

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

95th Legislative Day

May 30, 1990

PRESIDENT ROCK:

The hour of one 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. Prayer this afternoon by the Reverend John R. Ossola, Cathedral of the Immaculate Conception, Springfield, Illinois. Father.

FATHER JOHN R. OSSOLA:

(Prayer given by the Father John R. Ossola)

PRESIDENT ROCK:

Thank you, Father. John and I went to school together. That's why... Reading of the Journal, Madam Secretary.

SECRETARY HAWKER:

Senate Journals of Tuesday, May 15, and Wednesday, May 16, 1990.

PRESIDENT ROCK:

Senator Hall.

SENATOR HALL:

Thank you, 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:

Wednesday, May 16, 1990, Mr. President, I move that reading and approval of the Journals of Thursday, May 17th; Friday, May 18th; Tuesday, May 22nd, and Wednesday, May 23rd, in the year 1990, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

You've heard the motion as placed by Senator Hall. Any

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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 Philip, for what purpose do you arise, sir?

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I'd like the record to indicate that Senator Schuneman is home convalescing from an operation. I am very happy to report, he indicated to me today, that he will be home -- he will be down here in the Senate next week.

PRESIDENT ROCK:

The record will so indicate. Senator Macdonald, for what purpose do you arise?

SENATOR MACDONALD:

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

PRESIDENT ROCK:

State your point, please.

SENATOR MACDONALD:

I would like to introduce to my colleagues a very special person from my district. His name is Andrew Thomas Royal, and his family, his Mother and Father, Judy and Carl; and his sister, Jennifer. Andrew is the winner from our area for the nutrition poster contest, so he won a bicycle, and we are very, very proud of him. He is one of the first winners in Illinois. I think there were seven thousand contestants, so here he is.

PRESIDENT ROCK:

Andrew, welcome to Springfield. Senator Woodyard, for what purpose do you arise?

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. First on a point of personal privilege. In the Speaker's <sic> Gallery behind you are two personal friends of mine, Dr. and Mrs. Henderson from Georgetown, Illinois, and they have with them two

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guests from Sweden. And they are touring Springfield today.

PRESIDENT ROCK:

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

SENATOR WOODYARD:

You want to do the resolution?

PRESIDENT ROCK:

No. All right. If I can have your attention for a moment. We have, as usual in the months -- end of May and early June, we have a number of special guests. Senator Judy Baar Topinka has a special guest she would like to introduce. Senator Topinka.

SENATOR TOPINKA:

Well, thank you, President Rock and Ladies and Gentlemen of the Senate. Today we are going to have a very special guest, and I would ask them to come out. It may take a little bit of work 'cause one of these guests is a little chunky from eating the product involved. But all of you are very much familiar with M&Ms' candies. They are on your desk as you see them. They are the candy of the White House. They're the candy of Air Force I. They're the candy at the White House egg roll. They are everybody's favorite candy. Well, M&Ms, which comes out of Mars Candy Company, which is in Senator Rock's difference <sic>, an Illinois firm which also is celebrating this year the sixtieth anniversary of the Snickers Bar, which is also manufactured totally here in Illinois. But anyway, we are celebrating their fiftieth anniversary. Behind me you will see Joseph E. Jordan, the national account manager for M&M Mars. He is not the green person. And then, of course, to my left here, we have Ms. Peanut today. Would you like to say hello to the people in the galleries and wave or something? There we go. Ms. Peanut has already been over in the House. If I may read this resolution and then turn this over to Mr. Jordan.

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(Senator Topinka begins to read SR1072)

May I have your attention, please? I mean, please -- we do have guests. May I -- Senator Dudycz, would you mind, sir? Senator Dudycz, would you mind? I mean, would you be quiet?

(Senator Topinka finishes reading SR1072)

So Mr. Jordan, this is from us to you, and if you would like to say something to the Senate.

(Remarks by Mr. Jordan)

SENATOR TOPINKA:

Thank you, Mr. Jordan, and if any legislators would like to come up front and have a picture taken with Peanut, you're more than welcome to. We do thank you and Senator Rock.

PRESIDENT ROCK:

Committee Reports, Madam Secretary.

SECRETARY HAWKER:

The Senate Rules Committee met at twelve fifty-five p.m. on Wednesday, May 30, 1990. The attached list of House Bills were unanimously recommended for referral to the Committee on Assignment of Bills. Philip J. Rock, Chairman. House Bills 309, 318, 934, 951, 952, 953, 954, 1190, 1268, 1382, 1585, 1632, 1681, 1762, 2367, 2543, 2647, 2823, 2845, 2867, 2875, 2884, 2907, 2924, 2959, 2965, 2966, 3024, 3027, 3038, 3040, 3050, 3058, 3065, 3085, 3089, 3090, 3107, 3109, 3110, 3134, 3144, 3150, 3151, 3154, 3155, 3161, 3164, 3167, 3181, 3183, 3202, 3213, 3214, 3220, 3228, 3242, 3261, 3290, 3293, 3302, 3310, 3312, 3318, 3324, 3326, 3330, 3333, 3337, 3363, 3395, 3397, 3406, 3449, 3454, 3467, 3507, 3524, 3528, 3547, 3572, 3580, 3585, 3591, 3597, 3598, 3603, 3604, 3610, 3639, 3645, 3651, 3656, 3671, 3679, 3707, 3710, 3716, 3718, 3720, 3725, 3727, 3732, 3736, 3738, 3739, 3755, 3766, 3771, 3777, 3793, 3795, 3823, 3825, 3829, 3832, 3838, 3842, 3847, 3849, 3864, 3875, 3879, 3896, 3914, 3940, 3966, 3983, 3987, 3998, 4024, 4025, 4027, 4031, 4038, 4046, 4071, 4081, 4082, 4099, 4114, 4124, 4126, 4128, 4129,

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4135, 4138, 4148, 4149, 4159, 4178, 4185 and 4190.

Senator Marovitz, Chairman of the Committee on Judiciary, reports House Bills numbered 1504, 3249, 3479, 3527, 3590 and 4140 Do Pass.

PRESIDENT ROCK:

All right. Those bills will be referred to the Assignment of Bills Committee. All right. Ladies and Gentlemen, we have indeed another special guest, and the Chair will yield to Senator Bill O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. I'd like for you to help me welcome this afternoon the Miss 1990 Illinois County Fair Queen. She happened to come from Lawrence County, a small community of Sumner, of some twelve hundred population. She lives on a farm with her four sisters and two brothers. She's an outstanding young lady. And also here with us this afternoon is Tom Doubet and Merle Miller with the Illinois Department of Agriculture. So I would like, at this time, for Susan to say a few words, and then I would like for you to help me welcome her to the Illinois Senate. Susan.

SUSAN CHITWOOD:

(Remarks by Susan Chitwood)

SENATOR O'DANIEL:

Thank you, Susan. Susan will be reigning over the Illinois State Fair here in Springfield, the DuQuoin State Fair and all the county fairs she can attend, plus many more events during the summer. She competed with sixty-five other young ladies all over the State of Illinois, and we're -- we're very proud of Susan here -- down in Southern Illinois. And it's a pleasure to have you here, Susan.

PRESIDENT ROCK:

Senator Geo-Karis, for what purpose do you arise?

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SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate. I would like to suspend the rules for the immediate consideration of Senate Resolution 1139.

PRESIDENT ROCK:

All right. As soon as we read it in, we'll -- we'll do that. All right. Ladies and Gentlemen, we do indeed have another group of special guests. While the guests are assuming the Podium, I would point out to the Members and ask you to please take a look on Pages 7, 8, 9, 10 and 11, on the Order of House Bills 1st Reading. There are a number of House Bills on 1st Reading that have yet to be assumed by a Senate sponsor. They will not move without Senate sponsorship. And as I am sure everyone is aware, tomorrow will be a -- we will close our business for this week. There will be a Rules Committee meeting tomorrow, but if these bills aren't picked up today we won't see them again. And the fact of the matter is, next week is the committee deadline. All right. The Chair will yield to Senator Rea for the introduction of special guests.

SENATOR REA:

Thank you very much. It's certainly a pleasure today to have the Johnston City High School math team, which captured the first place in Class A Illinois Council of Teachers of Mathematics competition in Bloomington. And at this time I would ask the Clerk to read Senate Resolution 1133, please.

SECRETARY HAWKER:

Senate Resolution 1133.

(Secretary reads SR1133)

SENATOR REA:

Representative Woolard and I are very proud of the Johnston City Math Team. They have spent many long hours preparing for the challenge that was ahead of them. And they certainly accomplished

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a very -- a very great goal. And I know that the hard work certainly will pay off, and so often we recognize the athletics, but do not spend enough time recognizing the academic. At this time, I would like to present to you the math teacher who prepared the students for this great challenge, Ron Nagrodski.

RON NAGRODSKI:

(Remarks by Ron Nagrodski)

SENATOR REA:

Thank you very much.

PRESIDENT ROCK:

Senator Woodyard, for what do you arise, sir?

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. I also have a congratulatory resolution. I would ask leave of the Body for immediate consideration on Senate Resolution 1134. And in the gallery to the rear are some of the students and teachers who are congratulated in this resolution, which honors the Mattoon Area Educational Association. I have here with me on the Floor of the Senate the director of the Mattoon Area Adult School. And I would also, Mr. President, like Senator Severns to be added to this resolution as a co-sponsor. And if possible, I would like our students and teachers to be welcomed to Springfield and then also ask the Secretary to read the resolution.

PRESIDENT ROCK:

All right. Will our guests in the gallery please rise and be welcomed. Welcome to Springfield. All right. With leave of the Body, Senator Severns will be shown as a co-sponsor of Senate Resolution 1134. Read the resolution, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 1134 offered by Senators Woodyard, Berman and Severns.

(Secretary reads SR1134)

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PRESIDENT ROCK:

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President. I would move for the adoption of Senate Resolution 1134.

PRESIDENT ROCK:

All right. Senator Woodyard has moved the adoption of Senate Resolution 1134. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. Congratulations, Al, and the group from Mattoon. Further resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 1132 offered by Senator Berman.

Senate Resolution 1135 offered by Senator Kelly.

Senate Resolution 1136 offered by Senator Lechowicz.

Senate Resolution 1137 offered by Senator Madigan.

Senate Resolution 1138 offered by Senator Kelly.

Senate Resolution...

PRESIDENT ROCK:

Those -- those will be placed on the Consent Calendar. 1139, I understand -- read the resolution, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 1139 sponsored by Senator...

PRESIDENT ROCK:

Hold it. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Senator Rock and Ladies and Gentlemen of the Senate, I would like to have the pleasure of reading this resolution, if I may.

PRESIDENT ROCK:

That request certainly is in order. Senate Resolution 1139. Senator Geo-Karis.

SENATOR GEO-KARIS:

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Senate Resolution 1139.

(Senator Geo-Karis reads SR1139)

PRESIDENT ROCK:

All right. Senator Geo-Karis has moved the adoption of Senate Resolution 1139. We will not have a roll call, I promise you, Senator Philip. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. Congratulations, Senator Philip. Resolutions.

SECRETARY HAWKER:

Senate Resolution 1132 offered by Senator Berman.

Senate Resolution 1135 offered by Senator Kelly.

Senate Resolution 1136 offered by Senator Lechowicz.

Senate Resolution 1137 offered by Senator Madigan.

Senate Resolution 1138 offered by Senator Kelly.

Senate Resolution 1140 offered by Senators Smith, President Rock, Senators Brookins and all Members.

Senate Resolution 1141 offered by Senator Dudycz.

Senate Resolution 1142 offered by Senator Fawell.

Senate Resolution 1143 offered by Senator Brookins.

And Senate Resolution 1144 offered by Senator Daley.

They're all congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

And Senate Resolution 1145 offered by Senator Daley and all Members.

It's a death resolution.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Joint Resolution 184 offered by Senator Daley.

And Senate Joint Resolution 185 offered by Senator Woodyard.

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They're both congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Joint Resolution 186 offered by Senator Daley and all Members.

It's -- it is a death resolution.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

And Senate Joint Resolution 187 offered by Senator Jeremiah Joyce.

It is substantive.

PRESIDENT ROCK:

Executive. All right. Again with leave of the Body, I'd turn your attention to Page 7 on the Calendar. We will go through House Bills 1st Reading. I'd -- I'd ask you to take a look and see if there are any bills that the House sponsors have requested that you pick up. We will read these bills in today and they will be subject to Rules Committee action tomorrow. House Bills 1st Reading, Madam Secretary.

SECRETARY HAWKER:

House Bill 759 offered by Senator Welch.

(Secretary reads title of bill)

House Bill 1442 offered by Senator Jeremiah Joyce.

(Secretary reads title of bill)

House Bill 2967 offered by Senator Daley.

(Secretary reads title of bill)

House Bill 3019 offered by Senator Marovitz.

(Secretary reads title of bill)

House Bill 3043 offered by Senator Marovitz.

(Secretary reads title of bill)

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House Bill 3091 offered by Senator Jacobs.

(Secretary reads title of bill)

House Bill 3182 offered by Senator Marovitz.

(Secretary reads title of bill)

House Bill 3284 offered by Senator Ralph Dunn.

(Secretary reads title of bill)

House Bill 3481 offered by Senator Severns.

(Secretary reads title of bill)

House Bill 3509 offered by Senator Carroll.

(Secretary reads title of bill)

House Bill 3513 offered by Senator Schaffer.

(Secretary reads title of bill)

House Bill 3565 offered by Senator Severns.

(Secretary reads title of bill)

House Bill 3567 offered by Senator Severns.

(Secretary reads title of bill)

House Bill 3824 offered by Senator Dudycz.

(Secretary reads title of bill)

House Bill 3826 offered by Senator Daley.

(Secretary reads title of bill)

House Bill 3843 offered by Senator Philip.

(Secretary reads title of bill)

House Bill 3881 offered by Senator Carroll.

(Secretary reads title of bill)

House Bill 3932 offered by Senator Jacobs.

(Secretary reads title of bill)

House Bill 3993 offered by Senator Berman.

(Secretary reads title of bill)

House Bill 4042 offered by Senator Newhouse.

(Secretary reads title of bill)

House Bill 4061 offered by Senator Topinka.

(Secretary reads title of bill)

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House Bill 3699 offered by Senators Demuzio and Philip.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT ROCK:

All right. Those bills will be referred to the Rules Committee. Senator Demuzio, for what purpose do you arise?

SENATOR DEMUZIO:

Thank you, Mr. President. I'd like the record to reflect that Senator Collins is not here today, due to illness.

PRESIDENT ROCK:

The record will so reflect. Committee reports, Madam Secretary.

SECRETARY HAWKER:

Senator Kelly, Chairman of the Committee on Executive Appointments, Veterans Affairs and Administration, to which was referred the Governor's Message of April 18, 1990, reported the same back with the recommendation that the Senate advise and consent to the following appointments.

PRESIDENT ROCK:

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I move that the Senate resolve itself in -- into Executive Session for the purpose of acting on the Governor's appointments set forth in his message of April 18, 1990.

PRESIDENT ROCK:

You've heard the motion by Senator Kelly. Is there any discussion? If not, all in favor of the motion, indicate by saying Aye. All opposed. The Ayes have it. The motion carries. The Senate has resolved itself into Executive Session. Senator Kelly.

SENATOR KELLY:

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Thank you, Mr. President. With respect to the Governor's Message of April 18, 1990, I will read the salaried appointments to which the Senate Committee on Executive Appointments, Veterans Affairs and Administration recommends that the Senate do advise and consent:

To be the Director of the Illinois Department of Nuclear Safety for a term expiring January 21, 1991, Thomas W. Orciger of Flossmoor;

To be temporary third panel members of the Illinois Industrial Commission for terms expiring July 2, 1991, Zenia Goodman of Chicago; Norman L. Brown of Evanston; Robert Lazar of Glen Ellyn.

To be members of the Illinois Human Rights Commission for terms expiring January 18, 1993, Randall C. Raynolds of Springfield and Howard R. Veal, Sr., of Springfield.

To be members of the Illinois Pollution Control Board for terms expiring July 1, 1993, Joan G. Anderson of Western Springs and Ronal C. Flemal of DeKalb.

To be members of the Illinois State Mining Board for terms expiring January 21, 1991, Richard W. Mottershaw of Carlinville; William S. Smith of Collinsville; John B. Henry of Lewistown; John W. Bowen of West Frankfort; Robert Weatherford of Pinckneyville; G. B. Wiley of Harrisburg.

Mr. President, having read the salaried appointments, I now seek leave to consider these appointments on one roll call, unless some Senator has objection to these specific appointments.

PRESIDENT ROCK:

All right. The Gentleman seeks leave to have those appointments considered on one roll call. Without objection, leave is granted. Senator Kelly.

SENATOR KELLY:

Okay. Will you put the question as required by the rules?

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PRESIDENT ROCK:

Question is, does the Senate advise and consent to the nominations just made. 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? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. Senate does... On that question, the Ayes are 57, the Nays are none, none voting Present. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. With respect to the Governor's Message of April 18, 1990, I will read the unsalaried appointments to which the Senate committee on Executive Appointments, Veterans Affairs and Administration recommend the Senate do advise and consent:

To be a member of the Illinois Metropolitan Pier and Exposition Authority for a term expiring June 1, 1995, Charles R. Gardner of Chicago.

To be a members of the Illinois Medical Licensing Board for terms expiring January 8, 1994, Lawrence L. Hirsch of Northbrook; John M. Holland of Springfield and Larry S. Patton of Morton.

To be a member of the Board of Trustees of the Historic Preservation Agency for a term expiring January 21, 1991, Marc S. Schulman of Chicago.

To be members of the Board of Trustees of the Historic Preservation Agency for terms expiring January 20, 1992, Frank J. Mason of Springfield and Julianna Cellini of Springfield.

To be members of the Kaskaskia Regional Port District Board for terms expiring June 30, 1991, Norman E. Rieso of Freeburg; Edwin L. Cockrell of New Athens.

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To be a member of the Kaskaskia Regional Port District Board for terms expiring June 30, 1992 Arthur S. Macke of Marissa.

To be members of the Kaskaskia Regional Port District Board for terms expiring June 30, 1993, Carl F. Behnken of Prairie du Rocher; Elmer C. Weber of Red Bud and Richard L. Guebert of Modoc.

To be members of the Advisory Board on Necropsy Services to Coroners for terms expiring January 20, 1992, Ronald V. Kowalski of Peoria and Larry W. Blum of Elgin.

To be a member of the Ohio River Valley Sanitation Commission for a term expiring January 3, 1994, Phillip Morgan of Danville.

To be Public Administrators and Public Guardians for a term ending December 7, 1992, Diane Yohnka-Jorstad of Morris and William Elliot of Vienna and G. Wallace Rich of Cobden.

To be Public Administrators and Public Guardians for a term ending December 6, 1993, Mark S. Johnson of McClure; Bernard Bahling of Belvidere; Mark <sic> (Mary) J. Gaziano of Rockford; Don B. Pioletti of Eureka; Lawrence V. Frye of Sterling; Harlan R. Hosch of Danville; Alfred B. LaBarre of Springfield; Donald D. Knuckey of Marshall; Eleanor E. Schulte of Edwardsville and John G. Satter of Pontiac.

To be Public Administrators and Public Guardians for a term ending December 6, 1993, L. K. Henning of Dixon; David R. McDonald of Galesburg and Glen A. Braden of Neoga.

Mr. President, having read the unsalaried appointments, I now seek leave to consider these appointments on one roll call, unless some Senator has objection to these specific appointments.

PRESIDENT ROCK:

All right. The Gentleman seeks leave to have those unsalaried appointees considered on one roll call. Without objection, so

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ordered. Senator Kelly.

SENATOR KELLY:

Mr. -- Mr. President, will you put the question as required by rules?

PRESIDENT ROCK:

Question is, does the Senate advise and consent to the nominations just made. Those in favor will vote Aye. Opposed, 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 57 Ayes, no Nays, none voting Present. The majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I now move that the Senate arise from Executive Session.

PRESIDENT ROCK:

You've heard the motion as placed by Senator Kelly, that the Senate do now arise. Any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. Senate does now arise. House Bills 1st Reading.

SECRETARY HAWKER:

House Bill 3753 offered by Senator Demuzio.

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDENT ROCK:

Rules Committee. All right. Ladies and Gentlemen, that appears to conclude our business for this afternoon. I would again remind you that there will be committee meetings of both Appropriations II and Revenue tomorrow morning. The Senate will convene at noon. And my guess is we should be able to conclude our business rather quickly tomorrow. We will obviously not be

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here Friday, but next week we will be here four days, given the committee schedules. Senator Hall.

SENATOR HALL:

Thank you, Mr. President. I just want to reiterate what you've said. Appropriation II will meet sharply at 9:00 a.m. in the morning. If you get here, we can get these bills through. Thank you.

PRESIDENT ROCK:

All right. Senator Netsch. Thank you, and to repeat also the Revenue Committee has been rescheduled to tomorrow morning at 10:00 a.m. in Room 400. We have, as I recall, only about four bills, and should be able to handle them expeditiously. Senator Rigney, I assume you've been informed of that. Thank you very much. All right. Further discussion? Further announcements? The Chair has one announcement. I know Senator Vadalabene is interested - the Gridiron tickets are going like hot cakes, so those of you who want Gridiron tickets -- that's next Wednesday, June 6. That's the Illinois Press Association annual performance. You can buy them from a friendly reporter, if you can find a friendly reporter around here. But they are going like hot cakes and so -- I'd get your reservations in -- in early. Further business to come before the Senate? If not, Senator Vadalabene moves that the Senate stand adjourned, until Thursday, June 1. Tomorrow at the hour of noon. Noon tomorrow, Ladies and Gentlemen. Have a good evening.

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