

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

39th Legislative Day

May 31, 1989

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. Our prayer this afternoon by Reverend Victor Kaltenbach, St. Patrick's Catholic Church, Springfield, Illinois. Father.

REVEREND KALTENBACH:

(Prayer given by the Reverend Kaltenbach)

PRESIDENT ROCK:

Reading of the Journal, Madam Secretary. Senator Hall.

SENATOR HALL:

Mr. President, I move that reading and approval of the Journals of Tuesday, May 23rd; Wednesday, May 24th; Thursday, May 25th; Friday, May 26th and Tuesday, May 30th, in the year 1989, 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. Senator Davidson, for what purpose do you arise, sir?

SENATOR DAVIDSON:

The purpose to discharge a bill from committee...I mean...a resolution from committee, for the purpose of Tabling.

PRESIDENT ROCK:

The motion to Table is always in order. Senator Davidson, on a motion to discharge.

SENATOR DAVIDSON:

Mr. President, I move to discharge Exec Committee of Senate Joint Resolution...32, for the purpose of Tabling.

PRESIDENT ROCK:

All right. Senator Davidson has moved to discharge the Committee on Executive from further consideration of Senate

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Resolution 32. All in favor of the motion to discharge indicate by saying Aye. All opposed. The Ayes have it. Senate Resolution 32 is discharged. Senator...Senate Joint Resolution 32 is discharged. Senator Davidson now moves to Table Senate Joint Resolution 32. All in favor of the motion to Table indicate by saying Aye. All opposed. The Ayes have it. The motion carries. Senate Joint Resolution 32 is Tabled. Ladies and Gentlemen, if I can have your attention, we have with us some special guests. The Chair will yield to Senator Walter Dudycz for an introduction.

SENATOR DUDYCYZ:

Thank you, Mr. President. Members of the Illinois Senate, two and a half weeks ago at the University of Illinois in Champaign at a statewide science competition, the Illinois Junior Academy of Science Fair finals were held, with dozens of schools being represented from all over the State. Over one thousand students displayed various science projects and papers. And the projects were all excellent and the competition was very tough. And it is at this time, my distinct honor to present the winning school from my district, Resurrection High School in Chicago, which won first place. And at this time, I would like to introduce Carol Beimer from Resurrection High School, who will introduce the individual student winners.

CAROL BEIMER:

(Remarks given by Carol Beimer)

SENATOR DUDYCYZ:

On behalf of the Illinois Senate, we congratulate...the students and faculty of Resurrection High School. And I would like to display some fatherly pride, right now, by personally congratulating my very own daughter, Valya, who is among our guests this afternoon from Resurrection High School. Thank you, Members of the Senate.

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Senator Vadalabene, for what purpose do you arise, sir?

SENATOR VADALABENE:

2 Yes. Thank you, Mr. President. Before we get started, I would like to change sponsorship of Senate Resolution 239 to show that...Senator Severns is the lead sponsor.

PRESIDENT ROCK:

All right. The gentlemen requests leave to show Senator Severns as the chief sponsor of Senate Resolution 239. Without objection. Leave is granted. Resolutions. (Machine cutoff)...Resolutions.

SECRETARY HAWKER:

Senate Resolution 368 offered by Senator Brookins.

Senate Resolution 369 offered by Senator Severns.

Senate Resolution 370 offered by Senator Raica.

PRESIDENT ROCK:

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I would ask leave of the Body for...to...immediately consider Senate Resolution 370, which is congratulatory on behalf of Father Murphy, who's leaving St. Rita High School.

PRESIDENT ROCK:

All right. Senator Raica has moved to suspend the rules for the immediate consideration and adoption of Senate Resolution 370, a congratulatory resolution in favor of Father Murphy. All in favor of the motion to suspend indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Raica now moves the adoption of Senate Resolution 370. All in favor indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. The other resolutions will go on the Consent Calendar. Madam Secretary, further resolutions.

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Senate Resolution 371 offered by Senator Berman and 372 offered by Senator Zito.

They're all congratulatory.

PRESIDENT ROCK:

Consent Calendar. (Machine cutoff)...Resolutions.

SECRETARY HAWKER:

Senate Resolution 373 offered by Senator Dudycz and all Members.

It is congratulatory.

PRESIDENT ROCK:

Consent Calendar. Committee Reports.

SECRETARY HAWKER:

Senator O'Daniel, Chairman of the Committee on Agriculture & Conservation, reports House Bills Numbered 68, 193, 886, 1401 and 1670 Do Pass and House Bill 905 Do Pass as Amended.

Senator Jones, Chairman of the Committee on Insurance, Pensions and Licensed Activities, reports House Bills Numbered 100, 437, 630 and 2323 Do Pass and House Bills Numbered 1155 and 2678 Do Pass as Amended.

Senator Marovitz, Chairman of the Committee on Judiciary, reports House Bills Numbered 37, 129, 139, 140, 245, 353, 368, 370, 418, 420, 458, 511, 769, 776, 813, 961, 985, 1097, 1107, 1153, 1576, 2313 and 2314 Do Pass and House Bill 1140 Do Not Pass.

Senator Netsch, Chairman of the Committee on Revenue, reports House Bill 490 Do Pass.

PRESIDENT ROCK:

(Machine cutoff)...Messages from the House.

SECRETARY HAWKER:

A Message from the House from 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

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concurrence of the Senate, to wit:

House Bills 74, 314, 649, 656, 743, 788, 935, 1056, 1146, 1174, 1202, 1324, 1396, 1434, 1469, 1559, 1591, 1594, 1622, 1680, 1724, 1871 and 1983, 2004, 2060, 2079, 2106, 2183, 2312, 2405, 2440, 2581, 2669, 2712, 2713, 2739, 2756, 2769, 2779 and 2806.

Passed the House, May 25, 1989. Filed by John F. O'Brien, Clerk of the House.

PRESIDENT ROCK:

All right, Ladies and Gentlemen, if I can call your attention. With leave of the Body, we'll move to the order of House Bills 1st Reading. Page 5 on the Calendar. And I would ask the members again to please let the Secretary or the Assistant Secretary know of your sponsorship of a House Bill. They can not be assigned until there is a Senate sponsor. House Bills 1st Reading, Madam Secretary.

SECRETARY HAWKER:

House Bill 39 offered by Senator Jacobs.

(Secretary reads title of bill)

House Bill 55 offered by Senator Mahar.

(Secretary reads title of bill)

House Bill 83 offered by Senator Collins.

(Secretary reads title of bill)

House Bill 224 offered by Senator Welch.

(Secretary reads title of bill)

House Bill 227 offered by Senator D'Arco.

(Secretary reads title of bill)

House Bill 257 offered by Senator Berman.

(Secretary reads title of bill)

House Bill 317 offered by Senator Kustra.

(Secretary reads title of bill)

House Bill 322 offered by Senator Severns.

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(Secretary reads title of bill)
House Bill 333 offered by Senator Donahue.
(Secretary reads title of bill)
House Bill 340 offered by Senator Netsch.
(Secretary reads title of bill)
House Bill 359 offered by Senator D'Arco.
(Secretary reads title of bill)
House Bill 385 offered by Senator O'Daniel.
(Secretary reads title of bill)
House Bill 386 offered by Senator Mahar.
(Secretary reads title of bill)
House Bill 436 offered by Senator Holmberg.
(Secretary reads title of bill)
House Bill 733 offered by Senator Schaffer.
(Secretary reads title of bill)
House Bill 9...822 offered by Senator Collins.
(Secretary reads title of bill)
House Bill 833 offered by Senators Philip and Etheredge.
(Secretary reads title of bill)
House Bill 887 offered by Senator Luft.
(Secretary reads title of bill)
House Bill 912, pardon me, 910, offered by Senator Collins.
(Secretary reads title of bill)
House Bill 929 offered by Senator Barkhausen.
(Secretary reads title of bill)
House Bill 981 offered by Senator Brookins.
(Secretary reads title of bill)
House Bill 1075 offered by Senator Holmberg.
(Secretary reads title of bill)
House Bill 1257 offered by Senator O'Daniel.
(Secretary reads title of bill)
House Bill 1359 offered by Senator Rea.

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(Secretary reads title of bill)

House Bill 13 and 98 offered by Senator Madigan.

(Secretary reads title of bill)

House Bill 1400 offered by Senator Kelly.

(Secretary reads title of bill)

House Bill 1417 offered by Senator Vadalabene.

(Secretary reads title of bill)

House Bill 1463 offered by Senator Barkhausen.

(Secretary reads title of bill)

House Bill 1494 offered by Senator Rea.

(Secretary reads title of bill)

House Bill 524 offered by Senator Barkhausen.

(Secretary reads title of bill)

House Bill 1568 offered by Senator Smith.

(Secretary reads title of bill)

House Bill 1626 offered by Senator Geo-Karis.

(Secretary reads title of bill)

House Bill 1689 offered by Senator Barkhausen.

(Secretary reads title of bill)

House Bill 1690 offered by Senator Barkhausen.

(Secretary reads title of bill)

House Bill 1721 offered by Senator Luft.

(Secretary reads title of bill)

House Bill 1784 offered by Senator Brookins.

(Secretary reads title of bill)

House Bill 1824 offered by Senator Brookins.

(Secretary reads title of bill)

House Bill 1890 offered by Senator Luft.

(Secretary reads title of bill)

House Bill 1927 offered by Senator Collins.

(Secretary reads title of bill)

House Bill 2010 offered by Senator Donahue.

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(Secretary reads title of bill)

House Bill 2098 offered by Senator Barkhausen.

(Secretary reads title of bill)

House Bill 2108 offered by Senator Madigan.

(Secretary reads title of bill)

House Bill 2174 offered by Senator Zito.

(Secretary reads title of bill)

House Bill 2191 offered by Senator Jones.

(Secretary reads title of bill)

House Bill 2198 offered by Senator Rea.

(Secretary reads title of bill)

House Bill 2217 offered by Senator Schuneman.

(Secretary reads title of bill)

House Bill 2279 offered by Senator Kustra.

(Secretary reads title of bill)

House Bill 2326 offered by Senator Welch.

(Secretary reads title of bill)

House Bill 2369 offered by Senator Woodyard.

(Secretary reads title of bill)

House Bill 2372 offered by Senators Demuzio and Luft.

(Secretary reads title of bill)

House Bill 2441 offered by Senator Jacobs.

(Secretary reads title of bill)

House Bill 2447 offered by Senator Kustra.

(Secretary reads title of bill)

House Bill 2448 offered by Senator Kustra.

(Secretary reads title of bill)

House Bill 249...pardon me, 2450 offered by Senators
Barkhausen and Kustra.

(Secretary reads title of bill)

House Bill 2452 offered by Senator Kustra.

(Secretary reads title of bill)

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House Bill 2516 offered by Senator...D'Arco.

(Secretary reads title of bill)

House Bill 2596 offered by Senator Rea.

(Secretary reads title of bill)

House Bill 2615 offered by Senators Smith and Macdonald.

(Secretary reads title of bill)

House Bill 2639 offered by Senator Collins.

(Secretary reads title of bill)

House Bill 2656 offered by Senator Rea.

(Secretary reads title of bill)

House Bill 2671 offered by Senator Rea.

(Secretary reads title of bill)

House Bill 2680 offered by Senator Demuzio.

(Secretary reads title of bill)

House Bill 2689 offered by Senator Holmberg.

(Secretary reads title of bill)

House Bill 2709 offered by Senator Karpziel.

(Secretary reads title of bill)

House Bill 2718 offered by Senator Karpziel.

(Secretary reads title of bill)

House Bill 2736 offered by Senators Barkhausen and Schuneman.

(Secretary reads title of bill)

House Bill 2798 offered by Senator Luft.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT ROCK:

If I can have the attention of the Membership? If you'll turn to Page 24 on the Calendar. Senator Hudson. If you'll turn to Page 24 on the Calendar? Senators Jacob and...Jacobs and Hudson have filed a motion in writing with respect to House Bill 692, which is something of an emergency, I have been informed. Read the motion, Madam Secretary, please.

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SECRETARY HAWKER:

I move to suspend the rules and place House Bill 692 on the Order of 2nd Reading without assignment to committee. Filed by Senators Jacobs and Hudson.

PRESIDENT ROCK:

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Just as you said, this is an unemployment insurance technical cleanup. It's agreed upon. We'd like to have it placed on the Calendar for 2nd Reading and read a second time.

PRESIDENT ROCK:

All right. We're just awaiting arrival of the bill. We'll be right...(Machine cutoff)...Senator Jacobs has moved to discharge...Senators Jacobs and Hudson have moved to discharge the Committee on Assignment from further consideration of House Bill 692 and ask that the...bill...the bill be brought out to the Order of 2nd Reading and read a second time today. Senator Hudson, on that motion.

SENATOR HUDSON:

What Senator Jacobs has said, is absolutely true. This has been agreed to by all parties and I concur with...with the action and recommend passage.

PRESIDENT ROCK:

All right. On the...and on the question...the motion is to discharge the Committee on Assignment from further consideration of House Bill 692, ask the bill be brought out to the Order of 2nd Reading and read a second time. All in favor of that motion indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it's so ordered. On the Order of House Bills 2nd Reading, Madam Secretary, is House Bill 692. Read the bill, please.

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SECRETARY HAWKER:

House Bill 692.

(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. (Machine cutoff)...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 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 1211, 1212, and 1213.

Passed the House, May 31. Filed by John F. O'Brien, Clerk of the House.

PRESIDENT ROCK:

Message from the Secretary of State.

SECRETARY HAWKER:

To the Honorable Members of the Senate, 86th General Assembly. I have nominated and appointed the following named person to the office enumerated below, and respectfully ask concurrence in, and confirmation of, this appointment by your Honorable Body:

Merit Commission for the Office of the Secretary of State.

To be a member of the Merit Commission for the Office of the Secretary of State for a term expiring June 30, 1995, Mary B. Price of Naperville.

Filed by...Jim Edgar, Secretary of State.

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PRESIDENT ROCK:

Committee on Executive Appointments. All right. Any further business to come before the Senate? Senator Brookins, for what purpose do you arise?

SENATOR BROOKINS:

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

PRESIDENT ROCK:

State your point, sir.

SENATOR BROOKINS:

On Friday of last week on the Dave Baum Show, WBBM, I feel that I was aligned by a fellow Senator. In that I changed my vote and decided that there was not in the best interest of my constituency, and therefore changed my mind. I had never spoken to Senator concerning that bill, or did I give my word that I would support him in that bill. But, yet, he went on the radio and talked about me and mentioned my race, black Senator from Illinois on the south side and a black constituency. Where he went on to say about another Senator that did the same thing, and did not have occasion to mention her race. In that, I thought it was racist. And therefore I respectfully ask for an apology from that Senator.

PRESIDENT ROCK:

Further announcements? Further business? Senator Hall.

SENATOR HALL:

Thank you, Mr. President. I'd like to call attention to everybody that yesterday's Calendar showed that Appropriation I would be meeting at 9:00 o'clock in the morning. It's Appropriation II. It's correctly on the Calendar today. So I want everybody who's a member of that committee to understand this. Appropriation II will be meeting at 9:00 a.m. tomorrow morning.

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All right. Appropriations II at 9:00 o'clock tomorrow morning. We have Executive and Local Government at 2:00 o'clock this afternoon. Senator Alexander, for what purpose do you arise?

SENATOR ALEXANDER:

Mr. President, I beg leave of this Honorable Body to be removed as the chief sponsor of House Bill 95, Monique Davis House sponsor. And this bill be given to Senator Emil Jones.

PRESIDENT ROCK:

All right. The lady seeks leave to show Senator Jones as the Senate sponsor of House Bill 95. Without objection, leave is granted. Senator Newhouse, for what purpose do you arise?

SENATOR NEWHOUSE:

Thank you, Mr. President. I...I rise on a point of personal privilege. It's along a little different line.

PRESIDENT ROCK:

State your point.

SENATOR NEWHOUSE:

I'd like all the Senators to know that the rumors that are circulating around the Capitol are true. I will be dancing in a ballet performance on Saturday at the School of Chicago Ballet. You're all invited. The tickets are going like hotcakes. There are very few cheap seats left, so if you want to stop by my office we'll make some arrangement for you...to witness the...the event of the year. Thank you for your cooperation.

PRESIDENT ROCK:

Senator Smith.

SENATOR SMITH:

Thank you, Mr. Chairman, Ladies and Gentlemen of the Senate. I merely want to announce that the Committee on Public Health, Welfare & Corrections will be meeting tomorrow morning at 10:00 a.m. in Room 400. We only have a few bills, and so I'm asking all of our members to please be there on time so that you can get out.

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Thank you very kindly.

PRESIDENT ROCK:

All right. Tomorrow is, of course, getaway day. We will adjourn until noon tomorrow. We'll start promptly at noon tomorrow, and we should be finished very rapidly. So you can make your plans accordingly. Further business to come before the Senate? Any further announcements? If not, Senator Carroll moves the Senate stand adjourned until Thursday, tomorrow, at the hour of noon. Noon tomorrow, Ladies and Gentlemen. Senate stands adjourned.

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