

STATE OF ILLINOIS  
86th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

89th Legislative Day

May 15, 1990

PRESIDENT ROCK:

The hour of noon having arrived, the Senate will please come to order. Will the Members be at their desks, and will our guests in the gallery please rise. Our prayer this afternoon by Pastor Robert Hanson, Greenview United Church, Greenview, Illinois. Reverend.

PASTOR ROBERT HANSON:

(Prayer given by Pastor Robert Hanson)

PRESIDENT ROCK:

Thank you, Reverend. Reading of the Journal, Madam Secretary.

SECRETARY HAWKER:

Senate Journals of Friday, May 4, and Tuesday, May 8, 1990.

PRESIDENT ROCK:

Senator Hall.

SENATOR HALL:

Mr. President, I move that the Journals just read by the Secretary be approved, unless some Senator has additions or corrections to offer.

PRESIDENT ROCK:

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

SENATOR HALL:

Mr. President, I move that reading and approval of the Journals of Wednesday, May 9th, and Thursday, May 10th, in the year 1990, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

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

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SECRETARY HAWKER:

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

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

House Bills 893, 950, 951, 952, 953, 954, 1055, 1477, 1483, 1504, 1555 - pardon me, 1550, 1632, 1817, 1916, 2013, 2173, 2178, 2179, 2181, 2296, 2619, 2822, 2851, 2873, 2900, 2903, 2918, 2921, 2932, 2936, 2938, 2944, 2948, 2950, 2965, 2990, 20 -- pardon me, 3015, 3027, 3040, 3049, 3063, 3070, 3072, 3107, 3112, 3136, 3139, 3150, 3154, 3155, 3164, 3181, 3200, 3210, 3213, 3230, 3242, 3254, 3288, 3294, 3306, 3310, 3316, 3325, 3350, 3355, 3356, 3371, 3372, 3374, 3409, 3411, 3454, 3475, 3478, 3479, 3482, 3506, 3518, 3528, 3558, 3562, 3573, 3578, 3582, 3583, 3584, 3585, 3590, 3591, 3598, 3603, 3628, 3639, 3656, 3659, 3671, 3679, 3710, 3711, 3716, 3717, 3718, 3719, 3720, 3721, 3722, 3725, 3736, 3738 -- pardon me, that was 3739, 3743, 3749, 3799, 3815, 3817, 3828, 3829, 3830, 3831, 3834, 3842, 3847, 3852, 3856, 3857, 3859, 3874, 3882, 3897, 3918, 3932, 3934, 3949, 3953, 3955, 3971, 3980, 3986, 3994, 4035, 4037, 4038, 4046, 4049, 4058, 4068, 4071, 4080, 4081, 4082, 4085, 4114, 4117, 4118, 4119, 4140, 4151, 4169, 4192, 4202, 4203, 4204, 4221.

Passed the House, May 10, 1990.

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 passed bills of the following titles, in the passage of which I'm instructed to ask the concurrence of the Senate, to wit:

House Bills 2685, 2823, 2959, 3161, 3744, 3752 and 4148.

Passed the House, May 11, 1990.

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

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

House Bills 391, 759, 1681, 1859<sic>, 3075, 3085, 3158, 3299, 3569, 3757, 3789, 3864, 3870, 3959 and 4220. Passed the House, May 14, 1990.

Filed by John F. O'Brien, Clerk of the House.

PRESIDENT ROCK:

All right. Those will be shown on the Order of House Bills 1st Reading. Messages from the House.

SECRETARY HAWKER:

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 adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Joint Resolution 132.

It is a death resolution.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

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 adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Joint Resolution No. 114

And it is substantive.

PRESIDENT ROCK:

Executive. Resolutions.

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SECRETARY HAWKER:

Senate Resolution 1048 offered by Senator Kelly.

Senate Resolution 1049 offered by Senator Hawkinson.

Senate Resolution 1050 offered by Senator Hawkinson.

Senate Resolution 1051 offered by Senator Rea.

Senate Resolution 1052 offered by Senator Dudycz.

Senate Resolution 1053 offered by Senator Geo-Karis.

and Senate Joint Resolution 172 offered by Senator Daley.

They're all congratulatory.

PRESIDENT ROCK:

Consent Calendar. All right. With leave of the Body, we'll turn to Page 28 on the Calendar. Page 28, Ladies and Gentlemen. On the Order of House Bills 1st Reading. And I would again -- as I'm sure you're aware, we just read in another couple of hundred House bills that the House has seen fit to send over here. If any Member wishes to assume sponsorship, please let the Secretary or the Assistant Secretary know, so we can get them off the Calendar and into the Rules Committee. House Bills 1st Reading, Madam Secretary.

SECRETARY HAWKER:

House Bill 1220 offered by Senator Welch.

(Secretary reads title of bill)

House Bill 2377 offered by Senator Jacobs.

(Secretary reads title of bill)

House Bill 2388 offered by Senator Jacobs.

(Secretary reads title of bill)

House Bill 2389 offered by Senator Jacobs.

(Secretary reads title of bill)

House Bill 2842 offered by Senator Welch.

(Secretary reads title of bill)

House Bill 3055 offered by Senator Barkhausen.

(Secretary reads title of bill)

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House Bill 3074 offered by Senator Weaver.

(Secretary reads title of bill)

House Bill 3180 offered by Senator Daley.

(Secretary reads title of bill)

House Bill 3195 offered by Senator Vadalabene.

(Secretary reads title of bill)

House Bill 3196 offered by Senator Vadalabene.

(Secretary reads title of bill)

House Bill 3246 offered by Senator Brookins.

(Secretary reads title of bill)

House Bill 3248 offered by Senator Demuzio.

(Secretary reads title of bill)

House Bill 3312 offered by Senator J.J. Joyce.

(Secretary reads title of bill)

House Bill 3336 offered by Senators Donahue and Luft.

(Secretary reads title of bill)

House Bill 3352 offered by Senator Demuzio.

(Secretary reads title of bill)

House Bill 3383 offered by Senator Netsch.

(Secretary reads title of bill)

House Bill 3424 offered by Senator Luft.

(Secretary reads title of bill)

House Bill 3614 offered by Senator Smith.

(Secretary reads title of bill)

House Bill 3630 offered by Senator Maitland.

(Secretary reads title of bill)

House Bill 3940 offered by Senators Demuzio and Maitland.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT ROCK:

Rules Committee. Ladies and Gentlemen, if I can have your attention. WAND-TV has requested permission to shoot some

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photographs from the gallery. Without objection, leave is granted. Resolutions.

SECRETARY HAWKER:

Senate Resolution 1054 offered by Senator Ralph Dunn.

Senate Resolution 1055 offered by Senator Jeremiah Joyce.

Senate Resolution 1056 offered by Senator Jeremiah Joyce.

Senate Resolution 1057 and 1058 offered by Senator Jeremiah Joyce.

They're all congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Resolution 1059 and 1060 offered by Senator Mahar.

Senate - pardon me, Senate Resolution 1060 is offered by Senators Mahar and Raica.

They're both congratulatory.

PRESIDENT ROCK:

Consent Calendar. Resolutions.

SECRETARY HAWKER:

Senate Resolution 1061 through 1066 offered by Senator Zito. They are all congratulatory.

PRESIDENT ROCK:

Consent Calendar. All right. Ladies and Gentlemen, if I could have your attention. We will begin on the Order of Senate Bills 2nd Reading, the bottom of Page 2, with Senator Watson's 1491, and continue through 2nd Reading. And then I'm sure will get to the Order of Senate Bills 3rd Reading. And we will move through that Order, then we will go to the Recall List that the Secretary's in the process of preparing. And then we have Motions to Discharge that certain Members have indicated they wish to pursue. My guess is we will be working until, roughly, five o'clock - somewhere around five o'clock. So with cooperation, we

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could have an abbreviated week if we can get through it. I would also call your attention to Page 18, to the proposed Agreed Bill List and ask you to take a look. Senator Philip and I have proposed ninety-nine bills to be included on the Agreed Bill List, subject to, obviously, the sponsor and other Members' wishes. All right. We'll begin again. Senate Bills 2nd Reading, Ladies and Gentlemen. I would just call to your attention that Friday is the deadline for consideration of Senate Bills in the Senate. And so those Members who have bills that they wish to pursue, now is the hour. We will again get to 2nd Reading, obviously tomorrow. 1491. Senator Watson. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1491.

(Secretary reads title of bill)

2nd Reading of the bill.

PRESIDENT ROCK:

1-4-9-1. That is correct. Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1508. Senator del Valle. 1523. There's been a request for a fiscal note. Has a fiscal note been filed, Madam Secretary?

SECRETARY HAWKER:

No.

PRESIDENT ROCK:

1532. Senator Jones. 1535. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1535.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

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PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1536. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1536.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1537. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1537.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1556. Senator Maitland. 1558. Senator Schuneman. Senator Philip, do you want to move that for Senator Schuneman? Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1558.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.



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PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Karpziel offers Amendment No. 1.

PRESIDENT ROCK:

Senator Karpziel, on Amendment No. 1.

SENATOR KARPIEL:

Thank you, Mr. President. Amendment No. 1 addresses all the concerns that were brought up in the Senate Executive Committee. It states that the territory of the authority is changed to run congruent with the boundaries of the Prophetstown Park District. These boundaries were approved by a local referendum years ago. And they're the same as the Prophetstown Consolidated School District. It also changes -- it says that the membership of the Authority Board shall be composed of the five members of the Prophetstown Park District, and three members shall constitute a quorum. And the Section addressing the eminent domain is deleted.

PRESIDENT ROCK:

All right. Senator Karpziel has moved the adoption of Amendment No. 1 to Senate Bill 1558. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Barkhausen. 1575. 1558<sic>. 1585. Senator Collins, there's been a request for a fiscal note. Has the note been filed? It has not yet been filed. 1617. Senator Jacobs. 1629. Senator Fawell. 1641. Senator Karpziel. 1644. Senator Thomas Dunn. Huh? 1-6-4-1? The one you waved me off of? Now we're waving back on. Read the bill a second time, Madam Secretary.

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SECRETARY HAWKER:

Senate Bill 1641.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Karpiel, on Committee Amendment No. 1.

SENATOR KARPIEL:

Can I move to Table Committee Amendment No. 1?

PRESIDENT ROCK:

All right. Senator Karpiel has moved to Table Committee Amendment No. 1. Is there any discussion? If not, all in favor of the Motion to Table, indicate by saying Aye. All opposed. The Ayes have it. Committee Amendment No. 1 is Tabled. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator Philip offers Amendment No. 2.

PRESIDENT ROCK:

Senator Philip, on Amendment No. 2.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Amendment No. 1 to Senate Bill 1641 just adds to the duties of the county auditor. Allows them to audit records maintained by outside vendors who do business with the county. Move the adoption of Amendment No. 1 <sic>.

PRESIDENT ROCK:

All right. Senator Philip's moved the adoption of Amendment No. 2 to Senate Bill 1641. Discussion? If not, all in favor,

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indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1644. Senator Dunn. Top of page -- you want -- wish to call it now. 1647. Senator Etheredge. 1651. Request for a fiscal note. All right. 1701. There's been a request for a fiscal note, Senator Rea. I'm told it has not yet been filed. 1704. Senator Jacobs. 1709. Senator Topinka. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1709.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senator Topinka offers Amendment No. 1.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 dedicates ten percent of the money, or any other excess money left after the ordinary and contingency expenses are appropriated, of the nurses fund, whichever is less, to the Department of Public Health for nursing scholarships for four years. It is apparently agreed to by all.

PRESIDENT ROCK:

Senator Topinka has moved the adoption of Amendment No. 1 to Senate Bill 1709. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment is

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adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. I skipped 1653, Madam Secretary. On the Order of Senate Bills 2nd Reading, top of Page 4, is Senate Bill 1653. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 1653.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Thomas Dunn offers Amendment No. 1.

PRESIDENT ROCK:

Senator Dunn, on Amendment No. 1.

SENATOR T. DUNN:

Thank you, Mr. President. This amendment, which is with the consent of the Department of Corrections, mandates that they transmit to the Circuit Clerk each year the amount and an impact statement on the sentencing of an individual to the Department of Corrections. What it means, in simple language, is that when the court considers sentencing an individual, the court shall make part of that sentencing a statement as to the cost to the taxpayers when that individual is sentenced. I urge a favorable vote on the amendment.

PRESIDENT ROCK:

All right. Senator Dunn moves the adoption of Amendment No. 1 to Senate Bill 1653. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

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SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1713. Senator Rigney, there's been a request for a fiscal note. 1732. Senator Welch. Also a request for a fiscal note. 1736. Senator Holmberg. 1752. Senator Maitland. 1754. Senator Savickas. 1760. Senator Dudycz. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1760.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1761. Senator Joyce. Read the bill.

SECRETARY HAWKER:

Senate Bill...

PRESIDENT ROCK:

I'm sorry. Hold it. Senator Dudycz, for what purpose do you arise?

SENATOR DUDYCZ:

Mr. President, there was a Floor amendment filed.

PRESIDENT ROCK:

Okay. With leave of the Body, we'll go back to 1760.

SECRETARY HAWKER:

Senator Dudycz offers Amendment No. 1.

PRESIDENT ROCK:

Senator Dudycz.

SENATOR DUDYCZ:

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Thank you, Mr. President. The Amendment No. 1 is being offered...

PRESIDENT ROCK:

...put it on the board. Hold it, Senator Dudycz, will you, please? 1-7-6-0 on the board, please. All right. Senator Dudycz, on Amendment No. 1.

SENATOR DUDYCH:

Yes, Mr. President. Amendment No. 1 is being offered at the suggestion of the State Board of Elections. What it does is it provides a mechanism for lotteries for ballot placement if petitions are filed simultaneously in the Chicago and Springfield offices. And I know of no opposition.

PRESIDENT ROCK:

All right. Senator Dudycz has moved the adoption of Amendment No. 1 to Senate Bill 1760. Is there any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1761. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1761.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1767. Senator Schaffer. Top of Page 5. 1768. Senator Joyce. Read the bill, Madam Secretary, please.

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SECRETARY HAWKER:

Senate Bill 1768.

(Secretary reads title of bill)

2nd Reading of the bill. No Committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1776. Senator Joyce. 1778. Senator Raica. All right. With leave of the Body, Senator Holmberg skipped 1736. Middle of page 4, Madam Secretary. 1-7-3-6. Read the bill.

SECRETARY HAWKER:

Senate Bill 1736.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Holmberg offers Amendment No. 1.

PRESIDENT ROCK:

Senator Holmberg, on Amendment No. 1.

SENATOR HOLMBERG:

All right. Thank you, Mr. President. This amendment changes the original bill. The original bill allowed for any retired physicians who wish to teach in -- or wish to work in a free medical clinic, to have their malpractice insurance picked up by the Department of Health. This instead grants them immunity from liability, and is therefore more cost-effective. And it works under the Illinois law. It makes it a much better bill, and I recommend its adoption.

PRESIDENT ROCK:

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All right. Senator Holmberg has moved the adoption of Amendment No. 1 to Senate 1736. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. I'm told that the fiscal note on 1732 has been filed. 1732, Madam Secretary. Check for amendments. 1-7-3-2. On the Order of Senate Bills 2nd Reading, middle of Page 4, is Senate Bill 1732. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1732.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Higher Education offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Welch, on Committee Amendment No. 1.

SENATOR WELCH:

Mr. President, this bill extends from six months to eighteen months the amount of time of a veteran returning to the State of Illinois has to apply for a scholarship. The original bill was at five years, the amendment changed it to eighteen months. I would move for adoption of the amendment.

PRESIDENT ROCK:

Senator Welch has moved the adoption of Committee Amendment No. 1 to Senate Bill 1732. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:



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Any amendments from the Floor?

SECRETARY HAWKER:

Senator Dudycz offers Amendment No. 2.

PRESIDENT ROCK:

Senator Dudycz, on Amendment No. 2.

SENATOR DUDYCZ:

Thank you, Mr. President. Amendment No. 2 simply states that no State college or university which accepts Illinois Veteran's Scholarships can ban ROTC programs.

PRESIDENT ROCK:

All right. Senator Dudycz has moved the adoption of Amendment No. 2. Discussion? Senator Welch.

SENATOR WELCH:

This is an amendment that I would oppose, Mr. President. What we're trying to do is help veterans who come back to -- if I could have some attention over here...

PRESIDENT ROCK:

All right. I'm going to have to ask the staff to take their conferences off the Floor. And ask the Members to please be in their desks -- at their desks. Senator Dudycz has offered Amendment No. 2 to Senate Bill 1732. Senator Welch is objecting. Senator Welch.

SENATOR WELCH:

Thank you. What we're trying to do is get more scholarships for Illinois veterans. The bill will allow them to apply up to eighteen months after they come back to Illinois, instead of six months. Senator Dudycz has filed an amendment that says that the only way an Illinois veteran can get a scholarship is if he attends a school where the school continues to offer ROTC, as I understand the amendment. What's happening is many schools are having second thoughts about providing Reserve Officers' Training Corps training to individuals. Now, why a veteran, who has a

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scholarship, would want to go through Reserve Officers' Training Corps, after being a veteran, is beyond me. And I think that the amendment has somewhat of a good idea, but it shouldn't apply to this bill. It -- a veteran is going to get a scholarship. It's not really his concern, at that point, to go to a school that offers Reserve Officers' Training Corps training because he's not going to apply for it. So he doesn't need that training. And Senator Dudycz's amendment says that he can only go to a college that offers that training. Now this doesn't make sense. Senator Dudycz's amendment might be better put on a different bill, but to prohibit Illinois veterans from getting scholarships to schools that they want to go to, because they don't offer a program that the veteran isn't going to take - it doesn't make sense.

PRESIDENT ROCK:

All right. Senator Dudycz has moved the adoption of Amendment No. 2. Further discussion? If not, Senator Dudycz, to close.

SENATOR DUDYCZ:

Yes. Senator Welch, you were referring to the wrong amendment. The amendment that I had filed -- if you remember, last February the U.S. Supreme Court upheld a Defense Department ban on homosexuals in the military. And two days later, the faculty of Northern Illinois University recommended dropping the Army ROTC Courses from its curriculum because the ROTC had been following the Defense Department policy. And this ROTC program at the University has had this particular ban and the Supreme Court reaffirmed its right, now the NIU policy makers have given the ROTC program two years to ban its restrictions or face being kicked off campus. And I think that if a university accepts Illinois Veteran's Scholarships, it should not exclude ROTC programs in its curriculum. And I ask a roll call, and I seek your affirmative support.

PRESIDENT ROCK:

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All right. With leave of the Body. Apparently a couple of additional Members have indicated a desire to speak to this. And I can only hope that in future amendments, we'll be paying a little bit better attention. Senator Keats.

SENATOR KEATS:

I apologize. My light was on earlier and I accidentally turned it off. And that was my error and I apologize. I think it's important to remember that this is really an issue of academic freedom. Northern Illinois University is saying to the ROTC program, "You are following the Defense Department rule. You are following the Supreme Court decision. But we're still going to kick you off, because we don't like you." Well that's interesting. And I admit there are times I'm tempted to do things like that, too. But the simple fact is, they are -- Northern Illinois University's faculty setup, by this action, is penalizing patriotic kids who like a military career and would like to have an opportunity to serve in the military as an officer. In men and women - the program's open to both men and women - Army, Navy, Air Force - and both can join equally. They receive a stipend for doing it. It's a way to help finance their college education, and a way to serve their country. And for Northern Illinois University to try and remove ROTC from campus, when the ROTC program is simply following Federal law, verges upon being inane. I mean, it is more than academic freedom. It's whether Northern Illinois University says federal law applies. These scholarships are one of the few ways we have to get a message sometimes to the heads of these universities. Northern, who's normally been very reasonable - and I'm not up here to knock them - they're a pretty school and they've done a pretty good job - but I'm not complaining. This is an issue where they have gone off on a tangent, and sometimes you have to bring them up short before they get so far off that they are penalizing their students. And these

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are students from everywhere in the State who are simply attempting to serve their country and following the Department of Defense and the Supreme Court rules.

PRESIDENT ROCK:

Further discussion? Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President, Ladies and Gentlemen of the Senate. Just yesterday, having witnessed my son's commissioning through an ROTC Program at the University of Illinois, and getting an education that he otherwise would not have been able to have gotten, as well as a whole bunch of young men and young women who have not -- would not have been able to have gotten an education, who are turned out into some of the finest people that we will produce from this State. For Northern Illinois University to attack that program at this time is not only bizarre and obscene, but I personally resent it. And I can't understand what you're trying to do, because you would deny kids the ability to go to school at a time when it is ever so much harder to get scholarship money at the high cost of tuitions. And I really have to stand strongly in opposition, and I would ask everybody in this Chamber to do so. When, indeed, ROTC programs are following Federal law and doing so - you know - to the best of their ability. Don't muddle them. This is absolutely not fair.

PRESIDENT ROCK:

Further discussion? Senator Kelly.

SENATOR KELLY:

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

PRESIDENT ROCK:

The sponsor indicates he will yield, Senator Kelly.

SENATOR KELLY:

I've heard the term Northern Illinois University used several times. Does this amendment apply exclusively to NIU, or does it

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apply to all the universities in the State of Illinois?

PRESIDENT ROCK:

Senator Dudycz.

SENATOR DUDYCZ:

Senator Kelly, this applies to all universities. I'm bringing Northern Illinois University as a case in point, because they are the ones that imposed a ban on ROTC two days after the Supreme Court made its ruling.

PRESIDENT ROCK:

Senator Kelly.

SENATOR KELLY:

Well, if that's the case, then I have to agree with Senator Welch. I think this is a bad idea, even though the sponsor is well-intended. I think that veterans - and Senator Dudycz has been certainly a leader in this issue - this would place a handicap on veterans, rather than assist them if they could only go to schools that have ROTC. And I don't know how it is now in ROTC. I think Senator Dudycz may want to respond to this.

PRESIDENT ROCK:

Senator Dudycz.

SENATOR DUDYCZ:

Senator Kelly, I think you're referring to the amendment that Senator Welch was speaking on earlier, which is not the amendment which is before us. This amendment says that no State college or university which accepts Illinois Veteran's Scholarships can ban ROTC programs. He was referring to a different one.

PRESIDENT ROCK:

All right. Further discussion? Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This second amendment is really the same as the first, only reworded. What the amendment does is say that if you're a veteran, you can choose any school except NIU,

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because in two years they are going -- they are talking about phasing out ROTC. But the problem is that these veterans won't use ROTC anyway. The veterans - this bill is brought to me by the veterans in the State of Illinois - and they are the ones who wanted the bill. And I don't think they've seen this amendment. And if they did, I'm sure they wouldn't support it. Because what Senator Dudycz is trying to do is restrict the rights of veterans in the State. And the way he -- you are Senator. You are restricting them from going to Northern Illinois University if they eliminate ROTC. And you can't say otherwise, because that's exactly what the amendment does. By prohibiting veterans from making a choice, not only are you prohibiting the students who remain at the campuses that don't have ROTC from having Reserve Officers' Training Corps programs, they also have no exposure to people who have been veterans. So you're going to end up, Senator, with a campus with no veterans and nobody in Reserve Officers' Training Corps. Absolutely no ties to the military or military history of this country. Senator, this is a bad amendment. You've put it on the wrong bill. You're aiming at the wrong goal here. You're punishing veterans for something they didn't do, that they have no control over, and you're taking away their rights. It's as simple as that. And we should oppose this amendment.

PRESIDENT ROCK:

All right. Further discussion? Further discussion? Senator Dudycz, to close.

SENATOR DUDYCZ:

Thank you, Mr. President. Just briefly. Senator Welch, you're absolutely wrong. This does not put the heat on the veterans. It puts it on the universities. No State -- any veteran, with this amendment, any veteran can apply to any State university. What this amendment will do will tell the

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universities that if you except Veteran's Scholarships, then you should be able to have that ROTC program. Very simply put. This does not put any heat on the veterans. It goes right on to the colleges. I think it's a good amendment, and I seek an affirmative vote from every Member here.

PRESIDENT ROCK:

All right. Senator Dudycz has requested a roll call. The question is the adoption of Amendment No. 2 to Senate Bill 1732. Those in favor of the amendment will vote Aye. Opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 26 Ayes, 26 Nays, none voting Present. The amendment fails. Senator Dudycz, for what purpose do you arise, sir?

SENATOR DUDYCZ:

I'd like a verification of the negative roll call.

PRESIDENT ROCK:

That request is in order. All right. Senator Dudycz has requested a verification. Will the Members please be in their seats. Madam Secretary, read the negative roll call.

SECRETARY HAWKER:

The following Members voted in the negative: Alexander, Brookins, Carroll, Collins, Daley, D'Arco, Demuzio, Fawell, Hall, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Luft, Netsch, O'Daniel, Rea, Severns, Smith, Vadalabene, Welch, Zito and Mr. President.

PRESIDENT ROCK:

Senator Dudycz, do you question the presence of any Member?  
Senator Dudycz.

SENATOR DUDYCZ:

Senator Lechowicz.

PRESIDENT ROCK:

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Senator Lechowicz on the Floor? Senator Lechowicz on the Floor? Strike his name, Madam Secretary.

SENATOR DUDYCZ:

Senator Fawell.

PRESIDENT ROCK:

Senator Fawell on the Floor? Senator Fawell on the Floor? Strike her name, Madam Secretary.

SENATOR DUDYCZ:

Senator Jerome Joyce.

PRESIDENT ROCK:

Senator Joyce on the Floor? Senator Joyce on the Floor? Strike his name, Madam Secretary.

SENATOR DUDYCZ:

Senator Jacobs.

PRESIDENT ROCK:

Senator Jacobs on the Floor? Senator Jacobs on the Floor? Strike his name, Madam Secretary. All right. On that question, there are -- the roll has been verified. There are 26 Ayes -- and Senator Joyce has reappeared. Put him back on the roll call. 26 Ayes, 23 Nays, none voting Present. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Zito, for what purpose to you arise, sir?

SENATOR ZITO:

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

PRESIDENT ROCK:

State your point.

SENATOR ZITO:

Today, in the Senate gallery, we're joined by some eighth



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grade students that are participating in an Illinois History Day. They are from my district, Rhodes School. Their teacher is Judy Henry. I'd like for them to be recognized.

PRESIDENT ROCK:

Will our guests please stand and be recognized by the Senate. Welcome to Springfield. All right. The Chair has been informed that Senators Etheredge and Carroll and Maitland and Hall are ready to go on the appropriations, so we will begin. Top of Page 5. 1783. And I would ask the Members to pay particular attention. There are a number of amendments proposed to a number of these bills. Senator Etheredge. 1783. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1783.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Let me just -- as we've always done when we get to the amendment stage - a very, very brief description. In working with Senator Hall, Maitland, Etheredge, yourself and Senator Philip, the Senate has suggested a balanced budget approach to budgeting this year, recognizing the fact that there are not going to be tax increases, and recognizing the fact that we cannot leave bills unpaid for the next fiscal year. With those two items in mind, we proposed a plan that everyone in this Chamber is aware of, that will save four hundred sixty-three million dollars and balance the budget. In order to do so, we have asked for constraint from government -- from the administration, and have suggested a plan

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that will reduce their budgets by the four hundred sixty-three million, recognizing that if they have better ideas on how to do it, we welcome those suggestions. At the same time, we've asked our own Members to constrain from the appropriate district considerations that should go into a budgetary process, and to withhold those requests at this time, until we can find a way to find some additional monies to make sure that districts are appropriately represented in government spending. So we've asked for constraint from government and from ourselves as well. And with that in mind, on the FY'90 supplemental, I would offer Committee Amendment No. 1, which is additional funds requested by the administration, Federal and General Revenue, to finish off this fiscal year.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in support of this committee amendment. And request that you give it your favorable consideration. At the same time, I would like to take advantage of this opportunity to reiterate some of the cautionary words that Senator Carroll has just given. We have here, in the Senate, on a bipartisan basis, with the help of the leadership on both sides of the aisle, developed what I feel is a responsible approach to the FY'91 budget. I think it is terribly important that as we proceed to discuss and -- these appropriation bills, that we do resist any temptations, at this time, to add amendments to these bills. They are now postured in a way which will enable us to reduce the budget by almost five hundred million dollars. It's terribly important that we continue to implement this program, and that we send over to the House what is truly the considered reflection -- the considered judgment - bipartisan judgment - on our

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appropriation bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 1783. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 2 is the State Board of Education General Revenue Fund Transfer. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, Senator Carroll has moved the adoption of Committee Amendment No. 2 to Senate Bill 1783. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the request of the community college boards for their retirement. And I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, Senator Carroll has moved the adoption of Committee Amendment No. 3. Those in favor will

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indicate by saying Aye. Opposed, Nay. The Ayes have it.  
Committee Amendment No. 3 is adopted. Further committee  
amendments?

SECRETARY HAWKER:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the  
Senate. Committee Amendment No. 4 was the request of the Student  
Assistance Commission, used -- formerly known as the Scholarship  
Commission, to allow transfer among GRF grant lines, and I would  
move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, Senator Carroll has moved the  
adoption of Committee Amendment No. 4. Those in favor will  
indicate by saying Aye. Opposed, Nay. The Ayes have it.  
Committee Amendment No. 4 is adopted. Further committee  
amendments?

SECRETARY HAWKER:

Committee Amendment No. 5.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the  
Senate. Committee Amendment No. 5 would delete the two million  
dollars that was -- we pulled out of the Tax Incremental Financing  
Fund and would have deposited in General Revenue, and gives it  
back to the tax incremental districts that created it. I would  
move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, Senator Carroll has moved the

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adoption of Committee Amendment No. 5. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 5 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 6.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 6 would take from the Department of Nuclear Safety and reduce the monies available out of our W Funds that would have been spent in Wayne County. The board has said they don't want us. We don't want them. We shouldn't be spending the money, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Carroll has moved the adoption of Committee Amendment No. 6. If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 6 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY HAWKER:

Senators Collins and Severns offer Amendment No. 7.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins on the Floor? All right. Senator Severns has requested that that amendment be withdrawn. Amendment is withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 7 offered by Senator Etheredge.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This amendment will permit a transfer of 1.2 million dollars among various lines in the Supreme Court's appropriation bill. I move for its acceptance.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge has moved the adoption of Amendment No. 7. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 7 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1784, Madam Secretary. On the Order of Senate Bills 2nd Reading.

SECRETARY HAWKER:

Senate Bill 1784.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Amendment No. 1 is the reduction to the Governor's level and an additional six hundred and forty-five thousand dollar GRF reduction to implement the Senate's budget plan. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No.

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1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1785. On the Order of Senate Bills 2nd Reading is Senate Bill 1-7-8-5, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1785.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Amendment No. 1 is the reduction to the Governor's level and an additional five thousand nine hundred and six GRF reduction to implement the Senate's budgets plan. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill -- beg your pardon. Further committee amendments?

SECRETARY HAWKER:

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No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jacobs offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs. Senator Jacobs on the Floor? Senator Hall, are you familiar with this amendment? Senator Hall.

SENATOR HALL:

Sir, I would not want to offer that amendment at this time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Rock.

SENATOR ROCK:

Well, I'm opposed to the amendment, in any event. So, I just ask that we pull it. If Senator Weaver wants to bring the bill back at some point, that's up to him. I'm diametrically opposed to this amendment. So in an effort to move along, I'd ask that it be withdrawn.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. You've heard the request. The amendment's withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1786, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1786.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.



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SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Amendment No. 1 is the reduction to the Governor's level and an additional five thousand nine hundred and six -- oh, I'm sorry, I'm on the wrong bill. Go to Senate Bill 1786. This is the reduction to the Governor's level, and an additional one thousand eight hundred and eighty-one dollars reduction to implement the Senate's budget plan. I move for the adoption of this amendment to Senate Bill 1786.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Hall has moved the adoption of Committee Amendment No. 1. If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Vadalabene offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Vadalabene.

SENATOR VADALABENE:

Yes. Thank you, Mr. President and Members of the Senate. Floor Amendment No. - would it be No. 2 or No. 1?

PRESIDING OFFICER: (SENATOR DEMUZIO)

No. 2.

SENATOR VADALABENE:

Floor Amendment No. 2. This amendment increases the Fiscal '91 Income Fund appropriation by fifty-nine thousand one hundred dollars to reflect a three-year phase-in tuition increase at SIU Dental and Law Schools. No undergraduate increases are proposed.

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And I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Vadalabene has moved the adoption of Amendment No. 2. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Rea.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea.

SENATOR REA:

Thank you, Mr. President. This bill -- or this amendment appropriates ten thousand dollars to Southern Illinois University for coal research on the L-Star Coal Combusters. This is a new technology that has tremendous potential in residential as well as commercial purposes. And with what's occurring, with the acid rain legislation, this certainly could be a tremendous value to the use of Illinois coal. I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea has moved the adoption of Senate Amendment No. 3. Is there discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. This is, obviously, a raid - although a small raid - on the General Revenue Fund. I think in the spirit of the bipartisan agreement we have, I must rise in opposition to Floor Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Rea may close.

SENATOR REA:

I would simply ask for an Aye vote, and I feel that this is a very small amount and can be shifted around as far as the budget

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-- as far as priority. And this is a high priority of -- should be for our State, with coal being a very important resource.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea has moved the adoption of Amendment No. 3. All in favor will indicate by saying Aye. Opposed, Nay. In the opinion of the Chair, the Noes have it. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. SIU-E presently maintains an East St. Louis Center at the SIU-E Dental Clinic, which provides for health care services. There's an area adjacent to the dental clinic where two nurse faculties - both LPNs - have seen clients since 1988. This activity currently takes place in an old hotel room where the facilities are greatly lacking - that is no running water or plumbing whatsoever. In 1989 SIU conducted inquiries about renovating this space for the purpose of establishing a permanent nursing clinic. This bill would provide funding for renovation of the faculty and its operation. SIU-E says they already possess adequate personnel to staff the facility. But because of the situation that is going to confront us, as bad as I hate to see this, I'm not going to present this at this time. That's the policy that we are following, so that applies to us as well as everybody else.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Hall seeks leave to withdraw the amendment. The amendment is withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1787. Senator Davidson. On the Order of Senate Bills 2nd Reading is Senate Bill 1-7-8-7, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1787.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President. Senate Amendment No. 1 is a reduction to the Governor's level, and an additional one thousand eight hundred dollars reduction to implement the Senate's budget plan. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Holmberg offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Holmberg.

SENATOR HOLMBERG:

All right. Thank you, Mr. President. This amendment includes five hundred thousand from the Capital Development Fund for reappropriation of an FY'90 Board of Regents appropriation for

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planning a building for NIU in Rockford.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, -- sorry. Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Just to make sure that both sides of the aisle understand this. This is an amount that was left out of the reapprop bill, and I would support Senator Holmberg's amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Holmberg has moved the adoption of Amendment No. 2. Is there further discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1788. On the Order of Senate Bills 2nd Reading is Senate Bill 1788, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1788.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This Amendment No. 1 is the reduction to the Governor's level, and also an additional one thousand six hundred eighty-five thousand <sic>(one thousand six hundred eighty-five) GRF reduction to implement the Senate's budget plan. I move for the adoption of this amendment.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1789. Senator Etheredge. On the Order of Senate Bills 2nd Reading is Senate Bill 1-7-8-9, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1789.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Amendment No. 1 is a reduction to the Governor's level, and an additional two thousand one hundred seventy-two dollars less the GRF reduction to implement the Senate budget plan. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

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SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senator Topinka, for what purpose do you arise?

SENATOR TOPINKA:

Yes. A point of personal privilege, Mr. President, and that is to acknowledge -- in the gallery on our right, behind us, I would acknowledge one of my constituents. She had the good sense to move into my district. And that's Melissa Watson-Walker, who also happens to be the sister of Senator Watson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Will our guests in the gallery please rise? 1790. Senator Etheredge. On the Order of Senate Bills 2nd Reading, Senate Bill 1-7-9-0, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1790.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Amendment No. 1 is simply a reduction to the Governor's level. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 1790. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 1791. Senator Severns. On the Order of Senate Bills 2nd Reading is Senate Bill 1-7-9-1, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1791.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is simply a reduction to the Governor's level, and an additional two million<sic>(thousand) four hundred thirteen in GRF reduction to implement the Senate budget plan. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 1791. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1792. Senator Etheredge. On the Order of Senate Bills 2nd Reading, Madam Secretary, 1792.

SECRETARY HAWKER:

Senate Bill 1792.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.



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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is simply a reduction to the Governor's level. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 1792. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1793. Senator Weaver indicates that he wishes to have it called. 1793, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1793.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Woodyard, for what purpose do you arise?

SENATOR WOODYARD:

Thank you, Mr. President. On a point of personal privilege.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

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SENATOR WOODYARD:

In the gallery, to the rear, is a school from my district, from Palestine, Illinois, and I wish to welcome them to Springfield.

PRESIDING OFFICER: (SENATOR DEMUZIO)

If our guests in the gallery will please rise and be welcomed to Springfield. Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 to Senate Bill 1793 is the reduction to the Governor's level. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Hall has moved the adoption of Committee Amendment No. 1. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1793. Senator Weaver. On the Order of Senate Bills 2nd Reading is Senate Bill 1-7-9-4 - I'm sorry. 1-7-9-4.

SECRETARY HAWKER:

Senate Bill 1794.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Hall.

SENATOR HALL

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 is -- for Senate Bill 1794 is a reduction to the Governor's level, and an additional 9.5 reduction to implement the Senate budget plan. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Hall has moved the adoption of Committee Amendment No. 1. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1795. Senator Watson on the Floor? Senator Watson on the Floor? Oh, yeah, he's in the gallery. Senate Bill 1-7-9-5, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1795.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate, Senators in the gallery. Committee Amendment No. 1 is the guidelines amendment reducing some General Revenue Funds. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Committee Amendment

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No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1796, Madam Secretary, on the Order of Senate Bills 2nd Reading.

SECRETARY HAWKER:

Senate Bill 1796.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is reduction and the reappropriation to the unexpended balance level of three hundred twenty-eight thousand dollar savings, as well as making the guidelines in across-the-board reductions. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

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No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1797. Senator Weaver. On the Order of Senate Bills 2nd Reading, 1797, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1797.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1798. Senator Philip. On the Order

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of Senate Bills 2nd Reading is Senate Bill 1-7-9-8, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1798.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 deletes those programs that would have been created by a new tax or fee. Since those do not exist, the new Environmental Challenge and other program grants have been eliminated by Committee Amendment No. 1. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jones offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones. Senator Jones on the Floor? Senator Jones on the Floor? Senator Carroll seeks leave to have that amendment withdrawn. Is leave granted? Leave is granted. Further amendments?

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SECRETARY HAWKER:

Amendment No. 2 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch. All right. Senator Jones. Are you ready to proceed? Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. Floor Amendment No. 2 deletes the Build Illinois Bond Fund appropriation of twenty-seven million dollars to the Capital Development Fund for the Board of Higher Education for the purpose of constructing and equipping a multi-university center for graduate study and research. At a May 6th meeting this month, the Board of Higher Ed recommended funding this project, in spite of much opposition. When the Board of Higher Ed appeared before the Appropriation Committee, they had very few, if any, answers to questions posed by members of the committee. As usual, the Director is requested to follow up with information. The Director has yet to follow up with information. When asked how many students would attend the university, the Director had no answer, and still has no answer. However, the Board of Higher Ed went ahead, on May 6th, and recommended, after the committee meeting, that this project proceed. The problems with this project, basically, in my opinion, are number one: the feasibility of staffing this center with visiting faculty is impossible, if not totally impossible. The idea that faculty will commute in from the Northern Illinois University, the U of I Circle Campus, the U of I in Champaign, Northwestern University, is obviously an attempt to get this bill -- then later put on a permanent faculty. Studies that have been done by the Auditor General as well as the Western Suburban Regional Academic Consortium, do not suggest an immediate need for a high-tech university. A few years back, many of you here remember, we put an engineering school at Northern Illinois University. The major

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opposition to putting a engineering school at NIU was that we didn't need it. There weren't enough -- there was too many spaces for engineers in Illinois as it was. Everybody was complaining that that was the major objection. We put it in anyway. And now, all of a sudden, a few years later, while NIU is building a building for its engineering school, the U of I comes up and says well, there's a lot more space than we originally thought, and now they want to put in a graduate degree program for engineering as well. There is not enough support in the State for engineering, by way of students wanting to go, to support this project. Its -- the project had its origin with our bid to land the Superconducting Super Collider. Obviously, we didn't land it. Unfortunately, this program has achieved a life of its own, apart from the failure of Illinois to acquire the Superconducting Super Collider. The need for this project is questionable. At this moment, Illinois Institute of Technology is in the process of constructing a fifteen-million-dollar facility in Western DuPage County. The courses being taught there would be duplicated by the facility the U of I wants to build. The IIT has offered to combine this facility with the U of I in a multi-university package. But the U of I has been recalcitrant in negotiating in favor of such a project. In addition, there is an estimate that the multi-university center will serve approximately eight thousand students. If it does, the year after this one, we're going to see the U of I requesting that we start funding this university at its maintenance level of between ten and fifteen million dollars a year. In these times, with tight budgets, you can bet that that money is going to come directly out of every other university in the State of Illinois. There's not going to be an additional fifteen million dollars appropriated to a Higher Ed budget. There's going to be a budget, just like this year, and there's going to be fifteen million dollars less to appropriate to



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Illinois State, to Eastern Illinois, to Southern Illinois and every other State university. That's what the ultimate impact of this proposal is going to be. This center was not among the original proposals by the U of I when they sent letters to every one of us as their six top priorities. Wasn't on the list. The planning grant that we proposed and approved last year has never been spent. Not one dollar. There has been no planning for this. The proposal has been on the back burner of the U of I. They have not shared the information with the Legislature as to why it's needed. And in fact, there is clearly no need for this project. This is going to be money spent in a year when we don't have the money. A lot of people think that bond funds isn't - are not real money - they're kind of funny money because you don't really have to pay for them this year. But even if that was true, there's twenty-seven million dollars that can go to community colleges around the State. They're only going to get forty-four one-hundredths of one percent per building money this year. There are other projects on the list that have not been funded. The U of I has two other buildings on the list of projects to be built - one in Champaign-Urbana and one at Chicago. So it's not like they're going to be denied the money. For that reason, I would urge support of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Daley.

SENATOR DALEY:

Thank you, Mr. President and Members of the Senate. I stand in support of this amendment. And simply because of the cost factor. Basically, I believe it is twenty-seven million now in bond authorization this year. And next year I question it would be -- whether or not it would come out of General Revenue Funds. And as stated before, in this year of tight economy, I believe we must cut back. And I'm sure, Senator Philip, eventually there

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will be a need out in your area, which you're serving well. And for those reasons, I support this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Of course, I oppose Senator Welch's amendment. And remind him it's not out of GRF. It's bond money. And it won't all be spent in 1990. We all know that. And let me say this. It is a school for high techs, master's and doctor's degrees only. And this idea was conceived by the University of Illinois and for the business community along 88 -- Highway 88. There are a lot of high tech businesses there. And they want to be able to send people who are employed there, who only have a regular degree, over to the University of Illinois to finish and get their master's and doctor's degree. It's a good idea. We ought to do it. And incidentally, there isn't one governmental department in the State of Illinois, that isn't getting more money this year than they spent last year. Not one. Now there are some constitutional officers who are not taking as much money as they did last year, because they're running for election. But every governmental unit in the State of Illinois, will get more money this year than they did last year.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Welch, do you wish to close? Senator Welch.

SENATOR WELCH:

Well, that's right. Every department and agency is getting more money. But we're putting another chair at the table to pick up what little additional money there is next year. It's going to the U of I asking for another fifteen million for this multi-university system in DuPage County. Well, business has

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apparently worked somewhat with the University of Illinois. It's odd that Motorola and Amoco are not -- are in opposition to these plans for the multi-university center. This is a duplication of a private university being built in the area. This would be a waste of State money, in this tight year. You know, we got the argument "It's only bond money." But, you know, those bonds have to be paid back. And it's paid back out of General Revenue. So I think it's a wise investment at this time to postpone spending money on this multi-university system. I would urge an Aye vote on this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch has moved the adoption of Amendment No. 2. Those in favor will indicate by saying Aye. Opposed, Nay. In the opinion of the Chair, the Ayes have it. Senator Philip, for what purpose do you arise?

SENATOR PHILIP:

Thank you, Mr. President. I think I would like to have a roll call, if you don't mind.

PRESIDING OFFICER: (SENATOR DEMUZIO)

You don't trust my judgement. Okay. Senator Welch has moved the adoption of Amendment No. 2. 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 32, the Nays are 22, none voting Present. Amendment No. 2 is adopted. Senator Ralph Dunn, for what purpose do you arise?

SENATOR R. DUNN:

Personal privilege. I have an announcement.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Yes, sir.

SENATOR R. DUNN:

In the gallery behind me is the eighth grade School District

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49 from Nashville, Illinois, and their leader, Jan Middleton. And I'd like them to be welcomed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

If our guests from Nashville will please rise and be recognized by the Senate. Senator Philip, for what purpose do you arise? Further amendments? Senator Philip? Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Kelly.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President and Members of the Senate. This amendment would provide one hundred thousand dollars in bond funds grant to the Village of East Hazel Crest for a local sewer improvement. I don't ask for very much in the Senate, and we get a very small sliver of the State pie when it's distributed. And I request support for this appropriation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Philip, for what purpose do you arise? Senator Philip.

SENATOR PHILIP:

Well, here we go again. Another add-on. It's always a little bit of money. And I suggest that the committee did a good job in the first place, and we ought to kill this.

END OF TAPE

TAPE 2

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Kelly, you wish to close? All

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right. Senator Kelly has moved the adoption of Amendment No. 3. Those in favor will indicate by saying Aye. Opposed, Nay. Opinion of the Chair, the Noes have it. And Amendment No. 3 fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Woodyard.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. This is another one of these add-ons, except the fact happens that this was added on in 1985, through the Build Illinois Program, and an appropriation was awarded to EPA on a remedial action on -- on a Danville cleanup situation. And now that all, finally, five years later, the engineering and -- and the designs and the agreements between EPA and the City of Danville have occurred, the money isn't there, and my only recourse is to be able to offer an amendment of two million dollars to try to replace that money that EPA had spent earlier on this project.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. While I'm very sympathetic to the need expressed by my -- my colleague, I must rise in opposition to this amendment, in light of the -- the Senate bipartisan agreement in regard to Member add-on. So I would ask for a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Woodyard, you wish to close? Senator Woodyard moves the adoption of Amendment No. 4. Those in favor will indicate by saying Aye. Opposed, Nay. Opinion of the Chair, the Nays have it. Amendment No. 4 fails. Further

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amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill -- 1799. Senator Topinka. Senator -- 1799. Is Senator Topinka on the Floor? Senator Philip, do you wish to handle this for Senator Topinka? 1799. All right. With leave of the Body, Senate Bill 1799, handled by Senator Philip. Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1799.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is a guidelines and across-the-board reductions of the Bureau of the Budget of some hundred and twenty-seven thousand GRF, plus other funds. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

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No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1800. Senator Etheredge. On the Order of Senate Bills 2nd Reading is Senate Bill 1800, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1800.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 does several things. First, it reduces operations under the guidelines we've established as to no new programs and across-the-board, and in addition to that, it does add the twenty-five million dollars of General Revenue Funds to fully fund the group insurance program so that bills will not have to be paid in the following fiscal year. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 1800. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Severns and Collins offer Amendment No. 2.

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PRESIDENT ROCK:

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 2 breaks out the two hundred and twenty-three thousand dollars GRF from the Annual Employee Benefit -- Review Program into a separate line item. I would move for its adoption.

PRESIDENT ROCK:

All right. Senator Severns has moved the adoption of Amendment No. 2 to Senate Bill 1800. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Collins.

PRESIDENT ROCK:

Senator Collins. Senator Collins requests that that be withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1801. Senator Schaffer. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1801.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Mr. President. Committee Amendment No. 1 is the guidelines amendment. It's a reduction of



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some thirty thousand dollars. I would move its adoption.

PRESIDENT ROCK:

All right. Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 1801. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1802. Senator Schaffer. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1802.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment as previously defined. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to Senate Bill 1802. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

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No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Vadalabene offer Amendment No. 2.

PRESIDENT ROCK:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a reallocation from science and technology grants to fund the annual dues to NIPC and SWMPC. I would move its adoption.

PRESIDENT ROCK:

All right. Senator Carroll moves the adoption of Amendment No. 2 to Senate Bill 1802. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Rea.

PRESIDENT ROCK:

Senator Rea, on Amendment No. 3.

SENATOR REA:

Thank you, Mr. President. This is not an add-on, this is strictly a reallocation of five thousand dollar grant to Roll Call '90, a veterans gathering which will be held at the DuQuoin State Fairgrounds. This is held in July. It is needed -- they need the money to be able to pay those bills, and I would move for its adoption.

PRESIDENT ROCK:

All right. Senator Rea has moved the adoption of Amendment No. 3 to Senate Bill 1802. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in opposition to this amendment. While it is true that this is simply an allocation of existing money, in effect it does reduce the total allocation so that other grant proposals that will be submitted later on will not have the opportunity to compete for some of these dollars. I -- I think that in the interest, again, of opposing Member amendments, I would ask for you to defeat this one.

PRESIDENT ROCK:

All right. Senator Rea has moved the adoption of Amendment No. 3. Do you wish to close, Senator Rea?

SENATOR REA:

Yes, Mr. President. I might just respond by saying that simply the only reason that I -- that this grant was not given this year, was because it was too late -- getting in, and the event is in July, so they need the moneys early. And I would ask for your adoption.

PRESIDENT ROCK:

All right. Senator Rea's moved the adoption of Amendment No. 3 to Senate Bill 1802. All in favor, indicate by saying Aye. All opposed. The opinion of the Chair, the Noes have it. Amendment No. 3 fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senators Severns and Jacobs.

PRESIDENT ROCK:

Senator Severns, Amendment No. 4.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. Floor -- Amendment No. 4 adds language clarifying that grants to labor management committees and the small business development centers are for existing centers and committees. I would move its adoption.

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PRESIDENT ROCK:

All right. Senator Severns has moved the adoption of Amendment No. 4 to Senate Bill 1802. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senator Brookins.

PRESIDENT ROCK:

Senator -- pardon me, Senator Brookins. Senator Smith, for what purpose do you arise, ma'am?

SENATOR SMITH:

I -- I stand of a point of personal privilege, please. I see my Senator just entering the room, Senator Jones. But these young people who are here for the history program today reign from his area, and they are the Marcus Garvey School out at a 109th Street.

PRESIDENT ROCK:

Will our guests in the gallery please stand and be recognized. Welcome to Springfield. Senator Brookins, for what purpose do you arise, sir?

SENATOR BROOKINS:

Thank you, Mr. President. I rise on a point of personal privilege.

PRESIDENT ROCK:

State your point, please.

SENATOR BROOKINS:

Thank you. We have at Senator Ethel Alexander's desk, Alderman Bobby Rush, Committeeman of the Second District, and also First Congressional District Committeeman.

PRESIDENT ROCK:

Alderman Rush, welcome to Springfield. Nice to see you.

SENATOR BROOKINS:

I left off half his title, he's also Deputy Committeeman of

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Cook County Democratic Party.

PRESIDENT ROCK:

All right. Amendment No. 5. Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. Amendment No. 5 asks for two hundred and thirty-five thousand dollars to be added to the DCCA budget to open up an operating trade office in Zaire, Africa. As we know, Zaire is the third largest country on the African continent. It won independence from Belgium in 1906, and continues to make efforts towards improving the economics under the leadership of President Mobutu. French is the national language, and three quarters of the population is Christian. One of the world's largest rain forests covers the northern portion of this country, which is drained in the Congo River flowing through the Capital of Kasir, before entering the Atlantic to the Port of Buta. A nation rich in natural resources, Zaire is the world's leading producer of copper and the leading producer of industrial diamonds. Given its rich natural resources, Zaire has unlimited investment potential for Illinois business.

PRESIDENT ROCK:

All right. Senator Brookins has moved the adoption of Amendment No. 5 to -- I'm sorry. Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. At this time I wish to ask that we would -- in light of our budget restrictions to withdraw this amendment. And we'll have...

PRESIDENT ROCK:

All right. Senator Brookins asks leave to withdraw the amendment. The amendment is withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senator Luft.

PRESIDENT ROCK:

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Senator Luft. Senator Luft, on Amendment No. 5.

SENATOR LUFT:

Thank you -- thank you, Mr. President. Amendment No. 5 is an addition of one million dollars to a reappropriation - I want to emphasize "reappropriation." There was a commitment made to this project of four and a half million dollars. It was in the reappropriation at three and a half million dollars, and therefore I'm trying to reflect the commitment of DCCA by increasing it by one million dollars.

PRESIDENT ROCK:

All right. Senator Luft has moved the adoption of Amendment No. 5 to Senate Bill 1802. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in opposition to the amendment. I think everyone that has a civic center that they're looking for funding that -- and is now on that list, ought to pay attention to what this does. It does not -- it increases the total allocation to the Peoria Civic Center Authority. It does not increase the bottom line number of dollars. So it has the potential, if this is approved, to take money away from other -- monies that have been allocated to other civic center authorities. I would ask for your No vote on this amendment.

PRESIDENT ROCK:

All right. Senator Luft has moved the adoption of Amendment No. 5. Senator Luft, do you wish to close?

SENATOR LUFT:

Thank you -- thank you, Mr. President. I hope that Senator Etheredge would further explain the situation of the funding for civic centers. We have appropriated a hundred and eight million dollars or thereabouts, and have bonding capacity for only about ninety. So there's going to be many civic centers that may not

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get their money. The only thing that I'm trying to do is to add the commitment that was made to my civic center by four -- not by four and a half million -- up to four and a half million dollars. My civic center may never get the four and a half million dollars, and I'm fully aware of that, and I'm willing to accept the judgment of whomever's passing on it. All I'm asking for is the commitment be met and I hope you would help me with that commitment.

PRESIDENT ROCK:

All right. Senator Luft has moved the adoption of Amendment No. 5 to Senate Bill 1802. All in favor, indicate by saying Aye. All opposed -- in the opinion of the Chair, the Noes have it. Amendment No. 5 - it fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 6 offered by Senator Brookins.

PRESIDENT ROCK:

Senator Brookins, on Amendment No. 6.

SENATOR Brookins:

Thank you, Mr. President. This is a bill that asks for a million dollars that we passed last year, by this Senate. But due to the budget restraints and your good leadership, I'll withdraw this amendment.

PRESIDENT ROCK:

Senator Brookins has withdrawn -- asks leave to withdraw the amendment. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Luft, for what purpose do you arise?

SENATOR LUFT:

Senator Rock, I -- I was trying to get a roll call on my amendment. I usually don't ask for that, but I was trying to get

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your attention to that and I would hope that if I have any other amendments that I lose, in my judgment, I would like to have a roll call.

PRESIDENT ROCK:

Beg your pardon. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1803. Senator Etheredge. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1803.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Etheredge. Committee Amendment No. 1. Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment eliminating the program expansion and imposing the guidelines -- and across-the-board cuts. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll has moved the adoption of Committee Amendment No. 1. All in favor, indicate by saying Aye. Opposed, Nay. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:



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Senators Luft and Vadalabene offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Luft. Committee -- Floor Amendment No. 2.

SENATOR LUFT:

Thank you, Madam President. Senator -- this is not General Revenue Funds, by the way, and Senator Vadalabene and I, for the last year, have been meeting on our various projects in our districts with the Department of Conservation. The Department of Conservation informs us that these two projects could be funded in '92 or '93. We hope that the money will be available in this year. We are told it could be, and therefore we'd like to include it in the budget - one and a half million dollars is from the Park and Conservation Fund Capital appropriation for the East Peoria Harbor and one million dollars for development of Senator Vadalabene's Marina in Alton. I would try to answer any questions, otherwise move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I reluctantly rise in opposition of this amendment, as Senator Etheredge has said with Members' amendments on his side, we had agreed to withhold any Membership spending at a time we're trying to cut four hundred and sixty-three million dollars out of the budget. While this is a -- a fund created, it is monies that would be Members' amendments. At this time we don't have it. As we move through the process, we hope to be able to find a way to let those who should be allocating, which I believe to be the Members, allocate, but at this time, we do not have the money, and I would urge opposition to the amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Luft.

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SENATOR LUFT:

Close?

PRESIDING OFFICER: (SENATOR COLLINS)

To close, yes.

SENATOR LUFT:

Thank you, Madam President. I can only add - and this is the second time that I've gotten up on this. If this is the way you want to do it, it's fine with me. And I usually don't attempt to pursue Member amendments, in fact I left bills in committee with everybody else. But these amendments - the one that I had for the civic center and this amendment for Senator Vadalabene and I, on this point, in my view, and I have been told, have been agreed to by the agency, and there is a possibility of funding this within the agency. So that's all I can say. You do whatever you wish.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Luft has moved the adoption of Floor Amendment No. 2. All in favor, indicate by saying Aye. Opposed, Nay. Opinion of the Chair, the Nays have it. The amendment fails. Any further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Vadalabene.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Vadalabene.

SENATOR VADALABENE:

Thank you, Mr. President and Members of the Senate. What amendment is this now?

PRESIDING OFFICER: (SENATOR COLLINS)

Amendment No. 3.

SENATOR VADALABENE:

All right. Amendment No. 3 appropriates one million dollars from the Capital Development Fund for the Department of Conservation for the Alton Lake Heritage Parkway. And I move for

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its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Vadalabene moves the adoption of -- of Amendment No. 3. All in favor, indicate by saying Aye. Opposed, Nay. Opinion of the Chair, the Noes have it. The amendment failed. Any further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Madam President and Ladies and Gentlemen of the Senate. This is a technical amendment. It corrects a drafting error in Committee Amendment No. 1. I move for its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Etheredge moves the adoption of Committee Amendment No. 4. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 6 offered by Senator Etheredge -- pardon me. Amendment No. 5 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR COLLINS)

Amendment No. 5. Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Madam President. This is a language change only. It has no monetary impact. What it does is to make a language change to provide for the possible repeal of the ATV Act. I would move for its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Etheredge moves the adoption of -- of Amendment No. 5. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

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SECRETARY HAWKER:

Amendment No. 6 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR COLLINS)

Amendment No. 6, Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Madam President. What this amendment does is to make it possible for the Department of Conservation to spend four hundred thousand dollars in private funds, which they will be receiving through Ducks Unlimited. I would move for its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Etheredge moves the adoption of Amendment No. 6. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1804. Senator Etheredge. 1804. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1804.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President. Committee Amendment No. 1 is the guidelines and across-the-board amendments. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Amendment No. 1. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it.

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The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1805.  
Senator Schaffer. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1805.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers  
Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President. Committee Amendment No. 1 is the  
elimination of the new programs and an application of the  
guidelines. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No.  
1. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes  
have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any Floor amendments?

SECRETARY HAWKER:

Senator Schaffer offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR COLLINS)

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Senator Schaffer, on Amendment No. 2.

SENATOR SCHAFFER:

Madam President, Members of the Senate. This is a technical amendment at the request of the Department that will not increase the Department's authority to incur new obligations. It's necessary to allow the Department of Employment Security to disburse funds after June 30th, 1990, to meet approximately 10.1 million in authorized obligations for this fiscal year.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Schaffer moves the adoption of Committee -- of Amendment No. 2. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1806. Senator Etheredge. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1806.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Why, thank you, Madam President. Committee Amendment No. 1 is a request from the Bureau of the Budget to add money for computerized data base - some thirty thousand of special funds. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No.

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1. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 2.

SENATOR CARROLL:

Thank you, Mr. President, Ladies -- Madam President, Ladies and Gentlemen of the Senate. Committee Amendment No. 2 is the commission request to allow the operating expenses of the Attorney General's action in pursuing environmental protection for travel and other expenses. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of -- of Committee Amendment No. 2. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1807. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1807.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

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Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 would eliminate the Environmental Challenge Program and inasmuch as the revenue enhancer will not exist -- and applies the other guidelines, reducing expansion, et cetera. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1808. Senator Donahue. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1808.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1809. Senator Raica. Read the bill, Madam Secretary.

SECRETARY HAWKER:



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Senate Bill 1809.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

At the request of the sponsor, he would like to withdraw -- hold the bill at this time. So we'll take it out of the record. On the Order of 2nd Reading, Senate Bill 1810. Senator Topinka. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1810.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines and across-the-board reductions of the Department. I would moves its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 1810. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

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PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. Senator Berman.

SENATOR BERMAN:

Thank you -- thank you, Madam President. On a point of personal privilege. In the gallery to my left are some students and parents from St. Gertrude's School in Chicago. Among the parents is -- is Delores Flaherty. May we welcome you to the Illinois Senate.

PRESIDING OFFICER: (SENATOR COLLINS)

Will our guests please rise and be accepted by the Senate. On the Order of 3rd <sic> Reading. Senate Bill 1811. Senator Topinka. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1811.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines and across-the-board reduction amendments, as explained before. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 1811. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

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Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 3rd Reading -- 2nd Reading, Senate Bill 1812. Senator Karpel. Read the bill.

SECRETARY HAWKER:

Senate Bill 1812.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines and across-the-board reductions of the Industrial Commission, recognizing that we did approve some new programs, and I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption -- the adoption of Committee Amendment No. 1 to Senate Bill 1812. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1813.

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Senator Karpel. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1813.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment eliminating some expansion and making the across-the-board reductions. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 1813. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1814. Senator Schaffer. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1814.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

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PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you again, Madam President. Committee Amendment No. 1 is the guidelines and across-the-board reductions to the Local Labor Relations Board. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 1814. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1815. Senator Etheredge. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1815.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment eliminating the new initiative, and I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

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Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 1815. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1816. Senator Maitland. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1816.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1817. Senator Madigan. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1817.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

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Why, thank you, Madam President. Committee Amendment No. 1 makes guideline and across-the-board reductions in Military Affairs. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 1817. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1818. Senator Etheredge. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1818.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriation I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President and Ladies and Gentlemen of the Senate. The Department of Nuclear Safety Committee Amendment No. 1 would be the guidelines and across-the-board reduction. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 1818. All in favor, indicate by saying Aye.

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Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR COLLINS)

Committee Amendment No. 2, Senator Carroll.

SENATOR CARROLL:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Committee Amendment No. 2 would remove the Wayne County cost from the Low-Level Waste Program. Again, the Wayne County Board had said they don't want it; therefore, we shouldn't be spending money, other than the money necessary to cap the wells that we have placed there. That money has been left in, but the money that would have gone in discretionary and other funding, we have removed. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 2 to Senate Bill 1818. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Woodyard offers Amendment No. 3.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Woodyard, Amendment No. 3.

SENATOR WOODYARD:

Thank you, Madam President and Members of the Senate. Well, this is certainly not an add-on amendment, although it is certainly a Member's amendment. What this amendment would do is



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to remove five million dollars for land acquisition for a low-level radioactive waste storage site. And due to Senator Severns' amendment, this amendment applies to -- to the Martinsville Site. My rationale for doing this is rather twofold, and some would say that, yes, I may be slowing down the process -- the siting process of a low-level radioactive waste storage site with this amendment, and I may be. I may very well be. But Ladies and Gentlemen of the Senate, I have a high degree of concern, particularly since this is the only site left in the State, and this may be the only recourse I have to try to slow down this entire process. Two years ago, the Director of the Department of Nuclear Safety indicated to me that they needed a thousand acres of land, and they needed two-hundred and fifty acres for the vault area. Today, it's my understanding that that vault area has been increased from two-hundred and fifty acres to possibly five-hundred and fifty, to seven hundred and fifty acres, with a total acquisition of eighteen hundred acres, not one thousand acres. Ladies and Gentlemen of the Senate, does this mean that we are going to be taking out of compact radioactive waste? I think that's a possibility, and quite frankly, we have quite a number of -- of consulting contracts out there that are studying the transportation of tailings. Now guess where those tailings are going to come from, folks? They're not going to come from my district. They're going to come from the Kerr McGee Site in Northern Illinois, and I'm -- I'm not so sure that I want to be a part of any kind of land acquisition in doubling the size of that area. And so for all of those reasons - and I could go into many more - I certainly would hope that you would join with me in -- in supporting this amendment, which would reduce, by five million dollars, the land acquisition money. We certainly can later in the spring, if absolutely necessary. And this bill will be in a conference committee. We can address it then. My

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preference would be to wait until after Justice Simon's hearings, and address this possibly in the Veto Session in November. Madam - President, I would request a roll call vote on this amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Karpziel.

SENATOR KARPIEL:

Thank you, Madam President. I stand in opposition to this amendment for several reasons. First of all, we are going to have the Simon hearings, and there will be a decision forthcoming in the - I hope - near future on this site, and I don't think that we should take the money out of the budget now for the last remaining site that we have as a possibility for our compact in this State. It's something that we have to do, and I think taking the money out not only would be threatening to the entire process, but I think it would send the wrong signal that we are no longer interested in meeting our obligation in finding a site for the low-level radioactive waste in this State. The comment that was made about Kerr McGee, which of course is in my district, I don't believe is valid. The site, even if we do provide for a low-level radioactive site in the State of Illinois, the site that is the kind of facility that is being -- that's anticipated being built will not accept low -- the thorium mill tailings. That's a different type of waste, and it will not be accepted down in Martinsville. That's not what the money is for. The money in the budget for the -- for moving the mill tailings from the Kerr McGee Site in West Chicago is to move it out of State, or to help move it out of State if and when we get the Agreement State status that we're requesting from the NRC. I strongly urge you to vote against this amendment. I think it would be absolutely the wrong thing to do when we do have a mandate, and we do have a responsibility to find a site for the low-level radioactive dump.

PRESIDING OFFICER: (SENATOR COLLINS)

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Further discussion? Senator J. J. Joyce.

SENATOR J.J. JOYCE:

Well, thank you, Madam President. I rise in support of this amendment for several reasons. I think, first of all, the people in Martinsville have been put through a tremendous amount of consternation by the Department of Nuclear Safety. I believe it was very obvious that the Department determined that the -- that Martinsville was a safe site well before the experts it hired -- provided them with technical confirmation. We're still in that situation. Before this week is over, there's going to be a -- an amendment to change the way siting will occur. It will be taken out of the Department of Nuclear Safety's hands, as well it should have been. We -- we created a conflict of interest when we made this legislation the way it was. There's going to be a separate siting commission proposed, and in the meantime, no one says that this is the last site we're going to look into. Martinsville is a site that is going to be looked at, certainly. There could be other sites. This -- this committee who is going to select a site is going to look at other sites. They're going to ask for records of the Department of Nuclear Safety and -- and perhaps go somewhere else. Now, I have seen two vouchers from the Comptroller's Office where the Department of Nuclear Safety, before the current Director - now I want to specify that - before the current Director was -- was the Director of Nuclear Safety - where they had taken options on land. Now I ask, is that very fair? Here are these people being put through the trauma of siting a low-level nuclear waste facility in their community. At least, the State of Illinois ought to have the courtesy to wait until the site is selected, before we go in and buy land in a community. That doesn't say, and it doesn't send a message to those folks that we're being very fair. We certainly are not being very fair. And this, I do not believe, halts the process in

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any way, shape, or form. We have to site a facility. This will not hurt our siting process. It won't slow it down even, because we will be back here with a supplemental appropriation, probably long before this site is selected. This committee of people, probably three, that are going to be selecting this site are going to have -- their term is going to be longer than the Governor's term, and so that -- that we have a lame duck Governor, and they wanted to get this site done before he got out of office. That won't be the case. These people will be appointed by the -- the Governor, with the advice and consent of the Senate. They can make that decision on down the road, even after this Governor is out of office. So we're not being constrained by any time limits; we're not going to say that -- to the people in Martinsville, "We have to hurry up and site this place, because the Governor is going to be out of office, and we don't know who's going to site the next one." That's not the case, when we pass this legislation, and I firmly believe we will. Everyone is in agreement on how we should do this. So I think the people in Martinsville deserve the -- the fact that we leave them alone. At least in buying or going in there and taking options on property until we have decided that that truly is the site, if indeed we do decide that is the site. So I would support this amendment. I think we owe it to the people in Martinsville.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

I would agree with the previous speaker that we owe the people in Martinsville something; we owe them consistency. Now the current law, which we passed, and I voted for, set up a procedure which did, in fact, put the Department of Nuclear Safety in a conflict of interest situation, in my opinion. I agree with that totally. But it was our idea. It was our plan. We worked it out

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together, both sides of the aisle. We did it. We have put the City Council of Martinsville in a position that no unit of local government probably ever wants to be -- be in. If we pass this amendment, we're breaking our word to them. We are breaking a commitment. We're casting doubt on the whole process, and if I were on the City Council of Martinsville, I would say, "I've had enough - I've had enough of this -- this hot-and -- hot-and-cold relationship with the State; I don't need this kind of abuse." And not only that, whenever I heard any other community or county was looking at it, I'd send them a note, and tell them how they were treated - how one day they were for it, and the next day they were against it. We need consistency. If we blow this -- and so far the reports -- the engineering reports, which seem to have moved with the -- the speed of a glacier, have been very positive. And so far, there's local support there. We don't know when the final reports come out, whether it's going to be a go or a no-go. But by pulling the money out, we're saying in effect, "We don't care whether the reports come in good; we're not going to put the money in." That's sending the wrong kind of message. If we fail here - let's not kid ourselves - it will be three or four years before we get another site anywhere else, if we ever get another site, and the only way we'll get another site is if we walk away from the concept of local approval and shove it down somebody's throat. So what you're doing here, is setting the stage up for us passing a piece of legislation to shove a site down somebody's throat who doesn't want it, and if we're incapable of doing that, and the compact goes down the chute - the Illinois Kentucky Compact - the Feds will move in and shove it down all of our throats. I don't think any of us want to see that. We could end up with three sites in this State, on some crazy federal program. If I were in Senator Woodyard's seat, in his district, I would be putting this amendment on too. I suspect any one of us probably

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would. We understand what kind of heat that the Senator from the district has to be taking in a situation like this, and I know he's responding to his constituency. We came up with a procedure. It was our procedure. It wasn't perfect; but so far it's working. We have some mechanisms to make it work better, in the form of the Simon hearings. I don't think we need to walk away, at this stage. I think we need to put the money in, hold the hearings, if the reports come back positively and the hearings come back positively, and Justice Simon recommends this site as the procedure is outlined, we will have solved one of the major problems facing this State. This is no time to walk away.

PRESIDING OFFICER: (SENATOR COLLINS)

Further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank -- thank you, Madam Chairman, Ladies and Gentlemen of the Senate. I find -- I find what we're doing here, I guess, in opposition -- any opposition to this, a little ironic. Everybody's been standing here, and I think every legislator, every Senator in this Floor has wanted to ask for more money, and because of budget restraints, we haven't done so. Here's a Senator who wants to give back five million dollars from his district, and I think we ought to listen to him.

PRESIDING OFFICER: (SENATOR COLLINS)

-- Senator Woodyard, to close.

SENATOR WOODYARD:

Well, thank you, Madam President. At least I'm glad we've some debate on this entire issue. Quite frankly, I've never understood why -- why the State of Illinois happens to be ahead or out front on this entire issue. And I tend to agree with Senator Joyce. I'm not sure that even removing the dollars for the land acquisition will really slow down the process. I, quite frankly, resent the fact that the Federal Congress saw fit to -- to impose

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this matter of public policy of the compacts on us, and now the Federal Congress seems to be rather turning their backs on -- on -- on all of us. But for a lot of the reasons mentioned certainly by the proponents and supporters of this amendment, I certainly encourage your support for its favorable passage. And for those of you who oppose it, or -- or think that you would like to see one of these sites in your district, I would be glad to work with you, providing we're successful, to see that we can get this money in your district for a site -- for land acquisition of a low-level radioactive site, and I don't think you're going want that under any circumstances. For all those reasons, Madam President, I move for the adoption of Amendment No. 3.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Woodyard has requested a roll call. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 25 Ayes, 18 Nays, none voting Present. The amendment is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill -- 2nd Reading, 1819. Senator Topinka. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill -- pardon me. Senate Bill 1819.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President, Ladies and Gentlemen of the

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Senate. Committee Amendment No. 1 is the guidelines and across-the-board reduction amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 1819. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1820. Senator Etheredge. Read the bill, Mr. Secretary -- Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1820.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Once again, Committee Amendment No. 1 is the guideline and across-the-board reductions. A reduction of some twenty-three thousand five hundred of General Revenue Funds. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No.



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1 to Senate Bill 1819 <sic>. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1820. Senator Etheredge. Read the bill, Madam -- 1821. I'm sorry.

SECRETARY HAWKER:

Senate Bill 1821.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1822. Senator Donahue. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1822.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President, Ladies and Gentlemen of the

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Senate. Committee Amendment No. 1 is the guidelines reductions. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill -- 1822. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1823. Senator Schaffer. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1823.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This is a seventy-six thousand five hundred dollar General Revenue Fund savings by applying the guidelines and across-the-board reductions. I would move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 1823. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any

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further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1824.  
Senator Weaver. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1824.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers  
Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President, Ladies and Gentlemen of the  
Senate. As in the case of other departments, where there were no  
taxes that seemed to be moving along to fund new initiatives, the  
-- Committee Amendment No. 1 would eliminate those initiatives. I  
would also provide the guideline cuts and across-the-board  
reductions we had mentioned. And in addition, it would fund the  
Trooper Operations at forty percent out of Road Fund dollars, as  
had been the Shapiro amendment proposal back in the '70s. I would  
move its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No.  
1 to Senate Bill 1824. All in favor, indicate by saying Aye.  
Opposed, Nay. The Ayes have it. The amendment is adopted. Any  
further committee amendments?

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SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1825.  
Senator Weaver. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1825.

(Secretary reads title of bill)

2nd Reading of the bill. No -- the Committee on Appropriations I  
offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President, Ladies and Gentlemen of the  
Senate. Though this is a new agency, there were still some  
guidelines that we felt had to be applied and across-the-board  
reductions, including some expansion within the assessment center.  
I would move the adoption of Committee Amendment No. 1, which  
would make those reductions.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No.  
1 to Senate Bill 1825. All in favor, indicate by saying Aye.  
Opposed, Nay. The Ayes have it. And the amendment is adopted.  
Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

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SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1826.  
Senator Etheredge. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1826.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II  
offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Committee Amendment No. 2, Senator Hall.

SENATOR HALL:

Thank you, Madam President and Ladies and Gentlemen of the  
Senate. Amendment No. 1 for Senate Bill 1826 eliminates the new  
EDP initiatives and imposes guidelines across-the-board reduction  
in operation requests according to the Senate appropriation. I  
move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall moves the adoption of Committee Amendment No. 1  
to Senate Bill 1826. All in favor, indicate by saying Aye.  
Opposed, Nay. The Ayes have it, and the amendment is adopted.  
Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Kelly offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Kelly, on Amendment No. 2.

SENATOR KELLY:

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Mr. President, I'd like to withdraw that amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Kelly withdraws the amendment. Any further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Netsch.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Netsch, on Amendment No. 2.

SENATOR NETSCH:

Thank you, Madam President. The amendment does not add one dime to the appropriation. What it does is to provide in that Section which deals with residential and nonresidential grants, including services for homeless individuals - the purpose is relatively simple. The Department acknowledges, as do all of us, that a significant portion of the homeless population are also substance abusers, and conversely that a number of substance abusers are among the homeless population, and that any of their programs should extend to that population as well. There really is no dispute about that. As a matter of principle, I think this underscores and really highlights the fact that there is this dual function really, if you will, with respect to a number of those who would otherwise be clients of the Department. I would move the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Netsch moves the adoption of Amendment No. 2. Any discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Madam President. The Senator is quite correct. Really doesn't make any changes at all. The language is, quite frankly, superfluous. Our concern from this side of the aisle, I think, is the fact that the issue is here before us now. We add the language, and the next thing we know, next year we have

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a separate line item. We just think that's quite -- quite appropriate<sic>, and therefore we rise in opposition to the amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Netsch.

SENATOR NETSCH:

Senator Maitland, I promise you I will not try to make this a separate line item next year, because I won't be here next year to do it. I think it really does help to highlight a very important thing, and I -- I would urge the adoption of the amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Netsch moves -- moves the adoption of Amendment No. 2 to Senate Bill 1826. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes -- opinion of the Chair, the Ayes have it. The amendment is adopted. Any further Floor amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1827. Senator Maitland. Read the bill.

SECRETARY HAWKER:

Senate Bill 1827.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Madam Chairman and Ladies and Gentlemen of the Senate. Amendment No. 1 eliminates the new initiatives, it reduces expansions, imposes guidelines across-the-board reduction. I ask for the adoption of Amendment No. 1.

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PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall moves the adoption of Committee Amendment No. 1 to Senate Bill 1827. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1827 <sic>. Senator Fawell. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1828.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Amendment No. 1 is the guidelines and across-the-board reductions. I move for the adoption of Amendment No. 1 to Senate Bill 1828.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall moves the adoption of Committee Amendment No. 1 to Senate Bill 1828. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:



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No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1829.  
Senator Fawell. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1829.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II  
offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall, on Committee Amendment No. 2 -- I mean, No. 1.

SENATOR HALL:

Thank you, Madam President. I move for the adoption of  
Amendment No. 1. It's the guidelines and across-the-boards  
reductions for Senate Bill 1829. I move for the adoption of this  
amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall moves the adoption of Committee Amendment No. 1  
to Senate Bill 1829. All in favor, indicate by saying Aye.  
Opposed, Nay. The Ayes have it. The amendment is adopted. Any  
further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

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3rd Reading. On the Order of 2nd Reading, Senate Bill 1830.  
Senator Fawell. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1830.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II  
offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Madam President and Ladies and Gentlemen of the  
Senate. Amendment No. 1 is the guidelines and across-the-board  
reductions. I move for the adoption of Amendment No. 1 to Senate  
Bill 1830.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall moves the adoption of Committee Amendment No. 1  
to Senate Bill 1830. All in favor, indicate by saying Aye.  
Opposed, Nay. The Ayes have it, and the amendment is adopted.  
Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1831.  
Senator Fawell. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1831.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II

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offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Amendment No. 1 eliminates the new program and it reduces some programs -- some programs in Senate Bill 1831. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall moves the adoption of Committee Amendment No. 1 to Senate Bill 1831. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

Senators O'Daniel and Fawell offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator O'Daniel.

SENATOR O'DANIEL:

Thank -- thank you, Madam President and Members of the Senate. The effect of the amendment -- the Floor Amendment No. 1<sic> to Senate Bill 1831 is merely a fund transfer. What it really does - the amendment would reduce the equipment line in the Rehabilitation Services Bureau by four hundred and fifty thousand dollars in the Federal Vocational Rehabilitation Fund, and this four hundred and fifty thousand dollars would be split equally between DuPage and Jefferson County, and I move the adoption of Floor Amendment No. 1<sic>.

PRESIDING OFFICER: (SENATOR COLLINS)

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Senator O'Daniel has moved the adoption of Floor Amendment No. 1<sic>. Any discussion? All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1832. Senator Donahue. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1832.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Madam President. Amendment No. 1 phases the homes and eliminates new programs, and I would move for the adoption of Amendment No. 1 to Senate Bill 1832.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Hall moves the adoption of Committee Amendment No. 1 to Senate Bill 1832. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

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3rd Reading. On the Order of 3rd<sic> Reading, Senate Bill 1833. Senator Weaver. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1833.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll, Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 deletes the State agencies' category from increase. I would move for its adoption.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 1833. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR COLLINS)

3rd Reading. On the Order of 2nd Reading, Senate Bill 1850. Senator -- Senator -- On the Order of 2nd Reading, Senate Bill 1862. Senator Topinka. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1862.

(Secretary reads title of bill)

2nd Reading of the bill. No Committee amendments.

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PRESIDING OFFICER: (SENATOR COLLINS)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Topinka offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR COLLINS)

Senator Topinka.

SENATOR TOPINKA:

Yes, Madam President and Ladies and Gentlemen of the Senate, this amendment would become the bill and basically creates a Health Care Authority. It provides for its governance, and also would provide for a funding mechanism.

PRESIDENT ROCK:

All right. Senator Topinka's moved the adoption of Amendment No. 1 to Senate Bill 1862. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

Amendments from the Floor? No. 3rd Reading. 1864. Senator Ralph Dunn. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1864.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Ralph Dunn offers Amendment No. 1.

PRESIDENT ROCK:

Senator Dunn, on Amendment No. 1.

SENATOR R. DUNN:

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Thank you, Mr. President. Amendment No. 1 was agreed to in committee and by the insurance companies, and it really makes the bill so that it provides that insurance companies or producers of insurance would make notice that they have insurance available. I'd move its adoption.

PRESIDENT ROCK:

All right. Senator Dunn's moved the adoption of Amendment No. 1 to Senate Bill 1864. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1867. Senator Mahar. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1867.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Mahar offers Amendment No. 1.

PRESIDENT ROCK:

Senator Mahar, on Amendment No. 1.

SENATOR MAHAR:

Thank you, Mr. President and Members. Senate -- Floor Amendment No. 1 tightens the bill up, as suggested by the Committee on Local Government, and I would move its adoption.

PRESIDENT ROCK:

Senator Mahar moves the adoption of Amendment No. 1 to Senate Bill 1867. Discussion? If not, all in favor, indicate by saying

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Aye. All opposed. The Ayes have it. The amendment's adopted.  
Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1877. Senator Joyce. Read the bill, Madam  
Secretary, please.

SECRETARY HAWKER:

Senate Bill 1877.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1897. Senator Ralph Dunn. 1922. Senator  
Carroll. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 1922.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1923. Senator Carroll. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 1923.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers



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Committee Amendment No. 1.

PRESIDENT ROCK:

All right. Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Why, thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the 3.2 percent reduction in the across-the-board reduction in the Comprehensive Health Insurance Plan. I would move its adoption.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Carroll has moved the adoption of Committee Amendment No. 1. All in favor, say Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. 1926. Senator Carroll. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1926.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 replaces a lost check for four

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hundred and forty-six dollars, and attempted to replace Garrett Deakin as well. I would move its adoption.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Carroll moves the adoption of Committee Amendment No. 1. All those in favor, say Aye. Opposed, Nay. The Ayes have it. Committee -- Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. As we've always done with the Court of Claims awards bills, as the awards are signed by the requisite number of judges, we add those so that the people receiving awards could be paid. This would add those that have been signed. It's three hundred twenty-four thousand General Revenue, plus about four hundred and ninety thousand from other funds for newer awards that have been signed by the requisite number of judges. I would move its adoption.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Carroll moves the adoption of Floor Amendment No. 2. Any discussion? If not, all in favor, say Aye. Opposed, Nay. The Ayes have it. Floor Amendment No. 2 is adopted. Any further Floor amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

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3rd Reading. Senate Bill 1929. Senator Hall. Read the bill,  
Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1929.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Senate Bill 1930. Senator Hall. Read the bill,  
Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1930.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Senate Bill 1932. Senator Carroll. Senator  
Carroll. 1932. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1932.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

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PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Top of Page 10. Senate Bill 1933. Senator Carroll. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1933.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Senate Bill 1951. Senator Jones. Senator Jones on the Floor? Senate -- Senate Bill 1957. Senator Dunn. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1957.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

Senator Thomas Dunn offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Jones. Senator Dunn. I'm sorry.

SENATOR T. DUNN:

Thank you, Mr. President. This amendment would require that a CILA reimburse a taxing district, as defined in the Revenue Act, for any real estate or real property tax revenue lost as a result of an exemption granted to that entity.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, Senator Dunn moves the adoption of

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Floor Amendment No. 1. Those in favor, say Aye. Opposed, Nay. The Ayes have it. Floor Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Thomas Dunn.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. Amendment No. 1 has -- or - strike that -- Amendment No. 2 has four components. The first is that in residences, four individuals would be the limit, unless local zoning allowed more individuals to live in a CILA, and the distance would be, in counties of under a half million, thirteen hundred and twenty feet. In those counties over a half a million, the limit would be up to eight in areas where fifty percent of the housing is multi-unit. The fourth aspect of it is that the CILAs would be required to comply with local zoning regulations on the Federal Fair Housing Act Amendments of 1988. And lastly, it's the intent of this legislation that CILAs be distributed equitably in cities, villages and/or counties.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right.

SENATOR T. DUNN:

This amendment is supported by the Department, by the way.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Dunn's moved the adoption of Floor Amendment No. 2. Any discussion? If not, those in favor, say Aye. Those opposed, say Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

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3rd Reading. Senate Bill 1977. Senator Barkhausen. Senator Barkhausen on the Floor? Senate Bill 1985. Senator Holmberg. Senator Holmberg on the Floor? Senator Holmberg. No. Senate Bill 1986. Senator Brookins. Senate Bill -- Senate Bill 2000. Senator Welch. Senate Bill 2001. How about 2012? Do you want any of these? No, I'm just -- how about 2013? 2015? Sold! How about 2050? Senator Rock. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2050.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health, Welfare and Corrections offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

Committee Amendment No. 1. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1, you will recall, is that which was recommended by the Illinois Hospital Association. It sets up the supplemental payment percentage for level-one and level-two trauma centers - that percentage that they are to be paid, in addition to what they ordinarily get. This bill is, as you know, an attempt to provide for extra compensation for emergency and trauma care. There is no objection that I'm aware of to the committee amendment, and I would move its adoption.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Rock has moved the adoption of Committee Amendment No. 1. Any discussion? If not, those in favor, vote Aye. Those opposed, vote Nay. Hold it. Sorry. Sorry. Senator Keats.

SENATOR KEATS:

Is -- is this a -- question of the sponsor.

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he will yield.

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SENATOR KEATS:

Is this an add-on that's agreed to or something, and no one's told us it's an agreed-to add-on?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Rock.

SENATOR ROCK:

No, the entire bill - as you will recall from the discussion in committee - the entire bill is estimated to cost -- somewhere between forty-five and ninety million dollars. Amendment No. 1 has nothing whatever to do with that. It was really kind of a technical amendment. Amendment No. 2, which I will shortly offer at the Department's request, cuts down the amount otherwise available. But again, I -- I think Committee Amendment No. 1 should be adopted.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any further discussion? If not, those in favor, say Aye. Opposed, Nay. In the opinion of the Chair, the Ayes have it. Amendment -- Committee Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

Senator Rock offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, and Senator Keats in particular, and Senator Topinka, I spent a good deal of time late last week with Director Kustra and some of her staff, and this is an amendment that is suggested by the

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Department of Public Aid. It's an attempt on our part to -- to reduce, I guess, the liability or exposure of the Department in terms of supplemental payments to both emergency and trauma care patients, or on behalf of emergency and trauma care patients. And what the Department has requested is that an emergency medical condition, the definition be the same as is contained in the Federal Social Security Act. The idea being that we're not going to pay extra for people who use an emergency room situation to receive an aspirin or something. It has to be a true medical emergency in order to receive this extra compensation. I think the amendment makes a lot of sense. Further, in addition to what the Department requested, I have, by virtue of Amendment No. 2, delayed the effective date of the entire bill, to July 1 of next year, so that there will not be any fiscal impact this fiscal year, recognizing that we simply don't have the forty-five million dollar price tag on this bill. With one exception - I have made the Section that's applicable to the obstetrical care - particularly in rural Illinois - I have made that effective January 1. The Department estimates that the total cost - if it was a full year, it would cost four million. This would reduce it to a half a year, and the cost would be roughly two million dollars. The Department, while they didn't say that the Bureau of the Budget would agree with it, I think we can all agree that two million dollars is not out of reach, and it -- to establish this principle in law on behalf of obstetrical care - when we heard testimony that in forty counties in downstate Illinois, there is no OB care - I think it's something we -- we have to address, and I recognize the fiscal situation, so I've delayed the effective date of that provision till January 1. I would move the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? Senator Watson.



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SENATOR WATSON:

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

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he will yield.

SENATOR WATSON:

I'd like an explanation, Senator, of what you're actually doing for obstetric care in the rural hospitals. 'Cause it is a problem, and I'd just appreciate knowing a little bit more about it.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Rock.

SENATOR ROCK:

Well, I'll -- I'll have to take it out of the record and get back to you.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Take it out of the record. Senate Bill -- he took it out of the record. Senate Bill 2052. Senator Daley. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2052.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Senator Jones, did you want leave to return to -- no, you don't. Senate Bill 2075. Senator Mahar. For what purpose do you rise, Senator Daley?

SENATOR DALEY:

Amendment -- on Senate Bill 2052. No Floor amendment filed?

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PRESIDING OFFICER: (SENATOR D'ARCO)

No, there's no amendment. We'll get to it. Senator Mahar.  
Senate Bill 2075. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2075.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health, Welfare  
and Corrections offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and Members. Committee Amendment No.  
1 moves provisions concerning the Self-Sufficiency Trust Fund and  
the Fund for the Developmentally Disabled into the powers and  
duties Section of the Code. And I would move its adoption.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any discussion? If not, those in favor, say Aye. Opposed, say  
Nay. The Ayes -- in the opinion of the Chair, the Ayes have it.  
Amendment no. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Senate Bill 2076. Senator Mahar. Read the  
bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2076.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health, Welfare

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and Corrections offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and Members. This amendment permits disclosure of records and communications in order to protect an individual who has been threatened by a patient where a therapist-patient relationship exists. If there's no questions, I would move its adoption.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Mahar moves the adoption of Committee Amendment No. 1. Any discussion? Those in favor -- if not, those in favor, say Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Senate Bill 2082. Senator Woodyard. Senate Bill 2086. Senator Topinka. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2086.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

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3rd Reading. Senate Bill 2087. Senator Mahar. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2087.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

Senator Mahar offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. Floor Amendment No. 1 becomes the bill, and it includes in the original bill that portion that deals with requiring institutions of higher education to develop a recycling program which would be -- they would be working with the Department of Energy and Environment and Central Management Services. The new portion of this bill requires that other State agencies under the auspice of the Governor, as well as constitutional officers and the Illinois General Assembly, also become involved in -- in developing recycling programs. And if there are no questions, I would move its adoption.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Any discussion? If not, all those in favor, say Aye. All those opposed, Nay. In the opinion of the Chair, the Ayes have it. Floor Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Senate Bill 2088. Senator Watson. Read the

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bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2088.

(Secretary reads title of bill)

2nd Reading of the bill. No committee -- pardon me. The Committee on Transportation offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Watson, on Committee Amendment No. 1.

SENATOR WATSON:

Yes. Thank you, Mr. President. Committee Amendment No. 1 allows two of the three members of the Employee Board to come from the same division within the Commission. Current law requires that each member comes from a division -- different division. This'll just allow them to be from the same division. Move for its adoption.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator -- Senator Watson moves for the adoption of Committee Amendment No. 1. Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any Floor amendments?

SECRETARY HAWKER:

No further committee amendments and no Floor amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Senate Bill 2097. Senator Macdonald. Senator Macdonald. Yes?

SENATOR MACDONALD:

Thank you, Mr. President...

PRESIDING OFFICER: (SENATOR D'ARCO)

Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2097.

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Energy and Environment offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. Senate -- Floor Amendment No. 1 merely exempts residential property from understorage <sic> tanks that are addressed in this bill. I move for its passage.

END OF TAPE

TAPE 3

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Macdonald moves the adoption of Committee Amendment No. 1. Any discussion? If not, all those in favor, say Aye. All opposed, Nay. The Ayes -- in the opinion of the Chair, the Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Macdonald, Committee Amendment No. 2.

SENATOR MACDONALD:

I wish to Table Amendment No. 2.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Macdonald moves to Table Committee Amendment No. 2. All those in favor, say Aye. Opposed, Nay. And in the opinion of the Chair, the Ayes have it. Committee Amendment No. 2 is Tabled. Any further committee amendments?

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No further committee Amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

Senator Macdonald offers Amendment No. 3.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Macdonald, on Floor Amendment No. 3.

SENATOR MACDONALD:

Yes. This is the amendment that -- the other two were technical that were -- and this one is the one that eliminates residential property from under -- underground storage tanks.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Macdonald moves to adopt Floor Amendment No. 3. Any discussion? If not, those in favor, say Aye. Opposed, Nay. In the opinion of the Chair, the Ayes have it. Floor Amendment No. 3 is adopted. Any further Floor amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. Senate Bill 2101. Senator Maitland. Senate Bill 2115. Senator -- Senator Macdonald. 2116. Senator Schaffer. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2116.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

Any Floor amendments?

SECRETARY HAWKER:

Senator Netsch offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Schaffer, Floor Amendment -- Netsch, I am sorry.

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Senator Netsch, Floor Amendment No. 1.

SENATOR NETSCH:

Thank you, Mr. President. Floor Amendment No. 1 is not a "merely" amendment. It would remove the tax amnesty portion of the bill from 2116. I have thought about this tax amnesty question a lot since the Governor first proposed it, and I know it's tempting to attempt to develop some extra money, even if it is a one-time money for mental health. I would say, first of all, that we suspect that the seventy-million-dollar estimate is overstated, and that it would not be that much. I -- but the main point really is one of policy, and I think there are two very important policy reasons why this should not be done. One has to do with the tax policy as such. There were many of us who had some reservations about the wisdom of tax amnesty initially, although we certainly became supporters of trying it out once, and I might say that included the then Director of Mental Health -- I am sorry, the then Director of Revenue. It worked once, in a sense, because we were able to increase the penalties, and we were able to get a lot of money that was in dispute primarily because of the unitary tax change. I don't think anyone would suggest that doing an amnesty program again, only about six years after the first one was done, is a good idea. What it suggests to many taxpayers is that we can sit back and not worry about paying some of our disputed tax obligations, at least, because we can expect that there will be another amnesty program coming along every five or six or seven years. That is not conducive to good enforcement. I am not aware of another state in this country that has done an amnesty program this close to the first one, and it seems to me that we are shooting ourselves in the foot if we do this. I think a second policy reason why this is not a good idea is that it is another one of our one-shot efforts to find money, to plug the fact that we do not have adequate resources. Sure, it's going



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into the Mental Health Fund, which is somewhat separate from the general appropriation of the Department, but don't think that whatever it gets spent for in that fund is not going to come back to the Legislature next in terms of we want the money to be able to continue it, and probably with considerable justification. So that we, again, are...are engaging....

PRESIDING OFFICER: (SENATOR D'ARCO)

Excuse me. Senator Netsch, excuse me. Could we have a little order, please? Thank you.

SENATOR NETSCH:

We are engaging once more in smoke and mirrors budgeting. We are hiding the true depth of our fiscal problems of the State of Illinois, and it seems to me that this is a very serious way in which to go about doing that. So for two reasons, we shouldn't be doing this as a matter of tax policy, and we shouldn't be doing it as a matter of fiscal policy. I would hope that we would eliminate the amnesty program, and that is what the amendment proposes to do.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Netsch has moved the adoption of Floor Amendment No. 1. Is there any discussion? Senator Schaffer. Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, Members of the Senate, this is, as the sponsor has indicated, a very serious amendment. It would take the amnesty part out of this bill, and basically turn it into a relatively innocuous codification of a uniform fine system for our Department of Revenue. We all know that we are in a very tough budget year. We all know that there is virtually no support in this Chamber or the other Chamber for any - as Senator Carroll likes to call them - Revenue enhancers. This is, as Senator Netsch has correctly indicated, a one-shot attempt to put seventy million dollars into the State Treasury. Past experience has

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taught us to take some of these estimates with a grain of salt, although I thought the Director of the Department of Revenue did a pretty admirable job in committee of defending the seventy-million-dollar figure, and at least some of my doubts were, at least in part, eliminated. The bottom line is that it is a very tight revenue year. I would like to suggest to the Members of this Body that we keep the bill intact, send it to the House, and keep at least this option open. I don't know what will happen in the House. I don't know what the Speaker's disposition to this idea will necessarily be, but I do know that all of us, in the final days of this legislative Session, will either have this bill or will have the opportunity to cut seventy million dollars out of Mental Health or Education or the pension systems or some other area of interest. I would like to see us at least advance the concept, keep the discussion alive, and maybe it'll be part of the mix at the end of the Session.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Netsch has moved the adoption of Floor Amendment No. 1. 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 wished? Take the record. On that question, there are 8 Ayes, 33 Nays, none voting Present, and Floor Amendment No. 1 fails. Any further Floor amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. 2168. Senator Jones. 2171. Tom Dunn. Senator Dunn. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2171.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

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PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Dunn. Any Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

3rd Reading. 2174. Senator Jones. Senator Jones. No, 74.  
We passed 68. 2176. Senator J.E. Joyce. Read the bill, Madam  
Secretary.

SECRETARY HAWKER:

Senate Bill 2176.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Transportation offers  
Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Joyce.

SENATOR J.E. JOYCE:

Thank you, Mr. President and Members of the Senate. I would  
ask leave of the Body that I be removed as the sponsor of Senate  
Bill 2176, and that Senator Howard Brookins be replaced as the  
sponsor on Senate Bill 2176. Thank you.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Joyce requests leave of the Body to be  
withdrawn as sponsor of Senate Bill 7176 <sic>. Hearing no  
objection, leave is granted. It is also -- he also requested  
that Senator Brookins be replaced in his stead. Leave is granted,  
hearing no objection.

PRESIDING OFFICER: (SENATOR LUFT)

Senate Bill 2176. Any committee amendments?

SECRETARY HAWKER:

No committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

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SECRETARY HAWKER:

Pardon me, I am sorry. There was a Committee amendment. The Committee on Transportation had Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Brookins, on Committee Amendment No. 1.

SENATOR BROOKINS:

Thank you, Mr. President. Committee Amendment No. 1 depletes <sic> everything and inserts instead the same language as was in Senate Bill 1880 -- 1987. It requires fees for special license plates to be adequate to cover the cost of law enforcement officials, and shall notify special plate insurance issued. In other words, we are setting up some rules and regulations concerning the licensing of special license plates, and of the license plates.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Brookins moves for the adoption of Committee Amendment No. 1 to Senate Bill 2176. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and the amendment's adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

Senator Brookins offers Floor Amendment No. 2.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Brookins, Amendment No. 2.

SENATOR BROOKINS:

Thank you. To help with this bill, we were in contact with the Secretary of State, and he also gave us some directions, and we depleting <sic> the revision <sic> requiring special event plates to have non-repeating numbers. This brings it in

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compliance, and with this we have removed all opposition from the Secretary of State's Office.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Brookins moves for the adoption of Amendment No. 2 to Senate Bill 2176. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and Committee -- or the Amendment No. 2 is adopted. Further Floor amendments?

SECRETARY HAWKER:

No further Floor amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd Reading. On the top of Page 12. Top of Page 12 on the Order of 2nd Reading is Senate Bill 2-1-9-0. Senator Marovitz. Out of -- Senate Bill 2-2-0-8. Senator Jones. Senator Jones. 2-2-0-8. On the Order of 2nd Reading is 2-2-1-3. Senate Bill 2-2-1-3. Senator D'Arco. Out of the record. Senate Bill 2228. Senator Severns. Senator Severns. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2228.

(Secretary reads title of bill)

2nd Reading of the Bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

Senator Severns offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Severns, Amendment No. 1.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This amendment simply restricts the deduction to businesses with less than seven and a half million dollars in gross sales for the taxable year. I move its adoption.

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PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Severns moves for the adoption of Amendment No. 1 to Senate Bill 2228. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and the amendment's adopted. Further Floor amendments?

SECRETARY HAWKER:

No further Floor amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd reading. On the Order of 2nd Reading is Senate Bill 2231. Senator Welch. Read the bill please, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2231.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

No Floor amendments. Senator Welch offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. Senate Floor Amendment No. 1 deletes everything in the original bill. What the amendment will do is take care of a situation which was brought to court by a defendant in a lawsuit in LaSalle County concerning burning tires. What happened in that case was that the defendant was sued by the State, he attempted to bring in third party defendants, being those individuals who contributed the tires and the other debris that he dumped down the ravine next to his property. The Court said the State law doesn't allow you to do that. You have to bring a separate lawsuit against these defendants. What this amendment will do is to allow those defendants in suit brought under the

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Environmental Protection Act to bring in third party defendants into the case, and bring an action -- a counteraction against them. It further prohibits a person from recovering any fines or civil penalties imposed upon him from the third party defendants. The court ruled that there had to be a change in State law for us to attempt to clean up the Statute. The Statute was unclear, and the court ruled that since it didn't allow third party defendants to be brought all in one lawsuit, as is the case in all other lawsuits, we needed to clarify the law. So I am offering this amendment, and I would move for adoption of the amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR LUFT)

Sponsor indicates he will yield.

SENATOR HAWKINSON:

Senator, what prevents third party practice now, since we have under our Civil Practice Act, as you know, a third party section that allows third parties brought in in many situations. What is it under current law that prevents a third party from being brought in?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch.

SENATOR WELCH:

The court ruled in the appellate -- the circuit court, I believe, ruled that the Statute did not specifically allow the third party defendants to be brought in in the Statute that grants the cause of action; therefore, this took precedence over the Civil Practice Act, and the third parties could not be brought in.

It was a proceeding -- basically, administrative proceeding

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brought by the Environmental Protection Agency that was later brought to the circuit court.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Hawkinson.

SENATOR HAWKINSON:

Does this create a new cause of action or -- or as I understood your original explanation, a cause of action already existed, but the -- the holding was they have to bring a separate proceeding. So this does not create any new cause of action, only allows them to be combined in one proceeding?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch.

SENATOR WELCH:

That's correct. It's an attempt to economize on judicial time, basically.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Hawkinson.

SENATOR HAWKINSON:

The last sentence of the amendment that's now the bill provides that a person may not seek to recover any fines or civil penalties imposed on him under this Act from a third party defendant in an action. Would you explain that?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch.

SENATOR WELCH:

In the Statute now, we have some treble damage provisions, and the idea is that an individual, as in this case, who owned a ravine, contracted with a local school to take the debris when they knocked down the school; put it his yard. Contracted with a local dealer who took used tires; put those in his yard. Could not then recover on a treble-damage basis against the suppliers or the original generators of the waste put on his property. So in



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effect, any damage the State might obtain against him, which might be treble damages, he could then not seek contribution at the same basis against the third party defendant.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Hawkinson.

SENATOR HAWKINSON:

What could he recover from the third party defendant?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch.

SENATOR WELCH:

My understanding is he could recover actual cost to clean up. In the particular case we are talking about the fire burned for over nine months. The individual did not have the money to put out as he was ordered to do by the circuit court. He simply threw up his hands and said, "I can't afford this." Then he tried to bring in the third party defendants. He was told by the court he couldn't do that, and the whole time the fire kept burning.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? If not, Senator Welch moves for the adoption of Amendment No. 1 to Senate Bill 2231. Those in favor will signify by voting Aye. Opposed, Nay. The Ayes have it. The amendment's adopted. Further Floor amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd Reading. On the Order of 2nd Reading is Senate Bill 2237. Senator Savickas. Senator Savickas. On the Order of 2nd Reading is Senate Bill 2239. Senator Savickas. Senator Savickas. On the Order of Senate Bills 2nd Reading, Senate Bill 2249. Senator Savickas. Senate Bill 2253, on the Order of 2nd Reading. Senator Welch. Read -- out of the record. Senate Bill 2255. Senator Netsch. Out of the record. Senate Bill 2256. Senator Severns.

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Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 22...

PRESIDING OFFICER: (SENATOR LUFT)

56.

SECRETARY HAWKER:

Senate Bill 2256.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

Senator Severns offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Severns, on Amendment No. 1.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This amendment simply establishes the Illinois Export Loan Guarantee Program to provide the authority with more export financing options, specifically geared toward the small- and medium-size businesses. I'd move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Severns moves for the adoption of Amendment No. 1 to Senate Bill 2256. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and the amendment's adopted. Further Floor amendments?

SECRETARY HAWKER:

No further Floor amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd Reading. On the Order of Senate Bills 2nd Reading is Senate Bill 2267. Senator Marovitz. Read the bill, please, Madam Secretary.

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SECRETARY HAWKER:

Senate Bill 2267.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Marovitz, on Committee Amendment No. 1.

SENATOR MAROVITZ:

Okay. Thank you very much, Mr. President and Members of the Senate. Committee Amendment No. 1 to Senate Bill 2267 took out some language about condoning violence against a certain group, and it was not intended to be in the bill. It was inadvertently put in the bill. And I would ask for the adoption of Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Marovitz moves for the adoption of Committee Amendment No. 1 to Senate Bill 2267. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and the amendment's adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

Senator Marovitz offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Marovitz.

SENATOR MAROVITZ:

Amendment No. 2 is your ultimate technical amendment. It adds a comma, and I would ask for adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR LUFT)

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Discussion? Discussion? If not, Senator Marovitz moves for the adoption of Amendment No. 2 to Senate Bill 2267. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and the amendment's adopted. Further Floor amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Keats.

SENATOR KEATS:

Although the amendment really deals with only about removing four words, it is fairly controversial, and so I figure everyone should listen. This is a hate crimes bill. About ninety percent of the bill really is an excellent piece of legislation of which I would like to think most of us would support. What is included in the bill at the moment would be for the first time adding the term "sexual orientation" to State law without any specific definition of what sexual orientation is. I'm not going to argue -- how you feel on the particular issue. The bill is not a gay rights issue. This is not an anti-gay rights amendment or anything like that, but what it says, for the first time, is sexual orientation will be added to the Statutes and then those crimes against a specific group that is not a readily defined group will be reported, prosecuted, et cetera. I don't want to get too heavily into that, 'cause that's beyond of the purview of the amendment. What the amendment does is take sexual orientation out of the bill. It still says under hate crimes, race, creed, color, religious origin - all of that is still in. The only thing we're removing is the term "sexual orientation," because this law would, for the first time -- or this bill would, for the first time, put that phrase in the Statute, and I'm not just not sure that that's a step we really want to do. I would appreciate your support for the amendment.

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PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I rise in opposition to this amendment. There are many times that we pass bills with words in them that are not exactly defined. Senator Keats, if you recall, in the - I think it was in the Judiciary Committee - we had a bill that flew out of committee that prohibited lewd exhibition. I asked the sponsor what "lewd exhibition" meant; he couldn't define it, and in fact, the courts haven't been able to define it. But we pass laws to prohibit lewd exhibition. This amendment, in effect, would allow gay-bashing. Now, we have seen it. We know what it is. We know who perpetrates it, and it belongs in this bill, just like any of the other obnoxious acts that this bill wishes to prohibit and keep record of. I think that in defense of those people who choose a certain lifestyle and are beat up, attacked, harassed because of that lifestyle, which is not illegal, we ought not to adopt this amendment. And I would urge a No vote.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator D'Arco.

SENATOR D'ARCO:

Thank you. Mr. President, I find it hard to understand what Senator Keats' objection is all about. In the first instance, he seems to be saying that we don't want to initiate a precedent in the law by including the word "sexual orientation." I think what he -- what he's saying is -- is that the words themselves aren't offensive, but because we've never used them in the law before, let's not set a precedent. Well, that argument is totally absurd. It's not the words that are important; it's what they mean that's important. And what they mean is that we will not allow persons to be intimidated because of race, creed, color, religion or

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sexual orientation. That's so simple a concept, Senator Keats. There's nothing offensive in that concept. We, as a Legislature, have a right to make a statement to the public that we are offended by people who intimidate others for sexual orientation reasons. This is a offensive amendment to us, and we should defeat it.

PRESIDENT ROCK:

Further discussion? Senator Dudycz.

SENATOR DUDYCYZ:

Thank you, Mr. President. I just have a question of the amendment's sponsor.

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Dudycz.

SENATOR DUDYCYZ:

Senator Keats, I've -- I've heard one of the previous speakers mention something about gay-bashing and about homosexuality, and I'm just wondering. The way I look at the -- at your amendment, it says nothing -- it has nothing to do with homosexuality or gay-bashing. It says, "sexual orientation." Now could you please explain to the Body, what -- how do you define sexual orientation?

PRESIDENT ROCK:

Senator Keats.

SENATOR KEATS:

There is no definition or explanation of sexual orientation in the bill in any way.

PRESIDENT ROCK:

Senator Dudycz. All right. I'm sorry. Senator Dudycz. Okay. Senator Marovitz.

SENATOR MAROVITZ:

Thank you, Mr. President. Question for the sponsor of the amendment.

PRESIDENT ROCK:

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Sponsor indicates he will yield, Senator Marovitz.

SENATOR MAROVITZ:

Senator Keats, inasmuch as your opposition, or your intent with the amendment, is to define what sexual orientation is, I have on file an amendment - which I would be willing to offer, if you will withdraw yours - defining sexual orientation as heterosexuality, homosexuality, or bisexuality. I've shown that to you before, and if that definition would suit you as a specific definition, if you'll withdraw your amendment, I will offer my amendment as an alternative.

PRESIDENT ROCK:

Senator Keats.

SENATOR KEATS:

I'd be willing to look at it again out of the record, but frankly, I am not convinced that that's what my objection is. I appreciate hearing what my objections to the bill are, but so far, I haven't heard anyone explain what mine are.

PRESIDENT ROCK:

All right. Any further discussion? Senator Keats, do you wish to close -- I'm sorry, Senator Marovitz.

SENATOR MAROVITZ:

I -- I was referring to your objection, which you stated in -- in -- in opening your remarks to your amendment. Let me say this: last year, this Body passed this bill with the words "sexual orientation" in it, unanimously. And Senator Keats, you were a supporter of that bill. As a well-informed, educated legislator, you voted on behalf of that bill. Does that mean that in 1989 it was okay to protect a particular group against discrimination, but in 1990 we no longer want to protect that group? I'm not sure if that's what you want, but that's what you're doing by this amendment, and I would urge opposition to this amendment and passage of this legislation ultimately.

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PRESIDENT ROCK:

All right. Further discussion? If not, Senator Keats may close.

SENATOR KEATS:

I appreciate that. In reference to the bill last year -- was not identical, did not have the civil provisions, and at the time, the -- some of the provisions involved were not carefully mentioned, if you remember. In fact, we could get the transcript, and it would be interesting to read the transcript - the explanation of that bill. It was a a very short explanation, and I'd be glad to discuss that bill that is not identical to this one, did not deal with the civil provisions. It was interesting to hear some of the opposition to my amendment explaining what our thought pattern was, because that is not our thought pattern. Anyone who says they are in favor of gay-bashing is not our kind of person. And I don't think there's any reason whatsoever why we should say we are in favor of it. But the simple fact is there are criminal penalties today. If those actions would take place, there are criminal penalties in existence today to deal with that exact specific problem. It's not like somehow we are removing these penalties. Remember, this entire amendment deletes a grand total of four words. Sexual orientation is deleted twice. So please do not expand the amendment beyond what in reality is. Those are existing criminal penalties. We have never had the term "sexual orientation" in our Statutes. There are certainly reasons to argue about how it should be defined or should not be defined, but more importantly, the question is, is that a category that we wish to start to initiating into our standards as a separate category that eventually will be listed on all the civil rights lists of what are specifically protected groups. I don't think that's a road we want to go down; I would appreciate your support for the amendment.



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PRESIDENT ROCK:

All right. Question is the adoption of Amendment No. 3 to Senate Bill 2267. Those in favor of the amendment will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 29 Ayes, 21 Nays, none voting Present. Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Marovitz.

PRESIDENT ROCK:

Senator Marovitz, on Amendment No. 4.

SENATOR MAROVITZ:

Mr. President, I'd like to take this - bill out of the record. Can I do that?

PRESIDENT ROCK:

Sure.

SENATOR MAROVITZ:

Okay.

PRESIDENT ROCK:

Take it out of the record. 2274. Fiscal note has been requested, Senator Rea. 2291. Senator Brookins. Bottom of Page 12. Okay. 2304. Senator Marovitz. All right. Ladies and Gentlemen, we'll move now to the Order of Senate Bills 3rd Reading. This will be final action. Start in the middle of Page 15 on the Order of Senate Bills 3rd Reading, with 1497. 1-4-9-7. Senator Lechowicz. 1501. Senator Netsch. 1510 is on the Recall List. 1512. Senator Severns. Yes. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1512.

(Secretary reads title of bill)

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2nd Reading of the bill. Pardon me -- 3rd Reading of the bill.

PRESIDENT ROCK:

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. Senate Bill 1512, sponsored by Senators Kelly, Brookins, Keats and myself, is -- is the bill that removes the driver's license for students who drop out of school. Last year, this bill and similar bills were introduced, and there were many concerns raised. This bill attempts to address those concerns, and we've done so by extending the definition to students who are not subjected to this bill that alternative education includes all of the alternative programs permitted by the State Board of Education, as written into the law today. It also closes the loophole that allows students to produce a parental note describing a transfer of schools. It addresses the concern where last year we had the exemptions go through the Motor Vehicle Code. This year we have said that it should be addressed at the local level, specifically through the superintendent and the local school boards. Finally, to give this bill only a trial test, we've added sunset language which would require that this legislation, if passed and signed into law, to expire in five years. We believe that this gives it an ample opportunity to see if it effectively works, and if it does not, I am certain the sponsors and I will be the first to say it should not be reapproved. What this bill attempts to do is -- is provide one more tool to address the growing dropout rate. We don't pretend that it is the answer. We don't pretend that it is a panacea. It is simply a tool to try to reverse the trend of dropout rates in this State, where now our dropout rate is growing faster than our effective ability to deal with it. It is a bill that is now supported by the State Board of Education, the Illinois Principals Association, the Illinois Association of

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School Boards, and the Illinois Education Association. I'll be happy to answer any questions. I would appreciate a favorable vote.

PRESIDENT ROCK:

Is there any discussion? Any discussion? If not, the question is, shall Senate Bill 1512 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 43 voting Aye, 10 voting Nay, none voting Present. Senate Bill 1512, having received the required constitutional majority, is declared passed. Senator Brookins, for what purpose do you arise? Okay. 1548. Senator Karpziel. 1593. Senator Smith. 1612. Senator Daley. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1612.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Daley.

SENATOR DALEY:

Thank you, Mr. President and Members of the Senate. Senate Bill 1612 would amend the child resistant seat. What the bill basically does -- it gives responsibility when transporting a child that the parent of that child must give a child's seat to that individual when -- in transporting them. If an individual is stopped, the individual driving that child is not responsible now. We - also in committee - amended the bill because of some objections from DCFS that -- we deleted the word "medical emergency," and put in -- in cases of any emergency, a child would not have to be in a child resistant system. The problem was DCFS

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said many times they get a call in the middle of the night and they do not have these seats, and for that reason we put that amendment in. I'd be happy to answer any questions.

PRESIDENT ROCK:

Discussion? Senator Watson.

SENATOR WATSON:

Yes. Thank you, Mr. President. Question of the sponsor.

PRESIDENT ROCK:

He indicates he will yield. Senator Watson.

SENATOR WATSON:

Yes. Thank you. Senator, what happens in a situation which I get a phone call, and my neighbor asks me to pick up their son along with my son at school, and they happen to be under the age or preschool or whatever it might be, and they happen to be under the age of six, and I don't have a proper seat? What happens in that case?

PRESIDENT ROCK:

Senator Daley.

SENATOR DALEY:

I believe, Senator, the amendment sponsored by Senator Hawkinson would -- address would that, and it would be -- give the parent the responsibility to give you that seat, so you would not be liable.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

So then if I am stopped, then the parent would be liable for that -- please address that if that is not the case.

PRESIDENT ROCK:

Senator Daley.

SENATOR DALEY:

I would like to -- have Senator Hawkinson -- this was his

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amendment.

PRESIDENT ROCK:

All right. The Gentleman yields to Senator Hawkinson.  
Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. No, I had the same exact concerns that you're addressing here, and the only way that a grandparent or a neighbor or an aunt and an uncle is responsible is if the parent or guardian has provided a seat and you are not using it. There is no liability placed on the parent or guardian, other than if they are in their own vehicle and they don't have a seat, but their failure to do it does not make them liable under this Statute nor yours. The officer's going to deal with the situation in the car at hand. If you don't have a seat, and you are not the parent or guardian, you're not -- you're not responsible.

PRESIDENT ROCK:

All right. Further discussion? Further discussion? Senator Daley, you wish to close?

SENATOR DALEY:

Just a favorable vote.

PRESIDENT ROCK:

All right. The question is, shall Senate Bill 1612 pass. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? All voted who wish? Take the record. On that question, there 48 Ayes, 5 Nays, none voting Present. Senate Bill 1612, having received the required constitutional majority, is declared passed. 1614. All right. Top of Page 16, Ladies and Gentlemen. 1657. Senator Dunn. Senator Dunn. Top of Page 16, 1657. You wish that called? All right. Read the bill, Madam Secretary, please.

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Senate Bill 1657.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Dunn.

SENATOR R. DUNN:

Thank you, Mr. President. Senate Bill 1657 authorizes the public building commission to designate areas lying within their county as qualified for municipal projects. I move its adoption.

PRESIDENT ROCK:

Discussion? Any discussion? If not, the question is, shall Senate Bill 1657 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 31 Ayes, 18 Nays, 4 voting Present. Senate Bill 1657, having received the required constitutional majority, is declared passed. 1741 and 1766 are on the Recall. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President, that was Senate Bill 1657. I meant to vote No, and I -- inadvertently I voted Yes. I would like to be stated as voting No on that.

PRESIDENT ROCK:

Well, the record -- the transcript will so reflect. 1869. Senator DeAngelis. Yes. No. Maybe. Yes. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1869.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

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Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. Senate Bill 1869 creates in the County of Cook a Contracts Review Committee. This committee is composed of five members, three appointed by the Chicago commissioners of that board and two appointed by suburban commissioners. The duty of this board is to review and make recommendations to the full board on those contracts of over twenty-five thousand dollars which currently are subject to a no-bid type situation. Be happy to answer any questions.

PRESIDENT ROCK:

Discussion? Any discussion? If not, the question is, shall Senate Bill 1869 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? All voted who wish? Take the record. On that question, there are 48 Ayes, 3 Nays, 2 voting Present. Senate Bill 1869, having received the required constitutional majority, is declared passed. 1870. Senator DeAngelis. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1870.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. Senate Bill 1870, as amended, creates the hazardous waste storage fee. For those of you who may not know, the Clean Illinois Funds will be running out with this appropriation year, and there are no monies available or in the budget for next year. This bill sets up a system by which a storage fee is charged to create a twenty-four-million-dollar fund

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to -- to be provided for various items, and I'll describe those in just a minute, after I describe the bill. The bill creates a fee of three-eighths of one cent -- three-eighths of one cent per pound on hazardous chemicals stored at a site. The fee is assessed on a quarterly basis, based on the maximum amount of inventory at that particular time. There is a minimum fee for those companies that don't store a lot, of a hundred and twenty-five dollars a quarter, and a maximum fee of twelve thousand five hundred dollars a quarter to those companies who store quite a bit. There'll be twenty-four million dollars collected under this Fund, the proceeds of which are to be used in the following manner: fifteen million dollars will be allocated to the EPA for the cleanup of about eighty-nine sites, twenty-one of which sit in Cook County; five hundred thousand dollars will be given to the EPA for emergency response to things like spills and so forth; three million will be allocated to the EPA for a revolving loan fund for those businesses who know of pollution prevention devices that are available, but cannot afford to pay for them; 1.87 million dollars will go to the EPA and ENR for various pollution prevention activities; two million will be given to the Department of Conservation for tree planting and habitat restoration; and a million and a half dollars will be available for the Department of Agriculture to oversee collection and disposal of unwanted pesticides. I'll be happy to answer any questions.

PRESIDENT ROCK:

Discussion? Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. And a question of the sponsor, please.

PRESIDENT ROCK:

Mr. Sponsor. Indicates he will yield, Senator Raica.



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SENATOR RAICA:

Thank you, Mr. President. Senator DeAngelis, would hospital incinerators fall in this category?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

No, per se, only if there is a storage of hazardous and toxic items -- not waste, but chemicals on -- on the site.

PRESIDENT ROCK:

Senator Raica.

SENATOR RAICA:

Senator DeAngelis, you said that they would be -- the fine or whatever -- the fee would be put on them quarterly. So if someone was storing say a couple of million pounds of this of -- on their premises, they would have to pay for the amount that they were storing at the time the inventory was taken, or at the time this quarterly inventory was being taken? In other words, if for some point at a time they have an astronomical amount, but at the time the inventory was taken, which are they going to be -- pay this fee for?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Senator Raica, going back to your first question. This is preproduction storage. It's not in the waste cycle, cause there's a fee for disposing of those wastes later on downstream if you're trying to get rid of them. To answer your second question, those companies that use a lot would probably not do any inventory at all, because the max has been capped at twelve thousand five hundred dollars a quarter. So they would be at the max regardless of what their inventory level would be.

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All right. Further discussion? Further discussion? Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. I have a point of personal privilege, please.

PRESIDENT ROCK:

Sure. State your point.

SENATOR MACDONALD:

I would like to introduce to the Members of the Senate, the fifth grade class from Olive School in Arlington Heights and their parents and teachers. They're sitting in the visitor's gallery to my left.

PRESIDENT ROCK:

Will our guests please rise and be recognized. Welcome to Springfield. All right. Discussion on Senate Bill 1870? Senator Hall.

SENATOR HALL:

Will the sponsor yield for a question?

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Hall.

SENATOR HALL:

Who will be the keepers of these funds that's collected?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

The EPA. Well, it will come into the General Revenue Fund and then be put into the -- the allocation for these purposes.

PRESIDENT ROCK:

Further discussion? Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President. I rise in support of this bill. I think you know this is a better approach than -- than many other

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pieces of legislation I've been -- I've been seeing passed around. I think this could be very beneficial to agriculture, as there's a lot of pesticides and herbicides and stuff out there, and I think this is a way to locate those and possibly dispose of them.

PRESIDENT ROCK:

Further discussion? Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. Well, I -- I rise to make the same point that Senator O'Daniel did. And, Senator DeAngelis, I apologize; I didn't hear all of your opening remarks. But particularly to those of us involved in agriculture, I do want you to know that -- that all of the pesticides, herbicides, fuels, propane, gasoline, diesel, are exempt from these particular fees. And although I have asked for a list of those actually paying this fee in my district, I don't have that at this time, but certainly there is a great need in agriculture. Part of this -- part of the monies generated by this particular fee would be used by the Department of Agriculture for collection and disposal of -- of on -- of -- of farmers being able to bring in some of the old herbicides and pesticides. And so, thus, I also support the bill.

PRESIDENT ROCK:

Further discussion? Senator Keats.

SENATOR KEATS:

Question. Question.

PRESIDENT ROCK:

Question of the sponsor? Sponsor indicates he will yield.

SENATOR KEATS:

Two questions. One you raised a moment ago when Senator Hall asked who's the custodian of this money. You said it goes to General Revenue Fund. Should we next year decide to do it for something different, can we or is this a designated fund that's

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controlled? Or can we just play games with it like some other funds?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

In my -- thank you, Senator Keats; in my closing comments, I was going to correct it. There is a trust fund for this purpose.

PRESIDENT ROCK:

Senator Keats.

SENATOR KEATS:

Second question that was raised by some of our -- our Members from agricultural areas. I notice businesses who use chemical substances will be taxed; farmers who use chemical substances won't be. Now, many of us are well aware we have a serious problem with groundwater and fertilizer problems from excessive fertilizing -- excessive use of chemicals, pesticides, herbicides, et cetera, in agricultural areas. So what we're saying is a major source of water or groundwater pollution - a major problem - we're going to look the other way, because the farmers don't want to pay for a problem they're causing. Could I get an answer out of that?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

I didn't hear the question.

PRESIDENT ROCK:

I didn't either. Further discussion? Senator Jacobs. All right. Senator Keats.

SENATOR KEATS:

I'll ask again, then. If a business uses a chemical, they are taxed. If a farmer uses the identical chemical, he's not. That sounds real fair.

PRESIDENT ROCK:

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Senator DeAngelis.

SENATOR DeANGELIS:

I guess you want a response, but it's still not a question, Senator Keats. But let me just tell you, if that farmer used the same chemical that a business would, I don't think he'd be in business. Because if he wants to pull sulfuric acid -- pour sulfuric acid on his field, be my guest, but I don't think he's going to grow anything. This bill is designed -- and I've gotten calls from my own district of farmers who for a long time have stored pesticides, who've had no way of getting rid of them. And if you ever have to get a bid or find out how much it costs to get rid of them, you'll find out it's astronomical. This is a disincentive to -- to store, and an incentive to get rid of the ones that you have right now.

PRESIDENT ROCK:

Senator Keats.

SENATOR KEATS:

I appreciate it. I'm sorry if you can't understand the question of what we're calling double jeopardy. One group's treated one way; another group, another. I know we've done that quite a bit for the farm sector. Senator -- Senator, I don't mean to interrupt you, but I am talking to you, and I apologize for interrupting. Okay? If you're going to differentiate, what I'm asking is on the herbicides, pesticides, chemicals, that we're dealing with anyway, why are we still excluding these farm chemicals? That's what I'm asking. Why is one person expected to pay for the environmental damage they do, and another group is not expected to pay for the environmental damage they do? All of us know one of our major groundwater problems is the runoff of herbicides, pesticides, et cetera, from farm fields.

PRESIDENT ROCK:

Senator DeAngelis.

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SENATOR DeANGELIS:

I -- I have no answer to that. I mean, if the farmer's using it, he gets it, he pours it on the crop, and that's it; it's gone. I -- I mean I -- these other people are using it on a continuous basis in the manufacturing process.

PRESIDENT ROCK:

Further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President. Just call for the previous question.

PRESIDENT ROCK:

All right. Any further discussion? If not, Senator DeAngelis may close.

SENATOR DeANGELIS:

Well, roll call.

PRESIDENT ROCK:

Question is, shall Senate Bill 1870 pass. Those in favor will vote Aye. Opposed will vote Nay. The voting is open. Have all voted who wish? All voted who wish? All voted who wish? Have all voted who wish? Take the record. On that question, there are 49 Ayes, 3 Nays, 3 voting Present. Senate Bill 1870, having received the required constitutional majority, is declared passed. 1881, 1905 and 1916 are on the Recall List. 1955. Senator Jones. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1955.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President and Members of the Senate.

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Senate Bill 1955 raises the level of reimbursement for pastoral care and, other social service programs in nursing homes. The percentile for per diem allowable support costs for nursing home reimbursement purposes is increased from seventy-five percent to the eighty percent percentile. Currently, right now, the Department of Public Aid does not consider social service programs for those persons who are in our nursing homes. This would -- this would put the nursing care for social service programs as a reimbursable item for those persons. And I ask for a favorable vote.

PRESIDENT ROCK:

Discussion? Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President, Ladies and Gentlemen of the Senate, some questions for the sponsor, if I may.

PRESIDENT ROCK:

Sponsor indicates he will yield. Senator Topinka.

SENATOR TOPINKA:

Now, this 26.8 million dollars which you're projecting here in this reimbursement program, is that over and above the forty-eight million dollars in a rate increase which the nursing homes got last year for long-term care facilities? This is over and above?

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

The figure that you used is one that probably came from the Department, which I consider totally incorrect. What we are talking about is approximately 5.5 million dollars or closer to more or less six million dollars. So I don't know where the Department came up with that twenty-six million dollar figure - the one that you are using - but what this does is increase the amount that is reimbursable for those programs in the formula for

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per diem.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

But this -- regardless of whether it's five million or 26.8 million - and I still hold onto my 26.8 million figure, and I can break it down for you if you'd like - this is over and above the forty-eight million dollars we agreed to and gave to nursing homes last year. So they have just -- they've already gotten an increase just last year, and now we are coming back again at a time when we are cutting the budget two percent across the board, and all of that. Is that right?

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Well, all that rhetoric sounds good if you're trying to defeat the bill, but that is not -- that is totally inaccurate as we discussed this bill in committee, as far as those items that are not reimbursable, and that item as relate to pastoral care and other social service programs are currently not reimbursable, but yet and still they are mandated that nursing homes give these discount services. So what this -- what this -- bill does is -- is see that those social service programs are in the reimbursable item, and they are mandated that a nursing home must do for our elderly citizens.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

Well, since -- since these items are -- are not in the budget, and I think both sides have agreed that we are going to be doing some major cuts this year in lieu of any type of tax increases, what items do you feel should be cut in exchange for this in the



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IDPA budget? Because somewhere you are going to have to total out.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Well, I am not on the Appropriation Committee and I am not talking about doing any cutting. But one of the things -- the only thing I said is this, is that this bill take care of mandated services that should have been included in the budget. It should have been included, because nursing homes are mandated to -- to provide these services for our elderly citizens. So therefore, if it's not included, it should have been included, and all I am doing is following the mandates as required by law, and that's what this bill does.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

Now, to the bill, if I may. There is just nothing in the Public Aid budget that would accommodate a hit of this nature. I think we'd have to go back to existent programs to be able to accommodate a twenty-six million dollar hit at this particular time. I -- I think that's awfully heavy to do. I just don't see how we could be expected to do this, and I just -- not that we wouldn't want to help, but gee, we gave forty-eight million dollars to the nursing homes last year. I think we should really and truly let them stay put for a couple of years here. And I would encourage that, you know, our Members certainly view this in that light.

PRESIDENT ROCK:

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate.

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Senator Jones, I am on the Appropriations Committee, and it's pain to all of us the way in which we had to cut back these budgets. I have said publicly for years now that this State one day is going to have to address the very serious underfunding of -- of Medicaid reimbursement here in this State - hospitals, nursing homes, long-term care, you name it - we are painfully underfunding all those areas. But the fact of the matter is, we are in a position right now where we are cutting dollars out of the budget - something that none of us like to do - and Senator Jones, I would -- I would say to you, I fear -- I fear perhaps you are not explaining the entirety of the -- the bill in its entirety, because there are a number of other things there that increase this cost dramatically. Absolutely do. The money is not there to fund the program. We shouldn't send the wrong signal, and therefore, I would urge defeat of the bill.

PRESIDENT ROCK:

Further discussion? Any further discussion? Senator Jones may close.

SENATOR JONES:

Well, as always, you know my colleagues on the other side of aisle would jump and try to raise a red flag. However, all this bill does is simply this: it increase the percentile for reimbursement for -- to the nursing homes, to take care of the social service programs that are mandated that a nursing home to give to our elderly citizens, and the Department of Public Aid, when they threw out a erroneous figure of twenty-six million dollars, and it's nowhere near that. It is no more than six million dollars, which should have been in the budget. It should have been in the budget for these services that our mandated that nursing homes must give to our elderly citizens. And I ask for a favorable vote.

PRESIDENT ROCK:

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Question is, shall Senate Bill 1955 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 28 Ayes, 21 Nays, and 6 voting Present. Senate Bill 1955, having -- Sponsor requests that further consideration of Senate Bill 1955 be postponed. Without objection, so ordered. 1965. Senator Berman. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 1965.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President....

PRESIDENT ROCK:

You've got the wrong -- I am sorry. Madam Secretary, the board, please. 1-9-6-5. Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The purpose of this bill is to address one inequity that exists in our retirement laws. For the past number of years, federal and State law has virtually abolished all mandatory retirement ages. The one glaring exception to that fairness rule is in the area of our judges, both appointed and elected, and this bill goes along with all of the other age nondiscrimination attempts, and abolishes the compulsory retirement age for judges. Be glad to respond to your questions, and I solicit your Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Fawell.

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SENATOR FAWELL:

Would the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Fawell.

SENATOR FAWELL:

Could you tell me why we originally put on this mandatory retirement age? I mean, who did it originally? Do you know?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

My guess is that it happened a long time before I was here. I don't know, but I think that it probably was in keeping with a lot of mandatory retirement ages that were passed before our age of enlightenment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Berman, you wish to close?

SENATOR BERMAN:

Roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate Bill 1965 pass. 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? Have all voted who wish? Take the record. On that question, the Ayes are 34, the Nays are 16, none voting Present. Senate Bill 1965, having received the required constitutional majority, is declared passed. Senate Bill 1944 <sic>, Madam Secretary. On the Order of Senate Bills 3rd Reading, 1994.

SECRETARY HAWKER:

Senate Bill 1994.

(Secretary reads title of bill)

3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, Senate Bill 1994 is an amendment to the Election Code, and it would establish the date for the primary election only in the year 1994, that date to be the Tuesday following the second Monday in September, rather than as now, the third Tuesday in March. This would shorten the intervening time between the primary and the general election by twenty-five weeks -- from thirty-three down to eight weeks. I would like to call this bill "Give the People a Break, Please" bill. In order to -- in addition to shortening the election cycle, it's an attempt on my part to help reduce the cost of election campaigns. We have just come through, again, a lengthy and costly primary. We are now seeing candidates abound all over the place between now and November, and it simply turns people off, as well it should. This would only apply to the election held in 1994. It is not a Presidential year, and so we don't have to worry about national nominating convention delegates, and it would give us an attempt, or would afford us, for instance, a pilot program to see if it's going to work. We've changed our primary date four times since 1910, and since 1969, we have had this March primary date, and the fact of the matter is, that elections are getting more and more costly each year. So by establishing the Tuesday following the second Monday in September, we avoid any problem with the Labor Day weekend, we avoid any problem with the Jewish holy days, and I think it's an idea whose time has come. There are eighteen states currently - sixteen states, I beg pardon - that have a primary in September, so I don't think the problems that can be brought up have been brought up by some of the county clerks. The fact is the majority of them that I spoke with are in favor of this, although their association

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has not taken a formal -- a formal viewpoint, but the fact is sixteen other states, including some of the largest ones, have a September primary. It does work, and I think it would be beneficial not only to -- to the candidates, but most certainly and most importantly, to the electorate. And I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President. I stand in support of this bill. As Senator Rock stated, it -- there was no recorded opposition in committee, and it does affect only one election. It's a good pilot program. Although many of us would like to have seen maybe a May or a June primary or possibly other dates, as President Rock stated in committee, nobody is going to be completely satisfied, but it is a good start, and let's see how this one works, and let's see if we can support it and have the House also.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. I also rise in strong support of the bill. My only reluctance at all is that I would like us to make a permanent commitment to a September primary, but Senator Rock is right that it's a -- a major step in the right direction, simply to get us started on that road. I was going to remind Members of the Senate, that the Senate has on a number of occasions - four that I can recall in the last four years - voted for a September primary. So we have had a strong commitment on part of the Senate to this. Admittedly, when it gets over to the House it tends to kind of evaporate into thin air, but I think we ought to give the House one more chance to redeem itself by supporting what we have been saying for some time is the right way

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to go. If I might add one footnote, having been around the State a lot, I cannot tell you how many people in this State want us to change the primary. They do not like the long campaign periods that they are subjected to now.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, Members of the Senate. I have always felt that the primary should be moved into May, but I have never been able to convince myself that the public was better served by a September primary. I look at the recount situation we have going in one legislative district right now from the March primary, which is still, I am told, two or three months away from settlement, and wonder how the devil we, you know, get that to work. It's my understanding that other than shortening the canvass period, this bill does not address the myriad of laws affecting recounts and all the other problems related to changing the primary date. That would create, I think, chaos for us in 1994. The other problem I have, quite frankly, is that while this does move the primary date to right after Labor Day, when people are coming home from their vacations and school has started again, what it means is the whole campaign season is during the summer when everybody's gone. And the participation in the primary elections is kind of sad right now. When we do it at a time of year when people are least at home, you know -- I guess this is a ticket for incumbency forever, because since no one, you know, is home to find out what the challenger is all about, I suppose the incumbents can continue to survive by even wider margins, but I don't think the public is better served by a campaign season, "We had an election, by the way, only you weren't home when we had it."

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Further discussion? Senator Karpziel.

SENATOR KARPIEL:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Karpziel.

SENATOR KARPIEL:

What would the date be that we would have to file -- the petitions would have to be filed?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

It's essentially the same time for filing as we currently have, so it would be roughly late June that we would be filing nominating petitions for a September primary. Yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Karpziel.

SENATOR KARPIEL:

All right. I have one more question. If in fact we do change the primary to September, would it be at all possible, somehow - and I don't know how this goes together - but to change our Session dates to start earlier in the year, so that we then can be out earlier in the year?

SENATOR ROCK:

Well, that's the question that Senator Philip and I and number of Members on my side have discussed at great lengths over the years, and if you recall, as a matter of fact, Senators DeAngelis and Sangmeister - then Senator Sangmeister - sent out of here a resolution setting up a different time frame. Yeah, there is no question about it. The problem with the primary is that with the March primary, we are kind of stuck with this Legislative season that we have, and as much as we might wish for May or June, it's just a wish. You are never going to see the General Assembly of



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Illinois move the primary into the heat of the Legislative battle. It's just simply not going to happen. So we are either going to be earlier or we're going to be later, and I, frankly, opt for later, and yes, then, it seems to me we could prevail upon the Governor to deliver his budget address earlier, to make his budget recommendations earlier. And yes, conceivably we could finish by Memorial Day or certainly by the middle of June, or at some point. So the long answer to your short question is yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Rock may close.

SENATOR ROCK:

Thank you, Mr. President. I would just -- to respond to Senator Schaffer, the bill does accommodate all those other dates, and does shorten the time frame including, I might say, the question of election contests, and having been in one myself, I am very sensitive to that, and all this really does is shorten the time span, and the fact of the matter is instead of taking two months because we have that kind of time, that case and any other election contest could well have been decided already. As you know, it's going to wind up probably in the House of Representatives, in any event, but I think it's about time that we had to address -- now, constitutionally, how do we shorten the election cycle and how do we hold down the cost? It does not appear to me that we are ever going to afford public financing of election campaigns in this State. It does not appear to me that we are going to be able to put any -- any constitutional lid or limit on spending, and so we are almost self-destructing. Every year the elections get more and more and more expensive. This is an attempt to bring it back to reality - to say we don't need a thirty-five- or forty-week election period. For goodness sake, we elect a Mayor from Chicago in this amount of time, and the Mayoral candidate was able to raise multimillions of dollars, and

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the media was able to deliver the messages from the various candidates, and you can't certainly say that nobody was home to listen. I think we -- we have beaten the electorate to the point where they are almost numb with elections, and if we can shorten the cycle, we ought to do it. And I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate Bill 1994 pass. 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? Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are 3, 1 voting Present. Senate Bill 1994, having received the required constitutional majority, is declared passed. 1996. Senator O'Daniel. Senator Vadalabene, for what purpose do you arise?

SENATOR VADALABENE:

Yes, Mr. President, I was in the telephone on 1965 when it passed. Had I been at my seat, I would have voted Aye. I would like the record to reflect that request, and I thank you very much.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The record will so reflect. Senate Bill 1996, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1996.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President, Members of the Senate. Senate Bill 1996 amends the Build Illinois Bond Act, and what it really does is increases the Build Illinois Bond Authorization by six million

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dollars, and permits refinancing or retirement of bonds issued by home rule municipalities for wastewater treatment facilities when the service for the bonds is provided by food and drug sales tax imposed by municipalities. It applies only to bonds issued between 1-1-87 and 1-1-90, and the -- this really affects only the city of Mt. Vernon. Some years back, they were in trouble with their wastewater plant. There was no funds available. They were put on a restricted status, and they were threatened with lawsuits by both EPA and the Attorney General. So they took it to the people and passed a bond -- passed a tax on food and drugs for three-quarters cent to retire these bonds. So then when we passed the sales tax reform bill, it pulled the rug out from under them, so they don't have any way now to retire those bonds, and I have spoken with EPA and they said, "Well, they should have waited." But they waited until they got put on restricted status, and also got threatened with lawsuits, and they couldn't attract any industry. I think they probably would have had Magna, that's over at Nashville. Since they have went it alone and built their plant, they now have General Tires expanding there, to be one of the largest tire manufacturers in the world, a Walgreen midwest distribution center is locating there, but there is no way they can stand a hit like this. And it isn't something they done. It's the fact that they went it alone. The State came along with a sales tax reform and pulled the rug out from under them. And I'd attempt to answer any questions. I have a pamphlet here that's full of documentation between the city and the Attorney General and EPA and all.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Davidson.

SENATOR DAVIDSON:

Mr. President, Members of the Senate, I rise in support of this bill, cause in committee I raised the question that a couple

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other local governments had been involved in this, and I have since found out the local officials of those two municipalities were in error, in that it does apply only to the City of Mt. Vernon, and I intend to vote Aye on this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. I also rise in support of the bill, and would like to underscore something that I think Senator O'Daniel indicated. I met with the Mayor of Mt. Vernon at his request. The problem that arose for Mt. Vernon was one that was not self-imposed; it was one that we really put on them, and it was a combination of things. When we finally got around to adopting the wastewater treatment program, we structured it in a way that Mt. Vernon, which had done what it was supposed to have done all along, which was to pass a bond issue for its wastewater problem, was simply excluded from that program. In the meantime, they had issued bonds pledging revenues from a home rule sales tax, which included food and medicine in its base. We subsequently removed food and medicine from that base, effective about a year from now, and they were left simply holding the bag. It was -- they were doing everything right as a responsible local unit ought to have done, and because we did change the rules for them in midstream, they were really left in an untenable position. I think this is absolutely justified help for Mt. Vernon.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator O'Daniel may close.

SENATOR O'DANIEL:

I would just ask for an affirmative vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate Bill 1996 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all

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voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 51, the Nays are 3, none voting Present. Senate Bill 1996, having received the required constitutional majority, is declared passed. 2020. Senator Marovitz. 2058. Senator Maitland. Bottom of Page 16 is Senate Bill 2058, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2058.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Well, thank you very much, Mr. President, Members of the Senate. Senate Bill 2058 provides the language needed to fund the Merit Recognition Scholarship Program for the years '87 and '88. You may recall we have provided funding for this program in 1986 and just for a small portion of 1987, and have once again, re-funded it in 1989. These two years are years wherein we promised those individuals these grants, and then were not able to deliver. I think this is reasonable legislation, and we ought to pass it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 2058 pass. 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 Present. And Senate Bill 2058, having received the required constitutional majority, is declared passed. Top of Page 17. 2066. Senator Smith. On the Order of Senate Bills 3rd Reading is Senate Bill

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2066, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2066.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 2066 is based on the NCSL report from the Committee on Family Health Policy. The report found alcohol is America's number one drug problem among our youth. With nearly five million adolescents identified as problem drinkers, alcohol is a factor in nearly half of all of our accidental deaths, including forty-two percent of all deaths from motor vehicles. This bill is based on one from California, the Youthful Drunk Drivers Visitation Program, and a person convicted of D.U.I. who is under twenty-one years of age may be ordered to participate in the Youthful Intoxicated Drivers' Program. The program shall consist of a supervised visitation to three different rehabilitation facilities. One is a rehabilitation facility; a facility that cares for alcoholics; and the coroner's office or morgue, to observe appropriate victims of accidents involving persons under the influence. The program will be administered through the probation office. Requires offender or the offender, guardian or parent to bear all costs associated with the program, unless -- indigency is found -- is found. And I ask for your support in this bill. It is sorely needed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there a discussion? If not, the question is, shall Senate Bill 2066 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all

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voted who wish? Have all voted who wish? ...(machine cutoff)...  
Take the record. On that question, the Ayes are 52, the Nays are  
1, none voting Present. Senate Bill 2066, having received the  
required constitutional majority, is declared passed.

END OF TAPE

TAPE 4

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senate Bill 2095. On the Order of Senate Bills 3rd Reading,  
Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2095.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. Senate Bill 2095 is a vehicle bill  
to have at the time, or sometime in the future, an agreement, if  
possible, on the Health Care Summit that's been going on for quite  
some time in Cook County. Although the summit chairs have issued  
a report, there is not enough consensus on what should be done, so  
I would urge that we just keep moving the process, and leave the  
bill in its form right now and move it forward. And 2096, the  
next one, is the Public Aid component of it, so I urge voting and  
wait and see.

PRESIDING OFFICER: (SENATOR DEMUZIO)

You want to vote, wait and see?

SENATOR DeANGELIS:

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No. Wait and see.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? All right. Senate -- the question is, shall Senate Bill -- 2-0-9-5 pass. Those in favor will vote Aye. Those opposed, Nay. The voting is open. We're waiting. We're waiting. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 48, the Nays are 2, none voting -- 2 voting Present. Senate Bill 2095, having received the required constitutional majority, is declared passed. Senate Bill 2096, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2096.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. It's the same thing, except to house the Public Aid component of the Health Care Summit.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall Senate Bill 2096 pass? 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 48, the Nays are 1, 3 voting Present. Senate Bill 2096, having received the required constitutional majority, is declared passed. Senate Bill 2105. Senator Hawkinson. On the Order of Senate Bills 3rd Reading is Senate Bill 2105, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 2105.



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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. We've seen this bill before in the Senate. It changes the granting of immunity in Illinois from transactional immunity and criminal prosecutions to use immunity, which is the Federal system. The Senate passed it in 1983, when it was sponsored by Senator Sangmeister, 42 to 11. We passed it again sponsored by Senator Sangmeister in '85 by a vote of 36 to 7. It was a component, although it was somewhat controversial of the Statewide Grand Jury bill that we had earlier, and it was controversial at that time, not necessarily because of the switch from transactional immunity to use immunity, but whether the inclusion of it in the bill overstepped the Governor's Amendatory Veto plans. A brief description of transactional immunity is that it -- it is an immunity given to a witness defendant which completely absolves that witness defendant of any further prosecution. Use immunity says that a prosecutor may give immunity to a witness for the use of his testimony, and that the State or the government may not make any use whatsoever of that testimony against that witness defendant in any further prosecution. Furthermore, anything that is gained or evidence that is indirectly tied to that testimony may also not be used in the prosecution of that witness defendant. What's commonly happened in practice at the Federal level to protect the integrity of the system is that before use immunity is given, a prosecutor will take the evidence that he or she already has against the defendant and seal it, so that the prosecutor may prove that the evidence was not gained by the use of that testimony. It was amended in -- in committee with an amendment by Senator Berman

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which would indicate that the use immunity testimony could not be used unless the State had used all reasonable means to otherwise get the testimony. I'd be happy to try and answer any questions, and I would urge the Senate to approve Senate Bill 2105.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall Senate Bill 2105 pass? 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 49, the Nays are 2, none voting Present. Senate Bill 2105, having received the required constitutional majority, is declared passed. 2106 is on the Recall List. 2114. On the Order of Senate Bills 3rd Reading is Senate Bill 2114, Madam Secretary.

ACTING SECRETARY: (MR. HARRY):

Senate Bill 2114.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and Members of the Senate. Senate Bill 2114 is a bill that came from the Illinois State Police administration bill, has the support of the Criminal Justice Information Authority, Chicago Mayor's Office, Cook County State's Attorney. What it allows for is for fingerprinting of school bus drivers. Now there's some rumor going around here yesterday or today, which was incorrect, trying to say this was a yearly cost for this fingerprinting cost, and that's totally incorrect. I've checked, and they only got one time unless the person would be a new school bus driver. If the person has been fingerprinted, has the school bus license, and he is then convicted later on, it will show up on

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the fingerprint. The regional superintendent, who renews this license annually each year, is automatically notified, therefore can deny this privilege. So whoever was spreading that rumor about it was a thirty-dollar cost each year is in error. I would appreciate your support. There is some - people who -- who don't think this is a good idea only because they think it might apply somewhere else down the line. This is an address -- came about due to the problem that happened in the Cook County area, and I would appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the question is, shall Senate Bill 2114 pass? 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? Have all voted who wish? Take the record. On that question, the Ayes are 27, the Nays are 17. Sponsor requests postponed consideration. It is a very good decision. Postponed consideration. Senate Bill 2128. Senator DeAngelis. On the Order of Senate Bills 3rd Reading is Senate Bill 2128, Madam Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 2128.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Thank you, Mr. Secretary. Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. Senate Bill 2128 -- Doc. Senate Bill 2128 tries to correct a problem that's occurred with a community in my district. Two years ago we changed the Tax Increment Financing Distribution Formula. The community in my district, Park Forest, two years prior to that had issued bonds based on the old formula, and they were caught with a small

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shortfall, which over a period of years could amount to quite a bit of money. What I am trying to do here is trying to get the State to live up to the obligation that it incurred at the onset, when the town of Park Forest went ahead and issued these bonds, based on what was then the distribution of the TIF proceeds. To my knowledge, Park Forest is the only community confirmed that is affected by this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

I'm sorry, Senator DeAngelis, had you concluded? Oh. Okay. Discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. To some extent, Senator DeAngelis' City of Park Forest was caught in a similar web as Mount Vernon, not quite the same in the sense that Mount Vernon was sort of double whammied by things that we changed, or did here in the General Assembly. Park Forest did make a pledge based on a previous formula of the TIF distribution money, and then we changed that distribution in midstream. Their -- their situation is perhaps not quite as heart-rending, but it certainly is one where they were caught by changes that we made, and it was not their own fault. The one point that I would like to make - and so I think they do have a somewhat less compelling but nevertheless a case to be made for some help. The one thing that is different is that even now, Senator DeAngelis, we don't quite know whether there are other cities in this condition. In the case of the Mount Vernon bill, which Senator O'Daniel had, it was designed so that it could apply to no one except Mount Vernon. There may be others in this situation, and we've asked the Department of Revenue to try to find out. They simply have not been able to identify that for us yet, so we may be opening a little bit more of a Pandora's box here than we were in the previous bill. Nevertheless, it seems to me that -- that again, a city has been

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caught by something that we changed, not by their own doing, and that at the very least, we ought to let this bill move along, and if we have to make some adjustment in it later, we will do it at that time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator DeAngelis may close. The question is, shall Senate Bill 2128 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, none voting Present. Senate Bill 2128, having received the required constitutional majority, is declared passed. Senate Bills 3rd Reading is Senate Bill 2141, Mr. Secretary, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 2141.

(Secretary reads title of bill)

It's the 3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President and Members of the Senate. Senate Bill 2141, as amended, represents an attempt to create a funding source for cleaning up the rivers and streams in Illinois. The concept here is to take one-half of the State Revenue that is to be derived from Riverboat Gambling and appropriate that share to projects that serve the purpose of cleaning up the rivers and waterways. Legislation that we recently passed on riverboats is hoped to attract visitors to our rivers. To me it makes sense that while we are attracting those visitors to the rivers, that we make an effort to clean up the waterways in Illinois. Now there may be some concern addressed as to -- that we may be perceptually

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taking money away from education. Let me address that by saying that I have talked to several people in the education community and shared this bill and concept with them. And no one has voiced any opposition to this concept. In fact, I am not aware of any outside opposition at all to this concept. With that in mind, I'd be glad to answer any questions, and would ask for support and passage of this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Discussion? Senator Holmberg.

SENATOR HOLMBERG:

I rise in opposition to this bill, and I hope everybody here in the Senate Chambers is paying attention. Because it was, again, a year ago that we passed a bill for Riverboat Gambling and one of the bargaining chips was that the money would go into the Education Assistance Fund. Haven't we heard that before? Now this is the first attempt to take that money away. I think, when we pass a bill, when it's been agreed to, when the package has been agreed to, it should remain in that form. The law hasn't even gone into effect yet, and we're already taking the money away. I think we should leave it as it is, and vote this bill down.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senator Madigan has a bill here - oh, my goodness - that whenever I first heard about it, I thought well it made some sense, because when we first introduce Riverboat Gambling, if you remember, the money that was collected from -- from Riverboat Gambling was to go back to the river from whence it came. So there is some merit for this type of -- of discussion. However, Senator Holmberg is absolutely correct, and it's one of the

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reasons that I would probably be reluctant in opposing this bill. She is absolutely correct. It was part of the political compromise that was necessary to get this bill through. I would like to see this type of activity though pursued, and at a later point - 'cause I get concerned, as Senator Topinka and I both espoused whenever the last Riverboat Gambling bill went through. We were concerned with sending the wrong image with the educational money, and being caught in the same trap that we were in ours -- sometimes caught in with the lottery taking care of education. But I -- I -- I think that we would be in violation of our compromise - of course, we've been in violation of a lot of compromises on this bill. But I still, at this point, Senator, would reluctantly say no, that we should not -- go ahead with this bill, but I'd like to see us continue to talk about it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Jerome Joyce.

SENATOR J.J. JOYCE:

Thank you, Mr. President. I rise in support of this. Kids like beautiful rivers, too.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Berman.

SENATOR BERMAN:

Thank you. I reluctantly stand in opposition to this. I don't think I have to remind anybody in this Chamber all of the heat that we have been drawing every since we passed the Lottery, in trying to explain that one of our rationale for passing the Lottery was to improve the funding of education. We've done that. Five hundred, six hundred million dollars a year has been added to the funding resources for education. Sure, it's out of one pocket into another, but it certainly has been a response to the constituents that if we're going to have gambling, the only reason they'll allow us to do it is if it improves education. I'm not

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saying that beautification of the rivers isn't a nice goal, isn't a nice project. Sure it is. But it's not - as far as most of the people in Illinois are concerned - it's not as important as education. I urge a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

The sponsor indicates he will yield. Senator Geo-Karis.

SENATOR GEO-KARIS:

When the Riverboat Gambling bill was passed, I was under the impression that all of the money would go to the Education Assistance Fund. Am I wrong or am I right?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Senator Maitland.

SENATOR GEO-KARIS:

No. The name is Madigan.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland -- I'm sorry -- Senator Madigan. I'm sorry.

SENATOR GEO-KARIS:

Senator Madigan is better looking.

SENATOR MADIGAN:

Thank you, Mr. President. That's mostly true, Senator, with the exception of the administrative costs that would be related to this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Then by your bill, are you proposing to pay fifty percent into this beautifying the rivers?

PRESIDING OFFICER: (SENATOR DEMUZIO)



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Senator Madigan.

SENATOR MADIGAN:

That's correct.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President and Ladies and Gentlemen of the Senate, and I -- I'm very fond of Senator Madigan, and I think he's better looking than Senator Maitland. Anyway, but I -- I feel -- I feel...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Do you want a roll call on that?

SENATOR GEO-KARIS:

...the purpose that I supported the Riverboat -- Gambling bill was for education, and I think if we want to clean up the rivers, we should go to the Department of Natural Resources, and also Conservation, and I reluctantly have to oppose this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Jacobs, for a second time.

SENATOR JACOBS:

Thank you, Mr. President. I -- I -- apologize for rising a second time. I just want to make something clear, Senator. When, you're talking about all the money going to the beautification of the rivers, you're talking about the State's share, is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Madigan.

SENATOR MADIGAN:

Yeah. That is correct. That's one-half. Now one half of this would remain with the education, and one-half would go, and we're only talking about the State's share.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? The Chair would like to apologize to Senator Maitland. I -- I didn't mean to drag you into this controversy. Senator Madigan, you may close.

SENATOR MADIGAN:

Thank you, Mr. President. I only want to say that with regards to the Lottery and the education, we all know the process that we go through in this. And from time to time, when we talk about priorities here, education and some others are always maximized to their - best of our ability. We have neglected for several years a problem that we have on our rivers and streams, because things like that tend to get lost by people with greater demands supposedly than pollution and siltation control and having something left for our children and their children. So with that in mind, again, all we're asking is to devote a little attention and let me say again that I have talked with the people in the education community, and they are not opposed to this concept. With that in mind, I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall Senate Bill 2141 pass. 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? Have all voted who wish? Take the record. On that question, the Ayes are 16, the Nays are 39, none voting Present. Senate Bill 2141, having failed to receive the required constitutional majority, is declared lost. 2143 is on the Callback List -- Recall List. 2144. On the Order of Senate Bills 3rd Reading is Senate Bill 2144, Mr. Secretary, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 2144.

(Secretary reads title of bill)

3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 2144 amends the Circuit Court Act. It would provide three new circuit judges for the 18th District, which would be DuPage County, the 19th District, which would be Lake and McHenry County. Justification is when the new census probably comes out, there'll probably be eight hundred thousand population in DuPage County and over six hundred and fifty thousand population in Lake and McHenry. Just to bring you up to date on the estimate case per judge, in 1988 we had eight thousand seven hundred and fifty-five, and that would be fourteen hundred and fifty-nine cases per judge. 1990 estimate is eleven thousand two seventy-five, and that would be eighteen hundred and seventy-nine per judge. So you can see - and that's just the law division alone, not the other one - so the caseload is way up in DuPage County and in Lake and McHenry. I'd be happy to answer any -- questions, and ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Berman.

SENATOR BERMAN:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Berman.

SENATOR BERMAN:

Senator, I'm totally in appreciation of the needs for more judges in these counties. I guess my question to you is, in order to attract the best and most qualified, will you also support a judicial pay raise for these judges?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

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SENATOR PHILIP:

Well, you know, at the appropriate time I'd be happy to do that, Senator. I'm not sure right before the November election is a very judicious time to do it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

-- Further discussion? If not, Senator -- Senator Philip may close.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. As you know, we have a tremendous population explosion in the collar counties. The caseload is up per judge. Whether I like it or not, crime is coming our way, more traffic tickets, more of everything. And we -- we, quite frankly, we need more judges. Ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall Senate Bill 2144 pass. 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 52, the Nays are none, none voting Present. Senate Bill 2144, having received the required constitutional majority, is declared passed. 2150. Senator Philip. On the Order of Senate Bills 2nd -- 3rd Reading is Senate Bill 2150, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 2150.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 2150, as amended, basically does two things.

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It expands the area for testing to include all of DuPage, all of Cook, all of Kane, all of Lake, and all of Will. Secondly, it works out a sliding scale for when you test emissions. If it's a brand new car, you wouldn't have to have it tested until after three years, then you'd have to have it tested the next five years, and the next seven years, and then after that, annually. This is -- amendment has been worked out with the Illinois EPA, and quite frankly, I think it's -- it's a much better deal than having to have late model cars tested every year. Be happy to ask any questions, and ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Topinka.

SENATOR TOPINKA:

This is a great idea. I have one question. Would this now apply to those areas in Cook and DuPage who are already under emissions testing, so they could do the three-year on the sliding scale?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

That is absolutely correct. Hopefully, it will do two things. You won't have to have your car tested as many times. And hopefully, there will be no more lines when you go in to test your car.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the question is, shall Senate Bill 2150 pass. 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? Have all voted who wish? Take the record. On that question, the Ayes are 43, the Nays are 7, 1 voting Present. Senate Bill 2150, having received the required constitutional majority, is declared passed. Top of

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Page 18. 2157. On the Order of Senate Bills 3rd Reading is Senate Bill 2157, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 2157.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

SENATOR KEATS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The explanation in your Calendar is exactly what the bill does. It does make it easier for people to register to vote. It would be voluntary at the Secretary of State's Office. The Secretary of State is not in opposition to the bill. It really just -- gives everyone a better opportunity to register, in a format where people do go with some regularity, doesn't really mandate any additional costs, doesn't say that they got to have x number of registrars. It says certain people have to be trained, certain ready, and that's all it would do.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 2157 pass. 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. Senate Bill 2157, having received the required constitutional majority, is declared passed. Senate Bills 3rd Reading is Senate Bill 2164, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 2164.

(Secretary reads title of bill)

It's the 3rd Reading of the bill.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. Chairman and Ladies and Gentlemen of the Senate. Senate Bill 2164 makes a change in how we send or how we give away the fines that are drug-related. When you have a single unit of government or a single-force law enforcement agency involved in the drug bust, those fines would go to that unit of government, and it would be distributed at -- eighty-seven and a half percent would go to that unit of government. The other one would go to - what is it - Juvenile Drug Fund, and that's what this bill does. It's the way it is done in the City of Chicago. We feel it should be done that way for the rest of the State, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. I rise in opposition to this bill. We have a complicated formula for how we divide these proceeds now, and it's in several different steps, but all of them except for the Cook County formula, which this one would copy, recognizes that county government ought to get some of the proceeds from these drug fines. The county government pays for the circuit clerks, the county government pays for the public defender, the county government pays part of the judges' salaries, the county government pays for the assistant State's attorneys, and the State's attorneys who prosecute these cases. If the State Police are -- involved, we recognize that part of the money goes to the State Police and part of the money goes to the county government. If several municipalities or the municipalities in the county, or the municipalities in the State Police are involved in making such an arrest, we recognize that part of the fine goes to those

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municipalities, part of the fine goes to the counties. I suggest if you check with your counties, if they are aware of this bill, you'll find that this would be a drain on the county funds, which in turn would cause the counties to have to look elsewhere for the money. We've set up this scheme so that the counties can get a fair share to cover their cost of the prosecution, and I think to take a situation where we remove that and don't give the counties a fair share of the funds, you're going to have property tax pressures to make up for these funds. I would suggest that - that we not -- we not change the formula in such a way to remove the county responsibility and the county share, and I would suggest a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I agree with Senator Hawkinson. Here he just told you all the people there - this would be a terrible drain on counties downstate. And the State Police is already getting their share of it out of here, but it's a bad thing, because many places that you'd have to -- have to raise taxes, and we have no way of carrying this on now. By the way, I'd like to ask the sponsor, who wants this changed?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

Well, Mr. -- Senator Hall, it would -- the City of Beardstown's Police Chief is the one who brought it to my attention, but your City Police Departments -- Municipal Police Departments across the State would be very in favor of this. And I...

PRESIDING OFFICER: (SENATOR DEMUZIO)



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Senator -- I'm sorry. Senator Donahue.

SENATOR DONAHUE:

...Sorry, sir. In your opening comments, when the State Police are involved, fifty percent of it goes to the county, and this bill does not change that, sir.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Well, we have a lot of arrests in my county, and this would take - I'll tell you - we can't stand to have another tax increase or to raise taxes down where I am. So I think it's a bad bill, and it should receive a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President. You know, in -- in many of our counties, we gave them a quarter-cent sales tax. You know, they have a lot of new revenues that they have available to them. Municipalities in particular - smaller municipalities are tied in by a tax rate that is set by law, and I think this is something that we could and should live with, and I happen to be in favor of this piece -- particular piece of legislation, and ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Simply, Mr. President and Ladies and Gentlemen of the Senate, I may have a conflict of interest on this thing, but I am going to vote my conscience.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Donahue may close.

SENATOR DONAHUE:

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Thank you, Mr. Chairman -- Mr. President. I would say that in closing, that when you have multiple units of government involved in a drug bust, the fines are divided amongst all the units, and even if the county law enforcement officers are not involved, they receive monies. This affects only when a single law enforcement agency is -- involved, the money would go to them. I would say to you that have -- municipalities in your districts, which we all do, they support this issue; they're very much in favor of it. Also, under this - the law today, we are distributing the monies to the counties under a de facto system. There is no formula in the law that distributes these monies to the county. I think this is a good bill, and I ask for your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall Senate Bill 2164 pass. 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? Have all voted who wish? Take the record. On that question, the Ayes are 23, the Nays are 25, 2 voting Present. Senate Bill 2164, - sponsor requests postponed consideration, and it will be -- 2164 will be on postponed consideration. Senate Bill 2167. On the Order of Senate Bills 3rd Reading is Senate Bill 2167, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 2167.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jerome Joyce.

SENATOR J.J. JOYCE:

Thank you, Mr. President. It does exactly that. This Authority will consist of Kankakee and Will Counties. Eight -- there will be an eight-member board, four from Kankakee and four

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from Will. The four will -- from each county will be appointed by the two county boards, and other than that, it's basic boiler -- plate legislation regarding airport authorities. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 2167 pass. 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 48, the Nays are 2, 1 voting Present. Senate Bill 2167, having received the required constitutional majority, is declared passed. 2192. Senator Jones. 2194. Senator DeAngelis. On the Order of Senate Bills 3rd Reading is Senate Bill 2194, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 2194.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. Senate Bill 2194 is a new Act, and it creates the Illinois Substance Abuse Treatment Program, as a program in which the Department of Corrections will create a pilot program to deal with drug and alcohol abuse. We all know that many of the crimes that are committed today are committed by people that are abusers, who are involved in drug and alcohol abuse. This bill would require that the Department set up this program under its own rules and regulations, a thirty-day program of highly structured activities. The emphasis of this program is that it will be done on a peer counselor basis. In other words, there will be inmates trained to administer this program. If we

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are, in fact, intent on reducing the rate of recidivism and reducing the inmates' proclivity for committing crimes once they get out of prison, we ought to pass this pilot program, take a look at it and see how it works, and perhaps later on, even expand it a little. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Hall.

SENATOR HALL:

Will the sponsor yield for a question?

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Hall.

SENATOR HALL:

What's the estimated cost of this, Senator?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Senator Hall, it would be very little at this time, 'cause it's a pilot program, and the Department will determine to what extent they want to get into this. But as time goes by, if you look at the bill real closely, the program is basically administered by those inmates who've been through the program, who through peer counseling are the ones that teach the other inmates on how to reduce their appetite, if you -- if it -- if I might call it that, for drugs and alcohol.

PRESIDENT ROCK:

Further discussion? Senator Watson.

SENATOR WATSON:

Yes. Thank you. Question of the sponsor.

PRESIDENT ROCK:

The sponsor indicates he will yield, Senator Watson.

SENATOR WATSON:

It seems as though, Senator, we have an agency - the

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Department of Alcohol and Substance - which should handle a program such as this, and I don't know that the Department of Corrections has the personnel or the where withal to really get involved. Why not get the Department of Alcohol and Substance Abuse involved? Have you talked to that particular agency, and what is their opinion on this particular bill?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Well, there is nothing in the bill, if you read Section 4, Senator Watson, that would preclude the Department from seeking that kind of help. This is a pilot program. It is one of its -- of a kind, and if Corrections feels that that's where they ought to go in order to get the program going within their walls. This is an in-prison program. It's not an out-program - in-prison prison program, and there's nothing that would keep them from doing it.

PRESIDENT ROCK:

Further discussion? Senator Davidson.

SENATOR DAVIDSON:

Well, just to respond to the question asked by Senator Watson. Most of you may be aware, but the DASA already has programs for State funds through not-for-profit organizations throughout the State, which have programs going with the Department of Corrections. And it's a very outstanding program, and it's already in existence by -- I know at least three different not-for-profit agencies, one in Springfield, one in the Chicago area, and I've forgotten where the other one is. But there is a program that is in place that is funded by DASA to help the inmates in the Department of Corrections.

PRESIDENT ROCK:

Further discussion? Senator Collins.

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SENATOR COLLINS:

Question of the sponsor, please?

PRESIDENT ROCK:

Indicates that he will yield, Senator Collins.

SENATOR COLLINS:

Senator, will this program operate in conjunction with all of the -- I guess my problem with listening to this, you're talking about a new Act, but like Senator Davidson said, they are already programs provided for by outside agencies that go in, provide drug counseling and whatever. What prohibits the inmates now from doing peer counseling, if that's what you're talking about?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Well, first of all, the programs that you're talking about are not peer counseling programs, unless -- unless DASA wants to incarcerate itself, and then run the program. The fact is that -- pardon -- the fact is that this is an inmate-run program. And what prevents it from happening right now is that nobody's doing it. Nobody is mandating that it be done. Nobody's got a program in-house that trains the inmates. And Senator Collins, I noticed you're laughing, but I got to tell you, some of you may be familiar with the Snowflake and Snowball Programs, which basically are peer-driven, peer-counseling, peer-administered programs that have been very, very successful in the treatment of drugs -- of drug abusers.

PRESIDENT ROCK:

Senator Collins.

SENATOR COLLINS:

Yes, Senator -- I -- I guess it is a little amusing. You know, I've done a lot of work in this area, but if you can, as you said, if the inmates in this program is going to teach other

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inmates to reduce their appetites for drugs and -- and alcohol, now I'll vote for this thing ten times, you know, but I just can't believe that's going to happen.

PRESIDENT ROCK:

All right. Further discussion? Senator DeAngelis, to close.

SENATOR DeANGELIS:

Well, if Senator Collins can vote for this ten times, I want to put her on my campaign staff, 'cause I've got bigger things for you than just voting on this bill. I urge an Aye vote.

PRESIDENT ROCK:

The question is, shall Senate Bill 2194 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 53 Ayes, 2 Nays, none voting Present. Senate Bill 2194, having received the required constitutional majority, is declared passed. 2277. Senator Rea. 2293. Senator Luft. 2307. Senator Alexander. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 2307.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Alexander.

SENATOR ALEXANDER:

Thank you, Mr. President. Senate Bill 2303 deals with the child pornography. And it would include in its description, that the genital parts of a child unclothed may not be photographed, or whatever they do with these -- pornographic situations, and it would include the pubic area, the buttocks, and the breast of a female child. I would ask that this Body approve this piece of legislation.

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PRESIDENT ROCK:

Any discussion? Discussion? If not the question is, shall Senate Bill 2307 pass. Those in favor will vote Aye. 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, there are 55 Ayes, no Nays, one voting Present. Senate Bill 2307, having received the required constitutional majority, is declared passed. All right. Ladies and Gentlemen, while we are still on the Order of Senate Bills 3rd Reading, the Secretary has distributed the Recall List. Certain Members have indicated they wish to have their bills recalled from 3rd to 2nd for purposes of an amendment. We will attempt at this point to accommodate all of those, and then Senator Philip and I have -- have agreed that we will go to the Order of Motions in Writing, if, indeed, the sponsors of those motions wish to pursue them. And that will then conclude our business for today. 1510. Senator Jones. 1741. Senator Jones. 1766. Senator Kustra. Top of Page 16, Ladies and Gentlemen, on the Order of Senate Bills 3rd Reading is Senate Bill 1766. Senator Kustra seeks leave of this Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 1766, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Kustra.

PRESIDENT ROCK:

Senator Kustra, on Amendment No. 1.

SENATOR KUSTRA:

Thank you, Mr. President and Members of the Senate. This is the bill that allows teacher institute days, some of them anyway, to be used as parental institute days. The committee requested this bill to clarify just who would sign off on the use of these.



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This -- this particular amendment requires that the school district's inservice advisory committee to approve using teacher institute days as parental institute days be used rather than having the local bargaining representative of -- of the teachers sign off. Both the teachers and the school boards have signed off on this amendment, and I would move for its adoption.

PRESIDENT ROCK:

Senator Kustra's moved the adoption of Amendment No. 1 to Senate Bill 1766. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Kustra.

PRESIDENT ROCK:

Senator Kustra, on Amendment No. 2.

SENATOR KUSTRA:

Thank you, Mr. President. I'd like to withdraw that amendment.

PRESIDENT ROCK:

All right. With leave of the Body, the amendment's withdrawn. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1881. Senator Smith seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills -- Senate Bills 2nd Reading is Senate Bill 1881, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Smith.

PRESIDENT ROCK:

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Senator Smith.

SENATOR SMITH:

Mr. President and Ladies and Gentlemen of the Senate. The amendment ...(inaudible)...to Senate Bill 1881 merely is -- is a section of the bill pertaining to the Child Support Advisory Committee. Senate Amendment No. 1 <sic> takes effect immediately, and the mammogram coverage for Medicaid recipients, which from the original bill, will take effect 1/1/91. This amendment was requested by the proponents of Senate Bill 1881. There is a difference in the dates.

PRESIDENT ROCK:

All right. Senator Smith moves the adoption of Amendment No. 2 to Senate Bill 1881. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Jones is with us. 1510. Madam Secretary. On the Order of Senate Bills 3rd Reading, middle of Page 15, is Senate Bill 1510. Senator Jones seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 1510, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Jones.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President and Members of the Senate. Amendment No. 2 will - will require clinical social -- social

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workers to recommend that their patients confer with their primary care physician and shall notify that such primary care physicians of the services that are being provided. And I move its adoption.

PRESIDENT ROCK:

All right. Senator Jones has moved the adoption of Amendment No. 2 to Senate Bill 1510. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 16 is -- Senate Bill 1741. Senator Jones seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 1741, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 6 offered by Senator Jones.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. Amendment No. 6 is merely a technical clean-up amendment, and I move its adoption.

PRESIDENT ROCK:

Senator Jones has moved the adoption of Amendment No. 6 to Senate Bill 1741. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Macdonald. Middle of Page 16, Senator

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Macdonald, is Senate Bill 1905. Senator Macdonald, seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 1905, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Macdonald.

PRESIDENT ROCK:

Senator Macdonald, on Amendment No. 1.

SENATOR MACDONALD:

Yes. Mr. President, this amendment was recommended by Chapman and Cutler. And it deletes the language and replaces it with an additional requirement for alternate bonds, which are issued after January 1, 1991. So I move -- the passage of this amendment.

PRESIDENT ROCK:

All right. Senator Macdonald has moved the adoption of Amendment No. 1 to Senate Bill 1905. Is there any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1916. Senator Rea seeks leave to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 1916, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Rea.

PRESIDENT ROCK:

Senator Rea, on Amendment No. 1.

SENATOR REA:

Thank you, Mr. President. Amendment No. 1 eliminates the

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language prohibiting a unit of local government, including home rule units, from contracting with a private contractor or vendor to manage a correctional facility. I would move for its adoption.

PRESIDENT ROCK:

All right. Senator Rea has moved the adoption of Amendment No. 1 to Senate Bill 1916. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Middle of Page 17. Senator Geo-Karis seeks leave of the Body to return Senate Bill 2106 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 2106, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Severns.

PRESIDENT ROCK:

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. Amendment No. 3 simply provides clarifying language as it relates to supervision and the clerk fees. I would move for its adoption.

PRESIDENT ROCK:

All right. Senator Severns has moved the adoption of Amendment No. 3 to Senate Bill 2106. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments? Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

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3rd Reading. Senator Philip, 2143, seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 2143, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator DeAngelis.

PRESIDENT ROCK:

Senator DeAngelis, on Amendment No. 2.

SENATOR DeANGELIS:

Thank you, Mr. President. Amendment No. 2 to Senate Bill 2143 is, in fact, a property tax reduction amendment. It is essentially the same as 2225, but corrected for the problems that you thought the bill had, Senator Netsch. It essentially does the property tax reduction by lowering a permissive rate that education could level at its Educational Fund, twenty-five cents for elementary, twenty-five cents for secondary, and fifty cents for unit districts the first year, and ten cents for units, and five cents for elementary and secondary each for the following four years, so that over a period of five years, we will have successfully moved the permissive rates to almost fifty percent where it is, and started the State on its long journey of replacing property taxes with State-supported income. The income that replaces the money that education loses will come from the Local Government Distributive Fund. I have a document here which I will circulate before 3rd Reading for the Economic and Fiscal Commission that demonstrates without -- demonstrates that it is -- revenue-neutral and that, in fact, this can be accomplished. Be very happy to answer any questions.

PRESIDENT ROCK:

All right. Senator DeAngelis has moved the adoption of Amendment No. 2. Discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

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Sponsor yield for a question?

PRESIDENT ROCK:

Indicates he will yield, Senator Geo-Karis.

SENATOR GEO-KARIS:

Just in one brief sentence, what does your amendment do?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

It's a property tax reduction.

PRESIDENT ROCK:

Further discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. In the interest of full disclosure, Senator DeAngelis, you also ought to add that I think it is a permanent Income Tax increase. I have a question that -- first of all, there were several versions that were circulated today, and I want to know - because we have not had time to examine this - whether I've got the right one. Does it end up in 2143NCcaam02? All right. If I might continue, then we -- we have not had a chance to analyze this yet, because you were, in fact, circulating several versions today. I believe that - what it does represent is a permanent increase in the State Income Tax with property tax reductions, as you have indicated. As far as I'm concerned, if you want to put the amendment on and we'll have a chance to look at it before 3rd Reading, we will be voting on it one way or the other, and I think that would be appropriate. But we certainly do need an opportunity to see exactly what it does. This is not, it should be pointed out, a "merely" amendment. This is a major tax proposal, and it does involve the income tax as well as property taxes.

PRESIDENT ROCK:

Further discussion? Senator Dudycz.

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SENATOR DUDYCZ:

Yes. Thank you, Mr. President. I just heard a few statements that I -- woke me up. Question of the sponsor.

PRESIDENT ROCK:

Indicates that he will yield, Senator Dudycz.

SENATOR DUDYCZ:

Senator, you said that this is a property tax reduction and Senator Netsch mentioned something about a - making an Income Tax permanent. Could you please clarify? Is this is a reduction, or is this an increase, or what does this thing do?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Well, if you will take the banner out of your navel for a minute on the tax accountability issue, I will explain to you that it keeps the tax at where it is right now. Frankly, what the bill does do -- it says if this -- tax is extended, it will have to be used for property tax relief. But the tax is no larger than what it is right now. It is not an increase, Senator Netsch. This is a tax we are paying right now.

PRESIDENT ROCK:

Senator Dudycz.

SENATOR DUDYCZ:

Please clarify that, Senator. Are you saying, if it's extended, or is this -- mandating it, and saying it will be extended?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

No, it's -- that's correct. It's based on the extension. If the extension doesn't go through, this doesn't go through.

PRESIDENT ROCK:



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Further discussion? Senator -- I'm sorry -- Senator Dudycz.  
Okay. Senator Jacobs.

SENATOR JACOBS:

Well, just one question, Mr. President. Would the Senator yield?

PRESIDENT ROCK:

Indicates he will yield, Senator Jacobs.

SENATOR JACOBS:

Well, will this be -- be subject then to the extraordinary majority to -- to get this passed at this time, beings it's futuristic?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

There was no intent to require -- Oh, I'm sorry, I got you. No, it won't be. Not yet. Sorry.

PRESIDENT ROCK:

Further discussion? Senator Berman. Senator Berman.

SENATOR BERMAN:

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

PRESIDENT ROCK:

Indicates that he will yield, Senator Berman.

SENATOR BERMAN:

If - how do you coordinate the amount of the money that is flowing from the municipality part of the Income Tax? How is that distributed to the school districts?

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Better than the property tax is, 'cause it's one-twelfth per month over twelve months.

PRESIDENT ROCK:

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Senator Berman.

SENATOR BERMAN:

No, my -- well, I guess -- like, let me reverse this. Will -- do you have some -- information that can be distributed to all of us, so we see how this will work before 3rd Reading? I mean, you know, as far as where the money will be coming from, because I will tell you, you're asking for a number of us that represent high-taxing school districts to take a very dangerous vote on this bill at this time. And I'm sure that you recognize that as well as anyone else. I want to know what I'm voting on, and I'm sure that you're -- that everybody else wants to know. So, I'll withdraw any further questions, but I just hope that we've got enough information before this is called on 3rd Reading, so we know what -- what will be presented. Thank you.

PRESIDENT ROCK:

All right. Further discussion? Senator Netsch.

SENATOR NETSCH:

Well again, I -- I think it's very important, Senator DeAngelis, that we have plenty of time before 3rd Reading. You're going to get a vote on your proposal either now or later. And it would make more sense, I suspect, later when we, at least, we've had time to read what is in your proposal. I think it is similar to what you had introduced in committee, but again, we have not read it. I would in -- in answer to Senator Dudycz, make it clear that while it is not an increase over our temporary Income Tax increase, it is a permanent three percent and 4.8 percent. So that in that sense, it is a permanent increase in the State Income Tax with, we believe, concomitant reductions in property tax. That we will see only when we've had time to examine the content of the amendment.

PRESIDENT ROCK:

All right. Question is the adoption of Amendment No. 2 to

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Senate Bill 2143. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Ladies and Gentlemen, additional Motions to Discharge have been filed, the Secretary informs me. So perhaps, if the sponsors will agree, we can take them all tomorrow. I think everybody has had about enough for today. Senator DeAngelis.

SENATOR DeANGELIS:

I have leave from the sponsor to be named the chief sponsor of 2143.

PRESIDENT ROCK:

I'm surprised it took him that long to get off it. All right. With leave of the Body, Senator Philip will be removed from that awesome responsibility, and Senator DeAngelis will be shown as the chief sponsor of 2-1-4-3. Is there any further business that anybody wishes to transact, or bring to anybody's attention? All right. Ladies and Gentlemen, let me just again remind you of the Agreed Bill procedure and List. I encourage you to go over the list as Senator Philip and I have. Additionally, we will try to handle all the appropriation bills in a similar manner. They will also be listed as an Agreed Bill List. And so, if we can get started on time tomorrow, we can conceivably conclude our business on Thursday. If we can - if we can. We will try. Nine o'clock tomorrow morning. Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I'd like the record to indicate that Senator Schuneman is, once again, home convalescing from an operation. I talked to

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him today. He's feeling much stronger and much better.

PRESIDENT ROCK:

Good. That's good news, and the record will so reflect. Oh yes, Senator Davidson has a resolution for -- has to be presented this evening. Resolutions, Madam -- it will be nine o'clock tomorrow morning, Ladies and Gentlemen. Nine o'clock tomorrow morning, we will begin on the Order of Senate Bills 2nd Reading again, and then move to 3rd Readings. Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 1067 offered by Senator Davidson and all Members.

Senate Resolution 1068 offered by Senator Hudson.

Senate Resolution 1069, 1070, 1071 offered by Senator Savickas.

Senate Resolution 1072 offered by Senator Topinka.

Senate Resolution 1073 offered by Senator J.E. Joyce.

Senate Resolution 1074 offered by Senator Demuzio, President Rock and others.

Senate Joint Resolution 173 offered by Senator Woodyard.

They're all congratulatory.

PRESIDENT ROCK:

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

SENATOR DAVIDSON:

Mr. President, I'd like to suspend the rules and adopt 1069<sic>(1067). It's congratulatory for the retiring Brigadier General, John Johnson. They want to present it to him and -- tonight, and I'd like to have that done, if you don't mind.

PRESIDENT ROCK:

Senator Davidson has moved to suspend the rules for the immediate consideration and adoption of Senate Resolution 1067, a

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congratulatory resolution that has to be presented this evening. All in favor of the Motion to Suspend, indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Davidson now moves the adoption of Senate Resolution 1067. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. Further resolutions, Madam Secretary?

SECRETARY HAWKER:

Senate Joint Resolution 174 and Senate Joint Resolution 175. Both offered by Senator Woodyard. They're both substantive.

PRESIDENT ROCK:

Executive. All right. If there's no further business to come before the Senate, Senator Vadalabene moves that the Senate stand adjourned until Wednesday, May 16. Wednesday, tomorrow morning, at the hour of nine o'clock. 9 a.m., Ladies and Gentlemen. Senate stands adjourned.

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