold this bill for awhile for...to see our report forthcoming, or perhaps, hold it in the House to determine whether the...the..the report can be rolled into it...your response.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates...no response. Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Well, I simply want to add my support to the bill. I'm pleased that Senator Demuzio

decided to become the prime sponsor of the bill this year. Whenever we pass anything of this sort I think it's going to have to be bipartisan in nature. I think we...all have to recognize that something has to be done pretty soon about funding the benefits that we all tend to vote for in our pension plans; and although this bill may not be perfect, I think that what we should do here today is pass it out of the Senate, get it to the House, if the Economic and Fiscal Commission comes with a suggestion that we all agree with, I'm sure it can be amended in the House and would be approved by the Senate when it comes back here. But I think that we do need to join in a bipartisan effort to find a solution to the problem, and as far as I know, this is the best solution that surfaced so far and I would urge support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Demuzio may close.

SENATOR DEMUZIO:

Yes, I don't have any objections of...of looking at the report of the Economic and Fiscal Commission...in fact when it's issued, and I...as I recall, I think there was a report that was just recently issued by the Auditor General's Office also relevant to the...the pension system. So, with that in mind, I have no quarrel in passing the bill out of the Senate and perhaps making modifications in the House, and therefore, I would ask for your...your support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall Senate Bill 149 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are 1, none voting Present. Senate Bill 149 having received the constitutional majority is declared passed. Senate Bill...Senate Bill 151, Senator Luft. Read the bill, Mr.

Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 151.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. In 1973, the School Code was amended which affected the State Board of Education, and in that amendment it provided that anyone gainfully employed in the field of education could not be a member of the State Board of Education. I feel as though this is not only discriminatory but I think it also has a potential of providing us with not the best that...people that exist in the field of education in the State of Illinois. So what we do with this bill, Senate Bill 151, is simply delete that language which does prevent anyone gainfully employed in the field of education from sitting on that board. I would try to answer any questions; if not, ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President. I rise with some concern with regard to Senate Bill 151. I think there's something to be said for the members of the State Board of Education not being connected with...with any particular school district in the State, directly connected. It is an automatic succession usually that...that a board member or possibly a teacher could move on to the State Board and I think this is good. I think they bring the expertise to...to the board that is necessary, but it seems to me, that someone is...that is directly connected with a particular school district in this State as a board member or a teacher or an administrator or

anyone else, I think just...there's a gap there that...that...that should not exist, and it seems to me that...that the way it is in the Statutes now is a workable...a workable and reasonable approach to filling the State Board of Education. I think the Body would do well to oppose Senate Bill 151.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not...Senator Jones...if not,...Senator Luft may close.

SENATOR LUFT:

Thank you, Mr. President. I am not trying to be critical of the present State Board of Education, and there are those people who said that a principal or a teacher presently employed in the State of Illinois may have a conflict of interest either for the school district or the profession when they serve on this board, but I want you to listen very carefully. This board does not prohibit anyone selling textbooks to school districts from sitting upon it. This board does not prohibit anyone selling computer equipment to schools from sitting on it. This board does not prohibit anyone selling school buses from sitting on it. The only people that we have that cannot sit on it is someone at the University of Illinois who could be the world's most renowned expert in education. He can't be there. Anybody from the ISU, anybody from any school district in the State of Illinois cannot sit on this board. That's ridiculous. It is absolutely ridiculous, and then, if you cross over to any other board in the State of Illinois, pharmacists, doctors, real estate or whatever, I defy you to find me one other board that's regulating any other profession does not...they mandate that anybody from that field be on it. You have to have pharmacists. You have to have everybody from that field; yet, in this one area, that may be the most important area to the goals and hopes of the educational community in

the State of Illinois, we prohibit these people from being on the board. And what's wrong with having somebody from everyday life that deals in a classroom every day with having some input into an everyday situation? I would hope you would support this bill overwhelmingly.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall Senate Bill 151 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 51, the Nays are 3, none voting Present. Senate Bill 151 having received the constitutional majority is declared passed. Senate Bill 158, Senator Schaffer. Senate Bill 174, Senator Hall. Senate Bill 178, Senator Vadalabene. Read the bill, Mr...oh, I'm sorry. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, on a point of personal privilege. Upstairs directly in the gallery, I'd like you all to help me welcome Mr. Don Wasson, president of the Victor Memorial Hospital, Waukegan and the staff, there are about twenty people here watching us and coming to greet us and wish us well. Right upstairs.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would they please stand and be recognized. On the Order of Senate Bills 3rd Reading, Senate Bill 178. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 178.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate.

Senate Bill 178 provides that members of the system...employees of teacher organizations who are certified as teachers and who have previously established creditable service under the system, it provides that the teacher organization shall pay the employer's share of the normal cost of benefits on behalf of the member. The Illinois Economic and Fiscal Commission in their financial impact of which I have here...and I quote says, "There should be little or no additional cost to the system under Senate Bill 178," and I move for a favorable vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall Senate Bill 178 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. Senate Bill 178 having received the constitutional majority is declared passed. Senate Bill 187, Senator Lemke. Senate Bill 191, Senator Netsch. Senate Bill 192, Senator Sangmeister. Senate Bill 195, Geo-Karis. Senate Bill 199, Senator Newhouse. Senate Bill 200, Senator Newhouse. 216, Senator Lechowicz. 219, Senator Zito. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 219.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Zito.

SENATOR ZITO:

Thank you, Mr. President and members. Senate Bill 219 is certainly not a new concept or a new thought. I introduced this legislation several years ago. It was in response, ladies and gentlemen, to the problem we have with training

young people and...and unemployed people in this State on equipment equal to the time and certainly keeping in form in with 1985. Many of the school districts, primary and secondary schools as well as community colleges and our universities are in dire...dire need of equipment such as robotics to meet the growing demands and growing need of high technical...technological training. Unfortunately, because of the ills of our public educational systems and their financial problems we have not been able to purchase this equipment so that students interested in learning on this equipment could in fact learn the trade. What Senate Bill 219 does is allows an income tax deduction for equipment donated to schools for technical training programs administered by the State Board of Education. I think this is an opportunity for not only our schools to provide the best possible training on modern...technical equipment, but more importantly, it involves our private sector, our industries and businesses to let them feel that they are part of the communities in helping out and, hopefully, have some better trained employees to meet our...our needs in Illinois. Be happy to answer any questions and would appreciate affirmative vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Yes, will the sponsor yield?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Etheredge.

SENATOR ETHEREDGE:

I've just...reviewing the...the staff analysis of...of the bill here, it...it looks like a...a revenue bill, but yet, I see it did not come through the Revenue Committee. So, I...you'll have to...Senator, if you'll bear with me here or take me back to the beginning so that I can understand what is...what is happening here. This amends the...the

Income Tax and the School Code and the State Finance Act. Do we have...do we...what is this going to cost of...what is the...the loss in...in taxes to the State of Illinois? Can you give me some clue as to...as to what that might be?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Zito.

SENATOR ZITO:

Senator Etheredge, I think this is really the...in answer to your question, I think that's up to us. The dollars that we're going to need for this program are not really sure at this point, because I don't know how many businesses are interested in...in participating in this kind of program. I think that Senate Bill 219 creates a new special fund to which money can be either appropriated or earmarked, and I think there are several ways that we in this General Assembly can do that. I'm not so sure which one of the avenues we'd like to approach, but let me give you a couple of examples. A General Revenue Fund appropriation could be made to fund 219, earmarking from an existing revenue source, we can do that, if...if we were interested in that doing that. We could make funding for this program a part of either the Governor's Build Illinois Program or a part of any other comprehensive economic revitalization program that might emerge. I'm not prepared to...to say at this time how much it's going to cost us in dollars and cents, I don't know what those tax deductions would be. I would hope that they would be over...overwhelming, that businesses would want to participate and, in fact, give people in this State an opportunity to learn on...on the new...technological equipment and...so there's a number of ways that we can fund this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Etheredge.

SENATOR ETHEREDGE:

According to my synopsis here, this...program would

authorize the State Board to distribute donated equipment to school districts and provide grants up to ten...well,...or let's just go back to the first part, authorizes the State Board to distribute donated equipment. Is this program going to put the State Board in...in the business of collecting equipment from...from people around the State of Illinois and then having to figure out a way to...to distribute this equipment?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Zito.

SENATOR ZITO:

No, Senator Etheredge. The...the SBE can award a grant up to ten thousand dollars payable over two years to a...school district for assistance in paying school personnel to instruct students in training programs and to purchase equipment for such programs. No district may receive more than two grants and so the...the SBE can award a grant but does not necessarily have to do so, and it's my understanding that they're not in the business of collecting the equipment and then distributing it to the school districts. We needed to use the...SBE as a...as a source, but what I'm interested and the intent of the legislation is to allow businesses that are in that school district to negotiate with the school district and then volunteer and...and donate the equipment to that...that particular school district.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further...Senator Etheredge.

SENATOR ETHEREDGE:

Well, if...I guess my...my concern is that we have a...a new program proposed here, but we as...I'm...I don't believe that there's an appropriation to...to accompany this. We don't know how we're going to fund it, and therefore, I...I don't feel that..that...that we should be voting to pass this bill at this time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President and members of the Senate. With all due deference to the reservations that Senator Etheredge may have about this bill, it is true that this bill was...did come to our Labor and Commerce Committee and was discussed there. The discussion on the bill was not prolonged, but I felt my...as my...recollection serves me, the discussion...was sufficient to answer questions to the satisfaction of the committee members present that day; as a matter of fact, the bill was passed out of committee without a dissenting vote that I recall. This is a measure that business organizations including the Illinois...the IMA and others see a benefit to them in and benefit to the Illinois business community in their judgment. So, I would...as minority spokesman on the Labor and Commerce Committee, would recommend an Aye vote on this particular measure.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I echo the comments made by the prior speaker, because isn't it cheaper to give a little tax benefit to individuals or corporations who are going to donate equipment than buying that equipment for the schools? I certainly think it's a wise bill and I support it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Fawell.

SENATOR FAWELL

Thank you, very much, Mr. President. One of the saddest cases that I heard of was from the...Safer Foundation who has been training ex-cons coming out of prison, and they had a young man who was trained, went through two courses in our

schools in prison and when the young man got out thinking that he was now trained and was willing to...to lead a...a good life found out the equipment we had trained him on was twenty years old. I think this is a excellent bill. I think there's a lot of kids that...that could benefit from this, and I would suggest an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Collins.

SENATOR COLLINS:

Yes, thank you, Mr. President...first I'd like to just thank Senator Hudson which...the...minority spokesman on the Labor Committee for his comments, because it does show that the Labor Committee can put aside their political differences and recognize when we do have a good piece of legislation before that committee and we can come together and agree. The bill came out of our committee as an agreed bill and it is a good bill. It was in fact in the right committee. It did address the subject that dealt with employment in the State of Illinois. It did provide incentives tax breaks for businesses. It was most...certainly an appropriate subject to be deliberated in the Labor Committee along with several other bills addressing that same issue. So I would ask for favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Zito may finally close.

SENATOR ZITO:

Thank you, Mr. President and members. Just in response and I appreciate all the people that stood up in support. Senator Etheredge, I understand that there are two appropriation measures right now waiting for this bill to move and be acted upon so that we can provide some dollars. Not to slight your concern, because it's been my concern as well. When we pay out in on one hand and the State is in...in the

business of tax deductions, that scares me, because I don't know what we're going to have coming back on the other end. But I can assure you that the dollars...if that...if that raises a question...in your mind, as I'm sure it does many of the other Senators in the room, the question on the other hand should also be raised is, what's it going to cost the State in unemployment compensations, unemployment insurances for not having the equipment to train these people; moreover, what...what is it going to cost our already burdened school districts to purchase this equipment rather than have it donated so that the students can learn on it? To...you know, it's six of one and half a dozen of another. I'd appreciate your affirmative vote, and we will work for the least amount of funding and the proper amount of funding as to not...hurt the State coffers. I appreciate your help.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall Senate Bill 219 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. Senate Bill 219 having received the required constitutional majority is declared passed. Page 26. Senator Watson, for what purpose do you arise?

SENATOR WATSON:

Thank you, Mr. President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

SENATOR WATSON:

I'd like to take this opportunity to welcome to the Senate Chambers a group from Bond County who are representing our hospital here, and I see a couple of constituents in there but most of them are your's, Mr. President, and I'd certainly like to welcome them to...to Springfield.

SB 223
2nd Reading

PRESIDING OFFICER: (SENATOR DEMUZIO)

Thank you. Will our guests in the gallery please rise.
Senate Bill 223, Senator Lenke. Senator Lenke, on page 26,
Senate Bill 223. Mr. Secretary, read the bill.

END OF REEL

REEL #5

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 223.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lenke.

SENATOR LENKE:

What this bill does is supplies for...allows interest on
delayed claims where they're paid and the interest rate is
the same as the current rate, which is nine percent, which is
in agreement with the insurance carriers. I think it's a
good bill. I ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? Any discussion? If
not, the question is, shall Senate Bill 223 pass. Those in
favor will vote Aye. Those opposed vote Nay. The voting is
open. Have all voted who wish? Have all voted who wish?
Have all voted who wish? Take the record. On that question,
the Ayes are 56, the Nays are none, none voting Present.
Senate Bill 223 having received the required constitutional
majority is declared passed. Senate Bill 235, Senator Welch.
Senate Bill 236, Senator Newhouse. On the Order of Senate
Bills 3rd Reading is Senate Bill 236. Mr. Secretary, read

the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 236.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Take it out of the record. Senate Bill 237, Senator Kustra. 243, Senator Coffey. Senate bills 3rd reading is Senate Bill 243, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 243.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. Senate Bill 243 changes the definition of retired members of the General Assembly for purposes of acquiring retired members of the General Assembly special license plates. What it does, it lowers the minimum service time from eight to six years and removes the fifty-five year old minimum age requirement, and I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there any discussion? Any discussion? If not, the question is, shall Senate Bill 243 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. Senate Bill 243 having received the required constitutional majority is declared passed. Senate Bill 269, Senator Lemke. 274, Senator DeAngelis. 292, Senator Poshard. Top of page 27, 288, Senator DeAngelis. 297, Senator Watson. On the Order of

Senate Bills 3rd Reading, page 27, is Senate Bill 297, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 297.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Okay, Mr. President, thank you. Senate Bill 297 was one of which we acted upon last week. We amended it, put one...amendment on that Senator Berman offered on the Floor. The bill is to establish the deceptive practice and the fact that an individual will be considered a deceptive practice when they are involved in a bad check when a credit transaction is...is involved. Currently, if an individual goes into a drug store, grocery store or whatever, writes a check for the goods they purchase and that check is...is no good, insufficient funds, it is considered a bad check, deceptive practice. If that charge that medication or they charge that food item and pay for it...later by check, it currently is not considered a deceptive practice. This particular measure changes that particular loophole. The amendment that we adopted may place some provisions on there that at least seven days notice had to be given by the...the individual that had received the check by certified mail to the individual who wrote the insufficient fund check. This is a Illinois retail merchants' piece of legislation. I think it's a good piece of legislation. It's one in which, hopefully, we make the public more responsible for their actions in regard to...insufficient funds. I move for...appreciate a Yes vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, is there any discussion? Senator Berman.

SENATOR BERMAN:

Well, I asked my good friend Senator Watson not to beat me up too badly on this bill. If you recall, last week I had an amendment to improve the bill but I only had six colleagues join me on the roll call on that vote. Let me ask you for...just a second, you know, timing is everything in life and this is the wrong time to pass this bill. Just last week the Attorney General of the United States saw fit to give a pass...to give a pass to E. F. Hutton and Company when they had a check kiting scheme that bilked four hundred banks throughout the company and ripped off these banks and consumers for hundreds of millions of dollars. Nobody went to jail. Not one person went to jail. Now let me tell you what you're trying to do with this bill as opposed to E. F. Hutton. When somebody pays on a credit account where the...where the creditor, the merchant, has given you a credit card, they've extended you credit and you don't pay the bill, nothing happens to you; but if you send a check and then you got a sudden emergency and you have to send a...issue a second check and that credit card company puts the check through and the check bounces, and they put it through a second time after the notice, and they put it through a second time, and it bounces a second time, you will be arrested and you can be put to jail for up to a year. Now, if you vote green, what you're saying is, in our opinion, you're confirming a two standard system between the little guy that bounces a check on his credit card and E. F. Hutton that rips off the...the United States for hundreds of millions of dollars. I'm not going to go along with that kind of philosophy. I ask you not to also. I'm going to vote No.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, to answer the prior speaker, the bill as it was amended says that when a bad check is issued in a credit transaction, in addition to presenting the check twice, the payee must give the drawer actual notice of the first dishonor by certified mail, return receipt requested, at least seven days prior to the second presentment. Now, this is intended to insure that the drawer has actual notice of the dishonor before deceptive practice charges can be filed. I think...E. F. Hutton, I don't care what happened to him, the point is, that he's going to pay and I...I care about the little business...the little businessman in my district, the little businessman who depends on the credit on the checks given to him to make his own account good in the...in the bank. I'm not supporting E. F. Hutton; actually, if he's wrong, he should be held accountable. However...I don't even know the man, but the point is...the point is that this bill protects persons who are innocent and have just made a mistake, and I think it's a good bill the way it was amended and I think it's up to us to protect the creditor as well because he can't stay in business if the checks he gets bounce on him, and I'm for the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall.

SENATOR HALL:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield, Senator Hall.

SENATOR HALL:

...Senator Watson, who wants this bill?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson. Senator Watson.

SENATOR WATSON:

The Illinois retail merchants.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Well, you know, that's a pretty serious question...that...that follows now since Senator Berman has really explained this. Have...have you checked into this really thorough and...and that's what he was explaining that, is that true what he was saying?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Well, I don't know E. F. Hutton either, and I didn't get the chance to talk to him about this, but I really, honestly don't know what that...has to do with this particular legislation; and from what I understand, it wasn't even a insufficient fund checks that...that was involved here, but...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

I wasn't referring to E. F. Hutton. What I was referring to is he said that you would go to jail. Is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

What would happen is, you would be charged similar as you would be if it was an insufficient fund check for buying merchandise. If you went in and bought merchandise from a particular store in your district and you gave them an insufficient fund check, you would be charged with deceptive practices. What we're doing is saying if you charge that particular merchandise and then later paid for it by an insufficient fund check, you would come under the same penalty. That's all this legislation does, as far as I know.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall.

SENATOR HALL:

Well, its...in other words, this makes this a Class A misdemeanor, now, right? Is...is that correct, Senator Watson?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

I am told, yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Further discussion? Senator Watson may close.

SENATOR WATSON:

Well, I don't see a whole lot of problems with this particular piece of legislation and I do think it is for the small guy, the little guy, the small businessman that's out there trying to compete in today's market, and it...and all we're trying to do here is establish the fact that if someone comes in and writes a check on a bill, a charge account, that they would come under the same laws anyone who...who...who writes a check for the merchandise that they purchase. I see nothing wrong with that. I see no problem with it at all. I urge a Yes vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate Bill 297 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 43, the Nays are 7, 2 voting Present. Senate Bill 297 having received the required constitutional majority is declared passed. 298, Senator Karpziel. 300, Senator Marovitz. 309, Senator Sangmeister. Senate bills 3rd reading, Senate Bill 309, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 309.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sangmeister.

SENATOR SANGMEISTER:

Thank you, Mr. President and members of the Senate. So that you know what we're talking about here, this particular bill deals with the continuation of a group hospital surgical and major medical coverage after termination of employment. This is also an Illinois retail merchants bill. Presently, if you understand the law, the law is that for six months after the date of your termination you have the right to have your medical coverage continued although you will pay for it except that the employer's qualifying rate would be affected. What his bill says is if you are discharged from your job because of a commission of a felony in connection with your work or because of a theft in connection with your work that you're not entitled to have the continuation of your health insurance. I...the position of the retail merchants is that it is abhorrent to them to have to continue to support and arrange for medical insurance for people who have committed a felony or a theft in their establishment. I think it's entirely reasonable. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? If not, the question is, shall Senate Bill 309 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are 1, none voting Present. Senate Bill 309 having received the required constitutional majority is declared passed. 314, Senator

Mahar. 320, Senator Luft. 329, Senator Welch. 330, Senator Rock. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. I've discussed with Senator Philip...the hour of five having arrived, perhaps this is as good a point as any to stop. Allow me to remind you that scheduled for tomorrow morning is the Committee on Executive Appointments at 9:00 a.m., and we will begin Session at ten and start with those members who have requested that their bills be recalled for purposes of an amendment, and then we will continue on down the Calendar and work tomorrow night until approximately six o'clock; and in that respect, let me again remind you on behalf of our faithful followers in the press corp, tomorrow night is the Gridiron and I'm told there are at least one or two tickets still available. I'd urge you to pick up your tickets this evening or tomorrow morning down in the press room and that extravaganza will take place tomorrow night.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Resolutions.

SECRETARY:

The following resolutions are all congratulatory.

Senate Resolution 218, Senator Geo-Karis.

Senate Resolution 219, Senator Watson.

220, Senator Kustra.

221, Senator Dunn.

222, Senator Dunn.

223, Senator Dunn.

224, Senator Dunn.

And 225, Senator Dunn.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Consent Calendar. Senator Davidson, for what purpose do you arise?

SENATOR DAVIDSON:

Announcement. Just like to remind every member of the Senate, those of you have any desire to attend the Governor's Prayer Breakfast Thursday morning, you still have an opportunity to get a ticket. I cannot give you one down front...where the ones who purchased them last week are, but if you wish a ticket, please contact my office and we will contact the Chamber of Commerce who are handling the ticket sales if you wish to attend. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further business to come before the Senate? Senator Rock has moved that the Senate stand adjourned until tomorrow morning, May the 15th, at the hour of ten.