

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

16th Legislative Day

April 24, 1991

PRESIDENT ROCK:

The hour of one having arrived, the Senate will please come to order. Will the Members be at their desks, and will our guests in the gallery kindly rise. Chair will yield to Senator Penny Severns. Senator.

SENATOR SEVERNS:

Thank you, Mr. President. It's my honor today to have with us Dr. Pajak -- Reverend Pajak from Decatur. And his wife and two daughters are in the President's Gallery - his wife, Joyce, with Michelle and Holly. And along with them is county board member R.C. Smith and his wife, Wanda. Would the Senate join me in welcoming them to the Chamber today. And I'm sorry, it's Michael and Holly. Reverend Pajak.

THE REVEREND PATRICK PAJAK:

(Prayer by the Reverend Patrick Pajak)

PRESIDENT ROCK:

Reading of the Journal, Madam Secretary.

SECRETARY HAWKER:

Senate Journal of Thursday, April 18, 1991.

PRESIDENT ROCK:

Senator Hall.

SENATOR HALL:

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

PRESIDENT ROCK:

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

SENATOR HALL:

I move that reading and approval of the Journal of Tuesday,

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April 23rd, in the year 1991, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

You've heard the motion as placed by Senator Hall. Is there any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. Can I ask the Members to please be in their seats? And will the staff take their conferences off the Floor? We have some special guests. The Chair will yield to Senator Sam Vadalabene for introduction of our special guests. Senator Sam.

SENATOR VADALABENE:

Yes. Thank you, Mr. President and Members of the Senate. We do really have some special guests today. We have some dignities from the AMVETS of the State of Illinois and of the National AMVETS. First, I would like to introduce the National Commander of the AMVETS, Vaughn Brown; and our State Commander - incidentally, our National Commander is from Pennsylvania - and our State Commander, from Champaign, is Raymond Lamkin; from Waukegan, our National Auxiliary President, Nita Cornell; and our State Auxiliary President from Bridgeview, Anne Traynor. And in the gallery, I understand - in the President's Gallery - are some AMVETS here to -- to witness our celebration today in Springfield. Will -- will they please stand. Oh! We're now going to have just a few words briefly from Vaughn Brown, our National Commander from Pennsylvania.

MR. VAUGHN BROWN:

(Remarks by Mr. Vaughn Brown)

MR. RAYMOND LAMKIN:

(Remarks by Mr. Raymond Lamkin)

SENATOR GEO-KARIS:

She's my constituent and I'd like to hear from her.

MS. NITA CORNELL:

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(Remarks by Ms. Nita Cornell)

PRESIDENT ROCK:

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

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. In the back gallery is the widow of Senator -- our dear friend, Senator Prescott Bloom. I wish that she would be recognized.

PRESIDENT ROCK:

Diane, please stand and be recognized. Welcome back. Senator Etheredge, for what purpose do you seek recognition, sir?

SENATOR ETHEREDGE:

On a point of personal privilege, Mr. President.

PRESIDENT ROCK:

State your point, if you will.

SENATOR ETHEREDGE:

Mr. President and Ladies and Gentlemen of the Senate, in the President's Gallery are two longtime friends of mine, Ed and Jean Johnson. I would like for them to stand. And Mr. President, I would just point out that they happen to be constituents of yours, as well.

PRESIDENT ROCK:

Doubly welcome to Springfield. Will our guests please stand and be recognized. All right. Again, if we can have your attention, we have yet another special guest, and the Chair will yield to Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President, Members of the Senate. As Chairman of the Senate Agriculture and Conservation Committee, it's been brought to my attention that Al Mickelson, Chief of the Forestry Division of the Illinois Department of Conservation, has made significant strides in promoting tree-planting efforts throughout the State. And we, of the Eighty-seventh General Assembly, would

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like to take this opportunity to recognize Mr. Mickelson's significant contribution to conservation, and to further recognize his dedication and working as a public servant for the Department of Conservation. And so, at this time, Madam Secretary, would you read the resolution, please.

SECRETARY HAWKER:

Senate Resolution 205 offered by Senators O'Daniel, President Rock and all Members of the Senate.

(Secretary reads SR No. 205)

SENATOR O'DANIEL:

Thank you, Madam Secretary. And at this time, help me recognize this great servant of -- steward of our land and our soil in our great State - Al Mickelson. Thank you very much.

PRESIDENT ROCK:

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

House Bills 38, 118, 248, 525, 549, 576, 598, 672, 676, 679, 852 and 901. And also -- pardon me, House Bill 969.

Passed the House, April 23rd, 1991.

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 33.

It is congratulatory.

PRESIDENT ROCK:

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

SENATOR GEO-KARIS:

Mr. President --

PRESIDENT ROCK:

All right. Ladies and Gentlemen, can we keep the -- the din down to a tolerable level? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, there will be a Republican Caucus immediately after this morning's Session in Senator Pate Philip's offices. I repeat - Republican Caucus immediately after this morning's Session. And it's important that all Republicans be present.

PRESIDENT ROCK:

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

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. It's a distinct privilege for me to introduce Len Small, the publisher of the Small Newspaper -- Small Enterprises, who is down to testify on some Freedom of Information -- Information bill today. So we're glad -- very pleased to him here.

PRESIDENT ROCK:

Mr. Small, please stand and be recognized. Welcome. Senator Dunn, for what purpose do you arise, sir? Senator Dunn, we have effectively killed your mike again.

SENATOR T. DUNN:

How's that? Thank you. I'd like to move that we waive the posting requirement in Executive today for Senate Bill 478. I've talked to Senator Marovitz and Senator Donahue and both have consented.

PRESIDENT ROCK:

All right. Senator Dunn has moved to waive the six-day

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posting notice so that Senate Bill 478 can be heard. Without objection, leave is granted. Senator Davidson, for what purpose do you arise, sir?

SENATOR DAVIDSON:

If it's appropriate time, I'd like to take up the Executive Order No. 6 on Page 7.

PRESIDENT ROCK:

Well, we will get to it. We're going to work through the Calendar. Ahead of you is Senate Bills on 3rd Reading. I'm waiting for Senator Carroll to give me the okay on 952. Madam Secretary, Committee Reports.

SECRETARY HAWKER:

Senators Demuzio and D'Arco, Co-chairmen of the Senate Committee on Assignment of Bills, reports the assignment of the following bills to committees: Elementary and Secondary Education - House Bills 599, 602, 603 and 604; Energy and Environment - House Bills 197, 290 and 551; Executive - House Bill 218; Higher Education - House Bill 123; Insurance, Pensions and Licensed Activities - House Bill 302; Judiciary I - House Bill 247; Judiciary II - House Bill 66; Labor - House Bills 176, 180 and 325; Public Health, Welfare and Corrections - House Bill 202; and State Government Organization and Administration - House Bill 209.

Senator del Valle, Chairman of the Committee on Consumer Affairs, reports Senate Bills numbered 1133, 1134 and 1136 Do Pass.

Senator Holmberg, Chairman of the Committee on Higher Education, reports Senate Bills numbered 60, 127, 404, 433, 434, 644, 1351 and 1353 Do Pass.

Senator Jones, Chairman of the Committee on Insurance, Pensions and Licensed Activities, reports Senate Bills numbered 131, 152, 406, 438, 444, 445, 456, 457, 458, 459, 460, -- pardon me -- 527, 545, 689, 698, 800 <sic> (700), 835, 962, 1023, 1059

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and 1098 Do Pass. And Senate Bill 702 Do Pass, as Amended.

Senator Welch, Chairman of the Committee on Energy and Environment, reports Senate Bills numbered 201, 296, -- pardon me, 388, 414, 845, 864, 923, 1186, 1244, 1296, 1309, 1364 and 1439 Do Pass. And Senate Bills numbered 189, 712 and 735 Do Pass, as Amended.

Senator Jacobs, Chairman of the Committee on Finance and Credit Regulations, reports Senate Bills numbered 269, 293, 298, 487, 551, 621, 728, 779, 829, 980, 988, 993, 1079, 1164 and 1167 Do Pass. And Senate Bills numbered 19, 33, 317, 895 and 1169 Do Pass, as Amended.

Senator Severns, Chairman of the Committee on State Government Organization and Administration, reports Senate Bills numbered 1046 and 1248 Do Pass. Senate Bills numbered 91, 259, 261, 449, 650, 667 and 771 Do Pass, as Amended. And Senate Bill 525 Do Not Pass, as Amended.

PRESIDENT ROCK:

Motions in Writing.

SECRETARY HAWKER:

I move that the following bills be discharged from their respective committees and be reassigned to the Committee on -- on -- and be reassigned to the following designated committees:

Senate Bill 565 from Executive to Local Government;

Senate Bill 726 from Insurance, Pensions and Licensed Activities to -- to Judiciary I;

And Senate Bill 1361 and 1363 from Revenue to Agriculture and Conservation.

Filed by Senator Demuzio on April 24.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President. This motion has been cleared with

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both sides of the aisle. It does as the Secretary indicates. It -- it's reassignment of four bills that -- that the Secretary has on her desk. I would move that the bills that she just read be discharged from their respective committees and assigned to the following designated committees that are so noted in the motion.

PRESIDENT ROCK:

All right. You've heard the motion as placed by the Gentleman to -- re-refer certain bills to different committees. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. All right. If I can have your attention, there have been two requests to go to the Order of Final Action. On the Order of Senate Bills 3rd Reading, bottom of Page 6 - if I can direct your attention to the bottom of Page 6 - Senators Maitland and Carroll have indicated that they are ready to go on Senate Bill 9-5-2. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 952.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 952, after Senator Maitland and Hall's amendment yesterday, is now the first of at least two supplemental appropriations for this fiscal year. These are the emergency monies for the Department of Children and Family Services - 10.7 million dollars in grants to group homes, and twenty-nine million for the Department of Public Health's Women, Infant and Children program, both of which will run out of money by about May 1st. So it is quite an emergency that we get them moving right away. I



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would urge a favorable roll call.

PRESIDENT ROCK:

Senator Maitland. All right. Further discussion? If not, the question is, shall Senate Bill 952 pass. 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 53 Ayes, 1 Nay, none voting Present. Senate Bill 952, having received the required constitutional majority, is declared passed. If I can direct your attention to Page 7 on the Calendar on the Order of Secretary's Desk, Senators Davidson and Severns has asked that the Executive Order be taken up. On the Order of Secretary's Desk, Page 7 on the Calendar, Executive Order No. 6, Madam Secretary.

SECRETARY HAWKER:

I move that the Senate do not disapprove Executive Order No. 6 as recommended by the Committee on State Government Organization and Administration.

Filed by Senator Penny Severns, Chair of the Committee on State Government Organization and Administration.

PRESIDENT ROCK:

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President. This Executive Order comes at the request of the Governor, who would like to reassign the functions of the Governor's Office of Voluntary Action to the Office of Lieutenant Governor. It was heard in our committee, and there is no known opposition.

PRESIDENT ROCK:

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and Members, this bill -- motion has to be in the negative. And the motion is not to disapprove the Executive

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Order. The rest of it is the same as Senator Severns said. Appreciate a favorable vote.

PRESIDENT ROCK:

All right. As I'm sure you will recall, Ladies and Gentlemen, the Constitution - Con Con in their wisdom - put this question to us in the negative. So the question is, pursuant to Article V, Section 11, of the Illinois Constitution, shall Executive Order No. 6 be disapproved so that it shall not become effective by operation of law by its terms. Those in favor of the motion will vote Aye. Opposed will vote Nay. If you are in favor of the Executive Order, you will vote in the Negative. You vote Nay. Those in favor of the question 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 no Yeas, 54 Nays, and none voting Present. Executive Order No. 6, not having been disapproved by a majority of the Senators elected, shall become effective by operation of law by its terms. Senator Marovitz, for what purpose do you arise, sir?

SENATOR MAROVITZ:

For the purpose of re-referring two bills that were sent -- inadvertently sent to the Labor Committee, dealing with the issue of drugs. And I move that Senate Bills 764 and 765 be re-referred to the Committee on Executive.

PRESIDENT ROCK:

Well, that -- that's Senator Demuzio's job.

SENATOR MAROVITZ:

Oh! Okay -- okay.

PRESIDENT ROCK:

Don't -- don't take everybody else's job - will you? Senator Brookins, for what purpose do you arise?

SENATOR BROOKINS:

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Yes. Mr. President, I'd like to Table Senate Bill 34.

PRESIDENT ROCK:

Is it yours?

SENATOR BROOKINS:

It's my bill.

PRESIDENT ROCK:

Okay. All right. Senator Brookins has moved that the Senate Committee on Consumer Affairs be discharged from further consideration of Senate Bill 34 for the purpose of Tabling. All in favor of the Motion to Discharge, indicate by saying Aye. All opposed. The Ayes have it. Senate Bill 34 is now discharged. Senator Brookins now moves to Table Senate Bill 34. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. All right. Senator Geo-Karis, you want to -- renew your notice to the Membership? Senator Geo-Karis.

SENATOR GEO-KARIS:

Yes. Mr. President, Ladies and Gentlemen of the Senate, there will be a Republican Caucus - and it's important that all the Members of the Republican Party in this Assembly be present - at Senator Pate Philip's offices immediately after the cessation of activities here in this Session.

PRESIDENT ROCK:

Senator Vadalabene.

SENATOR VADALABENE:

Thank you, Mr. President, Members of the Senate. There will be a Democratic Caucus in Room 212 immediately - in Room 212.

PRESIDENT ROCK:

All right. There will be a Republican Caucus immediately in Senator Philip's office. Democrats will meet in 212 immediately. Senator Dudycz, for what purpose do you arise, sir?

SENATOR DUDYCZ:

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Thank -- thank you, Mr. President. Just on a point of personal privilege.

PRESIDENT ROCK:

State your point, please.

SENATOR DUDYCZ:

On the Republican side of the Senate, standing next to our leader, is the Cook County Commissioner and the Republican Party Chairman of Cook County, Richard Siebel, and I'd like to welcome him to the Senate.

PRESIDENT ROCK:

Commissioner Siebel, welcome to Springfield. Senator Marovitz, for what purpose do you arise?

SENATOR MAROVITZ:

The Committee on Executive -- we have -- don't have a lot of work - we can get it done within an hour and a half or two hours. How long do you think the caucus will be, Mr. President? Democratic Caucuses - you know how quickly they run. Right? Should we say two-thirty?

PRESIDENT ROCK:

If I'm the only one that talks, it'll be twenty minutes.

SENATOR MAROVITZ:

All right. Two-thirty, the Senate Executive Committee, Room 212. We'll be out by four o'clock if we start at two-thirty.

PRESIDENT ROCK:

All right. Exec will meet at two-thirty. Senator Geo-Karis.

SENATOR GEO-KARIS:

I wonder if, Mr. President, if -- Senator Marovitz, I wonder if we could make that at three o'clock, because ours is going to take about an hour. Three o'clock.

PRESIDENT ROCK:

All right. Exec will meet at three o'clock.

SENATOR GEO-KARIS:

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Thank you.

PRESIDENT ROCK:

Make every effort, 'cause we'll start without you, Geo. Honest.

SENATOR GEO-KARIS:

All right.

PRESIDENT ROCK:

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

SENATOR RAICA:

Mr. President, a point of personal privilege. I -- I would request that -- I would like to be removed as chief sponsor of Senate Bill 628 and give the bill to Senator Tom Dunn. And that's really working both sides of the aisle. And I would like to be added as a hyphenated sponsor, if the Chair so approve.

PRESIDENT ROCK:

And Senator Tom Dunn agrees with this?

SENATOR RAICA:

Believe it or not, he thinks it's a great idea.

PRESIDENT ROCK:

Okay. Senator Raica asks that he be removed as chief sponsor of Senate Bill 628 and show Senator Dunn as the chief sponsor, with Senator Raica as the hyphenated co-sponsor. Without objection, leave is granted. It's so ordered. Any further business to come before the Senate? Don't forget, both the Republicans and Democrats will have a caucus immediately. Democrats in 212. The Republicans - old-timers and newcomers alike - I may even show up myself - in Senator Philip's office. Any further business? If not, the Senate -- Senator Sam -- Senator Rea, for what purpose do you arise, sir?

SENATOR REA:

Thank you, Mr. President. The Labor Committee will meet at three o'clock. And we'd like for all the members to be there, and

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try to move as rapidly as possible.

PRESIDENT ROCK:

All right. All committees will meet at three o'clock. That -- that'll give everybody a shot at it. This afternoon's committees will meet at three o'clock. Further business to come before this Senate? If not, Senator Sam moves that the Senate stand adjourned until Thursday, April 25th. Tomorrow, at the hour of twelve-thirty. Twelve-thirty tomorrow, Ladies and Gentlemen. I guarantee we'll be out by one-thirty. Senate stands adjourned.

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