

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

111th Legislative Day

June 28, 1990

PRESIDENT ROCK:

The hour of ten having arrived, the Senate will please come to order. Will the Members be at their desks, and will our guests in the gallery please rise. Prayer this morning by the Reverend William E. Pruett, Sherman United Methodist Church, Sherman, Illinois. Reverend.

THE REVEREND WILLIAM E. PRUETT:

(Prayer given by the Reverend William E. Pruett)

PRESIDENT ROCK:

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

SENATOR KELLY:

Thank you, Mr. President. I move that the reading and approval of the Journals of Tuesday, June 19th; Wednesday, June 20th; Thursday, June 21st; Friday, June 22nd; Monday, June 25th; Tuesday, June 26th; and Wednesday, June 27th, in the year 1990, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

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

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 concurred with the Senate in the passage of a bill of the following title, to wit:

Senate Bill 1496 with House Amendment 1.

Passed the House, as amended, June -- 27, 1990.

PRESIDENT ROCK:

Secretary's Desk, Concurrence.

SECRETARY HAWKER:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendments to a bill of the following title, to wit:

House Bill 3994 with Senate Amendment No. 2.

I am further directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their following -- the following amendments:

Senate Amendment No. 1.

Action taken by the House, June 27, 1990.

PRESIDENT ROCK:

Secretary's Desk, Non-concurrence. 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 recede from their Amendment No. -- Amendments No. 1 and 2 to a bill of the following title, to wit:

Senate Bill 1491.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference.

Action taken by the House, June 26, 1990.

I have like Messages on:

Senate Bill 1504 with House Amendment 1.

Senate Bill 1532 with House Amendment 1.

Senate Bill 1638 with House Amendments 1 and 2.

Senate Bill 1649 with House Amendment 1.

Senate Bill 1884 with House Amendments 1, 2 and 3.

Senate Bill 1960 with House Amendment 1.

Senate Bill 1974 with House Amendment 1.

Senate Bill 2222 with House Amendments 1, 2, 4 and

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Senate Bill 2239 with House Amendments 1, 3, 4 and

5.

Senate Bill 2253 with House Amendments 5, 7, 10 and

11.

And Senate Bill 2309 with House Amendments 5, 6, 7
and 8.

PRESIDENT ROCK:

All right. Senator Demuzio will accede to the -- moves that we accede to the request of the House with respect to those House Messages. Without objection, so ordered. Senator Kelly, for what purpose do you arise, sir?

SENATOR KELLY:

Mr. President, I'd like to get leave to be removed as a hyphenated sponsor from Senate Bill 2239.

PRESIDENT ROCK:

All right. The Gentleman seeks leave to be removed as the hyphenated sponsor on 2239. Without objection, leave is granted. Resolutions.

SECRETARY HAWKER:

Senate Resolution 1299 offered by Senator Daley.

Senate Resolution 1300 offered by Senator DeAngelis.

And Senate Resolution 1301 offered by Senators Woodyard, Madigan, Watson, Kustra and Jacobs and Maitland.

They're both congratulatory.

And Senate Resolution 1302 offered by Senator Topinka.

It is a death resolution.

PRESIDENT ROCK:

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

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, there

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will be a Republican Caucus immediately after recessing of this morning's Session.

PRESIDENT ROCK:

All right. And for the benefit of those who are within earshot, attending a conference committee meeting, or in their offices, if you'll look on the Calendar on Pages 10 and 11, you will see that we have a very minimal amount of work sitting before us, as well as Supplemental No. 1, and so it is the intent of the Chair to go to those Orders that Members wish to, on both Calendars at this point in time, and then we will Recess until the hour of three o'clock. In the meantime, both late last night and early this morning, the Appropriations people have been meeting, and I am told that there will be a meeting of the Joint Appropriations Committee I and II at two o'clock in Room 212. That meeting pursuant to the agreement that we made last year, that whatever conference committee reports are submitted on appropriations will first be presented to the Appropriations Committee for their perusal. And so that meeting will take place at two o'clock in Room 212. And we will reconvene on the Floor at three o'clock. And I would encourage the Membership, that those of you who have conference committee reports or in the process of preparing them, best to get 'em filed early. We are making every legitimate effort to conclude our business at a reasonable time tomorrow. And so the reports, as you well know, have to be filed, reproduced and placed on the Desk. All right. We'll begin -- begin on Page 10 on the Calendar on the Order of Secretary's Desk, Non-concurrence. House Bill -- Senator Philip, for what purpose do you arise, sir?

SENATOR PHILIP:

Yes, Mr. President, I'd ask leave to be removed as a co-sponsor of Senate Bill 2-2-3-9.

PRESIDENT ROCK:

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All right. The Gentleman seeks leave to be removed as a co-sponsor of Senate Bill 2239. Without objection, leave is granted. On the Order of Secretary's Desk, Non-concurrence, is House Bill 3682, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 3682.

PRESIDENT ROCK:

Senator Joyce.

SENATOR J.J. JOYCE:

Thank you, Mr. President. I would move that we non-concur, and that a conference committee be --

PRESIDENT ROCK:

All right. The Gentleman has moved to -- that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 3682, and that a conference committee be appointed. All in favor, indicate by saying Aye. All opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Top of Page 11. House Bill 3875, Madam Secretary.

SECRETARY HAWKER:

Senate Amendments 1 and 2 to House Bill 3875.

PRESIDENT ROCK:

Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. I wish to non-concur, and to ask that a conference committee be -- be appointed.

PRESIDENT ROCK:

All right. Senator Holmberg has moved that the Senate refuse to recede from the adoption of Senate Amendments 1 and 2 to House Bill 3875, 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. Top of Page 11. On the Order of Secretary's Desk,

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Non-concurrence, is House Bill 3959, Madam Secretary.

SECRETARY HAWKER:

Senate Amendments 1, 2 and 3 to House Bill 3959.

PRESIDENT ROCK:

With leave of the Body, we'll have Senator Etheredge handle that for Senator Maitland. Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. -- Mr. President, Ladies and Gentlemen of the Senate. I move that the Senate refuse to recede from Amendments 1, 2 and 3, and ask that a conference committee be appointed.

PRESIDENT ROCK:

All right. The Gentleman has moved that the Senate refuse to recede from the adoption of Senate Amendments 1, 2 and 3 to House Bill 3959, 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. Any other Member have anything on the main Calendar on Page 10 that he wishes to pursue - he or she wishes to pursue? Supplemental Calendar No. 1. That's Senators Lechowicz, Marovitz and Marovitz. All right. Any other business to come before the Senate at this time? Senator Geo-Karis, you want to make that announcement again?

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, there will be a Republican Caucus immediately after this morning's Session at Senator Pate Philip's office. Please come and be there.

PRESIDENT ROCK:

All right. Republican Caucus immediately in Senator Philip's office. Again, the Senate will stand in Recess until the hour of three o'clock. The Appropriations Committee will please gather in Room 212 at the hour of two o'clock for a meeting of the entire committee, with respect to proposed conference committee reports.

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Senate stands in Recess until three o'clock this afternoon.

(RECESS)

(SENATE RECONVENES)

PRESIDENT ROCK:

Senate will come to order. We will begin on the regular Calendar on Page 10, and then we will move to Supplemental Calendar No. 1, and then the Supplemental Calendar No. 2, and then to Supplemental Calendar No. 3. And at the conclusion of those three Calendars, we will adjourn until tomorrow morning. 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 1550 with Senate Amendment 1.

Non-concurred in by the House, June 25, 1990.

I have a like Message on:

House Bills 1055 with Senate Amendment 2.

And House Bill 2872 with Senate Amendments 1 through 5.

PRESIDENT ROCK:

Secretary's Desk, Non-concurrence.

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 recede from their

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Amendments Nos. 1, 2, 3, 4, 5, 6 and 7 to a bill of the following title, to wit:

Senate Bill 1523.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference.

Action taken by the House, June 27, 1990.

I have like Messages on:

1591 with House Amendment 1.

And -- and Senate Bill 2231 with House Amendment 1.

PRESIDENT ROCK:

All right. Senator Demuzio will move, with leave of the Body, that he -- we -- the Senate accede to the request of the House that a conference committee be appointed. Without objection, leave is granted. Resolutions.

SECRETARY HAWKER:

Senate Resolution 1303 offered by Senator Marovitz.

Senate Resolution 1304 offered by Senator Daley.

Senate Resolution 1305 offered by Senator Demuzio.

Senate Resolution 1306 offered by Senator -- President Rock and all Members.

Senate Resolution 1307 offered by Senator Keats and all Members.

And Senate Resolution 1308 offered by President Rock, Senator Philip and all Members.

They're all death and congratulatory.

Senate Joint Resolution 207 offered by Senator Daley.

Senate Joint Resolution 208 offered by Senators Geo-Karis and all Members.

They're both congratulatory.

PRESIDENT ROCK:

All right. Those -- those resolutions just read will go to the Consent Calendar. Senator Daley, for what purpose do you

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arise?

SENATOR DALEY:

Mr. President and Members of the Senate, I move to suspend the rules, and ask for immediate consideration and adoption of Senate Joint Resolution 207. It is a congratulatory resolution.

PRESIDENT ROCK:

All right. The Gentleman has sought leave to suspend the rules for the immediate consideration and adoption of Senate Joint Resolution 207, a congratulatory resolution which has to be presented rather quickly. Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I wonder if I can ask for the same privilege on the resolution honoring the arrival of the Patriarch of the Greek Orthodox faith of the world.

PRESIDENT ROCK:

The number of which is what?

SENATOR GEO-KARIS:

It just -- it's a joint resolution. What was the number?

PRESIDENT ROCK:

Well, that's 208. I don't -- how about if we deal with 207 first, and then --

SENATOR GEO-KARIS:

Okay. Fine.

PRESIDENT ROCK:

I'll have the opportunity to say No.

SENATOR GEO-KARIS:

Thank you.

PRESIDENT ROCK:

Thank you very much. All right. Senator Daley has moved to suspend the rules for the immediate consideration and adoption of Senate Joint Resolution 207, a congratulatory resolution. All in favor of the Motion to Suspend, indicate by saying Aye. All

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opposed. The Ayes have it. The rules are suspended. Senator Daley now moves the adoption of Senate Joint Resolution 207. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries. The resolution is adopted. Madam Secretary, on the same Order, Senate Joint Resolution 208. Senator Geo-Karis has sought leave of this Body to suspend the rules for the immediate consideration and adoption of Senate Joint Resolution 208. All in favor of the Motion to Suspend, indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Geo-Karis now moves the adoption of Senate Joint Resolution 208. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. Further resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 1309 offered by Senator Schaffer.

It is substantive.

And Senate --

PRESIDENT ROCK:

Executive.

SECRETARY HAWKER:

And Senate Joint Resolution 209 offered by Senator Netsch.

Which is also substantive.

PRESIDENT ROCK:

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. That is the resolution which sets forth the form of the ballot and the arguments on the Delinquency Tax Sale Amendment. I'm having it copied now so that all Members will have a chance to see it, and then I would want to move to that Order at some point so that we...

PRESIDENT ROCK:

All right. With leave of the Body, we'll ask that that

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resolution be placed on the Order of Secretary's Desk, Resolutions, so that we can deal with it tomorrow, so that it can be promptly delivered to the House. Leave is granted. It's so ordered. Message from the Governor.

SECRETARY HAWKER:

A Message from the Governor by Stephen F. Selcke, Director of Legislative Affairs.

Mr. President - The Governor directs me to lay before the Senate the following Message:

To the Honorable Members of the Senate, Eighty-sixth General Assembly: I have nominated and appointed the following named persons to the offices enumerated below, and respectfully ask concurrence in and confirmation of these appointments of your Honorable Body.

PRESIDENT ROCK:

Committee on Executive Appointments. All right. Ladies and Gentlemen, now in order to expedite the proceedings, I would remind everyone that it is Thursday, June 28th, and it's 7:10 in the evening. Senator Philip and I have been making a valiant effort to beat the odds and get us out of here tomorrow, and we can still do it if everybody's on board. We're going to try. Trust me, we're going to try. All right. Page 10. I don't know what the guys on the other side of the Rotunda are going to do, but we're going to leave tomorrow. Page 10. Senate Bill 100. Senator Zito. 1635. Senator Etheredge. 1676. Senator Berman. 1818. Senator Etheredge. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1818.

PRESIDENT ROCK:

Senator Etheredge.

SENATOR ETHEREDGE:

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

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

PRESIDENT ROCK:

All right. The Gentleman has moved concurrence in House Amendment No. 1 to Senate Bill 1818. Discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1818. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1818, and the bill, having received the required constitutional majority, is declared passed. Senator Netsch, for what purpose do you seek recognition?

SENATOR NETSCH:

Thank you, Mr. President. If I might again just ask the Members please to give us some identification of what we are voting on, that would be very helpful, Senator Etheredge.

PRESIDENT ROCK:

This -- this -- this one happens to be printed in the Calendar. 1843. Senator Demuzio. 2067. Senator Luft. 2150. Senator Philip. Supplemental Calendar No. 1. It's the long piece of paper. Supplemental No. 1. 1496. Senator Lechowicz. 3994. Senator Marovitz. 2267. Senator Marovitz. Supplemental Calendar No. 2. Secretary's Desk, Non-concurrence. Senator Macdonald, on 1055. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendment No. 2 to House Bill 1055.

PRESIDENT ROCK:

Senator Macdonald.

SENATOR MACDONALD:

Yes, Mr. President, I move that we do recede from Senate

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Amendment No. 2. 1055 was -- amended the Adoption Act. And this was a -- a provision that the Department of Health asked for, for indemnity for them. And since we do not have that for any other department, the House felt that it was not appropriate to put that in this bill. The Department of Public Health has agreed not to have it in the bill, and I ask that you pass this bill without that amendment.

PRESIDENT ROCK:

All right. The Lady has moved to recede from Senate Amendment No. 2 to House Bill 1055. This will be final action. If I can have the attention of the Body, Molly Hall from WCIA-Channel 3, WAND-TV Doug Wolfe, and Mike Tappan from Chicago Magazine, have asked permission to take some photographs. Without objection, leave is granted. Discussion on the Motion to Recede? If not, the question is, shall the Senate recede from Senate Amendment No. 2 to House Bill 1055. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. The Senate recedes from Senate Amendment No. 2 to House Bill 1055, and the bill, having received the required constitutional majority, is declared passed. On the Order of Secretary's Desk, Non-concurrence, is House Bill 1550, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 1550.

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

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

PRESIDENT ROCK:

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 1550, 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. 2872. Senator Netsch. Madam Secretary, please.

SECRETARY HAWKER:

Senate Amendments 1, 2, 3, 4 and 5 to House Bill 2872.

PRESIDENT ROCK:

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. I move that the Senate refuse to recede from Amendments Nos. 1, 2, 3, 4 and 5 on House Bill 2872, and request a conference committee.

PRESIDENT ROCK:

All right. Senator Netsch has moved that the Senate refuse to recede from the adoption of Senate Amendments 1, 2, 3, 4 and 5 to House Bill 2872, 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. Ladies and Gentlemen, we're in the middle of Senate Supplemental Calendar No. 2. We're going to move through the Order of Conference Committee Reports. There are twelve conference committee reports that have been filed with the Secretary, and I understand have been distributed. We will move through that Order, and then we're going to quit for this evening. So I'd ask the Members to be ready if, indeed, they wish to proceed. It's Senators Mahar, Senator Daley, Senator Jones, Senator Mahar, Senator Etheredge, Senator Watson, Senator Carroll, Senator Collins, Senator Schaffer, Senator Etheredge, Senator Maitland, Senator Fawell. Senator Mahar, I know you're ready. I'm just waiting for everybody to get their papers together. All right. Ladies and Gentlemen, my -- my judgment is we have an --

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half an hour or so of work, if we can all just pay attention. I'd ask the staff to take the meetings off the Floor. The conference committees will continue to meet this evening and well into the morning, I'm sure. We are on the Order of -- Senate Calendar Supplemental No. 2, on the Order of Conference Committee Reports. Madam Secretary, there's a report with respect to House Bill 951.

SECRETARY HAWKER:

First Conference Committee Report on House Bill 951.

PRESIDENT ROCK:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. House Bill 951 creates the Governor's Planning Council on Developmental Disabilities. And this bill extends the effective date to April 1st, 1991, and I would move its adoption.

PRESIDENT ROCK:

Senator Mahar has moved the adoption of the First Conference Committee Report on House Bill 951. Discussion? If not, the question is, shall the Senate adopt the Conference Committee Report on House Bill 951. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. The Senate does adopt the Conference Committee Report on House Bill 951, and the bill, having received the required constitutional majority, is declared passed. 3826. Senator Daley. Madam Secretary, please.

SECRETARY HAWKER:

First Conference Committee Report on House Bill 3826.

PRESIDENT ROCK:

Senator Daley.

SENATOR DALEY:

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Thank you, Mr. President and Members of the Senate. I move the adoption of the First Conference Committee Report on House Bill 3826. What the bill does - the Senate receded from Senate Amendment No. 2, which permitted the use of absentee ballots for the Statewide - it retains the original bill for female State Central Committee members. And what it does, it provides the mechanism for -- for the Democrats to elect their delegates to the next Democratic Convention. I'd be happy to answer any questions.

PRESIDENT ROCK:

Discussion? Senator Dudycz.

SENATOR DUDY CZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in opposition to Conference Committee Report No. 1. You know -- you may notice that there were no Republican signatures on the back of it. Not because of what it does contain, but because of what was taken out of it. As Senator Daley did mention, the report recedes from Amendment No. 2, which simply provided that all election jurisdictions must accept absentee ballot applications provided by the State Board of Elections. Now this amendment has now passed the Body three times - the Senate three times this year - and each time without a single negative vote. Yet the -- the Body on the other side -- the House majority refuses to discuss the obvious wishes of the Senate, and in their arrogance, they just simply drafted a report containing only the language that Mr. LaPaille, the Chairman of the Democratic Party, wants and needs, and excludes anything that came out of this Body. We talk a lot about opening up the Democratic process and making it easier for people to vote. I do just -- I would just ask that, at least on this side, everybody vote either a red or Present.

PRESIDENT ROCK:

The Gentleman has moved the adoption of the Conference Committee Report. Further discussion? Senator Keats.

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SENATOR KEATS:

Thank you, Mr. President. I don't want to sound like a Senator complaining, but you know I'm on this Conference Committee, and I thought it'd be nice if maybe the House would at least let me know what we were going to put in this bill, and what they wanted to do. At some point, and - and I don't want to sound petty - but at some point in the Senate, we ought to at least ask for permission to see House Conference Committee Reports before they decide what the State ought to do. I would ask some of our Democrats, if you really think that you have any role in the Legislative process, you might just want to vote Present, just as a friendly reminder that there are a couple of you over there who do have names and do have some right to at least be -- at least hear what's going to be done, and at least ask Members to sign conference committee reports -- show it to 'em. And remember, this Senate Chamber has passed unanimously a provision three times. You guys, us guys - we all vote for it. They won't even give the Senate the courtesy of reviewing Senate-passed legislation. Maybe you think that's okay, but I would like to think that a few Senators on both sides of the aisle would say that we ought to at least have legislation we passed unanimously, numerous times, at least considered. I would appreciate probably a Present vote, 'cause I'm not opposed to some of this stuff, frankly, but I really would vote Present.

PRESIDENT ROCK:

Further discussion? Senator Demuzio.

SENATOR DEMUZIO:

Thank -- thank you, Mr. President and Ladies and Gentleman of the Senate. Over the course of the period of time that I have served here, some sixteen years, we have always afforded each other - each political party - the opportunity to decide for ourselves, with respect to our rules on how our party works and

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how our delegates are elected to our national convention. This is not something that's new before us here today. I don't quarrel with the fact that you don't want to participate in -- in how we select our delegates. That's -- that's your business. But I would certainly ask all of the Democrats on this side, as a matter of party principle, simply to support the adoption of this conference committee report and Senator Daley's motion.

PRESIDENT ROCK:

Further discussion? Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. And -- and I'm sorry I didn't get over to Senator Daley a little early. And -- and the problem is this, quite frankly -- and I have no objection to what you want to do; you ought to be able to do what you want to do in regard to your party delegates. The problem is - we have a little disagreement, I guess - I hope not - that we think the request for absentee ballots ought to be uniform throughout the State of Illinois. Makes it a lot easier for everybody. We have a bill like that coming over. I would ask Senator Daley to hold his bill or get it back to conference committee where we can put that amendment on, and we have no problem whatsoever.

PRESIDENT ROCK:

Further discussion? Further discussion? Senator Keats.

SENATOR KEATS:

I apologize to rise a second time, but I have to correct something. I would appreciate it if Senator Demuzio would not attempt to rally this as some partisan issue. This is not a partisan issue. We, as Republicans, unanimously agree you can pick your delegates any way you want to. The issue is not how you pick your delegates. We agree - do what you want. That is not the issue. Please do not try to make this some kind of partisan

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thing. It is an issue whether or not we should even consider Senate-passed legislation.

PRESIDENT ROCK:

Further discussion? Senator Daley, to close.

SENATOR DALEY:

Yes, Mr. President, I -- just for the record, the -- this did pass the House earlier by 116 votes to nothing. I just move for the adoption of the First Conference Committee Report on House Bill 3826.

PRESIDENT ROCK:

Question is, shall the Senate adopt the Conference Committee Report on House Bill 3826. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 30 Ayes, 11 Nays, 17 voting Present. The Senate does adopt the Conference Committee Report on House Bill 3826, and the bill, having received the required constitutional majority, is declared passed. Senator Dudycz, for what purpose do you arise?

SENATOR DUDYCZ:

For a -- for a verification of the affirmative vote.

PRESIDENT ROCK:

That request is in order. Gentleman has requested a verification. Will the Members please be in their seats. Members please be in their seats. Madam Secretary, read the affirmative roll.

SECRETARY HAWKER:

The following Members voted in the affirmative: Alexander, Berman, Brookins, Carroll, Collins, Daley, D'Arco, del Valle, Demuzio, Thomas Dunn, Hall, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Luft, Marovitz, Netsch, Newhouse, O'Daniel, Rea, Savickas, Severns, Smith, Welch, Zito and Mr.

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President.

PRESIDENT ROCK:

Senator Keats, you question the presence of any Member?

SENATOR KEATS:

Savickas.

PRESIDENT ROCK:

Gentleman's in the back of the Chamber, coming out of his office.

SENATOR KEATS:

Excuse me. I saw Senator D'Arco. Senator Holmberg.

PRESIDENT ROCK:

Senator Holmberg is in the center aisle visiting with Senator Macdonald.

SENATOR KEATS:

Senator Jacobs.

PRESIDENT ROCK:

Senator Jacobs just left my chair here.

SENATOR KEATS:

Okay. Senator Joyce. Kankakee Joyce.

PRESIDENT ROCK:

Senator Jerome Joyce.

SENATOR KEATS:

Senator Severns. I see him there. She's so short, I couldn't make her out in that crowd. And Senator Welch.

PRESIDENT ROCK:

I would ask the doorkeepers to please lock the doors. It's the first time we've all been here in a long time. Just keep everybody in here. All right?

SENATOR KEATS:

Senator Welch, we said.

PRESIDENT ROCK:

That's why I asked to lock the door. Lock that door, will

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you, please? All right. The roll has been verified. On that question, there are 30 Ayes, 11 Nays, 17 Present. The Senate does adopt the Conference Committee Report on House Bill 3826, and the bill, having received the required constitutional majority, is declared passed. 1949. Senator Jones. Madam Secretary, please.
SECRETARY HAWKER:

First Conference Committee Report on Senate Bill 1949.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President and Members of the Senate. First Conference Committee Report on Senate Bill 1949 -- the House recedes from Amendment No. 1, and those provisions which amend the Act in relationship to public graveyards was deleted in its entirety in this Conference Committee Report. This provision was deleted at the request of Senator Donahue and Representative Parcels, as well as the township officials. So it goes back to its original bill, which -- which deals with the trust fund, and it sets a minimum amount there is to be in that trust fund. It really increases it so that the care can be given to those cemeteries, and I move the adoption of the First Conference Committee Report on Senate Bill 1949.

PRESIDENT ROCK:

All right. The Gentleman has moved the adoption of the First Conference Committee Report on Senate Bill 1949. Discussion? Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. We're in total agreement at this, and we would concur.

PRESIDENT ROCK:

The question is, shall the Senate adopt the Conference Committee Report on Senate Bill 1949. Those in favor will vote

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Aye. Opposed, vote Nay. The voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. The Senate does adopt the Conference Committee Report on Senate Bill 1949, and the bill, having received the required constitutional majority, is declared passed. Senator Mahar. 2-0-7-5, Madam Secretary, please.

SECRETARY HAWKER:

First Conference Committee Report on Senate Bill 2075.

PRESIDENT ROCK:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. This is the final bill in the package of bills dealing with the revision of the Mental Health Code of the State of Illinois. And the Conference Committee Report does the following: prohibits the discrimination in the provision of mental health or developmental disability services based on age, race, sex, religion or criminal record; provides that residents of mental health and developmental disabilities facilities have the right to be free from abuse and neglect; provides for persons diagnosed as both mentally ill and developmentally disabled to receive appropriate treatment in facilities capable of providing for their needs; provides -- strengthens the monitoring provisions for abuse and neglect. This Conference Committee has passed the House unanimously, and I know of no opposition. I would urge its adoption.

PRESIDENT ROCK:

All right. The Gentleman has moved the adoption of the Conference Committee Report on Senate Bill 2-0-7-5. Discussion? If not, the question is, shall the Senate adopt the Conference Committee Report on Senate Bill 2-0-7-5. Those in favor will vote Aye. Opposed, vote Nay. And the voting's open. Have all voted

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who wish? Have all voted who wish? Have all voted who wish?
Take the record. On that question, there are 58 Ayes, no Nays,
none voting Present. The Senate does adopt the Conference
Committee Report on Senate Bill 2075, and the bill, having
received the required constitutional majority, is declared passed.
PRESIDING OFFICER: (SENATOR DEMUZIO)

Supplemental Calendar No. 3. House Bill 3458. Senator
Etheredge. 3458, Madam Secretary.

SECRETARY HAWKER:

First Conference Committee Report on Senate Bill -- pardon me
-- on House Bill 1458.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3458. Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.
This is the appropriation for the new projects in the Capital
Development Board. It is in the amount of two hundred and five
million nine hundred and forty thousand. And I would move for its
adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not -- Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.
Just following up on Senator Etheredge, Senator Maitland, Senator
Hall and myself, as everyone knows, the Senate had adopted a plan
for a balanced budget without revenue enhancers or taxes - or
"Read my lips" - or anything else. These conference committee
reports, as we will now go through, are the final implementation
of that balanced budget plan, and will keep us within the
guidelines and parameters set by this Senate, now concurred with
by the House, and by action of these conference committees,
finally will go on all legislation to the Governor's Desk. Again,

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we recognize that Members had wishes different for their own districts. There was, however, no new money available to so accommodate. These would keep within the guidelines set. We, the General Assembly, have allocated the funds as established by the Governor in -- in all areas, including higher education funding and capital. And I would urge support of Conference Committee Report No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I think I would be remiss, as would Senator Philip, if we don't congratulate the Chairman and the Minority Spokesman on the Committee on Appropriations I and II for an exemplary job under some very difficult circumstances. There is no one of us who was elected to public office, particularly the General Assembly, who enjoys saying "No" to any legitimate, justifiable request. And the problem with the Appropriations Committee, and service thereon, is that all the requests frankly can be justified. They are most -- for the most part commendable. And the fact is we had to make some very difficult choices. Now I will say to some of you who are still a little skeptical that we are quite serious about trying to finish our business tomorrow. And the passage of these bills, because they are major appropriations, will go a long way toward reaffirming our resolve. One, that the Senate of Illinois is prepared to cut spending when there is no other alternative. Even as unpopular as it may be, we will cut spending. And two, we will say to the House, "It's over, Fellows and Ladies. We are serious about concluding our business in a reasonable fashion, sending to the Governor a balanced budget, and going home." And I will say thirdly to those of you who have some very serious concerns, that the Governor and I and Senator Philip and

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the Leaders from the House met at great lengths today. And I am aware, for instance, of the problem in public health - for the cocaine babies and the money they need. I am aware of the concern about day-care facilities. I am aware that there are a number of other individual instances where perhaps we have to make some adjustments, and I will say to you, as I have said to you in years past, I am making every attempt, as is the Governor and Senator Philip, to accommodate those requests. We have made a very difficult political decision. We have said, as Senator Philip and I are -- don't like to do, to our Members, "Nope, no Member requests. No pork, because we're going to send a balanced budget as, responsibly, we ought to send a balanced budget. And we are cutting spending as, responsibly, we have to cut spending." But I will say to you that our concern about those human service aspects - day care, heating, that the one -- the Low Income Assistance Plan, cocaine babies - I -- I hate to say, "Trust me," but there will be a trailer bill. We're not leaving here until those things are addressed. But I think it's important -- unemployment insurance is another one, that was just settled. So we will appropriate for that, you can be sure. I'm not leaving here without that appropriation. And all I am saying is once we pass these major appropriation bills, we have literally come closer to closure -- we have narrowed the playing field. And I think it's important for the people of Illinois to understand that the Senate set the tone of this Session and has recognized that we have to cut spending, and at the same time meet the needs of those who are truly in need. I promise you I will do that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. My concern is not with the content of the bill. And I would certainly join in congratulating the

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Senate and its Appropriations people for their bipartisan work, which I think is admirable. I would simply like to note one thing that I think is a matter of continuing concern, and that is our tendency to use Build Illinois Bonds rather than General Obligation Bonds for too many of our capital projects. They are more costly. We are paying a price for that. And at some point we're going to have to reconsider and go to General Obligation and leave Build -- Build Illinois where it ought to be left - alone.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Etheredge may close.

SENATOR ETHEREDGE:

Thank you, Mr. President. I would just like to take a moment to thank my colleagues on both sides of the aisle, particularly those involved in the appropriations process. This has been a bipartisan effort. I think it has been, as has been pointed out, very difficult work, but I think it has been successful work. And I thank all of you for your aid and assistance. I would move for the adoption of the motion -- of this Conference Committee Report.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall the Senate adopt the First Conference Committee Report on House Bill 3458. 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 adopt the First Conference Committee Report on House Bill 3458, and the bill, having received the required constitutional majority, is declared passed. House Bill 3462, Madam Secretary.

SECRETARY HAWKER:

First Conference Committee Report on House Bill 3462.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

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SENATOR WATSON:

Thank you, Mr. President. This is the Department of Transportation budget. Negotiations have gone on rigorously throughout the last few days to try to finalize this particular budget. As it left the Senate, it was roughly two billion seven hundred and forty million dollars. Now it is about 1.3 billion more than that, and those projects and those add-ons are a hundred and twenty thousand dollars for the Office of Secretary of State for a Direction Service, which is a Statewide computerized data base of services and resources for citizens with disability. That's out of the GRF. Two hundred thousand is added for a grant for Northeastern Illinois Planning Commission for regional stormwater planning activities in Northeastern Illinois. And nine hundred and forty-two thousand dollars out of the Road Fund is added to the Office of Secretary of State for a grant for development of a Commercial Drivers' Training Center in Cook County. Unfortunately, the Department of Transportation is being hit pretty hard. Fifteen million dollars has been taken out of their operations. They're going to be asked to have a Road Program of which they have made the commitment - even though we have taken thirty-six million dollars out of the -- of the Road Fund for State Police - they have made a commitment to continue to fund the Road -- Road Program as we passed, and as it was intended. We are going to pay back that thirty-six million dollars in a three-year period, and the Department of Transportation Secretary Lane has made the commitment that they can proceed with the -- the Road Program as we -- as we passed it. The problem will be there's a fifteen million dollars in operations. They're running a Fiscal Year '90, eight hundred and forty million dollar Road Program with personnel that they currently have. We are going to ask them now to run a 1.3 billion dollar Road Program in Fiscal Year '91 with a similar personnel.

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So, they're being asked to take a heavy hit, and it's unfortunate. I understand that negotiations are still going on, and that there's a good possibility that more dollars might be added to their operations line at - hopefully tomorrow. So I would be glad to answer any questions. Otherwise, I'd ask for your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall the Senate adopt the First Conference Committee Report on House Bill 3462. 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 54, the Nays are 1, 2 voting Present. The Senate does adopt the First Conference Committee Report on House Bill 3462, and the bill, having received the required constitutional majority, is declared passed. House Bill 3727, Madam Secretary.

SECRETARY HAWKER:

First Conference Committee Report on House Bill 3727.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 3727 is the General Bonds Obligation Authorization Act. We have, of course, receded from our one-dollar amendment, and will now authorize spending to the level we are appropriating by increasing the General Obligation Bonds by some one hundred thirty-seven and a half million dollars, which is for prisons, mental health centers, various State agencies and water resources, and then by adding an additional two hundred million dollars for the College Savings Bonds Program we have created. This is, again, exactly within the guidelines and exactly within that which the Governor had recommended for bond spending. I would ask for

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adoption of Conference Committee Report No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate adopt the First Conference Committee Report on House Bill 3727. 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 2, none voting Present. The Senate does adopt the First Conference Committee Report on House Bill 3727, and the bill, having received the required constitutional majority, is declared passed. Senate Bill -- 1518, Madam Secretary.

SECRETARY HAWKER:

First Conference Committee Report on Senate Bill 1518.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Could we -- could we break up the conferences, please? Senator Collins.

SENATOR COLLINS:

Yes. Thank you, Mr. President and Members of the Senate. The purpose of Conference Committee Report No. 1 to Senate Bill 1518 is to tighten up the language in regards to eligibility for those persons who are eligible for the diversion program in the boot camp bill. This was offered at the request of the Department's amendment. They wanted to tighten the language up, and I would just move for its adoption. It is primarily technical in nature.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. Just to explain to the Body, the -- the original bill the Department had in would have allowed parole violators who committed other offenses to be diverted. We brought this to their attention. They agreed to rewrite the bill. They have now rewritten the bill so that no parole violator who's

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committed any offense can be -- can take advantage of this program. It is now strictly limit only to those who have technical violations, such as late reporting and the like. So it is an important change and a -- and a positive change.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the question is, shall the Senate adopt the First Conference Committee Report on Senate Bill 1518. 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 adopt the First Conference Committee Report on Senate Bill 1518, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1802, Madam Secretary, please.

SECRETARY HAWKER:

First Conference Committee Report on Senate Bill 1802.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, this is the, I guess, final vote on the Department budget for the Department of Commerce and Community Affairs. As usual, this particular budget has picked up some friends in the process. As introduced by the Governor, it was at approximately seven hundred and eighty-eight million five hundred thousand. Our friends in the House at one point had it well over a million. This final Conference Committee gets it down to eight hundred and two million and nine hundred and forty-four thousand. It certainly doesn't solve a lot of the problems that I think some of the Members wanted. The Department's not bubbly about it, to say the least. Perhaps there'll be a little more relief in the trailer bill that President Rock mentioned. But frankly, we've

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passed worse bills than this for this Department. And I, again, commend the leadership of the Appropriations Committees for doing their best to hold down some of this crazy spending.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Question -- if not, the question is, shall the Senate adopt the First Conference Committee Report on Senate Bill 1802. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 40, the Nays are 12, 1 voting Present. The Senate does adopt the First Conference Committee Report on Senate Bill 1802, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1803, Madam Secretary, please.

SECRETARY HAWKER:

First Conference Committee Report on Senate Bill 1803.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the OCE for the Department of Conservation. It is in the amount of a hundred and eighty-seven million five hundred and eighteen thousand five hundred dollars, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, Senator Etheredge has moved the adoption of the First Conference Committee Report on Senate Bill 1803. 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, none voting Present. The Senate does adopt the First Conference Committee Report on

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Senate Bill 1803, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1827, Madam Secretary.

SECRETARY HAWKER:

First Conference Committee Report on Senate Bill 1827.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. First of all, let me also say thank you to the individuals working on the Approp Committee all spring long. And let me pay particular attention to two very special people, the approp staff directors, in Marcia Thompson and John Kunzeman, who just do a fantastic job for -- for all of us really, and also their staff. They stand beside us and help us. And we may work late, but they're here after we're gone, and we appreciate very much their dedication and commitment. So thank you very much to all of you. This is the OCE of the Department of -- of -- of -- Department of Children and Family Services. It was introduced by the Governor at four hundred and eighty-three million - now stands at four hundred and seventy-three million in this Conference Committee Report. And of particular attention to some of you, perhaps, would be the -- the minor problem we had with -- with day care and the increase in the rate and the possible loss of slots. We have resolved that. There is the rate increase, and no loss in slots Statewide. Mr. President, I would move for the adoption of the First Conference Committee Report of -- of the -- of Senate Bill 1827.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall the Senate adopt the First Conference Committee Report on Senate Bill 1827. Those in favor will vote Aye. Those opposed, Nay. The

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voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? ...(machine cutoff)... Take the record. On that question, the Ayes are 58, the Nays are none, none voting -- Present. The Senate does adopt the First Conference Committee Report on Senate Bill 1827, and the bill, having received the required constitutional majority, is declared passed.

PRESIDENT ROCK:

1829. Senator Fawell. Madam Secretary, please.

SECRETARY HAWKER:

First Conference Committee Report on Senate Bill 1829.

PRESIDENT ROCK:

Senator Fawell.

SENATOR FAWELL:

Thank -- thank you very much, Mr. President. This is the Guardianship and Advocacy Commission Bill. It restored the OBRA funding to one million six hundred and ninety-eight thousand seven hundred dollars by adding a hundred and seven thousand dollars to the Senate level, and breaks up the OBRA lump sum to the line items. It's a total -- the Conference Committee Report comes to five million two hundred and thirty-five thousand one hundred dollars. And I ask your Aye vote.

PRESIDENT ROCK:

The Lady has moved the adoption of the Conference Committee Report on Senate Bill 1829. Discussion? If not, the question is, shall the Senate adopt the Conference Committee Report on Senate Bill 1829. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. The Senate does adopt the Conference Committee Report on Senate Bill 1829, and the bill, having received the required constitutional

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majority, is declared passed. Ladies and Gentlemen, thank you for the vast amount of work that was done today. I would urge the conferees that are meeting on those other fifty or so bills that are out there to attempt to conclude and file the reports as soon as possible. Senator Philip and I are serious about trying to quit tomorrow. So we will reconvene here tomorrow morning at ten o'clock in the morning. Senator Kelly, for what purpose do you arise, sir?

SENATOR KELLY:

Mr. President -- Mr. President, we will reconvene the Executive Appointments Committee tomorrow at nine o'clock in Room 212. Would appreciate the Members being there.

PRESIDENT ROCK:

All right. The Governor's final Message will be heard by Senator Kelly and his committee at nine o'clock tomorrow morning. The Senate will convene at ten. And hopefully we will have before us a number of the conference committee reports that the Members will have filed by then. So I thank you all, Ladies and Gentlemen. Have a good evening. The Senate stands adjourned till ten o'clock tomorrow morning.

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