

STATE OF ILLINOIS  
86th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

56th Legislative Day

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PRESIDENT ROCK:

The hour of twelve 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 the Reverend Michael Strong, Trinity Lutheran Church, Springfield, Illinois. Reverend.

THE REVEREND MICHAEL STRONG:

(Prayer given by the Reverend Michael Strong)

PRESIDENT ROCK:

Thank you, Reverend. Reading of the Journal. Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. Mr. President, I move that the reading and approval of the Journals of Monday, June 19th; Tuesday, June 20th; Wednesday, June 21st; Thursday, June 22nd; Friday, June 23rd; Saturday, June 24th; and Monday, June 26th, in the year 1989, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

You have heard the motion as placed by Senator Dunn. 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, Madam Secretary.

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 refused to concur with the Senate in the adoption of their amendment to a bill of the following title, to wit:

Senate Bill 42, with House Amendment No. 1.

I have like messages on:

Senate Amendment No. 1 to House Bill 72.

Senate Amendment No. 1 to House Bill 74.

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Senate Amendment No. 1 to House Bill 113.  
Senate Amendment No. 1 to House Bill 168.  
Senate Amendment No. 1 to House Bill 317.  
Senate Amendment No. 3 to House Bill 365.  
Senate Amendments 1 and 2 to House Bill 386.  
Senate Amendment No. 1 to House Bill 594.  
Senate Amendment No. 1 to House Bill 760.  
Senate Amendment No. 1 to House Bill 1146.  
Senate Amendments 2 and 3 to House Bill 1508.  
Senate Amendment 1 to House Bill 1548.  
Senate Amendment No. 1 to House Bill 1719.  
Senate Amendment No. 1 to House Bill 1859.  
Senate Amendment No. 1 to House Bill 2030.  
Senate Amendment No. 1 to House Bill 2293.  
Senate Amendment No. 1 to House Bill 2351.  
Senate Amendment No. 1 to House Bill 2379.  
Senate Amendment No. 1 to House Bill 2373.  
Senate Amendment No. 1 to House Bill 2374, and  
Senate Amendment No. 1 to House Bill 2517.

PRESIDENT ROCK:

Secretary's Desk, Non-concurrence. There will be a Supplemental Calendar that will be issued for the purpose of getting to those messages, so that the conference committees can be set up, and we will have the opportunity to meet. 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 61.

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And I have a like message on House Joint 67,  
And they are both congratulatory.

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 66.

And it is substantive.

PRESIDENT ROCK:

Executive.

Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 480 offered by Senator Rigney.

Senate Resolution 481, by Senator Ralph Dunn.

Senate Resolution 482, by Senator Ralph Dunn.

Senate Resolution 483, by Senators Kelly, del Valle and Watson.

Senate Resolution 484, by Senators Jones and Brookins.

Senate Resolution 485, by Senator Woodyard.

Senate Resolution 486 offered by Senator D'Arco.

Senate Resolution 487 offered by Senator Madigan.

Senate Resolution 488 offered by Senator Madigan.

Senate Resolution 489 offered by Senator J. E. Joyce.

They're all congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

And Senate Resolution 490 offered by Senator Daley.

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It's a death resolution.

PRESIDENT ROCK:

Consent Calendar.

PRESIDENT ROCK:

Now, Ladies and Gentlemen, if I can have your attention. Yesterday we went through the entire Concurrence Calendar. We will get through it again. But today we will begin on Page 17. Page 17, on the Order of Secretary's Desk, Non-concurrence. Those are House Bills with Senate amendments. The motion will be to recede, which is final action, or not to recede and request a conference committee. After that order of business, we will then move to the Order of Concurrence to pick up the Appropriation Bills, which we did not get back to yesterday. And then there will be another Supplemental -- there will be a Supplemental Calendar, for additional non-concurrence messages, and in order to expedite the formation of, and the working of, the conference committees, we'll try to get that done, and then we'll go back to the Order of Concurrence. Page 17, Secretary's Desk, Non-concurrence. The motion from the sponsor will be to recede from the Senate amendment or amendments, or not to recede - refuse to recede and ask that a conference committee be appointed. And then the message has to go back to the House. Senator Severns, for what purpose do you arise?

SENATOR SEVERNS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. It's my honor to have joining us, in the President's Gallery today, Cub Scout Troop 29 from Bethany and their good chaperones. I would like the Senate to join me in welcoming them to the Senate.

PRESIDENT ROCK:

Will our guests in the gallery please rise and be recognized. Welcome to Springfield. On the Order of Secretary's Desk,

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Concurrence, top of Page 17, House Bill 32, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 32.

PRESIDENT ROCK:

Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President and Members of the Senate. I move that the Senate refuse to recede from Senate Amendment No. 1, and ask for a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Maitland has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 32, and that a conference committee be appointed. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 313. Senator Jones. Senator Jones. 3-1-3. All right. On the Order of Secretary's Desk, Non-concurrence, House Bill 313, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 313.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Yes, thank you, Mr. President. I move -- I move not -- not to recede from the Senate amendment, and request a conference committee.

PRESIDENT ROCK:

All right. Senator Jones has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 313, and that a conference committee be appointed. Discussion? All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the

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House. 416 Senator Rea. On the Order of Secretary's Desk, Non-concurrence, House Bill 416, Madam Secretary.

SECRETARY HAWKER:

Senate Amendments 1 and 2 to House Bill 416.

PRESIDENT ROCK:

Senator Rea.

SENATOR REA:

Yes, Mr. President, I move to refuse to recede from -- on Amendment 1 and 2 of House Bill 416.

PRESIDENT ROCK:

All right. Senator Rea has moved that the Senate refuse to recede from the adoption of Senate Amendments 1 and 2 to House Bill 416, and that a conference committee be appointed. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 514 Senator Rea. Next one down, next -- on Page 17. On the Order of House -- Secretary's Desk, Non-concurrence, House Bill 514, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 514.

PRESIDENT ROCK:

Senator Rea.

SENATOR REA:

Yes, Mr. President. I move to -- refuse to recede on Amendment 1 of House Bill 514, and ask for a conference committee.

PRESIDENT ROCK:

All right. Senator Rea has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 514, and that a conference committee be appointed. All in favor indicate by saying Aye. All Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Holmberg. 541 Senator Lechowicz. On the Order of

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Secretary's Desk, Concurrence, House Bill 541, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 541.

PRESIDENT ROCK:

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. I move that the Senate do not recede from Senate Amendment No. 1 to House Bill 541.

PRESIDENT ROCK:

All right. Senator Lechowicz has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 541, and that a conference committee be appointed. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 574. Senator Kelly. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendments 1 and 2 to House Bill 5-7-4.

PRESIDENT ROCK:

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I make a motion to refuse to recede from Senate Amendments No. 1 and 2 to House Bill 574, and request that a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Kelly has moved that the Senate refuse to recede from the adoptions of Senate Amendments 1 and 2 to House Bill 574, and that a conference committee be appointed. Those in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries; the Secretary shall so inform the House. 643. Senator Barkhausen. Madam Secretary, please.

SECRETARY HAWKER:

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Senate Amendment No. 1 to House Bill 643.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President, I ask that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 643, and ask that a conference committee be appointed.

PRESIDENT ROCK:

Senator Barkhausen has moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 643, and that a conference committee be appointed. Those in favor indicate by saying Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Top of Page 18. Senator Welch. On the order of -- Secretary's Desk, Non-concurrence, House Bill 1085, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1085.

PRESIDENT ROCK:

Senator Welch.

SENATOR WELCH:

Mr. President, I would move that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 1085, and ask that a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Welch has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1085, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries; the Secretary shall so inform the House. Senator Lechowicz. 1191 and 2. On the Order of Secretary's Desk, Non-concurrence, House Bill 1191, Madam Secretary.

SECRETARY HAWKER:



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Senate Amendments 1 and 2 to House Bill 1191.

PRESIDENT ROCK:

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. I move that the Senate not recede from Senate Amendments 1 and 2 on House Bill 1191, and that a conference committee be appointed.

PRESIDENT ROCK:

Senator Lechowicz has moved that the Senate refuse to recede from the adoptions of Senate Amendments 1 and 2 to House Bill 1191, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. On the same Order of Business - Secretary's Desk, Non-concurrence, is House Bill 1192, Madam Secretary.

SECRETARY HAWKER:

Senate Amendments 1 and 2 to House Bill 1192.

PRESIDENT ROCK:

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. I also move that Senate Amendments No. 1 and 2 -- that the Senate do not recede, and that a conference committee be appointed on 1192.

PRESIDENT ROCK:

All right. Senator Lechowicz has moved that the Senate refuse to recede from the adoption of Senate Amendments 1 and 2 to House Bill 1192, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1217, Madam Secretary. On the Order of Secretary's Desk, Non-concurrence, is House Bill 1217.

SECRETARY HAWKER:

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Senate Amendment No. 1 to House Bill 1217.

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would move that the Senate not recede from Senate Amendment No. 1 to House Bill 1217, and that a conference committee be authorized -- appointed.

PRESIDENT ROCK:

All right. Senator Luft has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1217, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. On the Order of Secretary's Desk, Non-concurrence, is House Bill 1218, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1218.

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would move that the Senate does not recede -- will not -- does not recede from Senate Amendment No. 1 to House Bill 1218, and ask for a conference committee to be...

PRESIDENT ROCK:

Senator Luft has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1218, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries. The Secretary shall so inform the House. 1287. Senator Kelly. On the Order of Secretary's Desk, Non-concurrence, House Bill 1287, Madam Secretary.

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SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1287.

PRESIDENT ROCK:

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I make a motion to refuse to recede from Senate Amendment No. 1 to House Bill 1287, and request that a conference committee be appointed.

PRESIDENT ROCK:

Senator Kelly has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1287, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1359. Senator Rea. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1359.

PRESIDENT ROCK:

Senator Rea.

SENATOR REA:

Mr. President, I would like to recommit House Bill 1359 back to the Transportation Committee.

PRESIDENT ROCK:

Senator Rea has moved to recommit House Bill 1359 to the Senate Committee on Transportation. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries. The bill is recommitted. 1384. Senator Jones. On the Order of Secretary's Desk, Non-concurrence, House Bill 1384, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1384.

PRESIDENT ROCK:

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Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. I move that Senate not recede from Senate Amendment No. 1, and request a conference committee.

PRESIDENT ROCK:

Senator Jones has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1384, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1406. Senator Joyce. 1503. Senator Barkhausen. On the Order of Secretary's Desk, Non-concurrence, House Bill 1503, Madam Secretary.

SECRETARY HAWKER:

House <sic> Amendments 1 and 2 to House Bill 1503.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President, I recommend that the Senate refuse to recede from Senate Amendments 1 and 2 to House Bill 1503, and request that a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Barkhausen has moved that the Senate refuse to recede from the adoption of Senate Amendments 1 and 2 to House Bill 1503, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Top of Page 19, House Bill 1571, Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendments 1, 2 and 3 to House Bill 1571.

PRESIDENT ROCK:

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Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I make a motion to refuse to recede from Senate Amendment No. 1, 2 and 3 to House Bill 1571, and request that a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Kelly has moved that the Senate refuse to recede from Amendments 1, 2 and 3 to House Bill 1571, and that a conference committee be appointed. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1726. Senator -- 1883. Senator Hawkinson. On the Order of Secretary's Desk, Non-concurrence, House Bill 1883, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1883.

PRESIDENT ROCK:

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. I would move that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 1883, and that a conference committee be appointed.

PRESIDENT ROCK:

Senator Hawkinson has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1883, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 2060. Senator Luft. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2060.

PRESIDENT ROCK:

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Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would ask that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 2060, and a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Luft has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2060, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 2171. Senator Sam. Refuse to recede? Senator Vadalabene moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2171, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 2274. Senator Holmberg. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2274.

PRESIDENT ROCK:

Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. I -- I would recommend that the Senate refuse to recede, and that a conference committee be appointed for 2274.

PRESIDENT ROCK:

All right. Senator Holmberg has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2274, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House.

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2363. Senator Carroll. Middle of Page 19. On the Order of Secretary's Desk, Non-concurrence, is -- refuse to recede and ask for a conference committee. Senator Carroll is -- Madam Secretary, House Bill 2363.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2363.

PRESIDENT ROCK:

All right. Senator Carroll has moved that the Senate refuse to recede from Senate -- from the adoption of Senate Amendment No. 1 to House Bill 2363, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 2450. Senator Barkhausen. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendments 1, 2 and 3 to House Bill 2450.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President, I ask that the Senate refuse to recede from Senate Amendments 1, 2 and 3, and further ask that a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Barkhausen has moved that the Senate refuse to recede from the adoption of Senate Amendments 1, 2 and 3 to House Bill 2450, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 2485. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2485.

PRESIDENT ROCK:

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Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I'd ask that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 2485, and a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Luft has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2485, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 2491. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2491.

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. I ask that the Senate refuse to recede from Amendment No. 1, and that a conference committee be established.

PRESIDENT ROCK:

All right. Senator Brookins has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2491, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Watson. 2693. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2693.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:



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Yes. Thank you, Mr. President. I refuse to recede from Senate Amendment No. 1 to House Bill 2693, and ask for a conference committee.

PRESIDENT ROCK:

All right. Senator Watson has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2693, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries. Secretary shall so inform the House. Top of Page 20. Senator Demuzio. Senator Berman. 2729. On the Order of Secretary's Desk, Non-concurrence, House Bill 2729, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2729.

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

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

PRESIDENT ROCK:

All right. Senator Berman has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2729, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 2756. Senator Jones. All right. Senator Jones. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2756.

PRESIDENT ROCK:

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

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House Bill 2756, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Rigney, on 2785. 2785, Madam Secretary, please.  
SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2785.

PRESIDENT ROCK:

Senator Rigney.

SENATOR RIGNEY:

Mr. President, I move that we do not recede from Amendment No. 1.

PRESIDENT ROCK:

All right. Senator Rigney has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2785, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries. The Secretary shall so inform the House. 2798. Senator Luft. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2798.

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would ask that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 2798, and a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Luft has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2798, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House.

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Senator Demuzio. 2702. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendments 1, 2 and 3 to House Bill 2702.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

I move that the Senate refuse to recede from Senate Amendments 1, 2 and 3 to House Bill 2702, and that a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Demuzio has moved that the Senate refuse to recede from the adoption of Senate Amendments 1, 2 and 3 to House Bill 2702, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Any other Member have a bill on Non-concurrence they wish to move ahead on? All right. Senator Joyce. I skipped over earlier. 1406, Madam Secretary.

SECRETARY HAWKER:

Senate Amendments 2 and 3 to House Bill 1406.

PRESIDENT ROCK:

Senator Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. I would refuse to recede, and ask that a conference committee be appointed.

PRESIDENT ROCK:

All right. Senator Joyce has moved that the Senate refuse to recede from the adoption of Senate Amendments 2 and 3 to House Bill 1406, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Macdonald, for what purpose do you arise?

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SENATOR MACDONALD:

Mr. President, I would like to suspend the appropriate rule to have Senate Joint Resolution 37 heard in Executive tomorrow. That's a Conference of Women Legislators Resolution.

PRESIDENT ROCK:

All right, Senator. You have heard the request. Senator Macdonald seeks leave of the Body to have this joint resolution heard in Executive tomorrow, which will be meeting at ten o'clock -- ten o'clock tomorrow. Without objection, leave is granted. Senator Jones which one do you have? 1-0-5-7, Madam Secretary. That's at the top of Page 18. 1057. On the Order of Secretary's Desk, Non-concurrence, House Bill 1057, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1057.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. I move the Senate refuse to recede from Senate Amendment No. 1, and request a conference committee.

PRESIDENT ROCK:

All right. Senator Jones has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1057, and that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. All right. Ladies and Gentlemen, we will go back to the Order of Concurrence. This will be final action on some of these. Page 8 on the Calendar. We will start with the appropriation bills, since we did not get back to those yesterday, and go through as many as the Appropriations Committee Members have recommended. Then we will go again to the Supplemental Calendar for more

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Non-concurrences, and then finally to Concurrences for a second time. I would just alert the Membership, if the motion is to concur with House amendments, that will be final action. On the Order of Secretary's Desk, Concurrence, is Senate Bill 163. Senator Demuzio. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1, 2 and 4 to Senate Bill 163.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you Mr. President. I will move to concur with House Amendments 1 and 2, and then non-concur in House Amendment No. 4. House Amendment 1 added for a linked television system for the educational, business and governmental offices. This is the Office of the Comptroller - thirty-four thousand dollars. House Amendment 2 added three hundred and twenty five thousand dollars for payments of deferred property taxes for senior citizens, which was in Senate Bill 407 originally. I would move to concur with House Amendments 1 and 2 to Senate Bill 163.

PRESIDENT ROCK:

All right. You have heard the motion as placed by Senator Demuzio. Any discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 163. 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 53 Ayes, no Nays, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 163. Senator Demuzio.

SENATOR DEMUZIO:

I would now move to non-concur with House Amendment 4 to Senate Bill 163.

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PRESIDENT ROCK:

All right. Senator Demuzio has moved to non-concur in House Amendment 4 to Senate Bill 163. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 229. Senator Carroll. Madam Secretary, on the Order of Secretary's Desk, Concurrence, Senate Bill 229.

SECRETARY HAWKER:

House Amendments 1, 2 and 3 to Senate Bill 229.

PRESIDENT ROCK:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I would move that we do concur with House Amendments 1, 2 and 3. This is now a supplemental appropriation for Fiscal '89. It would -- House Amendment 1 would add the Gallatin County School District planning construction supplemental. House Amendment 2 adds to the Treasurer's budget the payments of the actual monies received from the Illinois Estate Tax Law, and House Amendment 3 adds the ISSC Fiscal '89, in that it transfers a million dollars out of the Monetary Awards Program to the Veterans' Scholarship for payment to universities, and transfers a hundred and sixty-six thousand to matching grants for Illinois institutions to supplement the scholarship, as well as transferring four thousand for children of correctional officers and police officers. The motion will be to concur in Amendments 1, 2 and 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved to concur with all -- let me catch up with you here, Senator Carroll. All right. Senator Carroll has moved to concur with House Amendments 1, 2 and 3. Discussion? If not, those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who

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wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none voting Present. The Senate does concur with House Amendments 1, 2 and 3 to Senate Bill 229, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 230, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 230.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

I would move that we non-concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves that we non-concur with House Amendment 1 to Senate Bill 230. All in favor indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries. The Secretary shall so inform the House. WLS-TV is -- wants -- is requesting permission to videotape. Is leave granted? Leave is granted. Page 9. Senate Bill 278. Senator Rock. 278, Madam Secretary.

SECRETARY HAWKER:

Senate <sic> Amendments 1, 5, 8 and 9 to Senate Bill 278.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I would move that the Senate non-concur with House Amendments 1, 5, 8 and 9 to Senate Bill 278.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock has moved that we -- the Senate non-concur with House Amendments 1, 5, 8 and 9 to Senate Bill 278. All in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it.

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The motion carries. The Secretary shall so inform the House. Senate Bill 279. Senator Weaver. Senator Weaver on the Floor? 280. 281. Senator Carroll. Senate Bill 281, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1, 2, 3 and 4 to Senate Bill 281.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Let's hold that, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Take it out of the record. 282. Senator Etheredge. Hold it. 284. Senator Maitland. Hold that one. 285. Senator Vadalabene. Hold that one. Page 10. 286. Senator Severns. Hold. 288 is a hold. 328. Senator Hall. 328. Madam Secretary, Senate Bill 328.

SECRETARY HAWKER:

House Amendment 1 to Senate Bill 328.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move to non-concur with Senate Bill 328, and ask that a conference committee be appointed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves to non-concur with House Amendment 1 to Senate Bill 328. All in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries. The Secretary shall so inform the House. 404. Senator Etheredge. Hold. 405. 406. On the Order of House -- Senate Bill 406, Madam Secretary.

SECRETARY HAWKER:

House Amendments 5, 6, 7 and 8 to Senate Bill 406.



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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President and Members, I move that we concur with House Amendments 5, 6, 7 and 8.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge has -- is there discussion? The question is, shall the Senate concur with House Amendments 5, 6, 7 and 8 to Senate Bill 406. All those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none voting Present. The Senate does concur with House Amendments 5, 6, 7 and 8 to Senate Bill 406. And the bill, having received the required constitutional majority, is declared passed. 408. Senator Schaffer on the Floor? 409. Senator Etheredge. Senate Bill 409, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1, 2, 3 and 4 to Senate Bill 409.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President. I move that we concur with House Amendments 1, 2, 3 and 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? The question is, shall the House -- I am sorry. Shall the Senate concur with House Amendments 1, 2, 3 and 4. All those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, 1 voting Present. The Senate does concur with House Amendment -- House Amendments 1, 2, 3 and 4 to

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Senate Bill 409, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 410. Senator Etheredge. Senate Bill 410, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 410.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

I move that the Senate concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is shall the Senate concur with House Amendment 1 to Senate Bill 410. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 410, and the bill, having received the required constitutional majority, is declared passed. 411. Senator Raica. Senate Bill 411, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 411.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. I move that the Senate concur with House Amendments 1 and 2, Senate Bill 4-1-1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 411. 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 59, the

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Nays are none. The Senate does concur with House Amendments 1 and 2 to Senate Bill 411, and the bill having received the required constitutional majority is declared passed. 412. Senator Weaver. 413. Senator Etheredge. 413, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 413.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President. I move that the Senate concur in House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 413. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 413, and the bill, having received the required constitutional majority, is declared passed. 415. Senator Etheredge. 416. Senator Davidson. Senator Davidson on the Floor? 417 is a hold. 418. Senator Topinka. Senate Bill 418, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 418.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President and Ladies and Gentlemen of the Senate, I would move that we concur with House Amendment No. 1 to Senate Bill 418.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 418. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are 1, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 418, and the bill, having received the required constitutional majority, is declared passed. 420. Senator Karpziel. Senate Bill 420, Madam Secretary.

SECRETARY HAWKER:

Senate -- House Amendment No. 1 to Senate Bill 420.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. I move to non-concur in House Amendment No. 1 to Senate Bill 420.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Karpziel moves to non-concur with House Amendment 1 to Senate Bill 420. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Motion carries, and the Secretary shall so inform the House. 421. Senator Etheredge. 422. Senator Etheredge. All right. Is there leave to have Senator Etheredge handle 423? I'm sorry, 422? Senate Bill 422, Madam Secretary. Leave is granted.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 422.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

I move that the Senate concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur

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with House Amendment 1 to Senate Bill 422. 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 59, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 422, and the bill, having received the required constitutional majority, is declared passed. 423. Senator Etheredge. 423, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 423.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

I move that the Senate concur with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? The question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 423. 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 59, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 423, and the bill, having received the required constitutional majority, is declared passed. 424. Senator Schaffer. Senator Etheredge, for what purpose do you arise?

SENATOR ETHEREDGE:

With leave of the Body, Mr. President, I will handle that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is -- Is leave granted to have Senator Etheredge handle Senate Bill 424? Leave is granted. Senate Bill 424, Madam Secretary.

SECRETARY HAWKER:

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House Amendments 1 and 2 to Senate Bill 424.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

I move that the Senate concur with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 424. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58 -- 59, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 424, and the bill, having received the required constitutional majority is declared passed. Senate Bill 425, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 425.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. I move that the Senate concur with House Amendment No. 1 on Senate Bill 4-2-5.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 425. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 425, and the bill, having received the required constitutional majority, is declared passed. 426. Senator Donahue. 427. Senator Etheredge. Senate Bill 427,

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Madam Secretary.

SECRETARY HAWKER:

House Amendments 1, 2 and 3 to Senate Bill 427.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

I move that the Senate concur with House Amendments 1, 2 and 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendments 1, 2 and 3 to Senate Bill 427. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none voting Present. The Senate does concur with House Amendments 1, 2 and 3 to Senate Bill 427, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 428. Madam Secretary, read the bill.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 428.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Karpiel.

SENATOR KARPIEL:

Thank you, Mr. President. I move to concur in House Amendment No. 1 to Senate Bill 428.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 428. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, 1 voting Present. The Senate does concur with

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House Amendment 1 to Senate Bill 428, and the bill, having received the required constitutional majority, is declared passed.

429 - Senate Bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 429.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President. I would move that the Senate concur with House Amendment No. 1 to Senate Bill 429.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 429. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 429, and the bill, having received the required constitutional majority, is declared passed. 430. Senator Etheredge. On the Order of Concurrence, Senate Bill 430, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 430.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

I move that the Senate concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 430. 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



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wish? Take the record. On that question, the Ayes are 56, the Nays are 1, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 430, and the bill, having received the required constitutional majority, is declared passed. 433. Senator Raica. On the Order of Concurrence is Senate Bill 433, Madam Secretary. 433. 4-3-3.

SECRETARY HAWKER:

House Amendments 1, 2, 5 and 7 to Senate Bill 433.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. I move that the Senate concur with House Amendments 1, 2, 5 and 7 on House <sic> Bill 4-3-3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendments 1, 2, 5 and 7 to Senate Bill 433. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are 1, none voting Present. The Senate does concur with House Amendments 1, 2, 5 and 7 to Senate Bill 433, and the bill, having received the required constitutional majority, is declared passed. 434. Senator Schaffer. 435. Madam Secretary, Senate Bill 435.

SECRETARY HAWKER:

House Amendments 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 26 to Senate Bill 435.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. I move to non-concur with -- on House Amendments to Senate Bill 435.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson has moved to non-concur with House Amendments 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 26. All those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 436. Senator Watson. Senate Bill 436, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 436.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. I move to concur with House Amendment No. 1 to Senate Bill 436, the reappropriation bill for the Department of Transportation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 436. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 436, and the bill, having received the required constitutional majority, is declared passed. 437. 438. 439. Senator Maitland. Senate Bill 439, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1, 3, 4 and 6 to Senate Bill 439.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

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

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I move that the Senate concur with House Amendments 1, 3, 4 and 6 to Senate Bill 439.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall the Senate concur with House Amendments 1, 3, 4 and 6 to Senate Bill 439. 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 59, the Nays are none, none voting Present. The Senate does concur with House Amendments 1, 3, 4 and 6 to Senate Bill 439, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 440, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 4 to Senate Bill 440.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. I would move that the Senate do concur with House Amendments No. 1 and No. 4 to Senate Bill 440.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 4 to Senate Bill 440. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 4 to Senate Bill 440, and the bill, having received the required constitutional majority, is declared passed. 442. Senator Maitland. 461. Senator Carroll. House -- Senate Bill 461, Madam Secretary.

SECRETARY HAWKER:

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House Amendment No. 1 to Senate Bill 461.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

I would move, Mr. President, that we non-concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved to non-concur with House Amendment 1 to Senate Bill 461. All in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 462. Madam Secretary, read the bill.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 462.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. I would move that we non-concur with House Amendment No. 1 to Senate Bill 462.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves that we non-concur with House Amendment 1 to Senate Bill 462. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 463. Senator Hall. 4-6-3, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 463.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move to non-concur -- with Amendment No. -- which number is it?

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-- Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved to non-concur with House Amendment 1 to Senate Bill 462 <sic> (463). All those in favor indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill -- turn the page to Page 14. 728. Senator Marovitz, for what purpose do you arise?

SENATOR MAROVITZ:

Well, could I have 505? Just a non-concurrence. Non-concur on 505.

PRESIDING OFFICER: (SENATOR DEMUZIO)

We are just doing appropriation bills right now.

SENATOR MAROVITZ:

Oh, I'm sorry. I apologize.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senate Bill 728. Senator Carroll. All right. 728, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1, 2 and 3 to Senate Bill 728.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the senate. I would move that we concur with House Amendments 1, 2 and 3 to Senate Bill 728.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendments 1, 2 and 3 to Senate Bill 728. 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 59,

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the Nays are none, none voting Present. The Senate does concur with House Amendments 1, 2 and 3 to Senate Bill 728, and the bill, having received the required constitutional majority, is declared passed. 1164 on Page 16. 1164, Madam Secretary - Senate Bill.

SECRETARY HAWKER:

Senate Bill 1164. Pardon me. House Amendments 1, 2, 3 and 6 to Senate Bill 1164.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I would move that we non-concur with Amendments 1, 2, 3 and 6 on Senate Bill 1164.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved that the Senate non-concur with Amendments 1, 2, 3 and 6 to Senate Bill 1164. All in favor indicate by saying Aye. Opposed, Nay. The Ayes have it. Motion carries, and the Secretary shall so inform the House. 1166. Senator Carroll. Senate Bill 1166, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1166.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I would move that the Senate do concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall the Senate concur with House Amendment 1 to Senate Bill 1166. Those in favor will indicate -- will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none,

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none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 1166, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1190. Senator Etheredge. 1190, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 1190.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President, I move that we concur with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Rock.

SENATOR ROCK:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Rock.

SENATOR ROCK:

Amendment No. 2 does what?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

That is the amendment that reduces the budget to one dollar.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Well, I strongly rise to concur, and I would like the sponsor, if he can, to indicate - did we have the opportunity at all to speak with any of these people from the Sports Facility Authority, their highly paid Executive Director or Assistant Executive Director?

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Etheredge.

SENATOR ETHEREDGE:

They did not appear before the Senate Committee, Mr. President. I am told that they did appear before the House Committee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Well, one of the reasons might be, Mr. President, Ladies and Gentlemen of the Senate, I think they heard of my displeasure - absolute displeasure - upon the payment of a bonus to these individuals - one of twenty-five thousand, one of fifteen thousand - and the purpose for the bonus, as I informed the Chairman one afternoon, was they did what they were hired to do. Now isn't that a grand theory for government? You do exactly what you are supposed to do, and do it on time, and in the method you were instructed to do, and then you get a bonus. On that basis, government would run out of money in about a week, because I dare say we could point to virtually all the staff members on the Floor here, and say you've done a great job just the way we ask you to do it, now you are entitled to a big bonus. This board ought to be revisited, and that Executive Director ought to be revisited. So I would urge an Aye vote on this concurrence motion.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge, you had moved to concur? Senator Etheredge.

SENATOR ETHEREDGE:

Yes. I move to concur, and I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? The -- Senator Etheredge has moved to concur with House Amendments 1 and 2 to Senate Bill 1190. Those in favor will vote Aye. Those opposed, Nay. The voting is



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open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 50, the Nays are 3, 1 voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 1190, and the bill, having received the required constitutional majority, is declared passed. Senator Rock, we are starting over at the top. Senator Rock.

SENATOR ROCK:

We have for the -- for the benefit of the Members, and to, again, expedite the movement of paper between the Senate and the House, there is a Supplemental Calendar which contains House Bills with Senate amendments. So I would ask that we would go to that Order, because as past performance will indicate, mostly the Senators rightly refuse to recede from well thought out Senate amendments, and ask that a conference committee be appointed. We have to send a message to the House. The House has to send a message back, so if we can get to that Order, then we can go back to regular Concurrence.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. With leave of the Body, we will go to the Order of the Supplemental Calendar No. 1. Leave granted? Leave is granted. Supplemental Calendar No. 1. Senator DeAngelis, on House Bill 42. All right. Just -- just take a minute. The pages will distribute the Supplemental No. 1. Supplemental Calendar No. 1. Senator Ralph Dunn, for what purpose do you arise?

SENATOR RALPH DUNN:

Thank you, Mr. President. I -- I didn't want to take the time of the Chamber, but my seatmate's been down here, I estimate, a third of his lifetime. Today's his birthday - Harlan Rigney's birthday.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Happy birthday. Do you want to tell us how old he is, too,

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Senator Dunn, or is that a -- Oh! Senator Rigney, we are delighted that you are down here. Some of us have felt you have been down here for too long, others have felt that you haven't been down here long enough. Right? Supplemental Calendar No. 1. Senator DeAngelis, are you -- all right. On the Order of Supplemental Calendar No. 1, Secretary's Desk, Non-concurrence, is House Bill 42, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 42.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

On the advice of my attorney, Senator Maitland, I refuse to recede from Senate Amendment No.1...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis...

SENATOR DeANGELIS:

...and ask for a committee of conference.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 42, and that a conference committee be appointed. All those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. House Bill 72, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 72.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz. 72 on the Supplemental Calendar.

SENATOR MAROVITZ:

I will refuse to recede.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Marovitz moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 72, and that a conference committee be appointed. All those in favor indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries. Secretary shall so inform the House. House Bill 74. Senator Fawell. 74, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 74.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell.

SENATOR FAWELL:

I would like to refuse to recede from Senate Amendment and put it in a conference.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 74. All -- and that a conference committee be appointed. All in favor indicate by saying Aye. Opposed, Nay. The Ayes have it. Motion carries, and the Secretary shall so inform the House. House Bill 1-1-3, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 113.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Daley.

SENATOR DALEY:

Thank you, Mr. President. I move that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 113.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Daley moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1-1-3, and that a conference committee be appointed. All in favor indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries,

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and the Secretary shall so inform the House. House Bill 317.  
Senator Kustra. All right. 317, Madam Secretary. House Bill.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 317.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President. I would move that the Senate recede from Senate Amendment No. 1 to House Bill 317. This was an amendment that Senator Rigney added to the bill, and it was not agreed to over in the House, and we have decided to drop this and move this bill on.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? (Machine cutoff) Just trying to catch up.  
Discussion? The question is, shall the Senate recede from Senate Amendment No. 1 to House Bill 317. All 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 51, the Nays are none, none voting Present. The Senate recesses from Senate Amendment No. 1 to House Bill 317, and the bill, having received the required constitutional majority, is declared passed. 365. Senator Joyce. 386. Senator Mahar. House Bill 386, Madam Secretary.

SECRETARY HAWKER:

Senate Amendments 1 and 2 to House Bill 386.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. Senate Amendments No. 1 and 2 was a -- were offered by Senator Kustra for something in his area, and for some reason, some Members of the House got all bent out of shape about it. So we've agreed to recede from Senate Amendments

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1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

I'm -- I'm sorry. Senator Mahar, you're moving to recede? All right. Discussion? The question is, shall the Senate recede from Senate Amendments 1 and 2 to House Bill 3-8-6. 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 1. The Senate recedes from amendment...Senate Amendments 1 and 2 to House Bill 3-8-6, and the bill, having received the required constitutional majority, is declared passed. House Bill 594, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 5-9-4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

Thank you. Mr. President, I refuse to recede from Senate Amendment 1, and ask that a conference committee be appointed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell, for what purpose do you arise?

SENATOR FAWELL:

To speak to the bill. To speak to the issue.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, the gentleman has made a motion to refuse to recede. Senator Fawell.

SENATOR FAWELL:

I -- then it's going into conference, right?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Yes.

SENATOR FAWELL:

I think he should recede, and I would like to oppose this

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motion.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there further discussion? Senator D'Arco has moved to recede. Senator D'Arco may close. (background talk). I'm sorry -- Senator D'Arco has refused to recede.

SENATOR D'ARCO:

Right. I refuse to recede, and I ask that a conference committee be appointed. This is a bill that involves telephone service for the City of Chicago, and I don't know what the big to-do is about it. We're going to conference committee. I don't really -- to be honest with you, I don't think it's very courteous to oppose a Senate amendment when we are refusing to recede from the House action. I don't think that's right, to be honest with you. And...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell. Senator Fawell, your light is on. Senator Fawell, let me just point out, that it's -- in my recollection, in the time that I have been here -- that we have never refused a Member's request to refuse to recede from the adoption of one of our amendments and go to conference. Senator Fawell.

SENATOR FAWELL:

This is a bill that happens to concern the 911 -- Emergency Service. What I am very afraid of -- I understand that the amendment that was put on the bill allowed the City of Chicago to not go into referendum. I understand that there are some other things that possibly might want to be added on to in the conference, and I think the way the bill stands right now, it is a good bill, and I don't want to lose this bill because of the fact that we've got some problems. Your side took it away from our side, and I just would sort of like to see the bill stay the way it is.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I think I would agree with Senator D'Arco from one standpoint - that he has a right to take it to conference. I will state, however, though, that I think this bill has a very poor future for it when it comes out of conference. As far as I'm concerned, this is a bill that a lot of work went into during the summer. It's a bill that all of a sudden here comes the City of Chicago, God bless them, that wants to come in and take the bill away, and do -- change everything that we have done over the period of the summer. And I think I would agree that he's got the right to take it to conference, but I'll probably be voting No when this bill comes back, and I was a co-sponsor of the original bill.

END OF TAPE

TAPE 2

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator D'Arco.

SENATOR D'ARCO:

Well, Mr. President, it's really unfortunate that we are getting into this discussion about this bill, when it's always been the right of a sponsor to refuse to recede to a Senate Amendment that the House, in its wisdom, decided was inappropriate. Now I think that Senator Fawell's comments are really inappropriate, and nobody wants to jeopardize the substance of this bill. That's not what this is all about. Nobody wants to do that, and nobody will do that. You know, your bill will be in great shape, and that's not our intent, and I think it's simply

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inappropriate what you are trying to do here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 594. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Motion carries; Secretary shall so inform the House. Page 3 on your Supplemental Calendar, is House Bill 760. Senator DeAngelis. House Bill 7-6-0, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 760.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DEANGELIS:

Yes. I refuse to recede to Senate Amendment No. 1 to House Bill 760. And I don't want any arguments on this, either.  
(laughter)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, at the request of the sponsor, Senator DeAngelis has moved to refuse to --- moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 760, and that a conference committee be appointed. All in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1146. House Bill 1146, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1146.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea.

SENATOR REA:

Thank you, Mr. President. I would move to refuse to recede on Amendment 1 to House Bill 1146, and request a conference committee.



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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1146, and that a conference committee be appointed. Those in favor of the motion will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries; the Secretary shall so inform the House. 1508. Senator Kelly. House Bill 1508, Madam Secretary.

SECRETARY HAWKER:

Senate Amendments 2 and 3 to House Bill 1508.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I make a motion to refuse to recede from Senate Amendments No. 2 and 3 to House Bill 1508, and request that a conference committee be appointed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kelly has moved that the Senate refuse to recede from the adoption of Senate Amendments 2 and 3 to House Bill 1508, and that a conference committee be appointed. All in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1548. Senator Berman. Is Senator Berman on the floor? 1719. Senator Luft. House Bill 1719, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1719.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would ask that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 1719, and a conference committee be appointed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Luft has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1719, and that a conference committee be appointed. All in favor of the motion will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries; the Secretary shall so inform the House. 1859. House Bill, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1859.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. I move that the Senate refuse to recede on Senate Amendment No. 1 to House Bill 1859.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator del Valle has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 1859, and that a conference committee be appointed. All in favor of the motion indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. House Bill 2030. Senator Hall. 2-0-3-0. 2293. Senator Marovitz. On the Order of Supplemental Calendar No. 1, Secretary's Desk, Non-concurrence, is House Bill 2293, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2293.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President, Members of the Senate. I would refuse to recede from Senate Amendments -- Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz has moved that the Senate refuse to recede

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from the adoption of Senate Amendment No. 1 to House Bill 2293, and that a conference committee be appointed. All in favor of the motion will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. House Bill 2351. Senator Thomas Dunn. Is Senator Dunn on the Floor? Turn the page. House Bill 2369. Senator Welch. House Bill 2369, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2369.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would move to recede from Senate Amendment No. 1. What Senate Amendment No. 1 did was amend the State Salary and Withholding Act, to authorize withholding for parking fees at the U of I Campus in Champaign - Urbana. I would move to recede from Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? The question is -- if not, the question is, shall the Senate recede from the...Senate Amendment No. 1 to House Bill 2369. All in favor -- those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are 2, none voting Present. The Senate does recede from Senate Amendment No. 1 to House Bill 22 -- 2369. And the bill, having received the required constitutional majority, is declared passed. 2373. Senator Welch. House Bill 2373, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2373.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

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SENATOR WELCH:

I would move to refuse to recede from Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2373, and that a conference committee be appointed. All in favor of the motion, indicate by saying Aye. Opposed, Nay. The Ayes have it. Motion carries; the Secretary shall so inform the House. 2374. Senator Welch. House Bill 2374, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2374.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you. I move that the Senate would refuse to recede from the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2374, and that a conference committee be appointed. All in favor of the motion indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries; the Secretary shall so inform the House. House Bill 2517, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2517.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen. I move that the Senate refuse to recede from Senate Amendment No. 1 and ask that a committee on conference be appointed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Carroll has moved that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2517, and a conference committee be appointed. All in favor of the motion will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries. The Secretary shall so inform the House. With leave of the Body, we will go back and pick up one Bill on the Supplemental Calendar. Is there leave to have Senator Luft handle 168? Leave is granted. On the order of Secretary's Desk, Non-concurrence, Page 1, House Bill 168, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 168.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would ask that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 168, and a conference committee be appointed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 168, and that a conference committee be appointed. All those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries. Secretary shall so inform the House. WBBM-TV has requested permission to tape. Is leave granted? Leave is granted. Back to your regular Calendar -- your regular Calendar. On Page 8 of your regular Calendar, final action on Secretary's Desk, Concurrence. Senate Bill 8, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 8.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

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Thank you very much, Mr. President and Members of the Senate. I would move that the Senate do concur with House Amendment No. 1 to Senate Bill 8. It's a technical amendment only, and just to make sure that the references to hazardous dilapidated motor vehicles are consistent throughout the bill, and I would move for its -- move for concurrence.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz has moved to -- that the -- the question is, shall the Senate -- is there discussion? Question is, shall the Senate concur with the House Amendment No. 1 to Senate Bill 8. All 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 51, the Nays are 6, 1 voting Present. The Senate does concur with House Amendment 1 to Senate Bill 8, and the bill, having received the required constitutional majority, is declared passed. WAND-TV has requested permission to shoot from the gallery it says. Is leave granted? Leave is granted. Senate Bill 61. Senator Lechowicz. Senate Bill 61, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 2 to Senate Bill 61.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move that the House -- that the Senate do concur in House Amendment No. 1 <sic> to Senate Bill 61. The amendment deletes a provision for adding a territory to a program, and it creates the procedure for merger of home equity programs. The Home Equity Act currently includes no procedure for permitting the merger of two programs. This amendment establishes the procedure for the mergers. I know -- there are no other changes to the

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bill, and I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendment 2 to Senate Bill 61. 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 8, none voting Present. The Senate does concur with House Amendment No. 2 to Senate Bill 61, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 97. Senator Jones. Senate Bill 97, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 97.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Yes, thank you, Mr. President. I move that the Senate non-concur in House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones has moved that the Senate -- moves to non-concur with House Amendments 1 and 2 to Senate Bill 97. All those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries. The Secretary shall so inform the House. Senate Bill 129. Senator Collins. 150. Senator Rock. Bottom of Page 8. 234. Senator Mahar. Senator Mahar on the Floor? Bottom of Page 8, Secretary's Desk Concurrence, is Senate Bill 234, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 3 to Senate Bill 234.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

SENATOR MAHAR:

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Thank you, Mr. President and Members. I would move to concur with House Amendment 3 to Senate Bill 234. This is a result of negotiations between the Illinois Restaurant Association, the Hotel/Motel Association, the Near North Chicago Entertainment Council, the Associated Beer Distributors of Illinois and Miller Brewing. This -- their concerns, as well as those that were addressed by a number on the Floor of the Senate, upon this bill's passage several weeks ago, I think have been addressed. And I would like to explain what this bill will do in its present form. Senate Bill 234 will prohibit two drinks for the price of one drink, prohibit reduced priced drinks for part of the day, prohibit increasing alcoholic content to drinks without a corresponding price increase, prohibit unlimited numbers of drinks for one price, prohibit ladies' nights, where women drink for free, prohibit awarding drinks as prizes, and prohibit advertising the aforementioned activities. This is what the bill will not do: It will not prohibit the sale of pitchers of beer or other drinks. It will not prohibit a promotion known as "buckets of beer." It will not prohibit promotions of new products. It will not dictate the price or size of drinks. It will not prohibit an individual from ordering and receiving drinks for a group. It will not prohibit retail price increases. Not prohibit free food or entertainment. Not prohibit offering drinks as part of a meal package. Not prohibit offering drinks as part of a hotel package. Not prohibit negotiating drinks as part of a meeting, convention, or trade show package. Not prohibit drinks as part of room service. Not prohibit covered charges to offset the cost of entertainment. Not prohibit an owner or a bartender from buying a drink for friends or good customers. And not prohibit an owner from donating alcohol to charity. And, finally, it will not prohibit the time-honored tradition of the purchase of a shot and a beer. I'd be happy to entertain any questions.



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PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I have a question or two of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Kelly.

SENATOR KELLY:

Senator Mahar, I've had some concerns about this legislation because I didn't want to leave this General Assembly and find out that we did something that we're -- may of created a problem for. As I look at this, it looks like it's a good bill. It does what we want to do - stop the happy hours. At the same time, I asked you the question which Senator Lechowicz had raised previously about -- about a shot and a beer. Now, do I understand, under this bill, and your legislative intent, is to allow an individual to purchase what is called a boilermaker in a liquor establishment, which, in effect, is a shot and a beer? And this would be legal under your bill?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. It was never my intention to outlaw a shot and a beer. And, after consulting with the beer distributors and the retailers, we feel, very firmly, that that particular activity, which is called one drink, a boilermaker, as you indicate, and is priced as one drink, is totally legal under this legislation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kelly.

SENATOR KELLY:

I -- I don't have any problem with that. And that is your

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intent. The only thing I think, maybe in the next Session you might want to define what a boilermaker is. I think that would be a good point. Also, under your bill, your intent, as I read this amendment, the House amendment, that an individual can, in effect, -- cannot buy more than one drink for themselves. However, if they wish, they could buy a round of drinks for someone either at the bar or at their table. Is that the intent - that someone could still buy drinks for their friends or whomever they are at the particular liquor establishment?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

SENATOR MAHAR:

Well, that's -- that's more than the intent. That is spelled out -- that -- that is new language which is spelled out on Page 1, lines 17 and 18.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kelly.

SENATOR KELLY:

That's it. I'll be glad to support this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall.

SENATOR HALL:

Well, there's one thing that I noticed around here - and I'm getting complaints so much - is that we, as legislators, are trying to establish what people should do and not do. In other words, that we don't have enough sense, if we go into a place and -- would the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield, Senator Hall.

SENATOR HALL:

I'm sorry after all that was said. But, are you telling me now if I go into a place, and that I want to buy a drink for

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myself and my friend, or something like that, is that -- this prohibits me from doing something?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

SENATOR MAHAR:

Absolutely not. In no way prohibits you from doing that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

You have an amendment that's allowing that to do now. When it first came out of here, I voted against it because of that. But now that -- well, anyway -- that I think that we have good common sense. I think that a person that -- I even see here one time you couldn't order if you were having food -- you couldn't order a drink. So I won't ask anymore questions on this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? I -- I think that the discussion on this is going to be an hour. I'm not sure it's going to be happy. Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President. I just want to rise to declare a conflict. I've been to happy hours before.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Oh. Further discussion? Senator Alexander.

SENATOR ALEXANDER:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield.

SENATOR ALEXANDER:

I may have missed -- missed some of your explanation. Could I go in and order a double shot?

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Mahar.

SENATOR MAHAR:

Yes. You can go in and order a double. And there would have to be a corresponding increase in the price. But there is certainly -- nothing preventing you from ordering a double.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Mahar may close.

SENATOR MAHAR:

I would just ask that the Members of this Body join all those that I had mentioned in support of this bill, including the ninety-eight Members of the Illinois House that supported it, and the thirteen other states that have adopted this legislation, as well as eleven cities in the State of Illinois. And I would ask for your most favorable support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, the question is, shall the Senate concur with House Amendments 1 -- I'm sorry, House Amendment No. 3 to Senate Bill 234. 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 4, none voting Present. The Senate does concur with House Amendment 3 to Senate Bill 234. And the bill, having received the required constitutional majority, is declared passed. Senate Bill 237, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 237.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. House Amendments No. 1 and 2 to Senate Bill 237 are very important amendments that were produced by a number of tax people throughout the State of Illinois, at the

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request of the Taxpayers Federation of the State of Illinois and the Secretary of State's Office. The subject being the Business Corporation Act and the way that people file for their changes in stock. There are several provisions in this bill. I'm going to touch upon them briefly, and attempt to answer any questions. For the first time - and I want to make perfectly clear that this amendment has been concurred in by all the business community in the State of Illinois - for the first time, the Statute of Limitations is set up on the paying of a franchise tax - that's a seven-year period. There is a change in licensing fees. There is a new way of reporting cumulative changes in paid-in capital. Now, each time a individual stock or group of stock is sold, it has to be reported to the Secretary of State. Under this amendment, it would have to be done at the end of the year. There is an election for companies doing less than 100 percent of their business in Illinois to change their annual reporting period. We include the term "interest," and substitute that for "penalty," under certain circumstances. We also require additional information when a corporation is dissolved, and the transition period is set in the bill at January 1, 1991. I would attempt to answer any questions, or, if not, ask to concur in House Amendment No. 1 and 2 to Senate Bill 237.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 237. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, The Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 237, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 238. Senator Barkhausen. Barkhausen. 238, Madam

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Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 238.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members, Senate Bill 238, in its original form, dealt with the question of permitting bank holding companies organized under the Business Corporation Act to use the name "bank" in their title. It was something that was particularly of interest to Continental Illinois Bank and Trust. There was additional language in the original bill, however, that the Secretary of State was interested in, that attempted - although it wasn't drafted very well - it attempted to clear up questions that dealt with the limitation on liabilities that we had granted to directors and officers and volunteers of not-for-profit corporations. The House has done two things with their amendments. One is to provide for an immediate effective date, and the other is to remove the language in the original bill that dealt with this question of limitation on liability. In asking for your concurrence with the two amendments, I simply want to make clear that the language of the law with regard to the limitation on liabilities, which says that the limitation is made available to not-for-profits, quote, unquote, "organized under this Act," also refers to those that might have been organized under any predecessor Act, meaning those organized prior to our amendments of two or three years ago on this subject matter, and I would otherwise be happy to answer your questions and would seek your concurrence in these two House amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 238. Those in favor, vote

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Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 238. And this bill, having received the constitutional majority, is hereby declared passed. Senate Bill 243. Senator Daley. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 3 to Senate Bill 243.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Denny -- excuse me. Senator Daley.

SENATOR DALEY:

Thank you, Mr. President and Members of the Senate. I move that we non-concur with House Amendment No. 1 and 3.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Daley moves to non-concur in House Amendments 1 and 3 to Senate Bill 243. All those in favor say Aye. Aye. Opposed. The motion carries, and the Secretary so shall inform the House. Senate Bill 257. Senator Luft. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 2 to Senate Bill 257.

PRESIDING OFFICER (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. The House Amendment to Senate Bill 257 deleted the requirement that the various Clerks of the Circuit Court make a report to the Comptroller of the amounts collected. That was deleted because it was duplicative in nature and obviously was not well-thought-out. It also changes the -- from the General Obligation Bond Retirement and Interest Fund to the General Obligation Bonds, simply because also of a reporting. I would try to answer any questions. If not, I would move to concur

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on Amendment No. 2 to Senate Bill 257.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendment No. 2 to Senate Bill 257. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present, and the Senate does concur in House Amendment No. 2 to Senate Bill 257. This bill, having received the constitutional majority, is hereby declared passed. Senate Bill 283. Senator Etheredge. On Page 10, Senate Bill 287. Senator Etheredge. Senate Bill 383. Senator Jones. Read the bill, Madam Secretary.  
SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 383.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

Thank you, Mr. President and Members of the Senate. I move the Senate concur in House Amendment No. 1 to Senate Bill 383. What the amendment does is restore that provision of the Act that calls for reimbursements to a nursing home resident for violation of his or her rights, and make other nonsubstantive changes. And I move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 383. Those in favor, vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 57 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 383. This bill, having received the constitutional majority, is hereby declared passed. On Page 13 appears Senate Bill 482.



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Senator Jones. I'm sorry. I missed one. 449. Senate Bill 449.

Senator Severns. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 449.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, and Ladies and Gentlemen of the Senate. This amendment -- I move to concur with House Amendment No. 1. This amendment simply strengthens the bill, and it addresses some of the concerns that were raised both in committee, on the Floor, and in the House. It's an amendment by SBE to provide for alternative education as an option.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Watson.

SENATOR WATSON:

Yes, Mr. President. I'd just like to ask the sponsor a question.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she will yield.

SENATOR WATSON:

Do you have any idea, Senator, how many students this might affect, and what the fiscal impact this might have on local school districts and the State Board of Education budget?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Yes. The State Board of Education has indicated that this could affect as many as 8,000 students in the programs. That was their estimate and their estimate is that it would be - I just left Rick Capriola off the Floor - six million dollars for this year. That is their estimate. My point would be simply this.

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First of all, it's an estimate that they've made. We will pay for students, either at the front end or the rear end, and what this does is try to do what all of us have fought for in this General Assembly, and that's to keep students in the classroom, by also providing the alternative education that they need.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Watson.

SENATOR WATSON:

Yes, thank you. Well, if we don't appropriate it, then they are going to have to pick it up locally. The cost will be borne by the local districts. This is a bill that raises the mandatory -- or the compulsory school attendance age from 16 to 18, and this is, I think, a step in the wrong direction. I think those kids 16, 17 and 18 years old that don't want to go to school ought to be allowed to -- not to. They will be nothing but trouble if they're in school. So I personally feel this bill ought to be defeated.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. I rise in opposition to this bill, not because the end result is not where we want to go, but because we have continually not funded our optional ed programs. During the Educational Improvement Commission, we put into the budget the money that we thought would be necessary so that students who did not want to be a regular part of the school system at that most difficult age - 16, 17 and 18 would have optional programs to participate in. The Governor vetoed that money back. We refused to restore it. Our districts are hurting because they cannot provide these more expensive programs in a remedial way at the end of the student's education. My own district is very much opposed to this concept, because they would immediately be thrown into

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having to offer programs to 17 - and 18-year-olds, without the funding necessary to help them. The other day this Body rejected an income tax increase that would have brought additional money to school districts like mine, and I do not believe we are ready for this concept.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. I have a question for the sponsor.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she will yield.

SENATOR KARPIEL:

Senator, I don't have a copy of the bill in front of me, so I don't know if there is any language in it which would take care of the situation I'm going to ask about, but there are children who have completed their four years of high school and are not 18. Is there language in the bill -- I mean my daughter graduated when she was 18 -- 17. What does it say about that?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

The language in the bill does address that. It simply says that -- either 18, or until they have met graduation requirements.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. It is certainly difficult to rise in opposition to a bill like this, that on the surface purports to do good things for the boys and girls. But I think that you really must consider what the ramifications of something like this happen to be. Unfortunately, whether we like it or not, there are some students

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who, when they reach the age of 17 or 18, simply aren't able to address themselves to the structured environment of a high school. That's too bad. I don't know if that's a fault of society or parents or whatever it is, but it creates a very serious problem. I think we ought to give the young men and women the option to drop out of school - perhaps fall into an alternative program someplace. But more importantly, perhaps, to find out that life on the outside isn't as great as it appears to be, and then come back in to the structured environment. I'm also concerned about what this does to students who are in school because they want to be in school. I think this is a very critical issue, and one we have to talk about here today. There is a problem of disrupting the student who really wants to be in that environment and learn, and I think we ought to give those young men and women, when they reach the age of 17 and 18, the right to drop out of school if they want to, and then perhaps find themselves in an alternative program or come back into the structured environment, once they realize that that's the only game in town. I therefore rise in opposition to this conference committee report.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Ralph Dunn.

SENATOR RALPH DUNN:

Thank you, Mr. President. I wonder if the sponsor will yield for a question.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she will.

SENATOR RALPH DUNN:

Senator Severns, I never heard you explain the amendment. Does the amendment make the bill better than it was when it left here before, or what does it do to it?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

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SENATOR SEVERNS:

I believe the amendment does make the bill a stronger bill than when we passed it out of the Senate a few weeks ago. It simply adds an exemption to those enrolled in truant or optional educational programs. So it does address concerns that were raised during earlier discussions, and I think today it's a stronger bill than when it passed out of this Senate a few weeks ago.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I opposed this bill when it was in our committee, and I stand in opposition to it today. When we look at the details of it. I don't think it accomplishes anything in a positive way. And let me tell you what I mean. And Senator Ralph Dunn in regards to your last question, this exempts the amendment that we are being asked to concur in - exempts students that are going to be enrolled in truant or optional education programs. That means that if you are in a program to address the truants or the dropouts, you don't have to stay within the requirement of 18-year-olds. So this bill doesn't do anything for those children. The bill also, as Senator Maitland pointed out, by keeping -- strike that -- by passing a law that's supposed to keep kids in school, means that you hope that a kid that would otherwise drop out is going to stay in. What does that do to the rest of the children who are there to try to seriously attend school and move forward in their education? There's disruption, there's drugs, there's crime. We pass a dozen bills - probably more - regarding pagers in school. Why? Because we recognize that there's a lot of action in those schools that have nothing to do with education. And here we are being asked to pass a bill to

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keep those kinds of kids in there longer. What a great disservice to the serious-minded student. It's great to say I want the children to stay in school till 18, but Ladies and Gentlemen, in 1985 everybody in this Chamber except one voted for an education reform bill in 1985, for substantial expansion of truant and dropout programs, and we haven't even funded that, and that only has a 16-year-old cap. Do we want to stab ourselves more, and bleed more, so that we can say we are not doing anything more for the 16 to 18-year-olds? In addition to not doing adequate programs for the kids up to 16? I don't want to be a massochist, and I don't want you to be. We get hit over the head every time we go home because of underfunding mandates, underfunding good programs. This bill just adds to that list of programs that we aren't going to be able to fund and maintain, especially, today. If this was last Thursday, somebody could argue well, we are going to pass House Bill 490 the next day. But we haven't. Let's be realistic. Let's be honest. This bill is here at the wrong time, with the wrong resources, addressing the wrong kids. I urge a No vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I have the highest respect for the sponsor, but my districts are having the same problem, and I, too, have to vote against it, and I think I voted for the bill when it first came out. Now I know better. So I'll have to vote No.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Schaffer.

SENATOR SCHAFFER:

Kind of lonesome over there, eh, Penny? Well I happen to support this bill. You'll be happy to know I don't pick on you

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all the time. I am amazed. We've just heard from just about every avowed children advocate -- school advocate on the Floor here, saying that we should only educate some of the children. In the mental health field we have an expression that's called "creaming," and that's where a community agency only wants to take the easy patients, the ones that are inexpensive to take care of, and somehow foist the rest off on State Institutions or other programs. I think what we have here today is a case of "creaming." Our education community doesn't want to handle the difficult cases. They would prefer to turn them over to Corrections, or Drug Rehab, or something like that. That reference to those people with the beepers in our schools selling drugs - listen to the debate, and what the people are saying. Those aren't the students. Those are the kids that dropped out, that got the beepers and came back to the schools to sell drugs, instead of to learn. They should have been in those schools to learn. In my area, I talked to my truancy people, and I asked them, "Why do people drop out of school?" You know what one of the big reasons in my area is? Because their parents need babysitters. That's why. They pull those girls out of school because they don't think girls need an education and they need a babysitter, and we legally let them get away with it. There isn't a study in this country that doesn't show that without a high school diploma you are in trouble in this country, and our education community, as represented here, is saying, "We don't care about those kids, we don't want to take that kind of trouble." Well, I should probably be against this bill, because most of those kids are not in my district, and every kid that stays in is going to get support from the State through the School Aid Formula on the per head capita way we distribute money. And I'd be better off financially if this bill - as far as education goes - if this thing goes down, but I'm not that dumb. I know I've

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got to pay for Corrections. I know I've got to pay for crime. I know I've got to pay for the court systems. I don't want to pay for that on the back end. I want to pay for an education on the front end. You know, another thing - in this country, we're running out of people for jobs. We can't afford to throw away these kids anymore. If you don't care about the children, you ought to care about dollars and cents. We cannot afford to throw away children anymore. Even if our education community, sitting up in the galleries, are prepared to throw them away, we shouldn't be. We should pass this bill. We should have these kids educated and keep them out of the prisons.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Listening to the eloquent appeal of my seatmate, leads me to think this may be a good idea, and it probably is. But on further thought, I come to grips with the problem that we aren't properly funding education now. Are we going to put another load on our schools and not fund that? I think maybe it would be a good idea to delay this issue until we decide how we're going to fund our schools. So I would urge everybody to hold off on adoption of this proposal until such time as we know that we're going to adequately fund education.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns, to close.

SENATOR SEVERNS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. First to Senator Schaffer, I thank you for your strong support and, I might say, words of wisdom. And to all on that side and my side, I hope you'll listen, because I think he made several of the arguments that we really need to think about. While I don't pretend to have the experience, the longevity in this



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Senate, of most Members in this Body, I do know that during the time that I have been here, the subject of education has dominated our agenda. While we sit and we sat for ten or eleven hours on Saturday, and we sat this morning, trying to find ways to cut dollars in the existing proposed appropriations, to find more dollars for education, I argued, frankly without success, that we shouldn't be spending ten and a half million dollars on indebtedness to a Capitol Complex plan to cover facades for the Stratton Building and parking garages and so on and so forth. I accepted that defeat, but I still believe, as I think everyone believes in this Chamber, that education must be our top priority. It was only last week when the Carnegie Foundation came out with their report that said the dropout rate continues to climb, and is climbing faster than our ability to deal with it. We must rethink the way we are addressing the dropout rate and our lack of effectiveness in keeping the students in the classroom. I hope that we can recognize that while there is a cost involved in changing the State's policy on compulsory attendance, there will be a far greater cost if we fail to act. I would hope that cost would not become our primary focus of attention. We should not allow it to sidetrack us from our primary question, and that is simply, "Should the policy of the State, by law, continue to allow students to drop out at the age of 16?" If we focus our attention on costs, and it becomes our decision-making factor, what are we really saying? That we must continue to condone, by law, a policy which permits this? Which permits an ever-growing dropout rate? The bill, as we address it today, is stronger than it was when it passed out of this Chamber a few weeks ago. I don't think we want school officials to be in the position of enforcing this policy as it stands today. I don't think we, as a Chamber, want to be in that position, either. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 449. Those in favor, vote Aye. Those opposed, vote Nay. The voting in open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 25 Ayes, 32 Nays, one recorded as Present. And the Senate does not concur in House Amendment No. 1 to Senate Bill 449. The bill, having failed to received the constitutional majority, is hereby declared lost. Non-concurrence. And the Senate does not concur in the Amendment No. 1 -- does the Lady want to have postponed consideration, or non-concurrence? Lady asks for non-concurrence, and the House will be so informed. Senate Bill 482. Senator Jones. Read the bill, Madam Secretary. Excuse me. Senator Watson. Purpose of an introduction. Senator Watson.

SENATOR WATSON:

Yes, Mr. President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Proceed.

SENATOR WATSON:

Thank you. I would like to introduce two young ladies to the Membership here today, and the staff on the Floor, and the guests in the gallery. Two exchange students that go to Greenville High School. I have -- on my right I have Maureen from Costa Rica, and on my left, I have Rassamie from Thailand. So, I would like for you to welcome them here to the Senate, and I am certainly glad to have them here this afternoon.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

A warm Senate welcome. Thank you for joining us, ladies. Senator Berman, for what purpose do you seek recognition?

SENATOR BERMAN:

A parliamentary inquiry. On the last bill, there was a motion to concur, which failed.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

That is correct.

SENATOR BERMAN:

Then the sponsor moved to...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Nonconcur.

SENATOR BERMAN:

Nonconcur...

PRESIDING OFFICER: (SENATOR LECHOWICZ) ...and I said, "All those in favor say Aye. All opposed say Nay." And the motion carried and the Secretary...

SENATOR BERMAN:

Roll call. Roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

You want a roll call on that?

SENATOR BERMAN:

A roll call on the motion to nonconcur.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

We have...it's normally, strictly a...a voice vote on a motion to Non-concur. (pause) I have been informed that it's automatic, upon the defeat of concurrence. That she does not have to make the motion. Senator Berman, does that answer your question? Senate Bill 482. Senator Jones. Madam Secretary, read the bill.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 4-8-2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

Thank you, Mr. President and Members of the Senate. I move that the Senate concur in House Amendment No. 1 to Senate Bill 482. What the amendment does is stipulate that a finding of negligence against a structural engineer does not subject the

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engineer to a criminal penalty; it defines negligence as a failure to exercise reasonable skills, judgment and diligence; also requires the board to make recommendations on discipline, to endeavor to insure the discipline bears the relationship to the severity of the violation. This has been agreed to by the Department of Professional Regulation, and I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator D'Arco.

SENATOR D'ARCO:

What does House Amendment 1 do?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

Well, this was House Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Newhouse.

SENATOR NEWHOUSE:

Wonder if the sponsor will yield to a question.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will.

SENATOR NEWHOUSE:

What's the purpose of this bill?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

This is the rewrite of the Professional -- the Structural Engineers Act, which sunsets at the end of this year. This is the rewrite of the Act.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Newhouse.

SENATOR NEWHOUSE:

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I -- I heard the explanation. I might have misunderstood, but I thought that you said that these professionals, who are licensed professional engineers, are relieved of responsibility for --- please, perhaps you...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

This amendment is an amendment that worked out between the Structural Engineers and the Department of Professional Regulation. And what it does is stipulate that a finding of negligence against a structural engineer does not subject the engineer to a criminal penalty, but it defines negligence as a failure to exercise reasonable skills, judgment and diligence, and this is what was worked out with the Department. This is in the House Amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Newhouse.

SENATOR NEWHOUSE:

Are you saying that if the engineer fails to exercise reasonable skill, judgment and diligence, the limit of his responsibility will be civil?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

This is what the amendment says.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Newhouse.

SENATOR NEWHOUSE:

By way of example. If there were a structural defect that was outside the exercise of reasonable skill, and as a consequence of that, personal injury or death might have occurred, and that engineer would still have no criminal liability?

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

Well, in response to that, Senator Newhouse. This is the House amendment. This is something that the Department and the Professional -- and the Structural Engineers worked out in the rewrite of the Act. But what it also does -- require the board to make recommendation on discipline to endeavor to insure discipline bears the relationship to the severity of the violation. Now it's very difficult to put into the Act as to what the penalty shall be, and this is the reason why the board which governs the profession will make the recommendation.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Newhouse.

SENATOR NEWHOUSE:

But, -- if I understand your explanation, this says that under no circumstances - under no circumstances - can that engineer be prosecuted under the criminal action. Is that correct?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

It stipulates that a finding of negligence, now, if you want to go into whether negligence is a criminal penalty, they decided that negligence was not a criminal penalty as such. Now, willful - willful - misuse of his duties as a structural engineer - that's different. But negligence, itself, is not a criminal penalty.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Newhouse.

SENATOR NEWHOUSE:

You might recall, we've had several serious accidents in which there was injury and death, and in those instances - now, I'm just trying to get an understanding - this would seem to me to bar the

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proper prosecutorial authorities from prosecuting a case. Is that what you want to do?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

This is not the way that I interpret the House amendment. Now, this is something that the Department and the Structural Engineers worked out in agreement. So this is not the way I interpret it. Maybe you interpret it that way.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Newhouse.

SENATOR NEWHOUSE:

I'm not interpreting anything Senator. I'm looking at the language here. It says that - if this one sentence is wrong - that a finding of negligence against a structural engineer does not subject an engineer to criminal penalty. Now, does that mean that they intervene in the criminal process? That's the only way I can interpret it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

Well, actually Senator, I really don't know. This amendment was placed on in the House. This is something that the Department had -- they want to work out between the Department and the profession. So I was not privy to those particular negotiations.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Newhouse.

SENATOR NEWHOUSE:

Senator, would you be willing to take this out of the record for the moment, and let's try to work out a response to that question, please?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Jones.

SENATOR JONES:

Yes, I'll take it out for the moment, and I'll check with the Department to make sure that it's clear. No problem.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Thank you. Take 482 out of the record, please. Senate Bill 505. Senator Demuzio asks leave to handle that bill for -- Demuzio? Where's he at? Senator Luft asks leave to handle the bill. He moves to non-concur. (inaudible) Senate Bill 505. Mr. Secretary, read the Bill.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1 and 3 to Senate Bill 505.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Demuzio.

SENATOR DEMUZIO:

Yes. Thank you, Mr. President. With leave of the Body, I was asked by Senator Marovitz to move to non-concur with the House Amendments 1 and 3, and ask that a committee of conference be appointed.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Demuzio moves to non-concur in House Amendments 1 and 3 to Senate Bill 505. All those in favor say Aye. Opposed. The motion carries, and the Secretary shall so inform the House. Senate Bill 525. Senator Luft. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1 and 2 to Senate Bill 525.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would ask that the Senate non-concur in House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)



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Senator Luft moves to non-concur in House Amendments 1 and 2 to Senate Bill 525. All those in favor signify by saying Aye. Opposed. The motion carries, and the Secretary shall so inform the House. 593. Senator Holmberg. Senator Holmberg 593. No. Out of the record. 612. Senator Luft. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 2 and 3 to Senate Bill 612.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would move that the Senate concur in House Amendments 2 and 3. The amendments deleted everything after the enacting clause, and provided that a school district policy shall establish the procedures and reasons by -- for which a grade may be changed, and it also included a study of the number of community colleges offering and providing high school classes to high school students. And I would attempt to answer any questions or move to concur in House Amendments No. 2 and 3 to Senate Bill 612.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendments 2 and 3 to Senate Bill 612. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 55 Ayes, no Nays, none recorded as Present, and the Senate does concur in House Amendments 2 and 3 to Senate Bill 612. This bill, having received the constitutional majority, is declared passed. On top of Page 14 is Senate Bill 613. Senator Collins. Senator Holmberg. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

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House Amendments 1, 2, 3 and 4 to Senate Bill 613.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. As co-sponsor of the bill, I would like leave of the Body to handle it, since Senator Collins has had to leave the Floor. She's not feeling well.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Hearing no objections, please handle the bill.

SENATOR HOLMBERG:

Basically, 613 is the bill that deals with cocaine babies. It makes revisions in the bill concerning reports on the number of children born addicted, data for prenatal care providers, and guideline for nonhospital residential institutions for pregnant, addicted women. It basically makes some technical changes in the language, and all the departments that are connected with this bill have agreed to these amendments. I know of no opposition, and I would ask for concurrence.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendments 1 and 2 <sic> (1, 2, 3 and 4) to Senate Bill 613? Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present, and the Senate does concur in House Amendments 1 and 2 <sic>(1, 2, 3 and 4), and Senate Bill 613, having received the constitutional majority, is hereby declared passed. 622. With leave of the Body Senator Smith will handle the bill. Mr. Secretary, please read the bill.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 622.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Smith.

SENATOR SMITH:

Thank you, Mr. Chairman and Ladies and Gentlemen of the Senate. I stand to concur with Amendment No. 1 to Senate Bill 622. It merely deletes the requirement that the Department of Public Health establishes a continued statewide education program to inform pregnant women of the legal consequences of their alcohol and substance use abuse during pregnancy, and their legal responsibility to their unborn children. The Amendment No. 1 to Senate Bill 622 is merely the recommendation of the Department of Health, and the Department feels that they should only deal with the medical aspect of this program. I ask that you concur with me.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Topinka.

SENATOR TOPINKA:

Yes, if I may, a question of the sponsor.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she'll yield.

SENATOR TOPINKA:

In terms of the program you're trying to put forward here, this is not a school mandate, is it? You're just trying to integrate this into the already existent school curricula. It is not something extra you're adding onto the schools to do, is that correct?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Smith.

SENATOR SMITH:

That's right. It's merely to integrate, that's all. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendment

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No. 1 to Senate Bill 622. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 48 Ayes, 5 Nays, none recorded as Present, and the Senate does concur in House Amendment No. 1 to Senate Bill 622. This bill, having received the constitutional majority, is hereby declared passed. 659. Senator Berman. Okay. 667. Senator Tom Dunn. 725. Senator Jones. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 725.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

Yes, thank you, Mr. President and Members of the Senate. I move the Senate concur in House Amendment No. 1. What House Amendment No. 1 does is that it includes any communicable disease other than just infectious disease as well as a disease in the Act, and the temporary guardian would have to be notified as such for a minor child. I move that we concur in the amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 725. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as present. The Senate does concur with House Amendment No. 1 to Senate Bill 725, and this bill, having received the constitutional majority, is hereby declared passed. 735. Senator Carroll. 741. Senator Marovitz. 743. Senator Marovitz. 744. Senator Marovitz. 753. Senator Schuneman. 763. Senator Mahar. 768. Senator Severns. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

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House Amendment No. 1 to Senate Bill 768.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. House Amendment 1 to Senate Bill 768 does three things. It provides for the appointments by the Minority Leaders in both the House and Senate to the Task Force, and also places the International Business Division Manager of DCCA on the task force as well. It amends the mandated Task Force to correspond to the National Governors' Association, suggested agenda for such Task Forces, and it tightens up the bill by capping the amount of performance bond guarantees and loan guarantees the Illinois Export Development Authority may have outstanding. I'll be glad to answer any questions, and would urge adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 768. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 42 Ayes, 13 Nays, none recorded as Present. This bill -- and the House -- and the Senate does concur in House Amendment No. 1 to Senate Bill 768. This bill, having received the constitutional majority, is hereby declared passed. On top of Page 15 is Senate Bill 772. Senator Marovitz. Senate Bill 819. Senator Jones. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 3 and 4 to Senate Bill 819.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

Thank you, Mr. President. I move to non-concur in House

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Amendments 1, 3 and 4 to Senate Bill 819.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones moves to non-concur in House Amendments 1, 3 and 4 to Senate Bill 819. All those in favor, say Aye. Opposed. The motion carries, and the Secretary shall so inform the House. 922. Senator Barkhausen. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 2 and 3 to Senate Bill 922.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President, I move that the Senate non-concur in House Amendments 2 and 3, and request a conference committee be appointed.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Barkhausen moves that the Senate non-concur in House Amendments 2 and 3 to Senate Bill 922. All those in favor signify by saying Aye. Opposed. The motion carries, and the Secretary shall so inform the House. 983. Senator Weaver. 988. Senator Welch. 990. Senator Keats. 999. Senator Welch. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 2 and 4 to Senate Bill 999.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would move to concur in House Amendment No. 2 and House Amendment No. 4 to Senate Bill 999. What House Amendment No. 2 did, basically, was clarify the program that the Department of Children and Family Services was to develop. Secondly, the funding for the program was originally a low-interest loan program to be devised by DCCA. The amendment

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changes that, and makes the Illinois Health Facilities Authority -- is required to finance through bonds a low-interest loan program to assist child care centers serving low income families. Senate Amendment No. 4 basically was a cleanup of -- I'm sorry. House Amendment No. 4 was a cleanup of House Amendment No. 2. I'd be glad to answer any questions.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussions? Senator Donahue.

SENATOR DONAHUE:

Well, thank you, Mr. President. I would kind of alert the Members of the Senate on this piece of legislation. It is dealing with day care and it puts day care and the study of day care under a health facility - designates it as a health facility by putting it under the Illinois Health Facilities Authority Act, as opposed to through Public Health, and it deals with bonding and providing funds, if I'm not mistaken, Senator, that deals with bonding and providing funding for day care. And I would just say that I think that there is a better approach to day care. I support it wholeheartedly, but I don't feel that government ought to be providing funds up front for day care, and I think this is a bad piece of legislation and I hope we would non-concur in the two amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch, to close.

SENATOR WELCH:

Well, let me just say that I think that this is an extremely important program. And I think it's one that we should pass. Certainly allowing for a low-interest loan program for individuals to place their children in day care is something that we should be doing. It seems to me that in a country and State as rich as ours, that we shouldn't force individuals to choose between the children that they love by sending them to a day care center or

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working -- having to work, or having to stay home and take care of those same children. It seems to me, there should be some options available so an individual can go to work to make the money to raise their children, and that's the idea behind day care. I would move for a concurrence in these two amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendments 2 and 4 to Senate Bill 999. Those in favor, vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 33 Ayes, 24 Nays, and the Senate does concur in House Amendments 2 and 4. This bill, having received the constitutional majority, is hereby declared passed. Senator Severns, for what purpose do you seek recognition?

SENATOR SEVERNS:

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

PRESIDING OFFICER: (SENATOR LECHOWICZ)

What's your point, ma'am.

SENATOR SEVERNS:

Just briefly, I want to say that I'm happy to see City Council Member Mary Williamson in the visitors' gallery today. She is a city council member from Pana, sitting, I'm certain, on the wrong side of the gallery. I would like the Senate to join us in welcoming her.

PRESIDING OFFICER:(SENATOR LECHOWICZ)

Ma'am, why don't you stand and be recognized? Welcome to Springfield. Thank you for joining us today. Senate Bill 1003. Senator Welch. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1003.

PRESIDING OFFICER: (SENATOR LECHOWICZ)



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Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would move to concur in House Amendment No. 1 to Senate Bill 1-0-0-3. The original bill that we passed mandated that the Department of Public Aid's Child and Spouse Support Unit examine every child and spouse support court order, at least every four years, to determine whether there was an increase in income by the noncustodial parent that would merit a new court order. What this amendment is, it's recommended by the Department of Public Aid and assists that Department in complying with the Federal Support Act of 1988. It requires State Child Enforcement Programs to review and modify support orders every three years. I would move to concur with this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1003. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, 1 Nay, none recorded as Present, and the Senate does concur in House Amendment No. 1 to Senate Bill 1003. And this bill, having received the constitutional majority, is hereby declared passed. 1013. Senator Keats. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2, 3 and 5 to Senate Bill 1013.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. I move the Senate do concur with House Amendments 1, 2, 3 and 5. What they are - and since Amendments 1 and 2 restate the bill, I want to explain the original bill, cause I'll do it in these - amendments - Amendment

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No. 1, first of all, puts the original bill, as corrected, back into the bill. It's a whole bunch of technical corrections. Amendment 2, which is essentially the philosophy of the bill, adds corporate fiduciaries to the Banking Act. It's a very technical bill, and it defines the terms that are already used in the Banking Act. Now the reason the corporate fiduciaries are now added into the Banking Act is because in a receivership action, if they're not presently there, they could be excluded by accident. The amendment 3 returns the definition of a mergering -- of mergers back to where it was before the original bill, of which I will read it to you. At the request of one of the Members, what it does is -- we simply say "merger includes consolidation." That is, in reality, what that change is. It is really the definition saying a merger includes a consolidation. Then the 4th amendment says -- it allows for banks to have offices in the proposed World Trade Center - allows international banks to do that, because presently the World Trade Center will be outside the foreign banking zone, and they would be -- it would be illegal for them to be in it. So this allows a specific authorization. I would move that we concur in Amendments 1, 2, 3 and 5. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Demuzio.

SENATOR DEMUZIO:

I was just curious if the sponsor would be able to tell us the new definition of merger - he indicates it simply means consolidation - what we are changing with respect to the definition of a merger, and how that now differentiates from what is current practice.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Keats.

SENATOR KEATS:

As a matter of fact, my good friend, I will gladly tell it to

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you, but if you got two or three minutes I will consolidate. Right now, a "merged bank" means a merging bank which is not the continuing, resulting, or surviving bank in a consolidation or merger. So what you really have is that surviving entity. It also has "merging bank," means a party to a bank merger; "merging trust company" means a trust company party to a merger with a State bank. Those are your definitions. Now, what happened was, under the other bill, they took out the term "consolidation." So this now puts consolidation back in, which as you notice, would have been taken out in the first portion. And that is what the change is. Now, if you want me to go farther, I do have four or five more pages I could read.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Demuzio.

SENATOR DEMUZIO:

No, I just -- when I was chairman of banking, I never allowed any of Roger's bills to get out. I guess this is just all of the years put together, that he's trying to get -- you know, passed on one roll call, I guess.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I have to declare a -- there may be a conflict, since I'm a member, an advisory member, of one of the largest banks in Illinois. So I don't know (inaudible)

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendments 1, 2, 3 and 5 to Senate Bill 1013. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present.

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And The Senate does concur in House Amendments 1, 2, 3 and 5 to Senate Bill 1013. This bill, having received the constitutional majority, is hereby declared passed. 1017. Senator Mahar. Out of the record. 1029. Senator Kustra. Read the bill, Mr. Secretary.  
ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1029.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President and Members of the Senate. 1029 is the bill that requires sex offenders to submit to DNA tests. The amendment which was added in the House provides that persons who are given court supervision for sexual offenses shall also be required to submit such specimens of blood and saliva to the Department of State Police. Also, there is some clarifying language changing the definition of sexual offense. I would urge that we concur with House Amendment No. 1 to Senate Bill 1029.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1029. All those in favor signify by voting Aye. All opposed, by voting Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to 1029. This bill, having received the constitutional majority, is hereby declared passed. 1043. Senator Welch. 1072. Senator Jones. Top of Page 16 appears Senate Bill 1179. Senator Barkhausen. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1179.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Barkhausen.

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SENATOR BARKHAUSEN:

Mr. President and Members. I ask that we non-concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Barkhausen moves to non-concur in House Amendment No. 1 to Senate Bill 1179. All those in favor, say Aye. Opposed, say Nay. The motion carries, and the Secretary shall so inform the House. 1200. Senator Welch. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 5 and 6 to Senate Bill 1200.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would move to concur in House Amendments 5 and 6 to Senate Bill 1200. Basically, the bill came out of here as an encouragement to get the community mental health centers involved with the OBRA Program. By the time it got to the House, the purpose of it changed. House Amendment No. 5 deleted the original provision, because that was put on a separate bill. What House Amendment No. 5 did, was to require the Department of Mental Health to create Area Service Councils consisting of members chosen from mental health providers receiving funds from the Department, service providers and advocacy groups. Then it defines the purpose of these councils. Basically, to get the local mental health providers involved in working with the Department more closely than they have in past years. House Amendment No. 6 allows the disclosure of information to obtain third party payments for mental health or developmental disability services provided by a therapist or agency. I would move to concur in these two amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in

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House Amendments 5 and 6 to Senate Bill 1200. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendments 5 and 6 on Senate Bill 1200. This bill, having received the constitutional majority, is hereby declared passed.

END OF TAPE

TAPE 3

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senate Bill 1213. Senator Marovitz. Senate Bill 1289. Senator Jones. Senate Bill 1324. Senator Karpel. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1324.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Karpel.

SENATOR KARPIEL:

Thank you, Mr. President. I move to concur in House Amendment No. 1 to Senate Bill 1324.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1324. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present, and the Senate does concur in House Amendment No. 1 to Senate Bill 1324. This bill, having received the constitutional

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majority, is hereby declared passed. 1329. Senator Topinka.  
Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1329.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President and Ladies and Gentlemen of the Senate, I would move that we concur with House Amendment No. 1. This would provide that persons charged with crimes may elect treatment, and shall be advised that such election may be a condition of their probation. And I would ask for concurrence. And then would you get back to me, too, on a point of personal privilege?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Surely. Any discussion? Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she will.

SENATOR HAWKINSON:

Senator, are we allowing -- what persons, charged with what crimes, to elect treatment instead of punishment? The last few years we've been trying to tighten up this area rather than expand it, and I'm curious as to what drug offenders we're going to allow to escape conviction and seek treatment as an alternative?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Topinka.

SENATOR TOPINKA:

Senator Hawkinson, I cannot tell you where this particular provision comes from, because this was amended onto an administration bill on propylhexedrine, in terms of a controlled

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substance - how to sell it over the counter, and not to sell over the counter, how that would be acceptable. This was added on to the House. I have no idea where and how it comes from, and my staff person is not here to help me.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Topinka. Senator Hawkinson.

SENATOR HAWKINSON:

Will you do me the favor then, Senator, of taking it out of the record until we can get an answer to that question?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Topinka.

SENATOR TOPINKA:

Yes, I would be happy to, and if I may come back to my point of personal privilege at this time.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady asks to take the bill out of the record? The bill's out of the record.

SENATOR TOPINKA:

Yes, to please Senator Hawkinson. And we will take this administration bill out of the record, yes.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

And what's your personal -- point of personal privilege?

SENATOR TOPINKA:

Well, the point of personal privilege is today is a very special day for one of our Members here on the Republican side. And since he and I have had some interaction here on a bill involving bull shipping in the past. I thought it was very appropriate that I would lead the charge, and I suppose extending him birthday wishes with a double tether, and noting that it is Senator Harlan Rigney's thirty-ninth birthday today.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

He's much older than that, because it's the second time I've



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wished him Happy Birthday. Senator Ralph Dunn already did that. Harlan, we want to wish you nothing but the best, and in the old tradition - "STO LAT" - may you live to be 100. May we be there to wish you well. Happy Birthday. (laughter...background talk) You're probably right. Senate Bill 1354. Senator J.J. Joyce. 1449. Senator Jones. 1463. Senator Luft. Luft. Read the bill, Mr. Secretary. 1463.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2, and 3 to Senate Bill 1463.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would move that the Senate concur in House Amendments 1, 2 and 3. Senate Bill 1463 is the same bill that passed out of here by 40 votes a few weeks ago. It comes back with these recommendations from the House. The Realtor rewrite has been added on; within that rewrite we have eliminated the requirement that the appraisers obtain a brokers or salespersons license under the Real Estate Licensing Act. There's clarifying language in it. As far as the housing component, the change has been made from DCCA as the administrator, to IHDA. We provide for notes and bonds to be part of the program, and make technical improvements in the bill. I would try to answer any questions. If not, would seriously and hopefully solicit an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members, let me say at the outset that I admire the leadership that Senator Luft and Senator Jones and others have shown in sponsoring this bill and House Bill 788, with which we dealt the other night. My concern about the bill in its

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present form -- those of you who I've -- talking to know of my interest and the interest of several of us, in trying to provide more generously for the -- both the Open Space Land Acquisition and Development Program, as well as funding for acquisition through grants from the Department of Conservation acquisition of natural areas throughout the State. I would simply note the difference in form - and to my mind, the important difference in form - between this bill and House Bill 788, which we debated the other night, and which unfortunately failed the second time around by only one vote. As far as the Open Space aspect of this bill goes, it provides only for a six-year phase-in of the existing State Real Estate Transfer Tax revenues, and it provides no money - underline no money - for this program in the next fiscal year, unlike 788, which we debated the other night, which provided for all of that revenue within the next two years, and beginning with one-half of it, in this coming fiscal year. I have spoken to Senator Luft and let him know of -- of my interest, and I think the interest of a number of the rest of us, in trying to have a conference committee on this issue to see if we can't work out a better deal for our park districts and all of those who are interested in that aspect of this program. I would also note - and there may be others who will speak to this issue - that the other night, when this came up, that there was great concern about this issue being linked to housing and to the real estate licensing issue, and perhaps others will want to speak to that. But for the reasons I mentioned, I would urge the Members not to concur at this time, in spite of the effort that Senator Luft, Senator Jones and others have put into this cause.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Davidson.

SENATOR DAVIDSON:

Question of the sponsor?

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he'll yield.

SENATOR DAVIDSON:

Senator Luft, I don't have a copy of this in front of me, but back originally, when we were discussing this bill, there was two sections in it, which I understand were to be removed, and I just want to make sure they have been removed. One, is there anything in this bill that would require auctioneers to be licensed real estate agents or brokers to be able to auction off a house? And two, if the person is an investigator under this -- under the Department, and dealing with the real estate, is it still -- is there anything in this requirement about them having to have four years of college education?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

The answer to both questions is no.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. I think this is the time of Session when we all get a little sick of the fact that we have to keep opposing or supporting bills over and over again. So, I want to repeat my speech Number Six. I'm sure you all have copies of my speeches, and if you'll just pull out Number Six and read it, you'll find that this is the affordable housing issue, which has been linked to the renewal of the Real Estate License Act. I think it's bad public policy. It's no better now than it was the first time we heard it. We've defeated this several times here, and the two issues should stand separately, rather than be linked, as they are. And, for whatever intimidation or coercion may have been intended or not intended, it's just the wrong way to do it,

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and we'd be starting a bad precedent, in my opinion. I would ask you to oppose this measure on that basis.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. I, too, am very much concerned about the Open Space Lands Acquisition and Development Fund, and was very much torn the other night with Senator Barkhausen's bill, and I would also like to see this bill go into conference, to see if we couldn't work out a better arrangement for that particular program. It's very, very important to our park districts and to Illinois Association of Park Districts, and I would hope that we could send this bill back to a conference committee.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft, to close.

SENATOR LUFT:

Thank you, Mr. President. I'm a little surprised that someone's going to get up and suggest that we don't support a bill because two provisions have been linked on the same bill. What do you think today's about? What do you think tomorrow's about? What do you think June 30th's about? And I would suggest that probably everyone that got up and discussed that subject, has had a bill that's had some degree of linkage upon it. No one intimidated me to put this on here. I just accepted it, as long -- as well as Senator Jones did on his bill, in an attempt to satisfy more than one concern, on one bill. And I would suggest to you that that happens every day in this place. And do we really want to sit here and think as narrow -- the narrow-mindedness of someone like one Senator that said, because he didn't agree with provision, that the land was going to be provided was over a seven-year, or two-year. If that's were a case, there wouldn't be one vote on this bill. I wanted DCCA to be the administrator of

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it, but it wound up with IHDA. This is your Governor's provision, as far as the seven years, not mine. I don't care if there's no phase-in. This bill is a result of a lot of work on a lot of people. And the only thing that I can point to you -- and when it gets to the bottom line, when you look at that little language on a piece of paper, try to think of it as people that don't have any place to live. People that can't afford to even find any shelter. And I'm not talking about poor blacks, or poor Mexicans, or poor whites. I'm talking about people that are senior citizens in this bill that live in each one of our districts. I'm talking about veterans that can't find homes, that it's in this bill. I'm talking about rural communities that are trying to find homes. This is a bill whose time has come, and by gosh, if we can vote out here Senate Bill 169, which approved eighteen million dollars in tax breaks for the corporations of this State, which was my bill, we can certainly afford to give at least ten or thirteen million dollars to the people that can't afford a home. And I would ask that we concur in Amendments 1, 2 and 3.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendments 1, 2 and 3 on Senate Bill 1463. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 38 Ayes, 19 Nays, 2 recorded as Present, and the Senate does concur in House Amendments 1, 2 and 3 to Senate Bill 1463. This bill, having received the constitutional majority, is hereby declared passed. Now, Ladies and Gentlemen, we will be going to Supplemental Calendar No. 2 - should be on your desks. We will give the Secretary about a minute to load the program into the computer. The first item will be House Bill 656 by Senator Barkhausen. Second will be 779 by Senator Daley. This will be our order of call. Whenever you are ready, Mr. Secretary.

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(Background noise and conversation)

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. We will proceed -- this is sort of an emergency, so we will proceed to the regular Calendar on the Order of Concurrence, on Page 14. Senate Bill 6-6-7. Senator Thomas Dunn. Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. With leave of the Body, I would like to move to non-concur on Senate Bill 6-6-7.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Dunn moves to non-concur on House Amendment 1 to Senate Bill 6-6-7. All in favor say Aye. Nay. The Ayes have it. The motion carries, and the Secretary will so inform the House. The next order of business, we will proceed to Senate Supplemental Calendar 2, and the first order of business on that Page is House Bill 6-5-6. Senator Barkhausen. Senator Barkhausen.

SENATOR BARKHAUSEN:

Thank you, Mr. President. I ask that the Senate refuse to recede from Senate Amendment 1, and move that a conference committee be appointed.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Barkhausen moves to refuse to recede from Senate Amendment 1, and asks that a conference committee be appointed. All in favor say Aye. Nay. The Ayes have it, and the motion carries, and the Secretary will so inform the House. Senate -- House Bill 7-7-9. Senator Daley. Senator Daley.

SENATOR DALEY:

Thank you, Mr. President. I move that the -- we refuse --

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Daley.

SENATOR DALEY:

I'm sorry, Mr. President. I move that we refuse to recede

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from House <sic> Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Daley moves to refuse to recede from Senate Amendment 1 to House Bill 779, and he asks that a conference committee be appointed. All in favor say Aye. Opposed, Nay. The Ayes have it. And the Secretary...the motion carries, and the Secretary will so inform the House. House Bill 1131. Senator Berman. Senator Berman.

SENATOR BERMAN:

I move that we refuse to recede from Senate Amendment No. 1 and that the -- that a conference committee be appointed.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Berman has moved to refuse to recede from Senate Amendment 1, and asks that a conference committee be appointed. All in favor say Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Berman.

SENATOR BERMAN:

Could we have leave to go back to Supplemental Calendar No. 1 and House Bill 1548 for the same motion?

PRESIDING OFFICER: (SENATOR D'ARCO)

Hearing no objection, leave is granted. We are on Supplemental Calendar 1. Senator Berman, on House Bill 1548. Senator Berman.

SENATOR BERMAN:

I move that the Senate refuse to recede from Senate Amendment No. 1, and that a conference committee be appointed.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Berman has moved to refuse to recede from Senate Amendment 1, and asks that a conference committee be appointed. All in favor say Aye. Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. All right.

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Back on Supplemental Calendar 2 we have House Bill 1778. Senator Keats. 1876. Senator Watson. Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. I move to refuse to recede from House -- Senate Amendments to House Bill 1876, and ask for a conference committee.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Watson has moved to refuse to recede from Senate Amendments 1, 2, 3, 4, 5, 6, 7, 8 and 9, and asks that a conference committee be appointed. All those in favor say Aye. Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. House Bill 2076. Senator Topinka. Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President and Ladies and Gentlemen of the Senate, I would ask that the Senate refuse to recede from Senate Amendment No. 1 on House Bill 2076, and that a conference committee be called.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Topinka has moved to refuse to recede from Senate Amendment 1 on House Bill 2076, and asks that a conference committee be appointed. All in favor say Aye. Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. House Bill 2329. Senator Jones. No, wait a minute. I'm sorry. Senator Brookins. Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. I move to recede to Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right, Ladies and Gentlemen, this will be final action. Senator Brookins has moved to recede from Senate Amendment 1. All those in favor vote Aye. Opposed, Nay. The voting is open. Have



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all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 45 Ayes, 9 Nays, none voting Present, and the Senate does recede from Senate Amendment 1. The motion carries, and House Bill 2329, having received the required constitutional majority, is hereby declared passed. House Bill 2634. Senator Kustra. Kelly. Senator Kelly.  
SENATOR KELLY:

Thank you, Mr. President. Senator Kustra has been kind enough to make me the principal sponsor on this bill. What we would like to -- what I would like to do is -- the sponsor requests that we recede on Senate Amendment No. 1 and No. 2. I believe this will be final action. What it does is - this is under sexual education - is that sexual education shall not be mandated under the current law as it is mandated. This would make -- de-mandate it, but it would make it elective by the school, and if the school decides they want sexual education, then they are -- they must have abstinence taught within that course, and I renew my motion to recede from Senate Amendment No. 1 and 2.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Holmberg.

SENATOR HOLMBERG:

Yes, I rise against this motion. You're receding from the amendment that I put on this bill. I don't see how you can ask people to leave a program of family life if you don't have a family life program in the curriculum. To me, the bill doesn't make sense without the amendment, and you're asking to get rid of that amendment.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Marovitz.

SENATOR MAROVITZ:

Well, I agree with the previous speaker. With all the stuff going on today - disease and lack of knowledge. We all talk about

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education as being the greatest tool that we have, and this seems to me to be a huge step backwards from that policy of education. I think we want our kids to know everything they possibly can within the school system - the truth, as opposed to the myths. The dangers as they become adolescents and as they get older. This is a huge step backwards into the "dark ages," and I don't know why we would want to take that step.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. I have a question of the sponsor.

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he will yield.

SENATOR DONAHUE:

I support the original bill, and especially Amendment No. 2, which allows parents the option. And am I correct in the analysis that says, that this -- by doing this action we will be removing the right of the parents, if they find anything objectionable, to remove their children from that class?

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Kelly.

SENATOR KELLY:

Well, I am also in favor of that concept, but at this time we can address that during the coming Session. At this time, I think this bill is in a better posture to have it go through as is, and I would like to also include Amendment No. 2 with Amendment No. 1, but if you would like a division on it, that would be okay with me.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Donahue.

SENATOR DONAHUE:

Well, Senator, are you removing the mandate then? I mean, is

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it a nonentity by allowing their parents to be removed -- allowing the parents to remove them from something that isn't being mandated, I guess is what I am saying -- asking.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Kelly.

SENATOR KELLY:

Well, we are de-mandating the sexual education program, but what Amendment No. 2 does - it permits parents to withdraw their children from participating in family life instruction, as well as in AIDS instruction. So, it's permissive, and I guess the Senator's made a good point. Why don't we accept the one and recede from the other? Well, the thing is I don't want a conference...I don't want it to go into a conference committee at this time. If you want to, then you can persist, but I think we ought to leave alone the conference at this time.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Fawell.

SENATOR FAWELL:

Well, you are not going to recede then from the amendment that says that the parents -- you know, maybe -- you keep talking that this is sex education, Senator Kelly. This isn't sex education, this is family life education. I told you in my county, in my schools, this isn't sex education, this is family life living. Now you're saying that the parents no longer have the right to -- to -- to say whether they have to belong to that, or are you -- is that what you are saying you're not going to do anymore?

PRESIDING OFFICER: (SENATOR D'ARCO)

I -- I think Senator Kelly is going to make a suggestion that is going to clarify the situation.

SENATOR KELLY:

Thank you, Mr. President. I would request that we do recede. I would like to have this go to a conference committee. So do not

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recede from the Senate amendments, and let's let it go to a conference committee.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Kelly has moved to refuse to recede from Senate Amendments 1 and 2, and asks that a conference committee be appointed. All those in favor say Aye. All those opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Maitland. (background conversation) Senator Dunn, for what purpose do you arise?

SENATOR T. DUNN:

I would ask that we return to the 1st Supplemental, to 2351. And I would like to make a motion to not to recede.

PRESIDING OFFICER: (SENATOR D'ARCO)

This is the 1st Supplemental, 2351? All right. Hearing no objection, leave is granted. We're on the 1st Supplemental, bottom of Page 3. House Bill 2351. Senator Dunn -- I don't see any amendments on this bill. Oh, I'm sorry. Senator Dunn moves to refuse to recede from Senate Amendment 1, and asks that a conference committee be appointed. Those in favor say Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House.

PRESIDENT ROCK:

Message from the Governor, Madam Secretary.

SECRETARY HAWKER:

A Message from the Governor by Zack Stamp, Director of Legislative Affairs.

Mr. President - The Governor directs me to lay before the Senate the following Message. State of Illinois, Executive Department.

To the Honorable Members of the Senate, 86th General Assembly. I have nominated and appointed the following named persons to the offices enumerated below, and respectfully ask

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concurrence in and confirmation of these appointments of your Honorable Body.

PRESIDENT ROCK:

Committee on Executive Appointments. Senator Joyce, for what purpose do you arise?

SENATOR J.J. JOYCE:

Thank you, Mr. President. On Supplemental Calendar No. 1, House Bill 365. I would like to move to refuse to recede, and that a conference committee be appointed.

PRESIDENT ROCK:

All right. With leave of the Body, I direct your attention to Supplemental Calendar No. 1, on the Order of Secretary's Desk, Non-concurrence, is House Bill 365. Madam Secretary.

SECRETARY HAWKER:

Amendment No. 3 to House Bill 365.

PRESIDENT ROCK:

Senator Joyce moves the Senate refuse to recede from the adoption of Senate Amendment No. 3 to House Bill 365, and asks that a conference committee be appointed. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Any other Member have any other motion he wishes to place at this time? Otherwise, we have virtually wound up our business for today. There are a number of meetings, I know, scheduled for four o'clock, on different subject matters in different offices. Senator Collins.

SENATOR COLLINS:

Yes, I would like to have leave to go back to -- on Secretary's Desk, on the Concurrence, to Senate Bill 129, please.

PRESIDENT ROCK:

All right. That's on Page 8 on the Regular Calendar. Page 8 on the Regular Calendar. On the Order of Secretary's Desk,

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Concurrence, the middle of Page 8 on the Regular Calendar. With leave of the Body. Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 3 to Senate Bill 129.

PRESIDENT ROCK:

Senator Collins.

SENATOR COLLINS:

Yes, thank you. I move to concur with the amendment. It basically clarifies the section dealing with marital property, and I would just move to concur with Amendment No. 1 and 3.

PRESIDENT ROCK:

All right. Senator Collins has moved to concur in House Amendments 1 and 3 to Senate Bill 129. Discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 3 to Senate Bill 129. Those in favor 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 52 Ayes, 1 Nay, 1 voting Present. The Senate does concur on House Amendments 1 and 3 to Senate Bill 129, and the bill, having received the required constitutional majority, is declared passed. Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would move to waive the posting requirements for Senate Resolution 460, so that it could be heard tomorrow in the Senate Executive Committee.

PRESIDENT ROCK:

All right. The Gentleman seeks leave to waive the posting notice for Senate Resolution 460, so that it can be heard tomorrow morning in Senate Executive. Without objection, leave is granted. Senator Kelly.

SENATOR KELLY:

Well, two matters, Mr. President. One was a resolution,

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"Respect Life Week." I don't have a number on it, but I...it's...there's a committee meeting tomorrow, and I would like to get leave to have this ...

PRESIDENT ROCK:

All right. Why don't we just generally give leave for all resolutions to be heard in Executive tomorrow if anybody has them. I don't think there is any objection to that. We'll try them all tomorrow morning. Leave is granted. Yes, Sir, Senator Kelly.

SENATOR KELLY:

The second request, that tomorrow morning the Committee of Executive Appointments, Veterans Affairs and Administration meet at 9:00 a.m. in Room 212. There's only two more, and I would very much appreciate the Membership being there tomorrow morning.

PRESIDENT ROCK:

All right, the Gentleman seeks leave to post the Governor's latest Message and have a Committee on Executive Appointments tomorrow morning at 9:00 a.m. 9:00 a.m. in 212. Executive meets at 10:00 a.m. in 212. Without objection, leave is granted. Resolutions.

SECRETARY HAWKER:

Senate Resolution 488 offered by Senator Schuneman.

Senate Resolution 491 offered by Senator Newhouse.

Senate Resolution 492 offered by Senator Rea.

Those are all congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Resolution 493 offered by Senator Netsch.

That's a death resolution.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

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Senate Resolution 494 offered by Senators Kelly, Hudson, Daley, J.E. Joyce, Welch, Raica and Dudycz.

It is substantive.

PRESIDENT ROCK:

Executive. With leave of the Body, we will hear that one tomorrow.

SECRETARY HAWKER:

Senate Joint Resolution 86 offered by Senator Madigan. It is congratulatory.

PRESIDENT ROCK:

Consent Calendar. 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 refused to concur with the Senate in the adoption of their amendments to a bill of the following title, to wit:

House Bill 227 with Senate Amendments 1, 2, 3, and 4.

I have a like Message on House Bills 1865 with Senate Amendment No. 1, and

House Bill 2059 with Senate Amendment 1.

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 refused to recede from their Amendment No. 1 to a bill of the following title, to wit:

Senate Bill 16.

I have like messages on House Amendment No. 2 to Senate Bill 85.

House Amendment No. 2 to House Bill, pardon me, to Senate Bill 86.

House Amendment No. 1 to Senate Bill 95.



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House Amendment No. 1 to Senate Bill 112.  
House Amendments 1 through 6 to Senate Bill 169.  
House Amendments 1 and 7 to Senate Bill 185.  
House Amendment No. 1 to Senate Bill 370.  
House Amendment No. 1 to Senate Bill 374.  
House Amendments 1 and 2 to Senate Bill 384.  
House Amendment No. 1 to Senate Bill 487.  
House Amendment No. 1 to Senate Bill 692.  
House Amendment No. 1 to Senate Bill 1046.  
House Amendment No. 1 to Senate Bill 1070.  
House Amendment No. 1 to Senate Bill 1079.  
House Amendment No. 1 to Senate Bill 1155.  
House Amendment No. 1 to Senate Bill 1271.  
House Amendment No. 1 to Senate Bill 1375, and  
House Amendment No. 2 to Senate Bill 1426.

The action was taken by the House on June 26th. Filed by John F. O'Brien, Clerk of the House.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there leave to go to the Order of Congratulatory Resolution? Leave is granted. House Joint Resolution 67, Madam Secretary.

SECRETARY HAWKER:

House Joint Resolution 67 offered by President Rock and Senator Philip.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, I am requesting that we suspend the rules for the immediate consideration and adoption of House Joint Resolution 67. It is a congratulatory resolution in favor of Director Tristano, who will be leaving State employment very quickly, and I understand they

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wish to present it to him either tonight or tomorrow night at some point. So I would move to suspend the rules for its immediate consideration and adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Rock has moved to suspend the rules for the immediate consideration and adoption of House Joint Resolution 67. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The rules are suspended. Senator Rock now moves the adoption of House Joint Resolution 67. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. House Joint Resolution 67 is adopted. Senator Weaver, for what purpose do you arise?

SENATOR WEAVER:

I would just suggest that we add all Members as co-sponsors.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there leave to add all Members as co-sponsors? Leave is granted. So ordered. Further business to come before the Senate? Senator Rock moves that the Senate stands adjourned till tomorrow at the hour of noon. The Senate stands adjourned until tomorrow at the hour of noon.

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