

94TH GENERAL ASSEMBLY

REGULAR SESSION

JUNE 29, 1985

PRESIDENT:

The hour of nine having arrived, the Senate will please come to order. Will the members be at their desks. Will our guests in the gallery please rise. Prayer this morning by the Reverend Eugene Weitzel, the Director of Chaplains at St. John's Hospital, Springfield, Illinois. Father.

REVEREND EUGENE WEITZEL:

(Prayer given by Reverend Weitzel)

PRESIDENT:

Thank you, Father. Reading of the Journal, Senator Jones.

SENATOR JONES:

Yeah, thank you, Mr. President, I move that the reading and approval of the Journals of Tuesday, June 18; Wednesday, June 19; Thursday, June 20th, Friday, June 21st, Monday, June 24th and Tuesday, June 25th; Wednesday, June 26th; Thursday, June 27th, in the year 1985, be postponed pending arrival of the printed Journals.

PRESIDENT:

You've heard the motion as placed by Senator Jones. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and it's so ordered. Messages from the House, Mr. Secretary.

SECRETARY:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of Senate bills with the following titles, together with House amendments.

Senate Bill No...No. 1 with House Amendment No.

1.

134 with House Amendments 1 through 9 and 11.

145, House Amendment 1.

167, House Amendment 1.

174, House Amendment 1.

175, House Amendment 1.

342 with House Amendments 3 through 6.

363 with House Amendment 1.

403 with House Amendments 1, 2, 4, 5, 6 and 7.

428 with House Amendments 1, 2 and 4.

449, House Amendment 1.

451, House Amendments 1, 2, 3, 5, 6, 7 and 9
through 15 and 17.

453, House Amendments 1 through 29, 31, 32, 33
and 35 through 38.

454, 1...House Amendments 1 and 2.

455, House Amendment 1.

456, House Amendment 1.

458, House Amendments 2, 4, 5 through 16, 18
and 19.

459, House Amendments 1, 2 and 3.

460, House Amendment 1.

461, House Amendments 1, 2, 3 and 4.

463, House Amendment 2.

464, House Amendments 2, 3 and 4.

466, House Amendment 2.

467, House Amendments 2, 3, 4, 6 through 36, 38
through 55, 57 through 60.

468, House Amendments 1, 2, 5, 6, 9 through 16,
21, 22 and 23.

470, House Amendments 2 through 8.

471, House Amendments 1 and 2.

472, House Amendments 1 through 14, 16 through
19, 21, 22, 24 through 28, 30 through 33, 35, 37, 38, 39, 41,
43 through 48 and 50 through 55.

473, House Amendments 1, 2 and 3.

474, House Amendment 2.

475, House Amendment 1.
476, House Amendments 1, 2, 3 and 5 through 13.
477, House Amendments 1, 2 and 3.
478, House Amendments 1 through 7.
481, House Amendments 3, 4, 5 and 7.
482, House Amendments 2 through 8.
483, House Amendments 1 through 11, 14, 15, 16.
...528, House Amendment 1.
552, House Amendments 1 and 2.
And 1369, House Amendments 1, 2, 3, 4 and 5.

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

Mr. President - I am directed to inform the...the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their amendments to bills...House bills with the following titles, together with Senate amendments.

House Bill 90 with Senate Amendment No. 1.
House Bill 23 with Senate Amendment No. 1.
House Bill 50 with Senate Amendment No. 1.
269, Senate Amendment No. 1.
316 with Senate Amendment No. 1.
344 with Senate Amendment No. 1.
360 with Senate Amendment No. 1.
431 with Senate Amendment No. 1.
497 with Senate Amendments 1, 2 and 3.
563, Senate Amendment 1.
567, Senate Amendments 1 and 3.
570, Senate Amendments 1, 3, 5, 6, 8 and 9.
571, Senate Amendment 1.
692, Senate Amendment 1.
809, Senate Amendment 1.
879, Senate Amendment 1.
894, Senate Amendment 1.
971, Senate Amendments 1 and 2.

1027, Senate Amendments 1, 2 and 3.
1037, Senate Amendments 1, 2, 5, 6 and 8.
1038, Senate Amendments 1 and 2.
1103, Senate Amendment 1.
1109, Senate Amendment 1.
1182, Senate Amendment 1.
1188, Senate Amendment 1.
1249, Senate Amendment 1.
1279, Senate Amendment 1.
1285, Senate Amendment 1.
1292, Senate Amendment 1.
1392, Senate Amendments 1, 2 and 3.
1412, Senate Amendment 1.
1544, Senate Amendment 1.
1552, Senate Amendments 1 and 3.
1641, Senate Amendment 1.
1763, Senate Amendment 1.
1769, Senate Amendment 2.
1947, Senate Amendment 1.
1970, Senate Amendment 1.
2103, Senate Amendment 1.
2113, Senate Amendment 1.
2426, Senate Amendments 1, 2 and 3.

PRESIDENT:

Resolutions.

SECRETARY:

Senate Resolution 413 offered by Senator Kustra, it's congratulatory.

Senate Resolution 414 offered by Senator Zito, it's congratulatory.

And Senate Joint Resolution 81 offered by Senators Hudson, Mahar and Topinka and it's congratulatory.

PRESIDENT:

(Machine cutoff)...Vadalabene, for what purpose do you

arise?

SENATOR VADALABENE:

Good morning, Mr. President and members of the Senate. I've been delegated as the captain of this row ever since I've been over here, and I just want you to know that Senator Nedza and Senator Darrow and Senator Lemke, this is probably the only row that always has a hundred percent attendance record. And I would like for you to...and I would like to commend my...my partners here.

PRESIDENT:

Well, we have to get one...we have to hear from one other row captain. Senator Jones.

SENATOR JONES:

Thank you, Mr. President. As captain of my row...I want the Body to know that we've had a hundred percent attendance and we've kept everybody aboard ship over here.

PRESIDENT:

Attendance maybe, aboard ship I'm not sure. Messages from the House, Mr. Secretary.

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives has concurred with the Senate in the passage of bills with the following titles:

Senate Bill 480 with House Amendments 6, 7, 9, 10, 11 and 12.

Senate Bill 847 with House Amendments 1, 3 and 4.

PRESIDENT:

Senator Kelly, for what purpose do you arise?

SENATOR KELLY:

Mr. President, I'd like to request leave to have on Senate Resolution 40 Senator Jones added as a hyphenated sponsor along with Senator Lemke.

*SB 1103
concurrance*

PRESIDENT:

All right. The gentleman seeks leave to have...all right, page 1 on the Calendar, on the Order of Secretary's Desk Resolutions, the gentleman seeks leave to have Senator Jones and Lemke added as cosponsors. Without objection, leave is granted. All right. We'll begin where we left off. We have a hundred and thirty-one Senate bills on the Order of Concurrence. It's the intent of the Chair to go straight on through and then there will be a supplemental Calendar...issued later in the day. But I would ask the members to be in their seats and be alert. We'll start where we left off in the middle of page 9. On Senate Bill 1095, page 9 on the Calendar, we'll start there and go straight on through. On the Order of Secretary's Desk Concurrence is Senate Bill 1095, Senator Bloom...or Mr. Secretary, I beg your pardon.

SECRETARY:

Senate Bill...1095 with House Amendments 1 and 2.

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

I'd like a nonconcurrence.

PRESIDENT:

Senator Bloom moves to nonconcur in House Amendments 1 and 2 to Senate Bill 1095. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1102. 1103, Senator Bloom. On the Order of Secretary's Desk Concurrence, Senate Bill 1103, Mr. Secretary.

SECRETARY:

Senate Bill 1103 with House Amendment No. 1.

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

Thank you. I'd like to concur with House Amendment No.

1. It clarifies the intent of the bill.

PRESIDENT:

Senator Bloom has moved concurrence on Senate Bill 1103. Is there any discussion? Any discussion? Senator Jones.

SENATOR JONES:

Yes. Could you explain what...exactly what House Amendment No. 1 does?

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

Certainly. What it does is it provides that for the Republican Party that the...Cook County would be under the same provisions as the rest of the State for selecting their State central committeemen. It does not affect your side of the aisle at all.

PRESIDENT:

Senator Jones.

SENATOR JONES:

Well, you know, you say it doesn't affect this side of the aisle and I'm...I'm nonpartisan I may be sitting on that side of the aisle. So, I'm trying to protect my rights. And so all I want to know, what does the amendment...amendment really do? You know, you say it clarifies the intent, but I'd really like to know exactly what it does.

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

Fine, thank you for turning my microphone on. All right, you'll get the long version. Just trying to shorten up the process. What 1103 does is provide among the options for selecting a State central committeeman that the State central committeeman be selected by the precinct committeemen, the local grassroots precinct committeemen, in caucuses within the congressional district. With Amendment No. 1, it says

that Cook County will be under the same provisions. For all counties weighted vote of township, ward or precinct committeemen will elect the State central committeeman in each congressional district if this method of selecting State central committeeman is adopted at the...next State party's convention. There it is.

PRESIDENT:

Further discussion? Senator Collins.

SENATOR COLLINS:

Yes,...but where does it say Republican Party?

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

If you look at the Election Code, you'll see that the Election Code provides option A and option B. Historically, our party has been option A and your party has been option B.

PRESIDENT:

Senator Collins.

SENATOR COLLINS:

And so this is an amendment to option A? Okay.

PRESIDENT:

Further discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. I know this is not supposed to be any of our business, our being Democrats, but I'm happy to see Senator Macdonald has just turned to the...returned to the Floor. But I'd had a...letters, I think some others had from the Women's Political Caucus strongly opposing the changes in Senate Bill #103. And this was on behalf of Republican women particularly in the suburban area and...and the outer fringes of the metropolitan area, and their argument was that it has, as they put it, ominous implications and that it will really dramatically deinfluence the role of women and others in the Republican Party structure. Now,

I'm...I realize it's not my particular concern, but on behalf of an open political process which I think is important not just in my party but in the Republican Party as well and probably considerably more needed in your party than in my party, ha, ha, ha, I would...I would really speak strongly in opposition to this. It seems to me that it is...it is not a good idea to disadvantage those who have been struggling to get recognition in political party circles.

PRESIDENT:

Further discussion? Senator Lemke.

SENATOR LEMKE:

Mr. President and fellow members of the Senate, I think this is good legislation and...and it's always been my opinion that political parties shouldn't even be under our disguise and design by the Legislature, it should be the party's function. If the party chooses to go their path and it's not in agreement with the majority of that party, then I'm sure they won't...their ticket won't win. I'm not going to interfere with this because I've seen the unwise decisions of the Democratic National Party with the selections of quotas and minorities and...and ethnics and everybody else. And yet with those...we put up candidates that can't win. So I...if the Republican Party wants to go this route, I...I favor this route myself for the Democratic Party. But until our intellectual geniuses that came in with McGovern get out of the National Democratic Party, maybe we just have to keep getting defeated until they wake up over there and say, hey, the old system was great, let's do it. You know, it's nice to have quotas and everything else but if you don't have...anybody in there, who's going to represent those Democratic women or those Republican women if...if there's not a guy in there that can get in with the regular party. I think this is a good bill. I mean, I...I personally think that it's an option, we have options in Illinois, and if the party

chooses, fine. And I think we should let the Republicans do this. And as far as Republican women in my district, Dawn, they like this. They like...this is a great, great thing for the Republican women in my area because they usually follow the main course of the Republican Party and they usually get put on. So, I think it's a...a bill that should pass.

PRESIDENT:

Further discussion? Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. It is my understanding that the leaders of my party have endorsed this concept very, very strongly at a number of levels. And I would like to say, first of all, that I have a history going back for a lot of years, well over thirty, as a volunteer in my party long before I became an elected official. And I helped build my party, as a matter of fact, when I was the county chairman...Chairwoman with my good friend Tim Sheean, at that point it was the last time that we had people elected to the sanitary district in any number, we've had one since then. We elected the superintendent of public instruction, we elected the sheriff of Cook County, we elected judges that had not been elected since 1920 so I have some experience in my party and I know the importance of women in the party. I don't think this is just a women's issue, I think this is really a people's issue. I think that when you do take away the right of the people to elect their representatives, if we are fortunate enough in the Republican Party to draw young people, to draw minorities, to draw women to support us, I think that we should encourage them to participate and I don't think that we should close them out by making the choice that of a few people who the people indeed do elect to office. But why...why should we really take this route? As a matter of fact, why should we take the route we've taken in another bill in this General Assembly to

require election or selection by petition to get on a ballot of those that are registered voters rather than those who have voted in the last election. Those are the people in a party that really are speaking for that party. I don't want to go against my party leaders, they have basically been very fair to me as an individual. I have worked hard, I have been elected and I have been reelected for many terms and for many years in this Body and also as a delegate to the Constitutional Convention, but this is...one issue which I feel quite strongly about and I regret to say that I feel that my party is making a mistake on. I just wish that it were not necessary and I wish that they had not taken this course of action. And reluctantly while I think that ultimately they will see their way and they will see the mistake of this way that I think it will have to be resolved and I am quite sure that the votes are not here, but I...I feel honor bound to rise and to really reprimand those who have made these decisions because I think that it will hurt the party that I, too, have worked so hard to build. I think it is a bad decision.

PRESIDENT:

Further discussion? Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I believe that this will probably show the difference between the parties and I intend supporting this measure if this is what the Republican Party and the State central committeemen want to be...determined by the respective ward and township committeemen or...I think it's...it's their decision and I intend to abide by it. But I think...in all reality as far as the Democratic Party, we are restricted by our rules on the national level to select the State central committeemen by convention. And that's one of the differences between the party and it's something we can all dis-

cuss, but if the Republican Party intends on selecting their State central committeemen this way and it's their determination, I intend to support it.

PRESIDENT:

Further discussion? Further discussion? Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senator Netsch certainly has a very short memory when she says that we...we may have a problem with women in our Party and that the Democrats do more for women. May I remind Senator Netsch before she runs out the back of the Chamber that we elect more women in the Senate, more women in the House than the party on the other side of the aisle. In DuPage County we elected the first woman to the Illinois House of Representatives, we elected the first lady to the United...to the State Senate in Illinois. We have more elected precinct committeemen, township officials, county board officials, State and House...State and House and Senate members, female, than the other party by far. So we encourage women in our party in DuPage County, throughout the State. Some people have misconstrued this as some kind of a plot against women, absolutely untrue, it only gives us the third option. I'm not sure what my party will do at convention, quite frankly, I kind of think that they will adopt it but I'm not sure. I wish Senator Macdonald would...would call her ex-chairman and see what he says. I will tell you what Tim Sheean would say, that the average voter out there has no idea who the State central committeeman is. Go to your neighbors and knock on the door and say, "Who's your State central committeeman?" They will give you a blank stare. Secondly says, ask them, "What does the State central committeeman do?" They have no idea whatsoever. This is a party position, it should be elected or appointed by party officials, not the mass...voters out there who have no idea

of what the State central committeeman is.

PRESIDENT:

All right. We have seven additional speakers who have indicated that they too have...eight, nine, ten. Good. Senator Zito.

SENATOR ZITO:

Question of the sponsor, Mr. President.

PRESIDENT:

Sponsor indicates he'll yield, Senator Zito.

SENATOR ZITO:

Press, I'm not going to speak one way or...another on the...the merits of the legislation, but I think there's a...a technical flaw. Why was not the language "part of a ward," added to the amendment? Because it seems that approximately twenty-six wards in Chicago are split by congressional lines and it would seem to me that that language would need to be added in the amendment.

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

I'm informed by staff that there is, indeed, technical problems, so all the posturing that's gone on prior to your arising, Senator Zito, is for naught. So, let's do it right.

PRESIDENT:

Senator Zito.

SENATOR BLOOM:

Let's do it right. I'd move to nonconcur, and...

PRESIDENT:

Senator Bloom moves to nonconcur in House Amendment No. 1 to Senate Bill 1103. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1111, Senator Coffey. On the Order of Secretary's Desk Concurrence, Senate Bill 1111, Mr. Secretary.

SECRETARY:

Senate Bill 1111 with House Amendments 1 and 2.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President. I'd like to move to nonconcur with Amendment 1 and 2.

PRESIDENT:

All right. Senator Coffey moves nonconcurrence with House Amendments 1 and 2 to Senate Bill 1111. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1121, Senator Mahar. On the Order of Secretary's Desk Concurrence, Senate Bill 1121, Mr. Secretary.

SECRETARY:

Senate Bill 1121 with House Amendment No. 1.

PRESIDENT:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President, I move to concur with House Amendment No. 1. And what it does is creates a new...a portion of the...or amends the Criminal Code to create a new offense, namely, criminal mutilation or vandalism of library materials. It goes further to...to define the Act and to assess penalties.

PRESIDENT:

All right. Senator Mahar has moved concurrence with House Amendment No. 1. Discussion? If not, the question...the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1121. 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 52 Ayes, no Nays, none voting Present. The Senate does

concur in House Amendment No. 1 to Senate Bill 1121 and the bill having received the required constitutional majority is declared passed. 1125, Senator Newhouse. On the Order of Secretary's Desk Concurrence is Senate Bill 1125, Mr. Secretary.

SECRETARY:

Senate Bill 1125 with House Amendment No. 1.

PRESIDENT:

Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. This bill is in response to the...to the desires of governmentally operated hospitals to educate employees hoping they'll retain them for professional positions. There is an amendment on the bill and I would yield to Senator Schuneman. It's a downstate amendment, I would yield to Senator Schuneman to explain the amendment.

PRESIDENT:

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President, and I want to thank Senator Newhouse for his courtesy in allowing this amendment to be attached in the House. Basically what this amendment does is amend the district hospital insurance law to allow for a problem that has developed in appointing members to those district hospitals. There is an unofficial or a...I've forgotten exactly the term they use, but it...an opinion by the Attorney General which indicates that anyone who may be connected with a company that does business with the hospital can't serve on the hospital board. Now in many instances that's okay, but in these very small towns where you have a very limited number of...of people who might be eligible to serve, it creates a hardship on the hospital board. This amendment would simply change the...section of the law under which hospital districts are held accountable on that issue.

And I would urge adoption of the amendment.

PRESIDENT:

Further discussion? Further discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1125. 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 55 Ayes, no Nays, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1125 and the bill having received the required constitutional majority is declared passed. 1129, Senator Newhouse. On the Order of Secretary's Desk Concurrence is Senate Bill 1129, Mr. Secretary.

SECRETARY:

Senate Bill 1129 with House Amendment No. 2.

PRESIDENT:

Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. Mr. President, I move to nonconcur on Senate Bill 1129 and ask the appointment of a Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Newhouse has moved to nonconcur in House Amendment No. 2 to Senate Bill 1129. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. (Machine cutoff)...Bill 1132, Senator Rock.

SECRETARY:

Senate Bill 1132 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move to nonconcur with House Amendment No. 1 to

Senate Bill 1132. This, as I am sure the membership is aware, will be, it appears, the sole pension benefit bill. It was decided in the House...this is the only pension bill that came out of the House. It was decided this would be the vehicle for those pension benefit structure changes that have found or have been met with agreement. So, I would move to nonconcur with House Amendment No. 1 to Senate Bill 1132.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock moves to nonconcur in House Amendment No. 1 to Senate Bill 1132. Those in favor will indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 1142, Senator Demuzio.

SECRETARY:

Senate Bill 1142 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, very much, Mr. President. The amendment that was added by the House...is, I am told, a nonsubstantive amendment, that it would...it simply clarifies the problem that the corporate fiduciaries were having and I know of no opposition. I would move for...concurrence.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1142. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. The Senate does concur in Amendment No. 1 to House Bill 1142 and the bill having received the required constitutional majority is declared passed. 1143, Senator Demuzio.

SECRETARY:

Senate Bill 1143 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President. House Amendment 1 added clarifying language recognizing that money market mutual fund investments often include...repurchase agreements. These repurchase agreements authorized as investments are limited to those involving U. S. Government obligations. So, in...in effect what we are doing is we are extending the provision authorizing investments in mutual...money market mutual funds that consist of U. S. Government obligations to include repurchase agreements for such obligations. Again, I know of no opposition, I think this is a compromise with the corporate fiduciaries as well.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1143. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question the Ayes are 56, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1143 and the bill having received the required constitutional majority is declared passed. 1152, Senator Kustra.

SECRETARY:

Senate Bill 1152 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President. I would move that the Senate nonconcur with House Amendment No. 1 to Senate Bill 1152.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra moves to nonconcur in House Amendment No.

*SB 1156
Concurrence*

1 to Senate Bill 1152. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Senate...and the Secretary shall so inform the House. Senate Bill 1156, Senator Rock.

SECRETARY:

Senate Bill 1156 with House Amendments 1, 2 and 3.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The House made three amendments to the Prairie State 2000 initiative. One is simply a name change. The other...is an amendment offered and adopted by Senator...or Representative Braun to amend the Municipal Code and the Administrative Code dealing with economic development program coordination. And the third amendment also deals with the tax increment financing. I know of no objection. These amendments have been subject to lengthy negotiations with both the...the Office of the Governor and the Department of Commerce and Community Affairs. And I would move that the Senate concur with House Amendments 1, 2 and 3.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendments No. 1, 2 and 3 to Senate Bill 1156. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate does concur in House Amendments No. 1, 2 and 3 to Senate Bill 1156 and the bill having received the required constitutional majority is declared passed. House Bill 1164, Senator Joyce. Senate Bill 1165, Joyce.

SECRETARY:

Senate Bill 1165 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce.

SENATOR JEROME JOYCE:

I'd move to nonconcur, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce moves to nonconcur in House Amendment No. 1 to Senate Bill 1165. All those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 1166, Senator Poshard.

SECRETARY:

Senate Bill 1166 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Poshard.

SENATOR POSHARD:

Yes, thank you, Mr. President, Ladies and Gentlemen of the Senate. I move to concur with House Amendment 1. This adds newspapers, radio and TV stations to the entities to which earthquake preparedness literature must be distributed. Previously this bill only included distribution to schools and school districts. This would require a compilation of a list of those school districts, hospitals, airports, power plants, lakes, dams and other man-made structures which are at the greatest risk of damages from earthquakes. Southern Illinois lies in the midst of the New Madrid Fault which is a major earthquake zone in the Central United States. Analysts in the...or geologists have been predicting a major earthquake for our area now for some time and they think that the energy that's being built up is...is presently great enough that we may have an earthquake in the near future. And I...I would move to concur with this because I think it expands the scope of the emergency preparedness that we need in our area.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the

Senate concur in House Amendment No. 1 to Senate Bill 1166. Those in favor indicate by voting Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1166 and the bill having received the required constitutional majority is declared passed. House Bill 1180, Senator Lechowicz.

SECRETARY:

Senate Bill 1180 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move that the Senate do concur with House Amendment No. 1 on Senate Bill 1180. Basically it's a clarifying amendment to make it clear that the preceding primary upon the vote of which weighted voting is to be based during the even/odd numbered years is the General Primary which is the intent of the bill. As you recall, the current law requires that the weighted vote cast at a meeting of the Cook County Central Committee to be based on a vote in a ward or township at the primary preceding the meeting. This is a recommendation by the Cook County Central Committee of the Democratic Party that they wanted to have this matter clarified and a more recent vote...cast on behalf of the township committeemen and the Democratic ward committeemen, that's the clarifying amendment on Amendment No. 1. I move for its adoption and concurrence on House...Senate Bill 1180.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Karpiel.

SENATOR KARPIEL:

Yes, will the sponsor yield?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR KARPIEL:

Senator, will this make the...both the suburban and the city committeemen be...have their weighted vote taken at the same primary?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

The weighted vote will be on the most current election. Basically the township committeemen were two years in arrear...in comparison to the city...city committeemen. And there was a discussion to try to make it as current as possible, that's exactly what Senate Bill 1180 does.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Karpziel.

SENATOR KARPIEL:

They will both be using the weighted vote from the same...the same primary, is what I'm saying. So, that...because always they were off, one was the presidential, one was not and, of course, there was a difference there. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1180. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1180 and the bill having received the required constitutional majority is declared passed. Senate Bill 1183, Senator Smith.

SECRETARY:

Senate Bill 1183 with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Smith. Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and members of the Senate. I wish to concur with the Amendments 1 and 2 that was put on by the House to Senate Bill 1183. The Amendment No. 1 deletes the provision that funding for Fiscal '85 grants for the Infant Mortality Act shall come from certain Federal funds and funding for subsequent grants shall come from State appropriations, requires the Illinois Department of Public Health to participate in the Women's Infant and Children, which is WIC, nutrition program of the Federal Government to the level permitted by Federal Law or regulations. It mandates that the Department of Public Health to accept appropriations and funds from any public or private sources in addition to Federal monies. Senate Bill 1183 as passed by the Senate on the Agreed Bill List creates the Infant Mortality Reduction Act. And House Amendment No. 1 to Senate Bill 1183 is a compromise between the Department of...Public Health and organizations in Illinois attempting to reduce infant mortality. Senate Bill 1183 like Senate Bill 392 which passed the Senate on 6-27 is a measure to save the lives of infants in Illinois. And there is no known opposition to Amendment No. 1 to Senate Bill 1183. And Amendment No. 2 removes the formula from distributing the funds as grants. House Bill...Amendment No. 2 to Senate Bill 1183 like House amendment to 1183 is a compromise between Illinois Department of Public Health and organizations in Illinois endeavoring to reduce infant mortality. Illinois Department of Health encourages House Amendment 2 to...Senate Bill 1183 because the formula for grants in the bill limited the department. I move that we concur.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Senator, did you move to concur, is that what you did? All right. Senator Smith has moved to concur. The question is, shall the Senate concur in

House Amendments 1 and 2 to Senate...to....Senate Bill 1183. Those in favor will vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Have all voted who wish? Senator Rock...Senator Rock. Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none...none voting Present. The Senate does concur in House Amendments 1 and 2 to Senate Bill 1183 and the bill having received the required constitutional majority is declared passed. 1185, Senator Dawson. 1189, Senator Topinka. Senate Bill 1189, Mr. Secretary.

SECRETARY:

Senate Bill 1189 with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President, Ladies and Gentlemen of the Senate. I move to nonconcur with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Topinka moves to nonconcur with House Amendments 1 and 2 to Senate Bill 1189. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1200. Senate Bill 1200, Mr. Secretary.

SECRETARY:

Senate Bill 1200 with House Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Naw, hold it...hold it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Take it out of the record. 1202, Senator Darrow. Senate Bill 1202, Mr. Secretary.

SECRETARY:

Senate Bill 1202 with House Amendment No. 1.

AB 1236
Concurrence

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Darrow.

SENATOR DARROW:

Thank you, Mr. President. Senate Bill 1202 created the offense of aggravated unlawful restraint. When it left here the penalty was a Class 3 felony...a Class 2 felony. The amendment adopted by the House changed it to a Class 3 felony. I would move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not...if not, the question is, shall the Senate concur in House Amendment 1 to Senate Bill 1201. Those in favor 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 53, the Nays are none, none voting Present. The Senate does concur in House Amendment 1 to Senate Bill...1202, and the...and the...and the bill having received the required constitutional majority is declared passed. 1212, Senator Marovitz. Page 11, 1218, Senator Rock. All right. Senate Bill 1218, Mr. Secretary.

SECRETARY:

Senate Bill 1218 with House Amendments 1, 2 and 9.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

No, take this one out of the record.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Take this one out of the record. 1224, Senator Carroll. 1236, Senator Jones. Senate Bill 1236, Mr. Secretary.

SECRETARY:

Senate Bill 1236 with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Yes, thank you, Mr. President and members of the Senate. I move that we concur in House Amendment No. 1 to Senate Bill 1236. House Amendment No. 1 is...is the bill and what it does is it...exclude the amount of loans or scholarship that a person may receive that...that has resided within the public housing and that amount of the loan or scholarship received shall not be included in...in that income. And the reason why this is put in is because many persons who live in public housing who do go on to higher education may receive either State, Federal or a Federal loan for the purpose of education and this amount shall not be included in determining what their rent shall be. And also, any adjustments as relate to foods shall not be included in their rent. And I would the...we concur in House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is,...Senator Jones your motion is only relevant to House Amendment 1? Or 1 and 2?

SENATOR JONES:

1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. There discussion? Senator Lechowicz.

SENATOR LECHOWICZ:

Thank...thank you, Mr. President. Will the...sponsor yield to a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Lechowicz.

SENATOR LECHOWICZ:

Could you tell me the fiscal impact of this amendment...or concurrence?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

There is no fiscal impact to the State, whatsoever, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

What's the...how many are eligible...for this exemption?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

The number of persons who will be attending colleges and so forth, that...that...that number is undetermined because we have no way of knowing exactly how many will receive State grants and Federal grants for...and loans for the purpose of going to college.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. Question of Amendment No. 2, you didn't explain that...in...in our analysis it says here it applies to all counties, cities, villages, towns of over ten thousand inhabitants. Why the figure ten thousand, what's the significance of that?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

It is my understanding from the sponsor of the amendment in the House that the many downstate legislators wanted the same provisions for their particular districts in the event that they do have persons who fall into the same category. So this is the reason why that amendment was put on.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Thank you. Another question. So, in other words, an

individual, let's say who has an athletic scholarship, that will not be considered in regard to food stamps and also rent for housing?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Jones.

SENATOR JONES:

Yes, that's the intent of the bill. See, otherwise that person may be...the family may become ineligible for public housing just because the student is receiving a grant or something going to college.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Jones...the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 1236. 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? Take the record. On that question, the Ayes are 54, the Nays are none, none voting Present. The Senate does concur in House Amendments 1 and 2 to Senate Bill 1236 and the bill having received the required constitutional majority is declared passed...1260, Senator Donahue. 1260, Mr. Secretary.

SECRETARY:

Senate Bill 1260 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. I would move that we concur in House Amendment No. 1. This is the same provisions that we have put in...House Bill 1933 which deals with royalties in the Oil and Gas Act. I would move we concur.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur in House Amendment 1 to Senate Bill 1260. Those in favor vote Aye. Those opposed 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...56, the Nays are none, none voting Present. The Senate does concur in House Amendment 1 to Senate Bill 1260 and the bill having received the required constitutional majority is declared passed. 1266, Senator Geo-Karis. Mr. Secretary, 1266.

SECRETARY:

Senate Bill 1266 with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, Senate Bills 1266 requires owners of radiation installations to hire accredited X-ray technicians. And the bill passed out of here by a great vote. There are two amendments and I move to concur with those two amendments. The first...Amendment No. 1 asks that certain engineering and technical employees to the list of those exempted from the...Personnel Code be exempted so that the Department of Nuclear Safety can...recruit, rather, qualified nuclear engineers and health physicists. The second amendment was put on at the request of the dental society, and the second amendment...says that since dental assistants are exempt from the X-ray accreditation requirements, the dental society asks that the employers with X-ray machines must hire accredited personnel unless exempted by law. The Department of Nuclear Safety has no problem with this amendment. I move the concurrence of both amendments...the bill with both amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right...any discussion? If not, Senator Geo-Karis moves...the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 1266. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all

208-1267
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. The Senate does concur in House Amendments 1 and 2 to Senate Bill 1266 and the bill having received the required constitutional majority is declared passed. 1267, Senator Kustra. Senate Bill 1267, Mr. Secretary.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senate Bill 1267 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President, members of the Senate. I would move that the Senate nonconcur with House Amendment No. 1 to Senate Bill 1267.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra has moved to nonconcur in House Amendment 1 to Senate Bill 1267. Those in favor indicate by saying Aye. Opposed Nay. The motion carries and the Secretary shall so inform the House. 1287. Mr. Secretary, 1287.

SECRETARY:

Senate Bill 1287 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President. I move that the Senate nonconcur with House Amendment No. 1 to Senate Bill 1287.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Dudycz moves that the...moves to nonconcur in House Amendment 1 to Senate Bill 1287. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1289, Senator Barkhausen. 1289, Mr. Secretary.

SECRETARY:

Senate Bill 1289 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and members, I move that we nonconcur in House Amendment No. 1 to Senate Bill 1289.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen moves to nonconcur in House Amendment No. 1 to Senate Bill 1289. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 1292, Senator Schuneman.

SECRETARY:

Senate Bill 1292 with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. I move that the Senate concur with House Amendments No. 1 and No. 2. This is the bill that would increase the amount of minimum capital and surplus requirements for domestic insurance companies. The bill passed out of here at a level which it was found to be unacceptably high for a small group of companies in Illinois. There have been some ongoing negotiations with the Department of Insurance and they settled their differences in House Amendment No. 1 and No. 2 and made some exemptions for some of the companies that are not in any trouble but would be adversely affected by this change. I move adoption of...I move that the Senate do concur.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendments No. 1 and 2 to Senate Bill 1292. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the

*SB 1294
nonconurrence*

record. On that question, the Ayes are 57, the Nays are none, none voting Present. The Senate does concur in House Amendments No. 1 and 2 to Senate Bill 1292 and the bill having received the constitutional majority is declared passed. Senate Bill 1294, Senator Schuneman.

SECRETARY:

Senate Bill 1294 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. I move that the Senate nonconcur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman moves to nonconcur in House Amendment No. 1 to Senate Bill 1294. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 1295, Senator Topinka.

SECRETARY:

Senate Bill 1295 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Topinka.

SENATOR TOPINKA:

Mr. President, Ladies and Gentlemen of the Senate. I move we concur with House Amendment No. 1 which provides that the director of the Department of Insurance may assign the rights or interest of a liquidated company to receive reinsurance proceeds for losses to the Illinois Life and Health Guarantee Association or any similar organization in any other State. This is a Department of Insurance amendment. I know of no opposition.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendments No. 1 to Senate Bill 1295.

*AB 1311
concurrent*

Those in favor indicate by voting Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1295 and the bill having received the required constitutional majority is declared passed. Senate Bill 1303, Senator Donahue.

SECRETARY:

Senate Bill 1303 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President, I would move to nonconcur.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Donahue moves to nonconcur in...House Amendment No. 1 to Senate Bill 1303. All those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 1311, Senator Bloom.

SECRETARY:

Senate Bill 1311 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

Yes, thank you, Mr. President and fellow Senators. I would move that we concur in this amendment. This amendment represents a...a great deal of hard work on the part of the provider groups, this is the preferred provider, PPL bill, very hard work on the part of provider groups, organized labor, insurance and business. And everyone is in agreement on this except the med. society. I think that came out in the debate a couple of days ago on Senator Topinka's bill. I'd try and answer any questions, otherwise, seek a concurrence.

*SB 1321
Concurrence*

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1311. Those in favor indicate by voting Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1311 and the bill having received the required constitutional majority is declared passed. Senate Bill 1321, Senator Marovitz.

SECRETARY:

Senate Bill 1321 with House Amendment No. 6.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. I would move that the House do concur with Senate Amendment No. 6 to Senate Bill 1321. It's a noncontroversial amendment which allows Chicago teachers over seventy that are certified, it permits them to be used as substitute teachers. There was not one negative vote on this bill and I would ask for concurrence with Senate...House Amendment No. 6 to Senate Bill 1321.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 6 to Senate Bill 1321. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 6 to Senate Bill 1321 and the bill having received the required constitutional majority is declared passed. Senate Bill 1345, Senator Luft.

SECRETARY:

(Machine cutoff)...Bill 1345 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I move to nonconcur in House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft moves to nonconcur in House Amendment No. 1 to Senate Bill 1345. All those in favor will signify by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 1350, Senator Carroll-Rock. Senate Bill 1352, Senator Dawson. Senate Bill 1379, Senator Bloom. Senate Bill 1380, Senator Smith.

SECRETARY:

Senate Bill 1380 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and members of the Senate. Amendment...House Amendment No. 1 to Senate Bill 1380 I do concur with. It merely removes the required clear and convincing evidence standard relating to denial of guardianship when the proposed guardian caused or substantially contributed to a minor becoming abused or neglected. It also removes provisions relating to denying visitation rights. And...in the Senate in committee it was 9 to nothing, on the Floor it was 59 to nothing, and over in the House, the...moved out a 111 to 1. I move for...concurrence.

PRESIDENT:

All right. Senator Smith has moved concurrence with House Amendment No. 1. Any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1380. 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 57 Ayes, no Nays, none voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1380 and the bill having received the required constitutional majority is declared passed. 1388. On the Order of Secretary's Desk Concurrence is Senate Bill 1388, Mr. Secretary.

SECRETARY:

Senate Bill 1398 with House Amendments 1, 2 and 3.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. I'd like to move to nonconcur with Amendments 1, 2 and 3.

PRESIDENT:

Senator Coffey has moved to nonconcur in House Amendments 1, 2 and 3 to Senate Bill 1388. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. On the Order of Secretary's Desk Concurrence, Senate Bill 1396, Mr. Secretary.

SECRETARY:

Senate Bill 1396 with House Amendment No. 1.

PRESIDENT:

Senator Savickas.

SENATOR SAVICKAS:

Yes, Mr. President, the original bill simply added the word Illinois to reference the Administrative Procedure Act, and the House amendment simply affords the HMOs the same privilege of confidentiality of patient records as the hospitals. And I would move its adoption..or concurrence.

PRESIDENT:

All right. Senator Savickas has moved concurrence. Any

discussion? If not, the question is shall the Senate concur in House Amendment No. 1 to Senate Bill 1396. 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 57 Ayes, no Nays, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1396 and the bill having received the required constitutional majority is declared passed. 1405, Senator Collins. On the Order of Secretary's Desk Concurrence is Senate Bill 1405, Mr. Secretary.

SECRETARY:

Senate Bill 1405 with House Amendment No. 1.

PRESIDENT:

Senator Collins on House Amendment No. 1.

SENATOR COLLINS:

Yes, thank you, Mr. President and members of the Senate. Amendment No. 1...House Amendment No. 1 deletes the application to real property in need of...of rehabilitation and...and that the abatement shall not extend to homes or to residence. It...it was a technical error in the bill and it just clarified that section and I would move to concur with Amendment No. 1...House Amendment No. 1.

PRESIDENT:

All right. Senator Collins has moved concurrence. Is there any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1405. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1405 and the bill having received the required constitutional majority is declared passed. Senator Lenke on 1412.

1417, Senator Barkhausen. On the Order of Secretary's Desk Concurrence, Senate Bill 1417, Mr. Secretary.

SECRETARY:

Senate Bill 1417 with House Amendment No. 1.

PRESIDENT:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and members, I move that we concur in House Amendment No. 1 to Senate Bill 1417. The amendment is...virtually identical to the Senate amendment that we put on House Bill 650 and it's...this is deals with the Real Estate Time Sharing Act legislation which has been developed by the real estate division of the Department of Registration and Education and the Illinois Association of Realtors and affected members of the industry. I move concurrence.

PRESIDENT:

All right. Senator Barkhausen has moved concurrence. Is there any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1417. 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, 57 Ayes, no Nays, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1417 and the bill having received the required constitutional majority is declared passed. Senator Darrow. On the Order of Secretary's Desk Concurrence Senate Bill 1430, Mr. Secretary.

END OF REEL

REEL #2

SECRETARY:

(Machine cutoff)...Bill 1430 with House Amendment No. 1.

PRESIDENT:

Senator Darrow.

SENATOR DARROW:

Thank you, Mr. President. Senate Bill 1430 originally proposed increasing the penalty for the offense of practicing medicine without a license. The...the subsequent convictions would be a Class 4 felony. What the amendment would make it would be...reduces to a Class 3 felony. I would move that we concur with the House amendment.

PRESIDENT:

Senator Darrow has moved concurrence. Is there any discussion? If not, all in...the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1430. 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 56 Ayes, no Nays, none voting Present. Senate does concur...House Amendment No. 1 to Senate Bill 1430 and the bill having received the required constitutional majority is declared passed. Top of page 13 is Senate Bill 1436, Senator Joyce. 1437, Senator Lemke. On the Order of Secretary's Desk Concurrence, Senate Bill 1437, Mr. Secretary.

SECRETARY:

Senate Bill 1437 with House Amendments 1 and 2.

PRESIDENT:

Senator Lemke.

SENATOR LEMKE:

I move to nonconcur in House Amendments 1 and 2.

PRESIDENT:

All right, Senator Lenke has moved to nonconcur in House Amendments No. 1 and 2 to Senate Bill 1437. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 1452, Senator Joyce. All right, if you'll turn back now to page 2, we'll start again at the beginning. We will continue on through the Order of Secretary's Desk Concurrence, starting at the top, and then the Secretary has prepared a Supplemental Calendar which will shortly be distributed. Middle of page 2...middle of page 2, on the Order of Secretary's Desk Concurrence is Senate Bill 17, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 17 with House Amendment No. 1.

PRESIDENT:

Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. I would move to nonconcur in the House amendments to Senate Bill 17.

PRESIDENT:

All right, Senator D'Arco has moved to nonconcur in Amendment No. 1...House Amendment No. 1 to Senate Bill 17. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 24, Senator Joyce. I beg your pardon, Senator D'Arco.

SENATOR D'ARCO:

Mr. President, yesterday I moved to concur in Senate Bill 1014. It was a mistake. The motion should have been to nonconcur. Is it possible to reconsider that vote? No?

PRESIDENT:

...at the moment, it's physically left the Senate, so it

is...it is no longer in our turf. 24, Senator Joyce. 38, Senator Welch. On the Order of Secretary's Desk Concurrence is Senate Bill 38, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 38 with House Amendment No. 1.

PRESIDENT:

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. The House added an amendment to this bill which states and which I would concur, changes the title of the Chicago Regional Port District Act to the Illinois International Port District Act.

PRESIDENT:

Any discussion? Is there any discussion? Senator Hall, on this matter? All right, if there's no discussion, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 38. 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 57 Ayes, no Nays, none voting Present. Senate does concur in House Amendment No. 1 to Senate Bill 38 and the bill having received the required constitutional majority is declared passed. 89, Senator Schaffer. On the Order of Secretary's Desk Concurrence, bottom of page 2, is Senate Bill 89, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 89 with House Amendment No. 1.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFER:

Mr. President and members of the Senate, Senate Bill 89 came back with one House amendment which includes a whole slew of administrative change...changes requested by the

Department of Revenue. I don't believe any of them are controversial. I'll hit several of them that I think are of interest. It raises the maximum income level of the Senior...Citizen's Real Estate Tax Deferral Act from ten to twelve to match the circuit breaker income change. It makes technical changes in the pharmacy assistance legislation to clear up some problems, simplifies the assessment officials continuing education program, clarifies some language for the department in the Federal land bank mortgage rate interest...haven't any idea why they get involved in that, makes a series of other changes. I don't believe any of them are controversial and if they are...there are questions, I'd be happy to get you some answers; if not, I would appreciate a...a favorable vote.

PRESIDENT:

Any discussion? Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. A question of the sponsor.

PRESIDENT:

Sponsor indicates he'll yield, Senator Holmberg.

SENATOR HOLMBERG:

We passed a bill out of here increasing the circuit breaker level from twelve thousand to fourteen thousand. I understand, I think, that's passed the House. Would it not be better to have language specifying that both things should be the same rather than a...specific amount in...when you're talking about the Real Estate Tax Deferral Act?

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

Staff informs me that if that...if that is the decision of the second floor to sign the legislation moving it to fourteen thousand, that all they have to do is sign that bill after this bill and it will automatically accomplish that.

*SB 91
concurrance*
*SB 92
concurrance*

PRESIDENT:

All right, further discussion? Further discussion? Senator Schaffer has moved concurrence. If there's no further discussion, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 89. 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 57 Ayes, no Nays, none voting Present. Senate does concur in House Amendment No. 1 to Senate Bill 89 and the bill having received the required constitutional majority is declared passed. Top of page 3, on the Order of Secretary's Desk Concurrence, Senate Bill 91, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 91 with House Amendments 2 and 5.

PRESIDENT:

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President. I would move that the Senate not concur with Senate...with House Amendments 2 and 5 and that a Conference Committee be set up.

PRESIDENT:

Senator Marovitz moves to nonconcur in House Amendments 2 and 5 to Senate Bill 91. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 92, Senator Etheredge. On the Order of Secretary's Desk Concurrence, Senate Bill 92, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 92 with House Amendments Mod. 1 and 2.

PRESIDENT:

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President and Ladies and Gentlemen of the

*AB 97
nonconcur*

Senate. I move to...that we not...that the Senate not concur with House Amendments 1 and 2.

PRESIDENT:

Senator Etheredge moves to nonconcur in House Amendments 1 and 2 to Senate Bill 92. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 95, Senator Fawell. On the Order of Secretary's Desk Concurrence is Senate Bill 95, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 95 with House Amendment No. 1.

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

I move to nonconcur on Amendment No. 1.

PRESIDENT:

Senator Fawell has moved to nonconcur in House Amendment 1 to Senate Bill 96. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries...95 is the one we were on. Senator Fawell moves to nonconcur in House Amendment No. 1 to Senate Bill 95. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. On the Order of Secretary's Desk Concurrence, Senate Bill 97, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 97 with House Amendment No. 1.

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

Thank you, very much. All this does is move the Statute of limitations from one to three years, and I move to concur on House Amendment No. 1.

PRESIDENT:

Senator Fawell has move concurrence. Senator Hall. All right, Senator Fawell has moved concurrence. Is there any discussion? If not, the question...I beg your pardon, Senator Marovitz.

SENATOR MAROVITZ:

...I...I think that we ought to take a look at this. This is the bill that adds to this...rather substantially...to the Statute of limitations, and as we passed it out of here it allows a suit to be...to...the...it extends the Statute of limitations one year after the individual reaches majority or emancipation and that would be after the age of eighteen, and it was some...I believe there was a...quite a bit of discussion in here. Then, when the bill went over to the House, that was even extended further to three years after the individual reaches emancipation and I'm not sure that we...we need to go that far. I don't know why we're going that far and I think that the bill that passed here was the better way to do it and perhaps we should nonconcur, put it in conference and return it to the way the bill passed out of...out of the Senate as the sponsor wanted it out of the Senate.

PRESIDENT:

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, I'm going to ask Senator Fawell to nonconcur because in the amendment...I don't worry about the Statute of limitations, but in the amendment it said, for example, if a granddaughter went to see grandpa in the afternoon and is molested, that would not...this bill would not take effect. It would only take effect where they share a common household. So, I don't think that is right. I don't think Senator Fawell might have been aware of that...and I'm asking that she nonconcur as a result.

PRESIDENT:

AB 110
Sec. Desk Conc.

All right, further discussion? Further discussion?
Senator Fawell.

SENATOR FAWELL:

I will...I will move to nonconcur and...

PRESIDENT:

All right, Senator Fawell has moved to nonconcur in House Amendment No. 1 to Senate Bill 97. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. On the Order of Secretary's Desk Concurrence is Senate Bill 98, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 98 with House Amendment No. 1.

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

I think a lot of us has been receiving a lot of phone calls on this. I will...I will nonconcur. We will attempt to work it out. I'm not going to guarantee a thing.

PRESIDENT:

Senator Fawell moves to nonconcur in House Amendment No. 1 to Senate Bill 99. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 110, Senator Bloom. On the Order of Secretary's Desk Concurrence, the middle of page 3, is Senate Bill 110, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 110 with House Amendments 1 and 2.

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President. I would move that we concur with both amendments. The first amendment took off the rather controversial portion of this bill that would have

extended the commerce commission's jurisdiction over interstate pipeline. The second amendment put back in the language that gives them authority to provide financial backing for ratepayers...or energy purchasing cooperatives. I'll answer any questions; otherwise, let's get it out of here.

PRESIDENT:

All right, Senator Bloom has moved concurrence. Any discussion? Senator Hall.

SENATOR HALL:

Will the sponsor yield for a question?

PRESIDENT:

Indicates he'll yield, Senator Hall.

SENATOR HALL:

Senator Bloom, they have removed Amendment No. 1. Now is that bad or good?

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

...in a...in a nonabsolute world, it depends on where you sit. This...the...the...Amendment No. 1 took off...well, let me describe the bill as it went out of here. As it went out of here it did a couple of things. It extended the commerce commission's jurisdiction over interstate pipelines where it was not contrary to Federal law and the second amendment provided financial assistance for ratepayers' co-ops. The first amendment in the House took everything out and the second amendment put in...back in the assistant...assistance for the consumers to form their own purchasing co-ops. Now, I suppose in the best of all possible worlds, I would have liked to have seen the commerce commission extend its jurisdiction over the cartel mentality of Panhandle Pipeline, but this isn't the best of all possible worlds, so I'm going with half a loaf.

PRESIDENT:

Further discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 110. 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 54 Ayes, no Nays, none voting... 1 voting Present. Senate does concur in House Amendment No. 1 and 2 to Senate Bill 110 and the bill having received the required constitutional majority is declared passed. Senator Berman on 147. Senator Demuzio on 148. On the Order of Secretary's Desk Concurrence is Senate Bill 148, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 148 with House Amendment No. 1.

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. House Amendment 1 is an amendment that was put forth by the Illinois Association of Realtors...Realtors. Apparently, there was a question that remained relevant to the question of a...a period of time between 1977 and...and 1983 in the Deceptive...Practices Act and under the Consumer Fraud Act. I think this is an amendment that has been agreed to by all parties. I don't know of any opposition. Would move its concurrence.

PRESIDENT:

Senator Demuzio has moved concurrence. Is there any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 148. 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 58 Ayes, no Nays, none voting Present. The Senate

does concur with House Amendment No. 1 to Senate Bill 148 and the bill having received the required constitutional majority is declared passed. 190, Senator Dudycz. On the Order of Secretary's Desk Concurrence is Senate Bill 190, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill...190 with House Amendments No. 1 and 2.

PRESIDENT:

Senator Dudycz.

SENATOR DUDYCYZ:

Thank you, Mr. President. Amendment No. 1 adds an offense to...unlawful possession of antitheft protection shielding device and possession of an antitheft protection device remover, and Amendment No. 2 makes...

PRESIDENT:

Senator Dudycz.

SENATOR DUDYCYZ:

...and Amendment No. 2 makes the bill consistent with Amendment No. 1, and I ask for the concurrence.

PRESIDENT:

Senator Dudycz has moved concurrence. Is there any discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 190. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all...have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. Senate does concur with House Amendments 1 and 2 to Senate Bill 190 and the bill having received the required constitutional majority is declared passed. Senate Bill 200, Senator Newhouse. On the Order of Secretary's Desk Concurrence is Senate Bill 200, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 200 with House Amendments 1 and 2.

PRESIDENT:

Senator Newhouse.

SENATOR NEWHOUSE:

Mr. President, I move to concur in House amendments to Senate Bill 200.

PRESIDENT:

All right, Senator Newhouse has moved concurrence in House Amendments 1 and 2 to Senate Bill 200. Discussion? Senator Weaver.

SENATOR WEAVER:

Mr. President, may we have a division of the two...

PRESIDENT:

That request is in order. You...you wish the amendments considered separately? That is correct. That request is in order. All right, Senator Newhouse has moved that the Senate concur with House Amendment No. 1. Discussion? Senator Hudson.

SENATOR HUDSON:

Well, thank you, Mr. President and members of the Senate. Question of the sponsor.

PRESIDENT:

All right,...wait...wait just a minute, Senator Hudson. Let's get some order. May I ask the staff to take the conferences off the Floor and also request that the doorkeepers do not pass any cards into the members. We are on final passage stage and will be all day.

SENATOR HUDSON:

Senator Newhouse...

PRESIDENT:

All right, wait just minute, Senator Hudson.

SENATOR HUDSON:

Okay.

PRESIDENT:

Let's get them settled down here. The staff will please

take the conferences off the Floor. Senator Topinka, if you please. I'm sure you can meet with this young man in your office. All right, Channel...25 from Peoria has requested permission to videotape. Is leave granted? Leave is granted. We are on the question...Senator Newhouse has moved concurrence with House Amendment No. 1 to Senate Bill 200. Senator Hudson.

SENATOR HUDSON:

Senator Newhouse, we had in the Labor and Commerce Committee at one point House Bill 790...791 which remained in that committee. Now my understanding is that the amendment we're talking about now really takes that House bill and puts it on this bill. I wondered if you would explain exactly what House Amendment No. 1 does.

PRESIDENT:

Senator Newhouse. All right, hold...hold on, Mr...

SENATOR NEWHOUSE:

I'm sorry, Mr...President.

PRESIDENT:

All right, Senator Hudson, would you repeat the question?

SENATOR HUDSON:

Well, I think we have a whole new bill here, to put it simply, and I'm asking the Senator if he will...if he will explain the net effect of House Amendment No. 1?

PRESIDENT:

Senator Newhouse.

SENATOR NEWHOUSE:

House Amendment No. 1...just a second, Senator, I'm trying to...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Newhouse, there's a...Senator Newhouse, there's a book on your desk there...blue copies that I think you're looking for. Senator Newhouse.

SENATOR NEWHOUSE:

Nonconcur...move to nonconcur, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Newhouse moves to nonconcur in House Amendment 1 or 1 and 2? Senator Newhouse. Senator Newhouse, we...apparently we've divided the question. So a...Senator Newhouse moves to nonconcur in House Amendment 1 to Senate Bill 200. Senator Keats, on the nonconcurrency. Those in favor of the motion indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries. Senator Newhouse on Amendment 2.

SENATOR NEWHOUSE:

Nonconcur.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Newhouse has moved to nonconcur with House Amendment 2 to Senate Bill 200. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. 206, Senator Sangmeister. That's a hold. Page 4. 207, Senator Marovitz. Senator Sangmeister, is that a hold? Senate Bill 207, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 207 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President. I would move that the Senate not concur in House Amendment No. 1 to Senate Bill 207.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz moves to nonconcur with House Amendment 1 to Senate Bill 207. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. 209, Senator Marovitz. Senator Marovitz, 209? 209, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 209 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President. I would move that the Senate do concur with House Amendment No. 1 to Senate Bill 209 which would create the Office of Coordination of Gang Prevention within DLE, and I would ask for concurrence with Senate...House Amendment No. 1 to Senate Bill 209.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 209. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 42, the Nays are 10, 1 voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 209 and the bill having received the required constitutional majority is declared passed. Senate Bill 211, Senator Demuzio.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 211 with House Amendments No. 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio

SENATOR DEMUZIO:

House Amendment No. 1, Senate Bill 211 deleted the provision exempting interest income earned on bonds from the Illinois Income Tax Act. This amendment is at the request of the Bureau of the Budget which opposes exempting bond income from the State Income Tax Act. Amendment No. 2 is simply a technical amendment that Enrolling and Engrossing had some problems with, it's simply technical. I would move to concur with Amendments 1 and 2 to Senate Bill 211.

PRESIDING OFFICER: (SENATOR SAVICKAS)

*SB 214
concurrency*

Is there discussion? If not, the question is, shall the Senate concur in House Amendments No. 1 and 2 to Senate Bill 211. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate does concur in House Amendments No. 1 and 2 to Senate Bill 211 and the bill having received the required constitutional majority is declared passed. Senate Bill 214, Senator Lemke. Senator Lemke.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 214 with House Amendment 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

I move to concur with House Amendment No. 2. What this amendment does is limits the tax abatement for all taxing districts and shall not exceed one million dollars. That was the real intent.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 2 to Senate Bill 214. 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 57, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 2 to Senate Bill 214 and the bill having received the required constitutional majority is declared passed. Senate Bill 224, Senator Lemke.

SENATOR LEMKE:

Move it.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 224 with House Amendments No. 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

What Amendment No. 1 does is...I move to concur with Amendment No. 1. This amendment prohibits the establishment of a regional pollution control facility for the use of garbage transfer stations which is less than a thousand feet from a residential property. I think it's a good amendment and I ask for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendments No. 1 and 2 to Senate Bill 224. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. The Senate does concur in House Amendments No. 1 and 2 to Senate Bill 224 and the bill having received the required constitutional majority is declared passed. Senate Bill 254, Senator Luft. Senator Luft.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 254 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I move to nonconcur in House Amendment No. 1 to Senate Bill 254.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft moves to nonconcur in House Amendment No. 1 to Senate Bill 254. All those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 259, Senator Bloom. Senate Bill 263, Senator Demuzio.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 263 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

I would move to nonconcur with House Amendment 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio moves to nonconcur in House Amendment No. 1 to Senate Bill 263. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 290, Senator Demuzio.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill...Senate Bill 290 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President. House Amendment 1 deleted everything...it amends the Crime Victim's Compensation Act. I think...Senator Schuneman, I think, raised some questions in the Senate Executive Committee that...along these lines and I think that this answers his question. It specifies that students may be reimbursed for tuition paid if they're unable to attend school as a result of the crime that was perpetrated against them. This was a...as a result of a constituent that...whose daughter was raped and, as a consequence, was not able to recover tuition because she was enrolled in...college at the time. This also would allow for medical reimbursement for the medical examination which is currently not in the Crime Victim's Compensation Act and deletes the two hundred dollar deductible for all claims. I would move adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Would the sponsor respond to some questions?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR SCHUNEMAN:

Senator, I don't have my analysis in front of me and...but I have talked to our staff about this. Have you...have you removed the two hundred dollar threshold now from everything in this...in...in the crime victim's recovery?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator...Demuzio.

SENATOR DEMUZIO:

House Amendment 1 did, in fact, delete the two hundred dollar deductible for all claims.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

...and you're moving to concur in that action? Well,...you know, it...I think that we're doing the wrong thing here. The Crime Victim's Act is intended to provide reimbursement to people for serious losses as a result of being victims of crime, and I have no problem with that, I think it's a good idea, but it, in effect, is...is a form of insurance coverage. The premiums for those coverage are being paid by all the taxpayers of the State. Now, if we...I think that the mistake that's being made here is to remove the threshold and I objected to that when the bill was in the House...or in the Senate in its original form, and we had some thresholds that remained, as I recall it, when it left the Senate. Now, all the thresholds have been removed and I think that what we're doing here is going to be increasing the numbers of claims and probably paying money to people who have relatively small damages and perhaps not had enough to take care of the...of the major injuries. The other thing I want to point out is that apparently this now applies, that is, you can collect for damages for loss of wages, plus all

medical expenses, plus the loss of any tuition that you've paid without any kind of deductible, and I think that's moving in the wrong direction.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Was that a question, Senator Schuneman? Senator Schuneman.

SENATOR SCHUNEMAN:

That...that was a speech, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

If there's no further discussion, Senator Demuzio may close.

SENATOR DEMUZIO:

First of all, it...it will...will not increase the number of claims because of the nature of the Crime Victim's Act itself. I think, Senator Schuneman, that it only allows reimbursement for medical examination. It does delete the two hundred million dollar...I mean,...the...the two hundred million...the two hundred dollar deductible for all claims. At that level, the Attorney General's Office estimates that that would cost a hundred and eighty-seven thousand dollars, and that the Attorney General's Office has informed us that they will begin receiving 1.2 million in Federal funds for the Crime Victim's Compensation Act and this addition of the Federal money would offset any additional expenses that would be incurred as a result of the concurrence of House Amendment 1, and I would move adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 290. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 45, the Nays are 9, 1 voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 290 and the bill having received the required constitutional majority is declared

passed. House Bill 295, Senator Marovitz...Senate Bill 295, Senator Marovitz.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 295 with House Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. I would move that the Senate do concur in House Amendment No. 1 to Senate Bill 295. It is merely technical in nature, adds a comma, clarifies the original intent of the bill. No substantive changes whatsoever and I would ask for a concurrence.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 2 to Senate Bill 295. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 2 to Senate Bill 295 and the bill having received the required constitutional majority is declared passed. The Chair would like to recognize one of our colleagues from the House and the ex-commissioner...one of the ex-CTA chairmen and the...now the chairman or commissioner in the Sewer Department for the City of Chicago, Eugene Barnes. Senator Vadalabene, for what purpose do you arise? Senator...Senator Dunn with Senator Vadalabene.

SENATOR DUNN:

Right. Thank you, Mr. President and members of the Senate. I'd like to...matter of personal privilege to introduce a group from the DuQuoin Boy's Club who are sitting back here in the Democrat side of the gallery and are friends of mine from DuQuoin. Would you rise and say hello.

SB 299
Concurrence

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would they rise and be recognized. We're glad to have them on the Democratic side as we are to have you, Senator Dunn. Senate Bill 296, Senator Mahar. Senate Bill 297, Senator Watson. Senator Watson, for what purpose do you arise?

SENATOR WATSON:

Thank you, Mr. President. Could I have leave to come back to this later? We're trying to work out this amendment. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

We'll just...we'll just skip it. Senate Bill 299, Senator Berman.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 299 with House Amendment 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Thank you. I...took this out of the record yesterday, Mr. President, because there was a question as to whether the House amendment deleted everything else in the bill. It...it does not. The bill is the same as it left here except, in addition, it provides for a home/health agency to have a lien for...if any of its recipients of services are involved in an accident allows for a home/health agency lien. I move the concurrence on House Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

No. 1.

SENATOR BERMAN:

No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 299. Those in favor will vote Aye. Those opposed vote Nay. The

voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 299 and the bill having received the required constitutional majority is declared passed. Senate Bill 341, Senator Geo-Karis.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 341 with House Amendment 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, Amendment 1 from the House reduces to a Class 3 penalty for the...for reckless homicide and I accept the amendment and I move the concurrence of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 341. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 341 and the bill having received the required constitutional majority is declared passed. Senate Bill 343, Senator Netsch.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 343 with House Amendment 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. The basic bill made it clear that the chief judge did not have to...get the advice and consent of the circuit judges in the appointment of court reporters, that is consistent with the Illinois Constitution.

The amendment that was put on in the House authorized the chief judge of each circuit to employ an assistant...an administrative assistant whose salary would be determined by the Supreme Court and paid under...under a schedule to be established by the director of the administrative office, and it sets out the qualifications that may be taken into account in setting that salary schedule and provides that its maximum cannot exceed the maximum for full-time official court reporters. This is something that the Supreme Court had requested and as, indeed, the basic bill was also. I'll be happy to answer questions.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Weaver.

SENATOR WEAVER:

A question of the sponsor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

She indicates she'll yield.

SENATOR WEAVER:

Senator Netsch, what is the appropriation in the appropriation bill to the Supreme Court to pay these salaries?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

I really cannot answer that question. I think it...I don't assume it's a separate line item appropriation, but I would have to consult with the appropriation staff to make sure that that was so. That is, I don't think every category of employee is separately line itemed in the Supreme Court's appropriation.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Weaver.

SENATOR WEAVER:

Wouldn't there be a category there for these positions?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

I'm sorry, I did not hear that question. I was trying to get a...a more accurate answer to your first question. Would you repeat it, please?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Weaver.

SENATOR WEAVER:

I say, wouldn't there be a separate category in...for their...in the appropriation bill to pay these salaries and what do you estimate them to be?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

Well, Senator Carroll is indicating to me that there probably is a separate appropriation or will be a separate line item. This is really the replacement for the administrative secretary. The...the title is being changed and the duties confirmed. So, if there is an appropriation for administrative secretaries, then there will be an appropriation for the administrative assistants...and just a moment, I'll see if I can find out the amount. Senator Carroll...says his recollection is that there is a provision for nineteen such positions in the appropriation as it stands at the moment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

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

PRESIDING OFFICER: (SENATOR SAVICKAS)

She indicates she'll yield.

SENATOR WATSON:

Is this the same thing as House Bill 171 that was pre-

sented prior to...this particular date and was actually put on consideration postponed and we had some problems with a...a cap and now do we have a cap?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

Yes, I think it is substantially if not identically the same. There is a cap which I will read to you. "The maximum salary for administrative assistants shall be same as the maximum salary presently established and hereafter established from time to time for full-time official court reporters in Section 9 of the Court Reporters Act." So, there is, in fact, a cap that is in this version of the authorization.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

Well, I'm sorry, but I didn't hear what you said. I had a couple of conversations going on here at once. Would you repeat...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock wishes to get involved.

SENATOR ROCK:

One of the things we're going to have to do, if it's necessary, is get the staff off the floor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Let's break up the...conferences. Senator Poshard and O'Daniel. Let's break up the conferences. Senator Netsch.

SENATOR NETSCH:

...I'm sorry, do you want me to answer the question again, Senator Watson? It is very similar if not close to being identical to House Bill 171, you are quite correct. There is, however, a cap in this amendment and to be honest, I'm not sure whether...there was one in House Bill 171 and I

will read you the cap, that's what I was reading before. "The maximum salary for administrative assistants shall be the same as the maximum salary presently established and hereafter established from time to time for full-time official court reporters in Section 8 of the Court Reporters Act." So, there is, in fact, a cap.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

Then what is that cap? What are the court reporters currently being paid?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

The range is six thousand to thirty-three thousand two-fifty. So, the cap would be thirty-three thousand two-fifty.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

What?...Yes,...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

Thank you. Now, what is the administrative...secretary currently receiving? What is their maximum?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

...fifty...fifty dollars per diem, eighteen thousand cap.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

So, we're talking about going then from eighteen thousand

to possibly thirty-seven thousand dollars...as a cap.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

No, the...the current cap for court reporters is thirty-three thousand two-fifty, and that would be the current cap for the administrative assistants. Now that is the maximum, obviously, that is not the amount which they will inevitably be adjusted.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

I understand that. We did pass out House Bill 312. Are you familiar with...with that particular piece of legislation and the amendments on it that raised the court reporters to thirty-six thousand two hundred and fifty dollars beginning July 1 of '87? Are you familiar with that?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

Yeah, I knew they had raised their maximum salary at some point, but its not current though, and I think...it's not this year, if I recall correctly.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

Well, it takes effect July 1st of '86. It's...it's phased in over a two-year period and then, finally, July 1 of '87 it reaches that particular point. Well, let...to the issue, we've attempted to beat down the...the salary increases of local officials who really aren't even asking for anything near what the point of this particular legislation is. Some of these people are going to go from eighteen thousand...if I'm correct in what you have said, from

eighteen thousand possibly to...to over thirty thousand dollars in...in simply one particular stroke of a pen. I just don't know if this is...it...it certainly isn't a good idea and I don't know what these people do. They're probably very competent but for...for us to raise it at that level and at that amount of increase, I think is a...a bad idea, especially since it's going to come out, of course, of...of State dollars in...in our particular treasury, and I just think a No vote would be appropriate.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. I will just be very brief because the point has been made. We've defeated this particular bill once and I think twice, I can remember once distinctly. I believe we...and...and probably twice, it would be nice to do it a third time. This would be a cap of thirty-seven thousand dollars for the personal secretary of the chief judge, which is a little more than we pay our secretaries and I think ours probably do a better job. I would ask for a No vote 'cause we've defeated it before and it doesn't belong here.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow.

SENATOR DARROW:

Well, thank you, Mr. President. Senator Keats is right in that we have had an opportunity to vote on this good piece of legislation on two previous occasions. The first time there was no cap and there was a lot of opposition from the other side of the aisle saying we have to have a cap. That bill was on postponed consideration. We next had an amendment that had the same bill and that time we had a cap and we were unsuccessful on that occasion. This is the third time we've had this good piece of legislation and I'd like to

point out to the other side of the aisle, this affects twenty people...twenty people, and most of them are Republicans, appointed by a Republican judge to help the Republican Party in one way or another. I don't know how you operate that, but I'm sure there is some assistance to the Republican Party. We're just trying to help your people. We're just trying to help these administrative secretaries over there so you can be stronger in downstate and rural counties and I don't know why you're fighting your own people. I know some of you received some calls from some of the constituents there because a lot of your constituents are for this good legislation. This isn't a Cook County bill. This isn't a Chicago bill. This is a good bill to help downstate Republicans and I'd solicit an Aye vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in support of the motion to concur, and let me just remind everybody, I...I was, frankly, baffled when the...when the legislation didn't originally pass. We have traditionally honored the requests of the constitutional officers as we have this year when the Secretary of State came marching in here requesting all kinds of new positions at some salary as yet undetermined, and this is a request from the Illinois Supreme Court saying that the Supreme Court wishes to set the salary of the administrative assistant to the chief judge of a circuit, and whether the Supreme Court will set it at thirty-seven thousand or whatever the cap is that we now are imposing, thirty-three at the moment,...what...I don't understand the...the rationale for the opposition. The constitutional officers have the right to set the salary scales of all their employees. We do not from time to time tell the Governor what he may or may

not...afford his administrative assistants, of whom they are legion, we do not tell the Secretary of State, we do not tell the Attorney General, we do not tell the...the Treasurer and the Comptroller. Why are we trying to...thwart the Supreme Court? I...I just...this...this one baffles me. Unless somebody has some particular individual in some particular chief judge's office, the...the salary is to be determined by the Supreme Court, it's not an automatic pay increment, it simply is not, and I think it's a legitimate request, a request that, frankly, the court has made before and...and we ought to honor that request. I would move to concur in House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I fully concur with Senator Rock's comments. The Supreme Court is not going to give the...the cap...the top cap to these administrative officers...they're going to use their best judgment, but this affects all the districts except Cook County and every chief justice from every district outside of Cook County would like to see this done. They...these people have not had a raise for about five years and I think it's time that we do implement it the way the Supreme Court suggests and, furthermore, they're not going to go hog wild, I'm sure, and give the top cap to everyone. I think it's a good bill and I move for its concurrence.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Keats, for a second time.

SENATOR KEATS:

I apologize for rising a second time, but the President of the Senate asked a question for which...if you'd like, I'd be glad to answer. There's several reasons why and I think...the most important being one, the job specification.

We're setting a cap of thirty-seven thousand dollars a year in two increments, you're right, it goes...I think, thirty-two something and then to thirty-seven, for a position that really, to be quite frank, is a secretary. Now, I personally want to pay my secretary that 'cause she does a heck of a job, but just between us, we aren't allowed to it. The second one being, the Supreme Court does not allow us to audit funds they collect...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock. Senator Rock.

SENATOR ROCK:

Point of order.

PRESIDING OFFICER: (SENATOR SAVICKAS)

State your point.

SENATOR ROCK:

The fact of the matter is, the...the job spec. for these people is not that of a secretary and...and those who understand the administration of the court system fully ought to understand that, that's simply inaccurate and that's the second time you've said that. The first time you got away...away with it. That's simply not accurate.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Keats.

SENATOR KEATS:

There are those who disagree with you who also work with the court system, but I'll move on to the second point 'cause it's a point of disagreement with other people who work in that court system. The other problem is the Supreme Court has substantial funds that they extract from attorneys who practice for them that they will not let us audit. It is to be our position as a Legislature to set salaries and we should be aware of these funds. If the Supreme Court wishes to extract money from people just for the right of practicing in front of them, and the Auditor General of this State can't

audit it, we have to be very careful in terms of that kind of judgment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

Then get me an audit of the medical society, too, will you, please? That's the Attorney Registration and Disciplinary Commission, it has not one whit to do what this bill or anything else we're about today.

PRESIDING OFFICER: (SENATOR SAVICKAS)

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

SENATOR NETSCH:

Senator Keats, just be quiet a moment. I happen to be on your side on the audit thing. I think we should have been able to do that, but that is an entirely separate issue. There is a...an entire report here. Back to this issue, if we might. There is a report here in which the administrative office on behalf of the Supreme Court has set out all of the duties that are implicit in and explicit in the office of administrative assistant, that for which they are attempting to receive authorization; just briefly, calendaring, scheduling and assignments, budget preparation and fiscal control, supervision of the court reporters, jury management in most circuits, the...they are trustee of the marriage fund, they are in charge of the reports and records for the circuit, they have to keep track of all the associate judge vacancies, run the law library and so on. Now, not every duty in every single circuit but most of those in most circuits. That is not the same as just having general secretarial duties. It is an administrative position and the court has asked our help in acknowledging it as such. I would solicit concurrence in Amendment No. 1 to Senate Bill 343.

PRESIDING OFFICER: (SENATOR SAVICKAS)

JB406
Con. Com. Report

Is...the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 343. 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 39, the Nays are 20, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 343 and the bill having received the required constitutional majority is declared passed. Senate Bill 371, Senator Lemke.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 371 with House Amendment 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

I move to concur with House Amendment 1. What this does is...is adds a requirement that when a fellow leaves a insurance company, he works...he has five years...he gets a limited license, he's allowed to work five years with a fully...licensed public insurance adjuster. This...removes the objection of the public adjusters to the bill and I...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 371. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 371 and the bill having received the required constitutional majority is declared passed. House Bill 388, Senator Dawson. House Bill 406, Senator Welch.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 406 with House Amendment No. 4.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. The amendment added in the House creates the position of small business utility advocate to represent, protect and promote the interest of the small business utility customer of Illinois. What the bill is to do is to make sure that the viewpoint of small businesses are represented before the Illinois Commerce Commission, Federal Communication...Commission and the Federal Energy Regulatory Commission. This bill was drafted by the Small Business Association. It's supported by the Illinois Retail Merchants Association and several other business groups. The position of small business utility advocate will be appointed by the Governor subject to approval of the Senate with a five-year term and the person eligible for reappointment. The person to qualify for this position must include the ownership or operation of a small business. Compensation for this individual is set by the Compensation Review Board which cannot be less than the salary set for the commissioners of the Commerce Commission. The duties of this individual will be to represent, protect and promote the interest of the small business utility customer and he can cooperate with the Citizen Utility Board and work with them. He is also authorized to establish a small business utility advocate's hot line and the budget for this office is to be set by the Governor in an amount sufficient to carry out the provisions of this Act.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Topinka.

SENATOR TOPINKA:

Yes, if I might ask a question of the sponsor, please.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

SENATOR TOPINKA:

Is this like a commercial version of CUB?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

This is a streamlined, thinned down kind of a one- or two-man...operation...or woman operation, designed mainly to represent small businesses which have been unrepresented before the Commerce Commission.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Topinka.

SENATOR TOPINKA:

Is...is there...can CUB not represent this particular group of people as well?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

The...the main purpose of CUB was to protect an overall group of citizens, meaning mostly consumers. Basically this is to emphasize the small business aspect of what the Citizen Utility Board could do but is not pursuing ardently before the Commerce Commission and, in fact, the two roles may be in conflict at times, Senator. The individual consumers as opposed to small businesses may have a conflict.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Topinka.

SENATOR TOPINKA:

But CUB does not preclude representing these people. I mean, they could conceivably talk to CUB and be a part of CUB, could they not?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

The Citizen Utility Board could represent one viewpoint or the other should their board choose in areas of conflict to take a position...it...I'm not trying to evade your question, Senator, but...but it's a problem because there may be

points where they have difference of opinions and CUB has to speak with one voice, they can't come in and say we're submitting a brief for the small businesses on the one hand and on the other hand we're submitting a brief for consumers in general, so the answer isn't really yes or no.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. In our analysis, Senator, it says that this person...although it says he, I will say this person that would be running this...is this advocate. Salary will be set at no less than the commissioner of the ICC, that he can hire a staff, adopt rules and accept gifts for running the office. Now, if we're going to have an advocate that's going to be getting paid no less than the commissioner of the ICC and also accepting gifts for running the office, I'd like you to define that please.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

Well, the...the definition of the position is that he is to represent small...I didn't understand it.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Karpziel.

SENATOR KARPIEL:

I'm sorry, I wasn't very clear on that. I would like to have what is accepting gifts to run the office?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

I beg your pardon. This is a provision that we have been including in...in many pieces of legislation for creation of jobs, and I believe the main purpose is so that if somebody wants to make a private donation that they are not precluded

since this is a government agency from accepting the private donation. It doesn't mean a...it doesn't mean a gift to the individual who is the advocate, it means a gift in effect to the...position itself, it doesn't mean a private transfer to him or her.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Karpziel.

SENATOR KARPIEL:

Could he accept gifts from utilities?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

I don't believe you can, but I...I cannot find it right now, Senator,...if you'll let me look at it...but I think the answer is no.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Karpziel.

SENATOR KARPIEL:

Well, I...I just rise in opposition to this amendment. I think that the idea of setting up this...another huge bureaucracy when we have CUB...according to our analysis, this advocate also has to communicate and cooperate with CUB and...and put out a hot line would seem to me that we could somehow or other do this in a way which is not going to put together a whole new bureaucracy, which, obviously, is going to be expensive if we're going to pay the advocate the same as the commissioner of the ICC.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch has the answer to your question.

SENATOR WELCH:

Senator Karpziel, in answer to your previous question, on...on page 5 of the amendment it says, "To accept, solicit and expend gifts, grants, appropriations and loans for the operation of this office except the advocate may not accept

gift, grants or loans directly or indirectly from any public utility."

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

Why thank you, Mr. President and fellow Senators. I think that this is a simply marvelous amendment. This was a bill that I carried and it's...it's for you're...I know you're new to the issue, Senator Welch, or at least new to the small business issues, it's called the National Federation of Independent Businesses and this amendment is the bill that was given to me that was defeated in your committee. So, I'm very pleased that Representative Mautino was able to affix it to this piece of legislation and I, for one, intend to support it. Thank you, very much.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Sommer.

SENATOR SOMMER:

Mr. President and members, I'm just using my recollection now, but can we get an agreement after this one to...to stop? I think the Attorney General has an advocate. I think the Governor has an advocate. We have CUB. Senate Bill 1021, Senator Netsch's bill, will create another general advocate. Now, we'll have a small business advocate. Are you going to suggest...advocates for the other occupational groups in the next Session?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

This...this sounds like something similar to a Schaffer amendment, Senator Sommer, where we have a limit on these things. I...I have no intention to do that, no.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Sommer.

SENATOR SOMMER:

The...the...the practical effect of creating all these advocates is...is to create a...a lot of people saying the same thing, I suspect, in regard to utility rates, because the utilities that go the corner grocery store and that go to your house are the same, they're not differentiated, and it would seem to me that...you're...you're going to have these many advocates all with the same position.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Zito.

SENATOR ZITO:

Yes, thank you, Mr. President. The only reason Senator Bloom liked this amendment because it's French.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? Senator Welch may close.

SENATOR WELCH:

Well, thank you, very much, Mr. President. I think that with all of our bill passages to help bring business into Illinois and to make sure that they're treated fairly, that this is another bill that will do just that. I think that the question of an advocate as raised by Senator Sommer is a good one. Unfortunately, we have set up advocates that are in conflict with each other, such as with the Citizen Utility Board representing consumers in general, we have to recognize that there are different brands of consumers just as there are different brands of products. We're trying to make sure that small business is not left out. Too often we have large business groups, the manufacturers representing the big guys and we've got consumer groups running...representing the small guys and these are sort of the...little guys in between, the small business operators who work for themselves, they're entrepreneurs, and we don't do a heck of a lot for, and I think it's time that we did do something for them. I think this is an excellent piece of legislation and I would

urge your favorable support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Question is, shall the Senate concur in House Amendment No. 4 to Senate Bill 406. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are 4, 1 voting Present. The Senate does concur in House Amendment No. 4 to Senate Bill 406 and the bill having received the required constitutional majority is declared passed. Senate Bill 425, Senator Keats.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 425 with House Amendment No. 4.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Keats.

SENATOR KEATS:

I move that we accept House Amendment No. 4. What it does, and I'm going to be very candid, it is a pay raise for the North Shore Sanitary District. It includes Lake County only. The Lake County Senators are in favor. It also deals with one bonding thing up there. For those of you who just don't think there should be pay raises period, it's a No vote; for those who feel that the people in that area...it's the first raise since '55, it's a two thousand five hundred dollar one-time raise and they would appreciate it. Everyone from that area supports it.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall the Senate concur in House Amendment No. 4 to Senate Bill 425. Senator Netsch.

SENATOR NETSCH:

Is this a pay increase bill?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Keats.

SENATOR KEATS:

Is that not what I just said?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

Well, it was going so rapidly and...and I think it was just a matter of disbelief on our part. So, would you mind repeating what it is you are authorizing to be increased in the way of compensation?

PRESIDING OFFICER: (SENATOR SAVICKAS)

And would you do it slower, Senator Keats. Senator Keats.

SENATOR KEATS:

The North Shore Sanitary District which includes the Lake Shore in Lake County, goes up and the...the...the head goes from seventy-five hundred to ten thousand, the other members from five to seven thousand, so it's two thousand and it's twenty-five hundred. They run a sanitary district that is the second largest in the State of Illinois. They've not had a raise since '55. It deals with their bonds and the difference between this and...I normally vote for the pay raises, people feel that they deserve it. If people want to give them one, great; every Senator from that area happens to be in favor of it. If you're against, God bless anyway.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this is one time that Senator Keats is right, and...therefore, I...I move the...the concurrence of this bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Question is, shall the Senate concur in House Amendment No. 4 to Senate Bill 425. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who

wish? Take the record. On that question, the Ayes are 46, the Nays are 4, 2 voting Present. The Senate does concur in House Amendment No. 4 to Senate Bill 425 and the bill having received the constitutional majority is declared passed. Senate Bill 497, Senator Demuzio. Oh, I'm...I'm sorry, Senator Dudycz...

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill...

PRESIDING OFFICER: (SENATOR SAVICKAS)

...for what purpose you arise?

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 497 with...

PRESIDING OFFICER: (SENATOR SAVICKAS)

...Mr. Secretary...Senator Dudycz.

SENATOR DUDYCZ:

Point of...personal privilege.

PRESIDING OFFICER: (SENATOR SAVICKAS)

State your point.

SENATOR DUDYCZ:

Mr. President and Ladies and Gentlemen of the Senate, Pages will soon be passing out to all the...Senators a few treats. Every Senator will be receiving some kolackys. The kolackys have been donated by Dawn Miller of St. Joseph's Bakeries of Lake County. Now this is not the first time that Mrs. Miller has donated these special treats. The first time she donated these kolackys was on election day last year when every polling place within my district received three dozen and I ask that you join me in thanking Mrs. Miller and...and Joseph's Bakeries for these donations.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Will she please rise and be recognized. Mr...Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 497 with House Amendments Nod. 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

I move we nonconcur with House Amendment 1 and 2 to Senate Bill 497, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio moves to nonconcur in House Amendments 1 and 2 to Senate Bill 497. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 499, Senator Darrow.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 499 with House Amendment 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow.

SENATOR DARROW:

Thank you, Mr. President. This is the legislation that prohibits operating a boat while inebriated. What the amendment does is reduce the penalty from a Class 3 felony to a Class 4 felony if your...and that applies if you're intoxicated and have a boating accident and kill someone. It also...in the bill that left here, we did not have any provision in for a hearing if a person refuses a Breathalyzer. That was inadvertently left out of the legislation, we put that in and, thirdly, and probably the most important part of this amendment, it clarifies the situation where someone goes down on their boat and it's in the harbor and they use it as a party boat and they drink on the boat and become intoxicated. This does not apply to them. So, it...in order to have this law apply to someone, they have to be out in the water operating the boat. As long as you're in the harbor, you can get as drunk as you want.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Marovitz.

SENATOR MAROVITZ:

Senator Darrow, would you just explain the provision that requires...requires a blood sample to be taken from the deceased from an accident?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow.

SENATOR DARROW:

I don't have the legislation up here. I believe...so I...I'll have to go from memory, but I believe that applies in a situation where there's a death, but I...I'm...as I said, I don't have the...the substantive legislation up here.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator...Senator Marovitz.

SENATOR MAROVITZ:

...maybe we could get the legislation, take a look at it because I...my analysis indicates that the amendment requires, mandates that a blood sample be taken from the deceased and I'm not sure...you know, deceased...would that be the driver of the boat or...or who and this is a...if...if the analysis is...is correct, it's fairly far-reaching to mandate a blood sample be taken from a deceased.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow.

SENATOR DARROW:

That is...when death results from a boating accident, you would take a blood sample and it would be withdrawn by the coroner before the coroner's purposes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

So...so, does that mean that if somebody is swimming and a boat runs over them, this law would mandate that we take a blood sample of the swimmer?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow.

SENATOR DARROW:

No...no, of the...of the person operating the boat.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Is that what the amendment says or does it specify the operator of the boat or the deceased from an accident? Could be a skier, could be swimmer.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow.

SENATOR DARROW:

No, what the amendment does, the actual amendment, it states within six hours after a death resulting from a boating accident but in any case no more than twelve hours after the occurrence of a boating accident, a blood specimen of at least ten cc's shall be withdrawn from the body of the decedent by the coroner. Now let me check that because I think this referred...this relates back then to the...boat operator. That is the intention and...like I said, I don't have the specific legislation here. If you want, I'll take it out of the record and I'll go back to it. Let's do that.

PRESIDING OFFICER: (SENATOR SAVICKAS)

...all right, take it out of the record. Senate Bill 521, Senator Luft. Senate Bill 537, Senator Lemke. Senator...Senator Lemke.

ACTING SECRETARY: (MR. FERNANDES)

Senate...

PRESIDING OFFICER: (SENATOR SAVICKAS)

...Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

...Senate Bill 537 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LENKE:

We move to nonconcur.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Lenke moves to nonconcur in House Amendment 1 to Senate Bill 537. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Motion carries. Secretary shall so inform the House...551.

END OF REEL

REEL #3

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Hold on...hold on...hold on. Is that a nonconcurrency, Senator Luft? All right. Let's...let's...page 5, Senator Luft was on the Floor...page 5, bottom of page 5, Senate Bill 521, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 521 with House Amendments Nod. 1, 2 and 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I move to concur in House Amendments 1 and 2 to Senate Bill 521, both are technical in nature. Amendment No. 1 has a definition of equipment and tools and Amendment No. 2 has an effective date.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? If not, the question is, shall the Senate concur with House...House Amendments 1 and 2 to Senate Bill 521. 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? Take the record. On that question, the Ayes are 54, the Nays are 3, none voting Present. The Senate does concur in House...Amendments 1 and 2. Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I move to nonconcur in House Amendment No. 3 to Senate Bill 521.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft moves to nonconcur in House Amendment 3 to Senate Bill 521. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries. The

Secretary shall so inform the House. Page 6, 551, Senator Lemke. Mr. Secretary, 551. No? WBBM-TV has requested permission to tape the proceedings. Is leave granted? Leave is granted. 560, Senator Vadalabene...

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 560 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President. I move to nonconcur...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Vadalabene moves to nonconcur in House Amendment 1 to Senate Bill 560. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. 570, Senator D'Arco. 5-7-0, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 570 with House Amendments No. 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. House Amendment 1 and 2 are amendments that we passed out of here on House bills, but they do provide that...with respect to an agent or trustee, he shall not be personally liable to third persons unless he identifies himself as such, and the other amendment is a technical amendment and I move we concur with Senate...House Amendments 1 and 2 to Senate Bill 570.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Any...all right. If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 570. Those in favor will vote Aye. Those opposed 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 57, the Nays are none, none voting Present. The Senate does concur in House Amendments 1 and 2 to Senate Bill 570 and the bill having received the required constitutional majority is declared passed. 571, Senator D'Arco. Mr. Secretary, 571.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 571 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. House Amendment 1 integrates language that was in Senate Bill 834 with regard to the commissioner of banks putting deposits into a...into a single account. I move to adopt the Conference Committee...to...to concur in House Amendment 1 to Senate Bill 571.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 571. Those in favor will vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all vote who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate does concur in House Amendment 1 to Senate Bill 571 and the bill having received the required constitutional majority is declared passed. Senate Bill 589, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 589 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

Yes, Mr. President and members of the Senate, I move to concur in House Amendment No. 1. It puts an immediate effective date.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur in House Amendment 1 to Senate Bill 589. Those in favor will vote Aye. Those opposed 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 55, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 589 and the bill having received the required constitutional majority is declared passed. 623. 623, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 623 with House Amendments Nod. 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Coffey.

SENATOR COFFEY:

Thank you...thank you, Mr. President and members of the Senate. I'd like to nonconcur with Amendments No. 1 and No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Coffey moves to nonconcur in House Amendments 1 and 2 to Senate Bill 623. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The motion carries. The Secretary shall so...inform the House. 629. Senate Bill 629, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 629 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

SENATOR SAVICKAS:

Yes, Mr. President and members of the Senate, I would move we concur in House Amendment No. 1 and what it does is it allows the Public Works Building for Burbank...the City of Burbank which currently is incorporated in the City of Chicago. We're talking about six hundred and forty square feet and it authorizes Burbank to enact...annex this land and

AB 660
concurrency

building into their own city. It's been approved by the...by the City of Chicago and there is no objection that I know of. I would move its concurrence.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendment 1 to...to Senate Bill 629. Those in favor will vote Aye. Those opposed 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 57, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 629 and the bill having received the required constitutional majority is declared passed. 658, Senator Netsch. 6-5-8, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 658 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Take it out of the record. Senator Netsch wasn't ready. Senate Bill 660, Senator Lechowicz. 6-6-0, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 660 with House Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move that the Senate do concur with House Amendment No. 2 on Senate Bill 660. Basically what they're doing is providing a cap of a million dollars maximum abatement for all taxing districts...permissively involved in this project. There was some question whether it was that type of a cap for each taxing district, just makes it all inclusive...also is recommended by DCCA and I move for its concurrence.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the

AB 665
Concurrence

Senate concur with House Amendment 2 to Senate Bill 660. Those in favor will vote Aye. Those opposed 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 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 2 to Senate Bill 660 and the bill having received the required constitutional majority is declared passed. 665, Senator Lechowicz...Mr. Secretary, 665.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 665 with House Amendments No. 1 and 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. I move that the Senate do concur with House Amendments 1 and 3 on Senate Bill 665, both of these also are recommended by DCCA. Amendment No. 1 was requested by DCCA which was required to administer the program. The amendment deletes messages, utility tax exemptions from these incentives leaving gas and utility...electricity tax exemptions in the bill, and Amendment No. 3 was to provide a five-year jobs audit income tax credit carry-forward. Both matters were recommended by DCCA and I move that we concur in Amendments 1 and 3 on Senate Bill 665.

PRESIDENT:

All right. Senator Lechowicz has moved concurrence. Is there any discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 3 to Senate Bill 665. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. The Senate does concur in House Amendments 1 and 3 to Senate Bill 668...665, Mr. Secretary, and the bill having received

the required constitutional majority is declared passed. Top of page 7, on the Order of Senate...Secretary's Desk Concurrence, Senate Bill 668. Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 668 with House Amendment 1.

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

House Amendment 1 deleted everything after the enacting clause and made it a new bill that provided for an increase in the allowance for teacher dismissal hearing officers. The two hundred and fifty dollars per diem now would be increased to three hundred dollars. Apparently, there are...this has been to...two hundred and fifty has made it difficult to attract quality hearing officers. Lawyers, for example, who may wish to serve as hearing officers may not feel it's worth the regular day's billing in order to receive only two fifty. Increases the per diem allowance and the bill has passed by the Senate...well, this is a whole new bill. I'd ask for Concurrence No. 1 and answer any questions if there are any.

PRESIDENT:

All right. Senator Demuzio has moved concurrence. Any discussion? If not, the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 668. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, 1 Nay, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 668 and the bill having received the required constitutional majority is declared passed. If I can have your attention, Channel 20 has requested permission to videotape. Is leave granted? Leave is granted. Senator Macdonald, 690. On the Order of Secretary's Desk Concurrence is Senate Bill 690.

Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 690 with House Amendment No. 1.

PRESIDENT:

Senator Macdonald.

SENATOR MACDONALD:

Yes, I move to concur with House Amendment No. 1. It deletes the corporate income tax return, and while I would like to have had that in the bill, I'll take a half of loaf this time and we'll see what we can do after that. It also gives the Comptroller the authorization...for the refund rather than using the word "by mail." So I ask for your support of concurrence.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 690. Those in favor vote Aye. Those opposed 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 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 690 and the bill having received the required constitutional majority is declared passed. 728. 7-2-8, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 728 with House Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Thank you. This is...House Amendment No. 2 represents a compromise between the Department of R & E and JC&R regarding the Occupational Therapy Act and the Medical Practices Act. I move to concur in House Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the

*SB 734
concurrency*

Senate concur in House Amendment 2 to Senate Bill 728. Those in favor 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 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 2 to Senate Bill 728 and the bill having received the required constitutional majority is declared passed. 734, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 734 with House Amendment 1 and 5.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. I would move that the Senate concur in House Amendments No. 1 and 5 to Senate Bill 734. Amendment No. 1 is of a technical nature, it declares that recycled material...materials are not garbage; and Amendment No. 2 would amend the Township Waterworks System Act to permit townships to recover attorneys' fees in action to collect water or sewage service charges.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 5 to Senate Bill 734. Those in favor will vote Aye. Those opposed 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 57, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 5 to Senate Bill 734 and the bill having received the required constitutional majority is declared passed. 745, Senator Jones. 745, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 745 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Yeah, thank you, Mr. President and members of the Senate. I move that the Senate concur in Amendment No...House Amendment No. 1 to Senate Bill 745. What the amendment does in essence is limit the...what the amendment does is limit the tax levy to one year in...in that bail-out plan. I move the concurrence in the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 745. Those in favor will vote Aye. Those opposed 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 53, the Nays are none, none voting...1 voting Present. The Senate does concur with House Amendment 1 to Senate Bill 745 and the bill having received the required constitutional majority is declared passed. 798, Senator Bloom. 798.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 798 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President, fellow Senators. I'm moving that we concur with House Amendment 1 which specifies that the agency may, not shall but may, it makes the...include indemnification provisions in agreements with units of government. This basically says the issue of indemnification should be subject to negotiation. This involves the bill itself to remind you...involved water projects and inter-governmental cooperation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the

AB 800
Concurrence

Senate concur with House Amendment 1 to Senate Bill 798. Those in favor vote Aye. Those opposed 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 57, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 798 and the bill having received the required constitutional majority is declared passed. 800. 800, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 800 with...House Amendments Nos. 1 and 6.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President...Ladies and Gentlemen of the Senate. Senate Bill 800 as it left the Senate created the Software Licensing Enforcement Act and...House Amendments 1 and 6 further limited the scope of that Act insofar as it provided that the package licensing agreement is inapplicable to custom-made soft...software, and certainly that the Act is inapplicable where a different agreement exists between the parties. No. 6 also added a provision stating that the Act intends to make no change...no change in the Federal copyright law nor in the Illinois Consumer Fraud Act. I agree with both amendments and I urge concurrence in House Amendments 1 and 6 to Senate Bill 800.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 6 to Senate Bill 800. Those in favor will vote Aye. Those opposed 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 57, the Nays are none, none...1 voting Present. The Senate does concur with House Amendments 1 and 6 to Senate Bill 800 and the bill having received the

required constitutional majority is declared passed. 825.
825, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 825 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dudycz.

SENATOR DUDYCH:

Thank you, Mr. President. House Amendment No. 1 to Senate Bill 825 takes the proposed aggravated offense of committing or attempting to commit a forceable felony while wearing a bulletproof vest from the offense sections of the Criminal Code and lists it instead among the factors in aggravation to be considered in determining a sentence of punishment, and I move that the Senate concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the...Senate concur with House Amendment 1 to Senate Bill 825. Those in favor vote Aye. Those opposed 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 Ays are 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 825 and the bill having received the required constitutional majority is declared passed. 829. 8-2-8, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 828 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

Now, I'm unclear as to whether the amendment provides the limitation that was desired. I'll seek some guidance. Do we want to...someone, and I wish could remember, from that side of the aisle said that that amendment did not provide the

kind of limitation. This...this is enabling legislation for a revolving fund, did not have the proper limitation on it but they...they didn't know whether or not. I'd like to either concur or get it in a Conference Committee, but I don't want to waste the Body's time and no one has gotten back to me. Can someone get back to me? Earth to the other side. Okay.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

The...the answer is yes and...and this amendment, as I understand it, was suggested by the Comptroller's Office to accomplish the desired purpose. So, I...I would concur in a motion to concur.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Bloom.

SENATOR BLOOM:

I so move and less there be...any misunderstanding, this is to set up a revolving fund and it should not to empower somebody to start cranking a hundred thousand dollars a year or anything like that through it. So then I would move we concur in the amendment and send it on down to the Governor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall the Senate concur with House Amendment 1 to Senate Bill 828. Those in favor will vote Aye. Those opposed Nay. The voting is open. 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. The Senate does concur with House Amendment 1 to Senate Bill 828 and the bill having received the required constitutional majority is declared passed. 934, Senator Keats. 8-3-4, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 834 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. I move to nonconcur. If you looked at your Digest, it appears they put an appropriation amendment on an administration banking bill. I move we nonconcur, we'll clean it up.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats moves to nonconcur with House Amendment 1 to Senate Bill 934. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. 935. 8-3-5, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 835 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President, members of the Senate. I move to concur with House Amendment No. 1 to Senate Bill 835. House Amendment No. 1 to Senate Bill 835 is a clarifying amendment to only the Electronic Fund Transfer...Transmission Facility Act portion of Senate Bill 835, worked out in cooperation with the Illinois Retailer and Merchants Associations. It makes certain changes which I'd be glad to explain if anyone cares to listen, but, otherwise...I would attempt to answer questions; otherwise, I would ask for an affirmative vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 835. Those in favor will vote Aye. Those opposed 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,

AB 844
Amendment

the Ayes are 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 835 and the bill having received the required constitutional majority is declared passed. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. Before the members start ordering out for lunch, it is the...our intent, I spoke with Senator Philip a little earlier, that once we reach the point at which we started which was Senate Bill 1095, we will then have a break for lunch and afford the Pages an opportunity to pass out the supplemental Calendar and be ready to go when we come back.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Point of order, Mr. President. I listened to Senator Keats' explanation on Senate Bill 834 that there was an appropriation attached by the House amendment, and...either our information is...incorrect or his. According to my information, all it required was an effective date on 834. So...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, irrespective, it's gone. Senator Lechowicz.

SENATOR LECHOWICZ:

...well, my point, Mr. President, is not gone and I would...you know, I just want to make sure that...when...in the amendment is...is explained on the Floor that it's explained in its...entirety. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator Keats, you'll take that admonishment as it is given. 844, Senator Dudycz. 844, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 844 with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President. House Amendment No. 1 to Senate Bill 844 is identical to the final version of House Bill 332 which has passed both Chambers. Amendment No. 1 rewrites the bill to make it unlawful to fail to report for periodic imprisonment as required by a court sentence. Currently, this is punishable only as a contempt of court, and Amendment No. 2 adds to the aggravated battery provision employees of the Department of Children and Family Services engaged in their official duties. Public aid employees already are covered and I ask that the Senate concur with House Amendments No. 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 844. Those in favor will vote Aye. Those opposed 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. The Senate does concur with House Amendments 1 and 2 to Senate Bill 844 and the bill having received the required constitutional majority is declared passed. Page 7, 865, Senator Rigney. 8-6-5, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 865 with House Amendments Nos. 1, 3 and 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Rigney.

SENATOR RIGNEY:

Mr. President, I'd like to move for concurrence on...on Amendments 1, 3 and 4. This is a land transfer bill for Ogle County and three amendments were added on in the House. Amendment No. 1...conveyance from the Department of Conservation to the Oswego Land Park District in Kendall County.

The...Amendment No. 3 is from Central Management Services, it's the Peoria State Hospital to be conveyed to any public or private entity willing to meet the conditions of the conveyance. Amendment No. 4 is from Mental Health and Developmental Disabilities to the Galesburg Mental Health Center to the City of Galesburg. I ask for concurrence in these amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendments 1, 3 and 4 to Senate Bill 965. 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 58, the Nays are none. The Senate does concur with House Amendments 1, 3, and 4 to Senate Bill 965 and the bill having received the required constitutional majority is declared passed. 882, Senator Degnan. 8-8-2, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 882 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Degnan.

SENATOR DEGNAN:

Thank you, Mr. President. I move to not concur with House Amendment No. 1 to Senate Bill 882.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Degnan moves to nonconcur with House Amendment No. 1 to Senate Bill 882. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries. The Secretary shall so inform the House. 884, Senator Davidson...8-8-4, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 884...I'm sorry...Senate Bill 884 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and members of the Senate, I move we concur in House Amendment No. 1 to 884. It was the suggestion from the Corporate Division of the Secretary of State. It adds procedures for changing or canceling an assumed not-for-profit corporation's name. These procedures are identical to those now applicable to the business and foreign corporations assumed name.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill...884. Is...those in favor vote Aye. Those opposed 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 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill...884 and the bill having received the required constitutional majority is declared passed. 893, Senator Etheredge. Senator Etheredge on the Floor?...896, Senator Bloom. 896. Senate Bill 896, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 896 with House Amendments Nod. 1 and 2...1 and 3, I'm sorry.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

Thank you. I'm...apologize, I'm rummaging around through this goat's nest on top of my desk looking for my sheet. Okay. Right. This...first amendment specifically reserves the perpetual right or easement to the...the Department of Transportation to enter on these parcels. The bill, as you recall, was to..have little...conservation set-aside, little

natural wildlife areas. This gives the State right to go back on for construction and improvements of the Galesburg-Monmouth Freeway and it also, apparently, a member bill offered by Representative Pullen that lets the Department of Mental Health and CMS convey certain realty by quit-claim deed to the Zion Latvian Church in Chicago. I hear...I know of no objections, so I would move we concur.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Senator Sangmeister.

SENATOR SANGMEISTER:

The only point of inquiry is because these come through from the Executive Committee and I tried to get a copy of the appraisal on the Zion Latvian Church conveyance. Obviously, the State is getting a good hunk of money for that, but have you had a chance to look at the appraisal yourself?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

...I...I've only looked at the analysis of the appraisal and it's six hundred and eighty-seven thousand. Okay...and it's being done for fair market value.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sangmeister.

SENATOR SANGMEISTER:

Well, then you've looked at the appraisal...or know something about that piece of property...I know...that sounds like a lot of money but obviously that must be a pretty valued piece of property as well, but...the department, the administration, nobody has got any problem with it?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

No, they don't and I...I'm not familiar enough with the neighborhoods in Chicago to be able to question them.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 3 to Senate Bill 896. 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 57, the Nays are none, none...1 voting Present. The...the Senate does concur with House Amendments 1 and 3 to Senate Bill 896 and the bill having received the required constitutional majority is declared passed. 925, Senator Carroll. Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. I would move that we...

PRESIDING OFFICER: (SENATOR DEMUZIO)

...wait...wait...wait...Senator Carroll. Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 925 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move that we do not concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Carroll moves to nonconcur with House Amendment 1 to Senate Bill 925. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The motion carries. The Secretary shall so inform the House. 956, Senator Smith. Senate Bill 9-5-6, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 956 with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith.

SENATOR SMITH:

DB 957
Concurrence

Thank you, Mr. President and members of the Senate. Amendment No. 1 to 956...Senate Bill 956, I wish to concur with. It states that...upon the strong opposition of the Department of Public Aid, Senate Bill 956 was amended to the...in committee to reflect current practice which indicated in the bill analysis. This legislation was introduced on behalf of the Healthy Mothers, Healthy Baby Coalition to ensure that poor, married couples who are expecting their first child receive necessary prenatal medical care. It is intended to overcome the limitations of current categorical programs that restrict medical assistance coverage to dependent children in single-parent households. The Department of Public Aid with this...withdrawn...they've withdrew their opposition to this bill...on Senate...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 956. Those in favor will vote Aye. Those opposed 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 58, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 956 and the bill having received the required constitutional majority is declared passed. 957, Senator Joyce. 9-5-7, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 957 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce.

SENATOR JEREMIAH JOYCE:

Thank you, Mr. President and members of the Senate. I move that the Senate do concur with House Amendment No. 1 to Senate Bill 957. The House amendment provides that a retailer can be liable for the charge in those situations

*AB 915
Comments*

where he has knowledge or should have known that the check would be dishonored upon presentment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 957. Those in favor vote Aye. Those opposed 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 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 957 and the bill having received the required constitutional majority is declared passed. 970, Senator Lemke.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Whoa...993, Senator Barkhausen. 9-9-3, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 993 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and members, I move that we concur in House Amendment 1 to Senate Bill 993. This particular bill puts restrictions on the granting of court supervision to those who have been convicted of reckless driving. The original bill not only put restrictions on supervision but also restricted plea bargaining, and we agreed to a House amendment which somewhat dilutes the bill, but I think it's still worthwhile...as is and I would, therefore, move to concur in House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 993. Those in favor vote Aye. Those opposed vote Nay. The voting

*J. B. 1037
Nonconcur*

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. The Senate does concur with House Amendment 1 to Senate Bill 993 and the bill having received the required constitutional majority is declared law. 1004, Senator Joyce. 1004, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1004 with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce.

SENATOR JEREMIAH JOYCE:

Is that mine? I will nonconcur.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce moves to nonconcur with House Amendment 1 to Senate Bill 1004. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries. The Secretary shall so inform the House. Senate Bill 1010, Senator Carroll. 1021, Senator Netsch. Page 9, 1037, Senator Netsch. Senator Netsch indicates she is ready. Senate Bill 1037, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1037 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. I would move to nonconcur in House Amendment No. 1 to Senate Bill 1037 and if I might take just a moment to explain what we are doing with this bill. Senate Bill 1037, cosponsored by Senator Etheredge, is the major property tax cycle reform bill. We have had numerous meetings, everyone agrees it ought to be done and it ought to be done this year, but there are several problems that even to date we have not been able to work out, one of them

involving the affect on both the Chicago school district and on several other high growth, high enrollment school districts, and so the agreement among everyone is that we will get this bill into a Conference Committee. I will refuse to concur in this amendment, the...the House will refuse to recede and request a Conference Committee and we will let the bill sit on the Calendar on Conference Committee, and see if we can successfully address those remaining problems before we come back in the Fall. That is just an explanation so that no one will get up...concerned about any intent to pass the bill without having addressed those problems. We have no intention of doing that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch moves to nonconcur with House Amendment 1 to Senate Bill 1037. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1052, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1052 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

Yes, I move to concur in House Amendment No. 1 to 1052. This language made it clear that it was certified mail with a return receipt requested. There was some ambiguity about whether the return receipt...was requested.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...any discussion? If not, the question is, shall the Senate concur in House Amendment 1 to Senate Bill 1052. 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 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to

*SB 1056
concurrance*

Senate Bill 1052 and the bill having received the required constitutional majority is declared passed. 1055. 1055, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1055 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

(Machine cutoff)...very much, Mr. President. House Amendment No. 1 to Senate Bill 1055 is a...is an amendment that we added over in this Chamber some days ago to House Bill 2115. It...is exactly the same and it calls for the...State Board of Education shall annually...and complete an audit to be made of the operation of regional superintendent of schools. I would move for the concurrence of House Amendment No. 1 to Senate Bill 1055.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur in House Amendment 1 to Senate Bill 1055. Those in favor will vote Aye. Those opposed 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 58, the Nays are none, none voting Present. The Senate does concur in House Amendment 1 to Senate Bill 1055 and the bill having received the required constitutional majority is declared passed. 1056, Senator Maitland. 1056, Mr...Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1056 with House Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. House Amendment No. 2 to Senate

DB 1077
Concurrence

Bill 1056 does a number of things that I...that I agreed with, there are seven in number. I would be happy to...to go down the list, I believe they're noncontroversial. I would move the concurrence. If anyone has any question, I'd be happy to respond.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall the Senate concur with House Amendment 2 to Senate Bill 1056. Those in favor will vote Aye. Those opposed 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 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 2 to Senate Bill 1056 and the bill having received the required constitutional majority is declared passed. 1077...Mr. Secretary, 1077.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1077 with House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. I would move that we nonconcur with House Amendment No. 1 and 2 to Senate Bill 1077.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves that the Senate nonconcur in House Amendments 1 and 2 to Senate Bill 1077. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries. The Secretary shall so inform the House. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. I would move that the Senate now stand in Recess until the hour of two o'clock, at which time when we come back there will be a supplemental Calendar which we will attempt again to go through to conclude today's work. If I'd ask everybody to get some lunch and answer your

phone calls and be back here at two o'clock sharp.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator...Senator Vadalabene.

SENATOR VADALABENE:

Yes, I would like to be shown as a cosponsor of Senate Bill 734.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Vadalabene seeks leave of the Body to be added as a cosponsor to Senate Bill 734. Is leave granted? Leave is granted. So ordered. Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr...Mr. President, I'd like to be shown as a cosponsor of Senate Bill 406.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis seeks leave of the Body to be added as a cosponsor of Senate Bill 406. Those...is leave granted? Leave is granted. So ordered. Senate...Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President. I've been aiming to do this for the past couple of days, I do have the Independence Day suggested address for anyone who wants to...has to give an address on Independence Day. You can come over and get them at my desk, they're going like hot cakes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The...the Senate will stand in Recess till the hour of two o'clock.

RECESS

AFTER RECESS

PRESIDENT:

The Senate will come to order. (Machine cut-off)...resolutions.

SECRETARY:

Senate Resolution 415 offered by Senator Jones, it's congratulatory.

And, Senate Resolution 416 offered by Senator Rock and it's congratulatory.

And, Senate Joint Resolution 92 offered by Senator Vadalabene and it's congratulatory.

PRESIDENT:

Consent Calendar.

SECRETARY:

Senate Joint Resolution 93, by Senator Vadalabene.

PRESIDENT:

Executive. Messages from the House, Mr. Secretary.

SECRETARY:

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

Mr. President - I'm directed to inform the Senate the House of Representatives refused to concur with the Senate in the adoption of their amendments to the following House bills with Senate amendments:

House Bill 49 with Senate Amendment 1.

54, with Senate Amendment 1.

66, with Senate Amendment 1.

204, with Senate Amendment 1.

275, with Senate Amendment 1.

312, they concurred in Amendment No. 1 and refused to concur in Amendment No. 2.

514, they refused to concur in Amendment No. 1.

851, Amendments 1 and 2.

...1517, Amendments 1 and 2.

1850, Senate Amendment 1.

1961, Senate Amendment 1.

1977, Senate Amendment 1.

2276, Senate Amendment 2.

2419, Senate Amendment 1.

2421, Senate Amendments 1 and 2.

2437, Senate Amendment 2.

2440, Senate Amendment 1.

2444, Senate Amendment 1.

PRESIDENT:

All right. I'd direct the members' attention to the Supplemental No. 1 Calendar. You take a look at Supplemental No. 1, in order to expedite the flow of paper, we will begin on page 5 on the Order of Secretary's Desk Concurrence on Supplemental Calendar No. 1. The Order of Secretary's Desk Nonconcurrence, page 5, Supplemental Calendar No. 1. The motions...the alternatives are to refuse to recede and ask that a Conference Committee be appointed or the sponsor may move to recede at which point we are at final passage stage. All right. The hour of two o'clock having come and gone, the Senate will come to order. Supplemental Calendar No. 1. With leave of the Body, we'll turn to page 5, on the Order of Secretary's Desk Nonconcurrence. The motion is to refuse to recede and ask for a Conference Committee or to present a motion to recede at which point we are at final passage. Senator Berman.

SENATOR BERMAN:

As to House Bill 90, I would just ask for leave to be...come back to it after discussion with leadership.

PRESIDENT:

That request...is in order. House Bill 123, Senator Dawson. House Bill 150, Senator Hall. Mr. Secretary.

SECRETARY:

House Bill 150 with Senate Amendment 1.

PRESIDENT:

Senator Hall.

SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen. I refuse to recede and ask that a Conference Committee be appointed.

PRESIDENT:

Senator Hall moves that the Senate refuse to recede from the adoption of...Senate Amendment No. 1 to House Bill 150 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 231, Senator Lemke. We're on page 5 on the Supplemental Calendar, House Bill 231, Mr. Secretary.

SECRETARY:

House Bill 231 with Senate Amendments 3 and 4.

PRESIDENT:

Senator Lemke.

SENATOR LEMKE:

I move to...not recede and ask for a Conference...

PRESIDENT:

, Senator Lemke has moved that the Senate refuse to recede from the adoption of Senate Amendments 3 and 4 to House Bill 231 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 269, Senator Lemke. Mr. Secretary, on the Order of Secretary's Desk Nonconcurrency is House Bill 269.

SECRETARY:

House...House Bill 269 with Senate Amendment 1.

PRESIDENT:

Senator Lemke.

SENATOR LEMKE:

Hold that a minute.

PRESIDENT:

316, Senator Sangmeister...344, Senator Barkhausen. On the Order of Secretary's Desk Nonconcurrency, House Bill 344. Mr. Secretary.

SECRETARY:

House Bill 344 with Senate Amendment 1.

PRESIDENT:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President, I ask that we refuse to recede from Senate Amendment 1 and request that a Conference Committee be appointed.

PRESIDENT:

Senator Barkhausen has moved that the Senate refuse to recede from...Senate Amendment No. 1 to House Bill 344 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 360, Senátor Sangmeister. On the Order of Secretary's Desk Nonconcurrency is House Bill 360. Mr. Secretary.

SECRETARY:

House Bill 360 with Senate Amendment No. 1.

PRESIDENT:

Senator Sangmeister.

SENATOR SANGMEISTER:

Motion is to refuse to recede and ask for a Conference Committee.

PRESIDENT:

Senator Sangmeister moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 360 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 431, Senator Maitland. (Machine cut-off)...497, Senator Donahue. On the Order of Secretary's Desk Nonconcurrency is House Bill 497. Mr. Secretary.

SECRETARY:

House Bill 497 with Senate Amendments 1, 2 and 3.

PRESIDENT:

Senato= Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. Before I make my motion, is it proper to add Senator Friedland as a hyphenated cosponsor?

PRESIDENT:

That motion...that...with leave of the Body, that motion is in order...the lady seeks leave to add Senator Friedland as a cosponsor. With leave of the Body, without objection. So ordered. Senator Donahue.

SENATOR DONAHUE:

Thank you. I would move to not recede from House Amendments...or Senate Amendments 1, 2 and 3.

PRESIDENT:

All right. Senator Donahue has moved that the Senate refuse to recede from the adoption of Senate Amendments 1, 2 and 3 to House Bill 497, that a Conference Committee be appointed. All in favor signify by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Secretary's Desk nonconcurrency is House Bill 563, Mr. Secretary.

SECRETARY:

House Bill 563 with Senate Amendment 1.

PRESIDENT:

Senator D'Arco.

SENATOR D'ARCO:

Thank you. I move to not concur and refuse to recede and ask that a Conference Committee be...

PRESIDENT:

Senator D'Arco has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 563 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. (Machine cutoff)..the Order of Secretary's Desk Nonconcurrency, Senator Philip on House Bill 567. Mr. Secretary.

HB 571
Refuse to Recede

SECRETARY:

House Bill 567 with Senate Amendments 1 and 3.

PRESIDENT:

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President. I refuse to recede and suggest a Conference Committee be appointed for the purpose to Build Illinois.

PRESIDENT:

...Senator Philip has moved that the Senate refuse to recede from the adoption of Senate Amendments 1 and 3 to House Bill 567 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. On the Order of Secretary's Desk Nonconcurrency, on page 6, top of page 6 on Supplemental Calendar No. 1, is House Bill 570. Mr. Secretary.

SECRETARY:

House Bill 570 with Senate Amendments 1, 3, 5, 6, 8 and 9.

PRESIDENT:

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move we...Senate nonconcur with Amendments 1, 3, 5, 6, 8 and 9 and that a Conference Committee be appointed.

PRESIDENT:

All right. Senator Philip has moved that the Senate refuse to recede from the adoption of Senate Amendments 1, 3, 5, 6, 8 and 9 and that a Committee on Conference be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 571, Senator Hall. On the Order of Secretary's Desk Nonconcurrency is House Bill

571. Mr. Secretary.

SECRETARY:

House Bill 571 with Senate Amendment 1.

PRESIDENT:

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I refuse to recede on Senate Amendment No. 1 and ask that a Conference Committee be appointed.

PRESIDENT:

Senator Hall has moved that the Senate refuse to recede from Amendment No. 1 to House Bill 571 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 692, Senator Nedza. Well, we could just leave it. All right. 809, Senator Poshard. On the Order of Secretary's Desk Nonconcurrency is House Bill 809. Mr. Secretary.

SECRETARY:

House Bill 809 with Senate Amendment No. 1.

PRESIDENT:

Senator Poshard.

SENATOR POSHARD:

Thank you, Mr. President. I move to recede from Senate Amendment No. 1 to House Bill 809.

PRESIDENT:

Senator Poshard has moved that the Senate refuse to recede...I beg your pardon...House Bill 809, Senator Poshard has moved that the Senate recede from Senate Amendment No. 1. Senator Poshard.

SENATOR POSHARD:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move to recede from Senate Amendment 1 on the basis of the Representative in the House asking us to do

this. Senate Amendment 1 limited the river conservancy districts which would be able to participate in issuing industrial revenue bonds to one conservancy district in the State.

PRESIDENT:

All right. Senator Poshard has moved that the Senate recede from Amendment No. 1 to House Bill 809. Any discussion? Senator Keats.

SENATOR KEATS:

Hang on a second, could I ask for a two second pause here? We're taking off the amendment that limited it to Bend Lake. Whose...what's going on? I...'cause I thought that we had an agreement that this was what we were going to do. What's...what's going on?

PRESIDENT:

Senator Poshard.

SENATOR POSHARD:

Senator Keats, the only thing I can tell you is that the House Representative has moved in this direction and I...

PRESIDENT:

Senator Keats.

SENATOR KEATS:

Okay, now...now wait a minute here, the...the House does not like the Senate amendment and...I...I mean, talking to Representative Rea, I thought we all agreed on this. I mean, just sort of let me in on the program because, boy, that's a awfully wide bill without that amendment.

PRESIDENT:

Senator Poshard.

SENATOR POSHARD:

Thank you, Mr. President. I change the motion, I refuse to recede and ask for this to go a Conference Committee.

PRESIDENT:

All right. Senator Poshard has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1

to House Bill 809 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All...opposed say Nay. The motion carries and the Secretary shall so inform the House. 879, Senator Degnan. On the Order of Secretary's Desk Nonconcurrency is House Bill 879. Mr. Secretary.

SECRETARY:

House Bill 879 with Senate Amendment No. 1.

PRESIDENT:

Senator Degnan.

SENATOR DEGNAN:

Thank you, Mr. President. I move the Senate refuse to recede from the adoption of Senate Amendment No. 1 and ask that a Conference Committee be appointed.

PRESIDENT:

All right. Senator Degnan has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 and that a Conference Committee be appointed. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 971, Senator Barkhausen. On the Order of Secretary's Desk Nonconcurrency is House Bill 971. Mr. Secretary.

SECRETARY:

House Bill 971 with Senate Amendments 1 and 2.

PRESIDENT:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President, I recommend that the Senate refuse to recede from Senate Amendments 1 and 2 to House Bill 971 and request that a Conference Committee be appointed.

PRESIDENT:

All right. Senator Barkhausen has moved that the Senate refuse to recede from Senate Amendments 1 and 2 to House Bill

971 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1027, Senator Welch. On the Order of Secretary's Desk Nonconcurrency is House Bill 1027. Mr. Secretary.

SECRETARY:

House Bill 1027 with Senate Amendments 1, 2 and 3.

PRESIDENT:

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would move that the Senate refuse to recede from Amendments 1, 2 and 3 and ask that a Conference Committee be appointed.

PRESIDENT:

All right. Senator Welch has moved that the Senate refuse to recede from the adoption of Senate Amendments 1, 2 and 3 to House Bill 1027, that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1037. On the Order of Secretary's Desk Nonconcurrency is House Bill 1037. Mr. Secretary.

SECRETARY:

House Bill 1037 with Senate Amendments 1, 2, 5, 6 and 8.

PRESIDENT:

Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President. I would...would move that the Senate refuse to recede from Senate Amendments 1, 2, 5, 6 and 8 and ask that a Conference Committee be...

PRESIDENT:

All right. Senator Maitland has moved that the Senate refuse to recede from the adoption of Senate Amendments 1, 2, 5, 6 and 8 to House Bill 1037, that a Conference Committee be

appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. (Machine cutoff)...the Order of Secretary's Desk Nonconcurrency is House Bill 1038. Mr. Secretary.

SECRETARY:

House Bill 1038 with Senate Amendments 1 and 2.

PRESIDENT:

Senator Berman.

SENATOR BERMAN:

Thank you, Mr...thank you, Mr. President. I move to...refuse to recede and that a Conference Committee be appointed.

PRESIDENT:

All right. Senator Berman has moved that the Senate refuse to recede from the adoption of Senate Amendments 1 and 2 to House Bill 1039 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The motion carries and the Secretary shall so inform the House. 1103, Senator Lenke. On the Order of Secretary's Desk Nonconcurrency is House Bill 1103. Mr. Secretary.

SECRETARY:

House Bill 1103 with Senate Amendment No. 1.

PRESIDENT:

Senator Lenke.

SENATOR LENKE:

I move not to recede from Senate Amendment 1 and ask for a Conference Committee.

PRESIDENT:

Senator Lenke has moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 1103 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries

and the Secretary shall so inform the House. Senator Joyce on 1109. 1182, Senator Lemke. On the Order of Secretary's Desk Nonconcurrency, top of page 7, is House Bill 1182, Mr. Secretary.

SECRETARY:

House Bill 1182 with Senate Amendment No. 1.

PRESIDENT:

Senator Lemke.

SENATOR LEMKE:

I move not to recede and ask for a Conference Committee.

PRESIDENT:

Senator Lemke has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1182 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senator Berman on 1188. Top of page 7. Senator Degnan on 1249. On the Order of Secretary's Desk Nonconcurrency is House Bill 1249, Mr. Secretary.

SECRETARY:

House Bill 1249 with Senate Amendment 1.

PRESIDENT:

Senator Degnan.

SENATOR DEGNAN:

Thank you, Mr. President. I move the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1249, ask a Conference Committee be appointed.

PRESIDENT:

Senator Degnan has moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 1249, that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. On the Order of Secretary's Desk Nonconcurrency is House Bill 1188.

*HB 1279
Nonconcurrency*

Mr. Secretary.

SECRETARY:

House Bill 1188 with Senate Amendment No. 1.

PRESIDENT:

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I move to...that we refuse to recede and that a Conference Committee be appointed.

PRESIDENT:

Senator Berman has moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 1188 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. On the Order of Secretary's Desk Nonconcurrency is House Bill 1279, Mr. Secretary.

SECRETARY:

House Bill 1279 with Senate Amendment 1.

PRESIDENT:

Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President. I move the Senate refuse to recede from House Amendment No. 1 and ask that a Committee on Conference be convened.

PRESIDENT:

All right. Senator Nedza has moved that the Senate refuse to recede from the adoption of Amendment No. 1 to House Bill 1279 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1285, Senator Weaver. On the Order of Secretary's Desk Nonconcurrency is House Bill 1285, Mr. Secretary.

SECRETARY:

House Bill 1285 with Senate Amendment 1.

PRESIDENT:

Senator Weaver.

SENATOR WEAVER:

Move that the Senate refuse to recede in Senate Amendment No. 1.

PRESIDENT:

Senator Weaver, I'm sorry.

SENATOR WEAVER:

...no...refuse to...recede, Mr. President.

PRESIDENT:

All right. Senator Weaver has moved to refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1285 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed Nay. The motion carries and the Secretary shall so inform the House. 1292, Senator Berman. On the Order of Secretary's Desk Nonconcurrency is House Bill 1292, Mr. Secretary.

SECRETARY:

House Bill 1292 with Senate Amendment No. 1.

PRESIDENT:

Senator Berman.

SENATOR BERMAN:

Thank you. I move that we refuse to recede and that a Conference Committee be appointed.

PRESIDENT:

Senator Berman has moved that we refuse to...Senate refuse to recede from the adoption of Amendment No. 1 to House Bill 1292 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed Nay. The motion carries and the Secretary shall so inform the House. Senator Netsch on the Floor? 1412, Senator Darrow. On the Order of Secretary's Desk Nonconcurrency is House Bill 1412, Mr. Secretary.

SECRETARY:

House Bill 1412 with Senate Amendment No. 1.

PRESIDENT:

Senator Darrow.

SENATOR DARROW:

Thank you, Mr. President. I move we refuse to recede and that a Conference Committee be appointed.

PRESIDENT:

Senator Darrow has moved that the Senate refuse to recede from the adoption of...Senate Amendment No. 1 to House Bill 1412 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1544, Senator Demuzio. Senator Demuzio...all right. Mr. Secretary, on the Order of Secretary's Desk Nonconcurrency, House Bill 1544.

SECRETARY:

House Bill 1544 with Senate Amendment No. 1.

PRESIDENT:

Senator Demuzio moves that the Senate refuse to recede from the adoption of...Senate Amendment No. 1 to House Bill 1544 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senator Vadalabene on 1552. On the Order of Secretary's Desk Nonconcurrency is House Bill 1552, Mr. Secretary.

SECRETARY:

House Bill 1552 with Senate Amendments 1 and 3.

PRESIDENT:

Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. I refuse to recede and request a Conference Committee.

*7/17/69
Nonconcurrance*

PRESIDENT:

Senator Vadalabene moves that the Senate refuse to recede from the adoption of Amendment Nos. 1 and 3 to House Bill 1552 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. On the Order of Secretary's Desk Nonconcurrance is House Bill 1641, Mr. Secretary.

SECRETARY:

House Bill 1641 with Senate Amendment No. 1.

PRESIDENT:

Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I would move that the Senate refuse to recede from Senate Amendment No. 1 and ask that a Conference Committee be appointed.

PRESIDENT:

All right. Senator Maitland has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1641, that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senator Netsch. Senator Philip on 1769. All right. On the Order of Secretary's Desk Nonconcurrance, Mr. Secretary, House Bill 1769.

SECRETARY:

House Bill 1769 with Senate Amendment No. 2.

PRESIDENT:

Senator Philip moves that the Senate refuse to recede from the adoption of Amendment No. 2 to House Bill 1769 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House.

Senator Hudson on 1947. On the Order of Secretary's Desk Nonconcurrency is House Bill 1947, Mr. Secretary.

SECRETARY:

House Bill 1947 with Senate Amendment No. 1.

PRESIDENT:

Senator Hudson.

SENATOR HUDSON:

I move to nonconcur and a Conference Committee.

PRESIDENT:

All right. Senator Hudson has moved that the Senate refuse to recede from the adoption of Amendment No. 1 to House Bill 1947 and that a Conference Committee be appointed. All in favor of the motion indicate by saying Aye. All opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. On the Order of Secretary's Desk Nonconcurrency is House Bill 1970, Mr. Secretary.

SECRETARY:

House Bill 1970 with Senate Amendment No. 1.

PRESIDENT:

Senator Davidson.

SENATOR DAVIDSON:

Mr. President, I move we not recede from Senate Amendment No. 1 to House Bill...1970 and ask for a Conference Committee.

PRESIDENT:

Senator Davidson has moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 1970 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 2103, Senator Lenke. On the Order of Secretary's Desk Nonconcurrency is House Bill 2103, Mr. Secretary.

SECRETARY:

House Bill 2103 with Senate Amendment No. 1.

PRESIDENT:

Senator Lemke.

SENATOR LEMKE:

I move that we refuse to recede, ask for a Conference Committee.

PRESIDENT:

Senator Lemke has moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 2103 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. 2113, Senator Karpziel. On the Order of Secretary's Desk Nonconcurrency is House Bill 2113, Mr. Secretary.

SECRETARY:

House Bill 2113 with Senate Amendment No. 1.

PRESIDENT:

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. I move to not recede from Senate Amendment No. 1 to House Bill 2113 and request that a Conference Committee...be appointed.

PRESIDENT:

Senator Karpziel has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2113, that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senator Sangmeister on 2426. Bottom of page 8 on Supplemental No. 1, on the Order of Secretary's Desk Nonconcurrency is House Bill 2426, Mr. Secretary.

SECRETARY:

House Bill 2426 with Senate Amendments 1, 2 and 3.

PRESIDENT:

Senator Sangmeister.

SENATOR SANGMEISTER:

Refuse to recede from the Senate amendments.

PRESIDENT:

All right. Senator Sangmeister has moved that the Senate refuse to recede from the adoption of Senate Amendments 1, 2 and 3 to House Bill 2426 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed Nay. The motion carries and the Secretary shall so inform the House. A couple of members have indicated that they are now ready to proceed. On the same order of business, we'll return to page 5, House Bill 123, Senator Dawson. On the Order of Secretary's Desk Nonconcurrency, top of page 5, is House Bill 123. Mr. Secretary.

END OF REEL

REEL #4

SECRETARY:

House Bill 123 with Senate Amendment 1.

PRESIDENT:

Senator Dawson.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, I wish to not to recede from amendment to...House Bill 123.

PRESIDENT:

All right, Senator Dawson has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 123 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 269, Senator Lemke. On the Order of Secretary's Desk Nonconcurrency, Senate Bill 269, Mr. Secretary.

SECRETARY:

House Bill 269 with Senate Amendment No. 1.

PRESIDENT:

Senator Lemke.

SENATOR LEMKE:

I removed...not to recede and ask for a Conference Committee.

PRESIDENT:

All right, Senator Lemke has moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 269, that a Committee on Conference be appointed. Those in favor indicate by saying Aye. Those opposed Nay. The motion carries and the Secretary shall so inform the House. 316, Senator Sangmeister. 431, Senator Maitland. On the Order of

*HB 1109
Nonconcurrency*

Secretary's Desk Nonconcurrency is House Bill 431, Mr. Secretary.

SECRETARY:

House Bill 431 with Senate Amendment No. 1.

PRESIDENT:

Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move the Senate refuse to recede from Senate Amendment No. 1 and ask for a Conference Committee.

PRESIDENT:

Senator Maitland has moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 431 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed Nay. The motion carries. The Secretary shall so inform the House. Top of page 7, Senator Jerome Joyce, 1109. Supplemental Calendar, top of page 7. On the...on the Order of Secretary's Desk Nonconcurrency, House Bill 1109, Mr. Secretary.

SECRETARY:

House Bill 1109 with Senate Amendment No. 1.

PRESIDENT:

Senator Joyce.

SENATOR JEROME JOYCE:

I would refuse to recede.

PRESIDENT:

Senator Joyce has moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 1109 and that a Conference Committee be appointed. All in favor indicate by saying Aye. All opposed Nay. The motion carries. Secretary shall so inform the House. All right, while we're awaiting the arrival of the Supplemental Calendar, which the Secretary informs me will contain additional House bills with Senate amendments on the Order of Nonconcurrency, Senator Zito has a

motion he wishes to place. Senator Zito.

SENATOR ZITO:

Thank you, Mr. President and members. I did receive an answer to my question pertaining to Senate Bill 1103; therefore, I would move to reconsider the vote by which a motion of nonconcurrency to House Amendment No. 1 to Senate Bill 1103 was cast.

PRESIDENT:

All right. Senator Zito having voted on the prevailing side has moved to reconsider the vote by which the motion to nonconcur with House Amendment No. 1 to Senate Bill 1103 prevailed. All in favor of the motion to reconsider indicate by saying Aye. All opposed. The Ayes have it. The motion carries. We're now back on the Order of Concurrence. (Machine cutoff)...return to the Order of Secretary's Desk Concurrence. Senator Joyce, for what purpose do you arise?

SENATOR JEREMIAH JOYCE:

While we're waiting...whatever we're going to do next, I have filed with the Secretary a resolution which tries to recognize the achievement of one of our members here. Is that up there? Well, I could...I could...could...

PRESIDENT:

Appears there is some delay with respect to the printing of the Supplemental Calendar. It has only sixteen items on it. I'm sure we can handle that with some dispatch when we resume. I am prepared to accept a motion to Recess until the hour of four-thirty. Senator Vadalabene, for what purpose do you arise?

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate, I request a Democratic Caucus in your office immediately.

PRESIDENT:

All right, Democratic Caucus immediately in the President's Office. Senator Schaffer.

SENATOR SCHAPFER:

Request a Republican Caucus in Senator Philip's Office immediately.

PRESIDENT:

All right. Both requests are in order. There'll be a Democratic Caucus in the President's Office immediately, Republican Caucus in Senator Philip's Office immediately. The Senate will stand in Recess until four-thirty.

RECESS

AFTER RECESS

PRESIDING OFFICER: (SENATOR SAVICKAS)

All right, if we could have your attention, we will start on our Supplemental Senate Calendar No. 2. This is Secretary's Desk Nonconcurrency with House Bill 48, Supplemental No. 2, and while you're looking for Supplemental No. 2 the Secretary will go to the Order of Messages from the House.

SECRETARY:

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

Mr. President - I am directed to inform the Senate that the House of Representatives refused to concur with the Senate in the adoption of their amendments to bills...House bills with the following titles together with Senate amendments:

House Bill 605, Senate Amendment 1 and 2.

694, Senate Amendment 1 and 2.

704, Senate Amendment 1.

807, Senate Amendment 1.

831, Senate Amendment 1.

983, Senate Amendment 1.

And 888, Senate Amendment 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

All right...with leave of the Body, for the purpose of a special resolution, we'll go to the Order of Resolutions.

SECRETARY:

Senate Resolution 419 offered by Senators Lechowicz, Rock, Philip and all Senators.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I do appreciate the fact of receiving leave and considering Senate Resolution No. 419, and I'd like to have the Clerk read it, please.

SECRETARY:

Senate Resolution 419.

(Secretary starts to read Senate Resolution 419)

SENATOR LECHOWICZ:

Mr. President, could we have a little order, please? Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Could we have a little order here. Senator Lechowicz has an important resolution and he needs some order.

SENATOR LECHOWICZ:

Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

We'd have two beers and three scotchs.

SENATOR LECHOWICZ:

That's after the resolution is adopted.

SECRETARY:

(Secretary reads Senate Resolution 419)

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. I know there are certain important dates in everyone's life, probably the date that he is born or she is born, when you graduate from grammar school

and high school, possibly moving on to college and graduating college, entering and leaving the service, getting married, having children of your own, all of these are milestones and probably in Clyde's life, every one of those dates that I mentioned were important. Probably when he received the Congressional Medal of Honor is one...one of the most important days of his life as it was for many other people in Illinois showing recognitions for tremendous amount of valor, but today is also a milestone day because now he's officially a senior citizen, and when Senator Smith had that amendment the other day providing assistance for people who...reached this age in either receiving Medicare or...or Medicare assistance, Clyde now is eligible for that, and since we've lived together now for about...close to sixteen years, I thought to myself, there is no way that he can be...attained his age and operate at the rate that he does. So, I just wanted to make it part of an official record that, yes, Clyde Choate is sixty-five today and, yes, we're having a slight reception or a pretty good reception over at the Top of the Arch and you're all invited, start approximately at seven-thirty and I would hope that you would join with me in wishing Clyde Choate not only a happy sixty-fifth birthday, but in our own tradition...may he live to be a hundred and may we wish...and be there to wish you well. Clyde, happy birthday and many more. I move for the adoption of the resolution.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz moves to suspend the rules for the immediate consideration of House...Senate Resolution 417. Those in favor indicate by saying Aye. Those in favor of adopting the resolution please clap your hands. Senator Choate.

CLYDE CHOATE:

(Remarks made by Mr. Choate)

PRESIDING OFFICER: (SENATOR SAVICKAS)

We though he'd never stop. With that, Senate Resolution 417 is adopted. On...on the desk now, Senate Calendar, Supplemental No. 2. We will start with House Bill 48, Senator Dunn. Oh, I'm sorry, Senator Luft. I'm reading the Representative's name. Senator Luft.

SECRETARY:

...House Bill 48 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would move that the Senate refuse to recede from Senate Amendment No. 1 and would ask for a Conference Committee be appointed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft moves that the Senate refuse to recede from the adoption of Amendment No. 1 to House Bill 48 and that a Conference Committee be appointed. All those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 54, Senator Lemke.

SECRETARY:

House Bill 54 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

I move to not recede from Senate Amendment No. 1 and ask for a Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke moves that the Senate refuse to recede from the adoption of Amendment No. 1 to House Bill 54 and that a Conference Committee be appointed. All...those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 66, Senator Watson.

HB 204
Nonconurrence

SECRETARY:

House Bill 66 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

Yes, Mr. President. I refuse to recede from House action on Senate Amendment No. 1 and ask for a Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson moves that the Senate refuse to recede from the adoption of Amendment No. 1 to House Bill 66 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 204, Senator Lemke.

SECRETARY:

House Bill 204 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

I move to not recede and ask for a Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke moves that the Senate refuse to recede from the adoption of Amendment No. 1 to House Bill 204 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 275, Senator Lemke.

SECRETARY:

House Bill 275 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

I move not to recede from Senate Amendment 1 and ask for a Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke moves that the Senate refuse to recede from the adoption of Amendment No. 1 to House Bill 275 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 312, Senator D'Arco.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 312 with...with Senate Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator D'Arco.

SENATOR D'ARCO:

I ask that the Senate refuse to recede from Senate Amendment No. 2 and ask for a Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator D'Arco moves that the Senate refuse to recede from the adoption of Amendment No. 2 to House Bill 312 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 514, Senator Kustra...Senator Kustra.

SECRETARY:

House Bill...no.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Out of the record. House Bill 851, Senator Lemke. Senator Lemke.

SECRETARY:

House...House Bill 851 with Senate Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

I'm going to move not to...to recede and ask for a Conference Committee due to the fact when they printed the amended bill they left out a...an important word.

1517
Continued

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lenke moves that the Senate refuse to recede from the adoption of Amendments 1 and 2 to House Bill 851 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 1517, Senator Holmberg.

SECRETARY:

House Bill 1517 with Senate Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Holmberg.

SENATOR HOLMBERG:

I would like to move not to recede from House Bill 1517, Senate Amendments 1 and 2 and have the bill go to Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Holmberg moves that the Senate refuse to recede from the adoptions of Amendment 1 and 2 to House Bill 1517 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 1850, Senator Joyce.

SECRETARY:

House Bill 1850 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce...Senator Joyce moves that the Senate refuse to recede from the adoption of Amendment 1 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 1961, Senator Schaffer.

SECRETARY:

House Bill...

PRESIDING OFFICER: (SENATOR SAVICKAS)

House Bill 1977, Senator Schuneman.

SECRETARY:

House Bill 1977 with Senate Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

Yes, thank you, Mr. President. I move that the Senate refuse to recede from Senate Amendment No. 2 and that we call for a Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman...moves that the Senate refuse to recede from the adoptions of Amendments 1 and 2 and a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. Senator Schuneman.

SENATOR SCHUNEMAN:

Well, we refused to recede, Mr. President, I'm not sure you stated that correctly. We refused to recede.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Yes.

SENATOR SCHUNEMAN:

Oh, okay. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

House Bill 2276, Senator Etheredge.

SECRETARY:

House Bill 2276 with Senate Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President. I move that the Senate not recede from Senate Amendments Nos. 1 and 2 and ask that a Conference Committee be appointed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge moves that the Senate refuse to recede

from the adoptions of Amendment No. 1 and 2 to House Bill 2276 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. House Bill 2418, Senator Dunn.

SECRETARY:

House Bill 2418 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Dunn.

SENATOR DUNN:

Thank you, Mr. President. I move that the...Senate refuse to recede from Senate Amendment No. 1 and that a Conference Committee be appointed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator...Dunn moves that the Senate refuse to recede from the adoption of Amendment No. 1 to House Bill 2418 and that a House...that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 2421, Senator Bloom. House Bill 2437, Senator Keats. Yeah, go ahead.

SECRETARY:

House Bill 2437 with Senate Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Keats.

SENATOR KEATS:

Are we on...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Nonconcurrency. Senator...

SENATOR KEATS:

I...I move that we not recede and that a Conference Committee be appointed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Keats moves that the Senate refuse to recede from

*HB 2444
Refuse to Recede*

the adoption of Amendment No. 2 to House Bill 2437 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 2440, Senator Rigney.

SECRETARY:

House Bill 2440 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rigney.

SENATOR RIGNEY:

Refuse...to recede.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rigney moves that the Senate refuse to recede from the adoption of Amendment No. 2 to House Bill 2440 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 2444, Senator Rupp.

SECRETARY:

House Bill 2444 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rupp.

SENATOR RUPP:

Thank you, Mr. President. I move to recede from Senate Amendment No. 1 on House Bill 2444. This will be taken care of in a Conference Committee on Senate Bill 1294.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rupp moves that the Senate refuse to recede from the adoption of Amendment No. 1...Senator Rupp has moved that the Senate recede from the adoption of Senate Amendment No. 1 to House Bill 2444. Is there any discussion? Now this is final action on...on House Bill 2444. Senator Sangmeister.

SENATOR SANGMEISTER:

Well,...as you indicated, this is going to be final

action. What...what was in the Senate amendment that we're now backing off of?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Let's have a little order. We are now on a...on a motion to recede from the adoption of a Senate amendment. This is final action on the bill. Senator Rupp.

SENATOR RUPP:

Thank you, Mr. President. This...the amendment that we...from which we are receding was the amendment that was providing and setting up a fund that would be for...basically for the policing, examining companies...the finances of companies. This particular amendment had a...spigot on it where if there was money left over, it had to go back to the general fund. There has been an agreement worked out with the Insurance Department, the insurance companies and that will be taken care of on 1294. We're taking off this, that other bill will be in Conference Committee and that's the way we feel that would be the best way to handle it.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Could we break up some of these conferences. We do have a concern and discussion on House Bill 2444. Senator Demuzio, why are you waving your hands? Is there a problem?

SENATOR DEMUZIO:

Yes, thank you, Mr. President. Apparently...just to get your attention. Apparently we...we don't have any problems now and...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Oh, I thought you were...were chasing flies.

SENATOR DEMUZIO:

Well, you...you had so many people up there caucusing I couldn't...you know, I couldn't see you, so I thought I might move my hands.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall the Senate recede from Amendment No. 1 to House Bill 2444. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Yeas are 56, the Nays are none, none voting Present. The Senate recedes from Amendment No. 1 to House Bill 2444 and the bill having received the required constitutional majority is declared passed. Now on Senate Calendar Supplemental No. 3...Supplemental No. 3, nonconcurrency. We have House Bill 605, Senator Fawell.

SECRETARY:

House Bill 605 with Senate Amendments Nos. 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell.

SENATOR FAWELL:

Thank you, very much. I would like the Senate to refuse to recede from Senate Amendments 1 and 2 and a...a committee...Conference Committee appointed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell moves that the Senate refuse to recede from the adoption of Amendment No...1 and 2 to House Bill 605 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 694, Senator Degnan.

SECRETARY:

House Bill 694 with Senate Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Degnan.

SENATOR DEGNAN:

Thank you, Mr. President. I move to recede from both House Amendments 1 and 2 to House Bill 694. House Amendment 2 is offered by Senator Barkhausen and it dealt with the pass-through of money for the State's Attorney of Cook

County. Senate...the House thought giving the money directly to the State's attorney and not going through the county board was not a good idea. Amendment No. 1 sent the funds through the State agency DCCA. The House considers that a poor idea and would rather see it go to the Comptroller's Office. I'm led to believe the Comptroller's Office is in favor of it. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR SAVICKAS)

This is final action on House Bill 694. Senator...Degnan wishes to recede from Amendments...Senate Amendments 1 and 2 to House Bill 694. Is there discussion? If not, the question...Senator Barkhausen.

SENATOR BARKHAUSEN:

...because Senator Degnan mentioned that I had offered Amendment No. 2, I just thought I should explain a little further what...what is was and...and what my feelings about it are. Senator Degnan was kind enough to offer his bill as a vehicle for Amendment No. 2 which would have given...or would give State's attorneys...around the State discretion in setting the salaries for their assistants. Right now, as I understand it, the county board by their budget ordinance spells out what salaries shall be for the various personnel in...in the State's attorneys' offices and I...we had been led to believe that State's attorneys were being treated differently than other county officials. Apparently, at least, in Cook County that is not the case and the county budget ordinances deal in some detail with all the various personnel positions in the various offices. I have not been able to find out whether this is true in the...in the various downstate counties and...and I would prefer to give the State's attorneys this kind of discretion to set salaries for assistants. The same way, for example, the Attorney General can...can take the personnel money that he is given and decide how many assistants he wants and what he wants to pay

them. So, I'm...reluctant to...to see this amendment go off the bill, but I'm not sure that the House is giving us any choice.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Michael Flannery of WBBM-TV requests permission to record the proceedings. Is there objection? Hearing no objection, leave it granted. Senator Watson...or...Senator Watson.

SENATOR WATSON:

Yes, sir, I'd like to ask the Chair...this is final action...is this...

PRESIDING OFFICER: (SENATOR SAVICKAS)

This is final action.

SENATOR WATSON:

Okay. Well, this is the bill that...from what I understand and I recall, we had a partisan roll call; in fact, it wasn't even the unified support by the Democrats in the Local Government Committee, it was a 6 to 4 vote with 1 voting Present, and I understand we are going to put three million dollars from GRF into...well, it's going to go to the Cook County State's Attorney's Office for the cost of...keep appealing cases. Now, I'm not sure what all the Senate amendments did but you're just receding from those. Is that correct? So, we're back to...we're back to space one. Okay. Well, we're talking about three million dollars of unappropriated...or money out of GRF to go for the Cook County State's Attorney for costs of appeal's cases. If that's what you want to do, then...they you're voting Yes. If you think that maybe this is a little bit exorbitant and maybe we ought to scale it back a little bit, you ought to be voting No.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is,...is there further discussion? If not, the question is, shall the Senate recede from Amendments No. 1 and 2 to House Bill 694. 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...Senator Degnan...on that...on that roll call, there are 30 Yeas, 29 Nays, none voting Present. The Senate does recede from Amendments No. 1 and 2 to House Bill 694 and the bill having received the required constitutional majority is declared passed. For what purpose Senator Watson arise?

SENATOR WATSON:

Well, we had a delayed taking of the record there or something happened, anyway, I thought you had taken the record and...he did not. Okay, well, we'll verify it anyway.

PRESIDING OFFICER: (SENATOR SAVICKAS)

A verification has been requested. Will all the Senators please be in their seats and will the Secretary read the affirmative vote.

SECRETARY:

The following voted in the affirmative: Berman, Carroll, Chew, Collins, D'Arco, Darrow, Dawson, Degnan, Demuzio, Hall, Holmberg, Jones, Jeremiah Joyce, Jerome Joyce, Kelly, Lechowicz, Lemke, Luft, Marovitz, Nedza, Netsch, Newhouse, O'Daniel, Poshard, Sangmeister, Savickas, Smith, Vadalabene, Zito, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson, do you question any of the affirmative vote?

SENATOR WATSON:

Yes, sir. Dawson.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Dawson is on the Floor talking to the press.

SENATOR WATSON:

Carroll.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll. Is Senator Carroll in his seat? Senator Carroll is on the Podium.

SENATOR WATSON:

Smith.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Smith is standing in back of the Chambers.

SENATOR WATSON:

Chew.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Chew is standing here in the...in the Well.

SENATOR WATSON:

Collins.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Collins is in the back of...Senator Collins in the Chamber? Senator Collins. Senator Collins on the Floor?

SENATOR WATSON:

Doesn't look like it. Senator Newhouse.

PRESIDING OFFICER: (SENATOR SAVICKAS)

...strike her...Senator Newhouse. Senator Newhouse on the Floor? Strike his name from the record.

SENATOR WATSON:

That'll do it. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Collins is on the Floor. Return her name to...to the record. Senator Degnan, for what purpose do you arise?

SENATOR DEGNAN:

Purpose of a substitute motion.

PRESIDING OFFICER: (SENATOR SAVICKAS)

State your motion.

SENATOR DEGNAN:

Move to refuse to recede from House Amendments 1 and 2 and ask that a Conference Committee be appointed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

On a verified roll call, there were 29 Yeas,...29 Nays and the...the motion to recede failed. On the motion to refuse to recede on the adoptions of amendments...Senate

amendments to House Bill 694, Senate Amendment 1 and 2 and that a Conference Committee be appointed, those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 704, Senator Sangmeister. Senator Sangmeister, 704.

SECRETARY:

House Bill 704 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Sangmeister.

SENATOR SANGMEISTER:

Motion...motion is to refuse to recede from the Senate amendment, ask for a Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Sangmeister moves that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 704 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 807, Senator Topinka. House Bill 831, Senator Barkhausen.

SECRETARY:

House...House Bill 831 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and members, I reluctantly ask that we...I reluctantly move to recede from Senate Amendment 1 to this bill dealing with the Crime Victim's Compensation Act. House Bill 831, the original bill, includes within the...the crimes for which compensation can be received the offenses of sexual relations within families, criminal sexual abuse and aggravated criminal...sexual abuse. More significantly, it increases the maximum award under the Act from fifteen to twenty-five thousand dollars.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator, just a moment. This is final action on this bill. Senator Barkhausen seeks to recede from Senate Amendment No. 1 on...House Bill 831, final action. Will we break up those conferences so the members can hear this debate. Senator Barkhausen.

SENATOR BARKHAUSEN:

The Senate Amendment 1 had incorporated the provisions of Senate Bill 644 which as all of you may remember provided a...a fee for witnesses, including victims, in the same class of crimes now covered by the Crime Victim's Compensation Act...though that passed this Body with, I think, about forty-five votes, the House has refused...either to give Senate Bill 644 a hearing in the House Judiciary II Committee and has refused to concur in Senate Amendment 1. So, it is with great reluctance that I ask that we recede from Senate Amendment 1 because I think the core bill and House Bill 831 has some merit and I would like to at least see that pass.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Marovitz.

SENATOR MAROVITZ:

Thank you, Mr...Mr. President and members of the Senate...I just don't quite...Amendment No. 1 they did not concur with. So we...you want to recede. Could you once again explain what Amendment 1 is and is that the amendment that had the witness fees in it?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

...yes, it is.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR BARKHAUSEN:

...and the...and the House did not go along with it, so with reluctance, I'm asking that we recede so that the bill

itself will pass.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Did that amendment also increase the...the maximum award?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

No, the bill does that.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Did...did that amendment also expand the crimes to...to...certain sexual crimes or was that the bill?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

That also was the bill rather than the amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Okay, so then...is...is really the only significant part of the...of the amendment the witness fees?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Yes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall the Senate recede from Amendment No. 1 to House Bill 831. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none. The Senate recedes from Amendment No. 1 to House Bill 831 and the bill having received the required con-

*HB 883
Refuse to Recede*

stitutional majority is declared passed. House Bill 883,
Senator Friedland.

SECRETARY:

House Bill 883 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Friedland.

SENATOR FRIEDLAND:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. With this bill...what the...the Senate amendment attempted to help Senator Geo-Karis and she's...the bill was unsuccessful in the House and she has appropriately addressed the House sponsor, and I refuse to recede and request a Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Friedland moves that the Senate refuse to recede from...Senate Amendment No. 1 to House Bill 883 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. House Bill 888, Senator Rock...

SECRETARY:

House Bill 888 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Thank you. I refuse...make a motion to refuse to recede and ask that a Conference Committee be appointed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman as the hyphenated cosponsor moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 888 and that a Conference Committee be appointed. Those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. Senator Maitland...Senator Maitland on the

Floor? Senator Maitland, for what purpose do you arise?

SENATOR MAITLAND:

Thank...thank you, very much, Mr. President. I'd like to suspend the...the appropriate rules and ask for the immediate consideration of Senate Resolution 417...418, I'm sorry.

PRESIDING OFFICER: (SENATOR SAVICKAS)

You've heard the motion. Is there objection? If...hearing none, leave is granted. Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President. This is a congratulatory resolution and I would move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the...those in favor indicate by saying Aye. Those opposed. The Ayes have it. Senate...the rules are suspended. And on the adoption of Senate Resolution 418, those in favor indicate by saying Aye. Those opposed. The Ayes have it. Senate Resolution 418 is adopted. Senator Joyce, did you have a...Senator Joyce...

SENATOR JEREMIAH JOYCE:

Thank you, Mr. President and members of the Senate. I...I have filed with the Secretary a resolution which seeks to recognize the accomplishments and achievements of one of our members. I would ask the Secretary to read that now.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Mr. Secretary. Could we have a little order. This...this is a resolution honoring one of our great colleagues.

SECRETARY:

Senate Resolution 407.

(Secretary reads SR 407)

PRESIDING OFFICER: (SENATOR SAVICKAS)

Obviously, there's many people interested in praising Senator Keats. The board is lighting up. Senator Joyce has moved for the suspension of the rules for immediate consideration of Senate Resolution 407. Those in...is there any...any

discussion on the suspension of the rules? Senator Weaver.

SENATOR WEAVER:

Well, Mr. President, I'd request that the Sergeant-of-arms find Senator Keats and bring him to this Floor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Sergeant-of-arms...will the Sergeant-at-arms please locate...or his assistant please locate Standing Tall Senator Keats. Senator Bloom.

SENATOR BLOOM:

I...I think you can...I think he can be located at the McFarland Zone Center.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator DeAngelis.

SENATOR DeANGELIS:

Mr. President, I would move for a roll call unless the resolution were appropriately amended to include some other comments that were left out.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President, I wonder if you'd clarify, how is the sponsorship of this resolution indicated? It does not say "and all Senators" does it?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Mr. Secretary.

SECRETARY:

It was offered by Senator Jeremiah Joyce and Senator Degnan.

SENATOR ETHEREDGE:

That's fine.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President and Ladies and Gentlemen of the Senate, I think it's very commendable for both Senators Joyce and Degnan to offer this resolution, because poor Roger hasn't had a kind word from me except once today, and I think he deserves some plaudits. Where is Roger? Is he gone or did they dispose of his body, which is it?

PRESIDING OFFICER: (SENATOR SAVICKAS)

On the suspension of the rules, those in favor indicate by saying Aye. Those opposed. The Ayes have it. The rules are suspended. On the adoption of Senate Resolution 407, Senator Joyce.

SENATOR JERENIAH JOYCE:

Well, I think the resolution speaks for itself. I wish that Senator Keats would come up from the Governor's Office and participate in the roll call on this.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

Just a question of the sponsor, if he will yield. I had discussed with him an amendment to the resolution that there also be a suitable copy of the roll call on the bill itself since that was inconsistent with his speech, if a...if the resolution be amended to read, "A suitable copy of this preamble, resolution and the roll call on the bill be presented to Senator Keats." Can we amend it on its face?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hall.

SENATOR HALL:

Well, I just thought maybe you might exercise your power as President and place him under Senate arrest and return him here to the...to the Body.

PRESIDING OFFICER: (SENATOR SAVICKAS)

We have a warrant out for him. On...on the adoption of Senate Resolution 407, those in favor indicate by saying Aye.

Those opposed. The Ayes have it. The...a roll call has been requested. Those in favor of adopting Resolution 407 will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Senate...for what...Senator Lechowicz, for what purpose you arise?

SENATOR LECHOWICZ:

I want to verify those two Aye votes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

I'll...Senator Zito.

SENATOR ZITO:

I don't see Senator Keats on the Floor and he's registered as voting Present. It's obvious...it's obvious he has a conflict of interest in both mind and body, so I would ask that his vote not be recorded.

PRESIDING OFFICER: (SENATOR SAVICKAS)

On that question,...on that question, those in favor indicate...saying Aye. Those opposed. The Ayes have it. The...the resolution is adopted. Senator Carroll.

SENATOR CARROLL:

I believe there is a written motion up there. Is that the purpose?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Yes.

SENATOR CARROLL:

Okay. We have a motion to present on a number of the appropriation bills to nonconcur. I would ask the Secretary to read off the list of bills. This is the suggestion of the two chairmen and two minority spokesmen in unanimous agreement, written motion by the four of us so that we can start the paper work on those bills on which it is obvious that a conference is necessary. So, if the Secretary could read those list of bills and we would then move in tandem that they be nonconcurrent and that the House be so informed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

HB 90
Motion to Repeal
AB 175
nonconcurrent

Mr. Secretary, will you read the motion.

SECRETARY:

I...I am going to read them rather slow, I have three people taking them down.

A Motion...Motion in Writing.

I move that the Senate nonconcur in House amendments to the following bills:

Senate Bills 134, 145, 167, 174, 175, 387, 403, 449, 452,...453, 458, 459, 460, 464, 467, 468, 470, 472, 473, 475, 476, 480 and 483. Signed, Senators Carroll, Hall, Bloom and Sommer.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Now Senators...Senator Bloom.

SENATOR BLOOM:

Now, essentially, the idea is these are appropriations where...if we can get the Conference Committee process started now, that it will probably be in everyone's best interest. Generally, they're...the larger agencies, but I...I think...this is probably the...the most expeditious way to proceed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom and Carroll move to nonconcur in the House amendments to the Senate bills listed on the motion just read by the Secretary. All those in favor indicate by saying Aye. Those opposed. The motion carries and the Secretary shall so inform the House. Now, on the Secretary's Desk on our Supplemental Calendar No. 1 at the top of page 5, we will start at the top with House Bill 90. Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 90 as it left this Body provided for pre-school education programs for zero to five. The bill went over to the House and the House refused to concur in that amendment and the bill is back before us and my motion is to

recede so that the bill will be in the form in which it was originally...as we received it from the House. Let me tell you what that form will be. Instead of the...Senate amendment which called for zero to five preschool programs, this bill, if you vote Aye to recede, will provide for the following: preschool programs for children ages three and four only, optional preschool program for children of those ages; it will provide for an optional full-day kindergarten in addition to our present system of half-day kindergarten programs. Those are the totally relevant differences between the bill with and without the Senate amendment. Be glad to respond to any questions and I solicit your Aye vote on the motion to recede.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Maitland.

SENATOR MAITLAND:

Well, thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. I rise in support of Senator Berman's amendment. Without question, there's been much opposition to the zero to five amendment for preschool. If you would look at the...the bill as suggested as it came over from the House, we are talking about ages three and four for at-risk students, for those students who come by and large from...from sociological backgrounds where...where there is a very, very good possibility that that child is not going to succeed in school. It's totally voluntary and I believe it's an effort that we should support in this Chamber, and I would urge support of Senator Berman's motion.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President. Senator Berman, I have a...a question...as you remember, Senate Bill 1272 contained within it the Governor's recommendation on early childhood edu-

cation. That went to the House and as I understand it got hung up someplace over there. Could you explain how your preschool program or whatever you want to call it...early childhood education proposal before us right now differs, if it does at all, from what we already voted on and sent over there or is this that much different than what you're trying to do?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

I...if I recall, and I've...you were the Senate sponsor of 1272, so I don't remember all of those details, but I...I believe the Governor's program was substantially similar to this. I'm...I apologize, I cannot detail without looking at analysis what there were, but I know it was for three- and four-year-olds, that was...and a grant program, that's what this is, optional. I think they were substantially the same.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

SENATOR KUSTRA:

I think they were too. I...I knew what my bill was. I wasn't so sure what yours was. On that basis, I will support you in this endeavor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President and members of the Senate. This is a true Catch-22 if there ever was one, because on one hand, if we support Senator Berman's motion to recede, some of us are automatically passing House Bill 90 in its originally form which we don't like. On the other hand, if we vote against it, we are supporting an amendment which we like even less, hoping that we would throw this into a Conference Committee and maybe something better than what is being pro-

posed would come out of the...the Conference Committee which is risky to say the least, but I...but I will, therefore, be voting against Senator Berman's motion holding those hopes in mind.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Poshard.

SENATOR POSHARD:

Well, thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in support of Senator Berman's amendment...or motion, but I...but with these reservations, I think those of us who represent predominately rural districts must realize the logistical impossibilities that this bill presents to those that attend rural schools. It's very difficult for parents who live in rural districts, for school boards who have to provide transportation for children who are three- and four- and even five-year-old to rural schools to early childhood programs. By the logistical nature alone of this bill, the majority of these programs will be concentrated in the more urbanized districts of this State. It presents a problem for those of us in rural districts but I understand that early childhood programs, and all the research supports it, are good for our children and, therefore, I do rise in support of the motion and the bill but not without reservations that I have explained.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Just a question. I...wasn't able to ask this in caucus, why have we now...or have we now excluded five-year-olds?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Well, five-year-olds presumably would be available for kindergarten. We're talking about preschool programs under

this bill as well as full-day kindergarten. If they are...available...if they're five and...eligible is the word I was thinking of, eligible for kindergarten, that's where they would go.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Wasn't the earlier program...and maybe I'm wrong again, wasn't the earlier program zero to five?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Yeah, the Senate...the...the amendment that we are receding from was zero to five, this is three to five. It's the same category...I mean, at the top end, you're still talking about people that are not eligible for kindergarten.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Davidson.

SENATOR DAVIDSON:

Well, Ladies and Gentlemen of the Senate, I think you should have listened to Senator Kustra a while ago. The bill that he's talking about which dealt with three- and four-year-old at risk...preschool at-risk student went out of here with no red votes on it. You voted on this once and now suddenly have reservations about this, that and the other, and I don't know where your reservations were when you sent it out of here, but my understanding from the sponsor was it went out of here with...with no red votes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

...Mr...Mr. President, can I...and Ladies and Gentlemen of the Senate, will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR GEO-KARIS:

I originally voted No on 90. Now...because you had an amendment in there which provided for preschool children from zero to...from birth to five years of age. Now, by...are you moving to recede from that particular amendment?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Yes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

If that's the case, then I can...support your motion to recede because I cannot vote for the bill with that amendment in it.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President. I apologize for rising a second time, but it simply isn't accurate to say that this bill went out of here with no red votes because I voted against it when it went out here, and that's...that's it.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall the Senate recede from Amendment No. 1 to House Bill 90. 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 33, the Nays are 14, 2 voting Present. The Senate recedes from Amendment No. 1 to House Bill 90 and the bill having received the required constitutional majority is declared passed. For what purpose does Senator Rock arise?

SENATOR ROCK:

Thank you, Mr. President. I think we have accomplished a good deal today. I would move that we stand adjourned until ten o'clock tomorrow morning...ten o'clock tomorrow morning.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The Senate stands adjourned...Senator Bloom, for what purpose do you arise?

SENATOR BLOOM:

I was off the Floor when the last roll call was taken. Had I been here, I would like the record to reflect my vote would have been Nay.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The record will so indicate. The Senate stands adjourned until Saturday morning at 10:00 a.m.