

STATE OF ILLINOIS
87th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

31st Legislative Day

May 22, 1991

PRESIDING OFFICER: (SENATOR DEMUZIO)

The hour of nine o'clock having arrived, the Senate will come to order. Our Members will be at their desks. Our guests in the gallery will please rise. Our prayer this morning is by the Reverend Cecil Renshaw, Rochester First Baptist Church, Rochester, Illinois.

THE REVEREND CECIL RENSHAW:

(Prayer by the Reverend Cecil Renshaw)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Reading of the Journal. Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I move that the reading and approval of the Journals of Wednesday, May 15th; Thursday, May 16th; Monday, May 20th; and Tuesday, May 21st, in the year 1991, be postponed, pending arrival of the printed Journals.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. You've heard the motion as -- as placed by Senator Kelly. All in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Motion carried; 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 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 472, 677, 678, 882, 1696, 1891, 2050, 2078 and 2510.

Passed the House, May 21, 1991.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. With leave of the Body, we'll go to the Order of House Bills 1st Reading. House Bills 1st Reading, Madam

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Secretary.

SECRETARY HAWKER:

House Bill 2 offered by Senator Lechowicz.

(Secretary reads title of bill)

House Bill 119 offered by Senator Kelly.

(Secretary reads title of bill)

House Bill 601 offered by Senator Holmberg.

(Secretary reads title of bill)

House Bill 687 offered by Senator Philip.

(Secretary reads title of bill)

House Bill 772 offered by Senator Keats.

(Secretary reads title of bill)

House Bill 796 offered by Senator Holmberg.

(Secretary reads title of bill)

House Bill 1053 offered by Senator Keats.

(Secretary reads title of bill)

House Bill 1188 offered by Senator Topinka.

(Secretary reads title of bill)

House Bill 1270 offered by Senator O'Daniel.

(Secretary reads title of bill)

House Bill 1283 offered by Senator Smith.

(Secretary reads title of bill)

House Bill 1314 offered by Senator Alexander.

(Secretary reads title of bill)

House Bill 1340 offered by Senator Fawell.

(Secretary reads title of bill)

House Bill 1353 offered by Senator Donahue.

(Secretary reads title of bill)

House Bill 1448 offered by Senator Schaffer.

(Secretary reads title of bill)

House Bill 1684 offered by Senator Karpel.

(Secretary reads title of bill)

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House Bill 1996 offered by Senator Karpziel.

(Secretary reads title of bill)

House Bill 2005 offered by Senator Luft.

(Secretary reads title of bill)

House Bill 2458 offered by Senator Smith.

(Secretary reads title of bill)

House Bill 2558 offered by Senator Smith.

(Secretary reads title of bill)

House Bill 2578 offered by Senator J.J. Joyce.

(Secretary reads title of bill)

And House Bill 2633 offered by President Rock and Senator Demuzio.

(Secretary reads title of bill)

...(machine cutoff)...Reading of the bills.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kelly, for what purpose do you arise?

SENATOR KELLY:

Mr. President, I would like to request leave to have Senate Bill 15, of which I am a principal sponsor, sent back to the Senate Judiciary II Committee for further study.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. On Page 2 of your Calendar, Senator Kelly has requested to re-refer Senate Bill 15 back to the Committee on -- Judiciary II, Senator Kelly? All right. Is leave granted? Leave is granted; so ordered. With leave of the Body, we'll go to the Order of Resolutions. Resolutions.

SECRETARY HAWKER:

Senate Resolution 421 and 422 offered by Senator Dudycz. They're both congratulatory.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Consent Calendar. WAND-TV has requested permission to shoot videos. Is leave granted? Leave is granted; so ordered.

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...(machine cutoff)... Page 2, with leave of the Body, we will - on your Calendar - we will go to the Order of Senate Bills 2nd Reading. Senator Rock, do we start at the top or just the appropriation bills? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, we had earlier agreed to begin this morning with the Senate Bills on 2nd Reading - the appropriation bills - and I think if we can get through those with some dispatch, we have our Memorial Service at noon. So we will do the appropriation bills on 2nd Reading and then continue on with the rest of the bills on 2nd Reading, and then move right into 3rd.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senate Bills 2nd Reading is Senate Bill 133. Senator Carroll. 133. Madam Secretary, Senate Bill 1-3-3.

SECRETARY HAWKER:

Senate Bill 1-3-3.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 258. Senator Rock. On the Order of Senate -- 281. Senator Etheredge. On the Order -- Senator Etheredge, 281? Page 3. 301. Senator Rock. On the Order of Senate Bills 2nd Reading, top of Page 3, is Senate Bill 301, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 301.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II

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offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This amendment reduces it to the Governor's level. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Holmberg offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. Amendment No. 2 responds to the Governor's allocations giving IMSA a 17.7 percent increase over Fiscal Year '91 in their travel line item, and this amendment merely reduces that request by a total of 23.1 thousand, and puts IMSA back in line with Fiscal Year '91 levels.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Holmberg has moved the adoption of Amendment No. 1 <sic> (2). Is there discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I must rise in opposition to this amendment, and I would like to

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remind everyone that part of the charge of the Academy is to work with teachers and school districts around the State of Illinois in order to assist them in their efforts to improve their programs of instruction in math and science and other -- other fields as well. I believe it's absolutely critical that they be able to have this money in their travel budget so that they can provide that kind of leadership.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Holmberg may close.

SENATOR HOLMBERG:

Thank you, Mr. President. May I say to Senator Etheredge: we did talk about this, and I did check into the things you asked me to validate, and I think you would be very supportive of this in its present form. This is merely dealing with out-of-state travel. They do not plan to increase their in-state travel for the programs you're talking about this year. They realize what we are doing, and they will be able to do everything they need to do with -- with this cutback.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Holmberg has moved the adoption of Amendment No. 1 <sic> (2) to Senate Bill 301. Those in favor will indicate by saying Aye. Opposed, Nay. Senator Holmberg, do you request a roll call? Well, in the opinion of the Chair, the -- the Nays -- the Nays have it. All right. Further -- further amendments? Senator Holmberg? All right. Senator Holmberg has requested a roll call. All right. Senator Holmberg moves the adoption of Amendment No. 1 <sic> (2) to Senate Bill 301. 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 -- that's Amendment No 2. Have all voted who wish? Take the record. On that question, the Ayes are 20, the Nays are 32, none voting

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Present. Amendment No. 2 fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. If I may, for purposes of speeding up the rest of the process, a few opening comments, so that when we get into other amendments, we won't have to repeat it. We will, in each of the budgets, by Committee action of Appropriations I and II by agreed amendment, be applying the type of Senate guidelines that we have in the past. Those would be your normal things that the Senate has always imposed upon State Government of keeping travel down to a minimum, phasing in long-term vacancies, reducing vacant positions that have never been filled, making sure that equipment and similar type lines are kept to last year's level, particularly in these tight economic times. We believe that the Senate action will save State Government approximately fifty million dollars when imposed upon all State agencies, both bills that originated in the Senate and bills that currently are in the House and will be coming over to the Senate. And that will approximate fifty - possibly a little bit more - in savings to the taxpayers that we believe can be reallocated to some very needed programs. The -- Amendment No. 3 - Floor Amendment No. 3 - was an effort to try a slightly different approach to providing the funds necessary for what many of us believe are very essential services. Whether you accept the figure that the Governor has sought to reduce ongoing programs, as he says, by some five hundred million dollars, or the House's version of that list that says that ongoing programs that are - in many people's opinion - essential for the State, have been curtailed, reduced or not funded - to use the words of the

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Majority Leader - to the tune of fifteen hundred million, which most of us would call a billion-five, but the House calls fifteen hundred million, or our list that show it probably to be about a billion two hundred million in services that are not being performed. Many of us believe that there is, within that grouping, a significant number that must be funded at some point in this process; that there are almost seven hundred million dollars in medical program reductions by the Governor, many of which are federally reimbursable, but more importantly, all of which are socially essential for the health and well-being of the citizens of Illinois. You know, the Constitution says that we are formed to provide for the public health, the public welfare, and the public safety in this State, and many of us believe that the budget, as it now sits, does not meet that reason for which the people convened in Illinois to form a State. We had suggested a cash management plan. We still suggest a cash management plan would work. And for those who had problems understanding it - for those who had problems understanding it - it is truly quite simple. If you look at any homeowner, any person in this State who, for some reason, was unable to pay the last couple months' mortgage bill, the last couple months' car payments, and all of a sudden find themselves with some past due bills that they must figure out how to pay from now and into the future. And if that person has a known income - a fixed-income person - and has shown the bank that they have cut their expenses enough to be loan-worthy, then the question is only if they have an income stream - in our case it happens to be twelve billion three hundred million - and an expense line - of what happens to be eleven billion six hundred million - and we show that instead of doing without food for the next couple months, or without sending our kids to school for the next couple months, if instead of that, we went to a bank and we could prove our creditworthiness, and we

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could spread out those payments over a period of time so that our family could still eat, that the kids could still go to school, and yet we could still fund our back bills by borrowing from a bank at five and a half percent instead of borrowing from vendors at twenty-four percent - that's what we have suggested. I'd like the Governor to avail himself of it. If not, what do we do? Well, the only thing else we can do - one of a couple choices. We can cut all of State Government in General Revenue Funds by about five percent, including grants - public aid, education, everything - and produce about six hundred and thirty million dollars; or we can cut the administrative lines - ten percent, twenty percent, twenty-five percent - and produce about the like amount of money if we get up to the twenty-five percent. We have to determine what are the spending priorities of this State and what are the people's priorities. I would suggest that this General Assembly, and the Senate particularly, has recognized that there will be in this Session no sacred pork. There is also not going to be any sacred cows. There are things that have to be funded and nothing will be so sacred as to be exempt from close scrutiny. We know that a ten-percent reduction in all the administrative lines will be sought -- thought of by the Office of the Governor as trying to dismantle State Government. That is not our intent. But there are items more important than salaries for a hundred and thirty-five thousand State employees; items like making sure there's a safety net out there for people with medical need or other needs, or work camps for youth offenders, and on and on and on. Most people in Illinois would probably think that's more important than maintaining an employment base of a hundred and thirty-five thousand people. I don't know the answer, but I do know the Governor has invited us today to start discussing it. And in an effort to show that we are not attempting to be combative with the Governor, but rather to be cooperative, to work

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our way through this financial morass that we are in, to live within our means but provide for the essential services, I will at this time ask that Floor Amendment No. 3 be withdrawn.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has -- has requested Floor Amendment No. 3 to be withdrawn. Is leave granted? Leave is -- granted. Amendment No. 3 is withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Fawell and Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell.

SENATOR FAWELL:

I -- I would like to withdraw that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Good. Senator Fawell seeks to -- leave to withdraw that amendment. Leave is granted. Amendment is withdrawn. Senator -- further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you -- thank you, Mr. President. Amendment No. 3 is a transfer within that line from the Private Institution Grant to the Illinois School of Pharmacy -- the School of Pharmacy for the Chicago Osteopathic Hospital, who wants to construct a new school for a million one hundred and seven thousand dollars.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis has moved the adoption of Amendment No. 3. Is there discussion? Senator Maitland.

SENATOR MAITLAND:

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

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With all due respect to my good friend and -- and colleague, Senator DeAngelis, this does amount to 1.7 million dollars in GRF. And I understand -- understand the need and the -- and the fact that it's a transfer, but it is something that we just ought not be about, and I would urge the rejection.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Rock.

SENATOR ROCK:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Rock.

SENATOR ROCK:

With this reallocation, from whom are you taking?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

I believe it is parties unknown.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Well, I -- I would rise in strong opposition to this amendment. I don't think that we ought to, within the purview of the Board of Higher Ed appropriation, start earmarking monies for one particular institution or university over another. That will, in my judgment -- if you take a look at the sixty-plus institutions -- private institutions of higher learning across this State, I'm sure each one of us has, either in his district or by disposition or by graduation, an affinity for one over the other. We just ought not engage in this, and I would urge rejection of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Further discussion? If not, Senator DeAngelis may close.

SENATOR DeANGELIS:

Because of my great respect for the two Senators, one from our side and one from the other, I am going to withdraw this amendment. However, let me point out to the Body that I had taken a step previously with Senate Bill 1355, in which I had added money to the budget and withdrew that with the hopes of being considered, through this process, for the allocation of these monies for this project. So I would hope that the appropriation people and the President of the Senate and the Chairman of Approp, when the time comes, does something voluntarily that I had wished to impose upon this Body - a will that I am currently going to withdraw. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator DeAngelis withdraws Amendment No. 3.
Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 302. Senator Weaver. On the Order of Senate Bills 2nd Reading is Senate Bill 302, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 302.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Mr. President and Ladies and Gentlemen of the Senate, this amendment reduces the appropriation to the Governor's level. I move for the adoption of this amendment.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Molly Hall, with WCIA, has requested leave to videotape. Is leave granted? Leave is granted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carrolls -- Senators Carroll and Hall offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll. Senator Hall.

SENATOR HALL:

Thank -- thank you, Mr. --

PRESIDING OFFICER: (SENATOR DEMUZIO)

Oh! I'm sorry. Beg your pardon. Senator Carroll has sought to withdraw Amendment No. 2. Is leave granted? Leave is granted. Amendment is withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

I -- I withdraw that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Hall seeks leave to withdraw. All right. Amendment is withdrawn. Further amendments?

SECRETARY HAWKER:

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Amendment No. 2 offered by the Members of Appropriations II Committee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

I defer to Senator Maitland.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 2 to Senate Bill 302 is an agreed-to committee amendment - Maitland-Demuzio et al. And it attempts to resolve the -- the funding concern we had for the cooperative extension matching grants. As you may recall, there was seven hundred and fifty thousand for matching grants to the counties and another condition, two million dollars over a five-year program. We have agreed with -- in the committee that we would fund the matching grants in the amount of seven hundred and fifty thousand dollars. This was an agreement by the committee, and I would move the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland has moved the adoption of Amendment No. 2. Is there discussion? If not, those in favor will indicate by saying Aye. Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 303. Senator Welch. On the Order of Senate Bills 2nd Reading is Senate Bill 303, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 303.

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(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

I -- I defer to Senator Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. What Committee Amendment No. 1 does is the same as all of our other amendments, reducing the appropriation to the Governor's level. I'd be glad to answer any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch has moved the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Committee Amendment No. 2, Senator -- Senator Hall.

SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I -- this reduces the appropriation to the -- no, this transfers a hundred and twelve thousand GRF from Regents System's operation back to SSU. I move for the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 2. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment

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No. 2's adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll seeks leave to -- of the Body to -- to withdraw Amendment No. 3. Is leave granted? Leave is granted.

Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 304. Senator Ralph Dunn. Senator Dunn on the Floor? All right. On the Order of -- Senate Bills 2nd Reading is Senate Bill 304, Madam Secretary. Read the bill.

SECRETARY HAWKER:

Senate Bill 304.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President. I -- this reduces the appropriation to the Governor's level. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 304. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have

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it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll seeks leave of the Body to withdraw Amendment No. 2. Is leave granted? Leave is granted. Amendment No. 2 is withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 305. Senator Carroll. On the Order of Senate Bills 2nd Reading is Senate Bill 305, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 305.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

It simply reduces the appropriation to the Governor's level. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 1 to Senate Bill 305. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee

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amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll seeks leave of the Body to withdraw Amendment No. 2. Is leave granted? Leave is granted. Amendment No. 2 is withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 306. On the Order of Senate Bills 2nd Reading is Senate Bill 306. Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 306.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank -- thank you, Mr. President. I -- this simply reduces the appropriation to the Governor's level. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 1 to Senate Bill 306. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee

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amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

This is Demuzio's amendment, and so it -- it simply reduces personal service line to eliminate four new positions, reduces operations one point million across the board. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Senator Hall moves the adoption of Committee Amendment No. 2. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 2's adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Etheredge and Demuzio offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SECRETARY HAWKER:

Pardon me. No. 3. Excuse me.

SENATOR ETHEREDGE:

Thank you very much, Mr. President, Ladies and Gentlemen of the Senate. This amendment adds back approximately six hundred thousand dollars that was cut by -- the Committee Amendment No. 2. I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Etheredge has moved the adoption of Amendment No. 3. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senators Carroll and Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll seeks leave of the Body to withdraw Amendment No. 4. Is leave granted? Leave is granted. Amendment No. 4 is withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 308. Senator Severns seeks leave of the Body -- I'm sorry. Senate Bill 308, Madam Secretary. Read the bill.

SECRETARY HAWKER:

Senate Bill 308.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President. This reduces the appropriation to the Governor's level. I move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 1 to Senate Bill 308. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

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No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Further -- further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll seeks leave of the Body to withdraw Amendment No. 2. Is leave granted? Leave is granted. Amendment No. 2 is withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments. Floor Amendment No. 3 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you very much, Mr. President, Ladies and Gentlemen of the Senate. There is no dollar change in this amendment. What it does is to transfer 3.6 million dollars from various grant lines in order to - and this money is transferred to the credit hour grant line item - in order to maintain the appropriation level in -- for credit hour grants, at the same level as it is in this year's budget. I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Rea.

SENATOR REA:

Question of the sponsor. Senator, I have four community college districts -- colleges in my district, and if you look at - let's take just two of them for instance - Rend Lake and

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Southeastern - now will that -- what will happen as far as the revenue there? Will -- will there be an increase or a decrease or -- and if so, how much?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Senator, I'm reading the list here with the help of my very able handler. I find that Rend Lake -- the base that I am going to be operating from now is -- is the level at which it exists right now, reduced -- with the appropriation reduced to the Governor's level. If this amendment, which I am now proposing, were to be adopted, Rend Lake would receive a hundred and seventeen thousand dollars less than under the Governor's allocation. But the overall increase from last year is a quarter of a million dollars.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rea.

SENATOR REA:

Well, as I look over the -- the community colleges, and I would suggest that everybody look over what changes it would make in their areas, but in mine, it's a negative impact, and I certainly would vote No on this amendment and would suggest that others do likewise.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Hawkinson.

SENATOR HAWKINSON:

Senator, as I'm looking over the sheet that was handed out -

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comparison of total grants - the bottom line under your amendment, for example, for the two community colleges in my area, Illinois Central would lose two hundred and thirty-one thousand under your amendment, and Carl Sandburg would lose twenty-two thousand. Is that the -- the right figures under your amendment?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Overall in total grants, that's right.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hawkinson.

SENATOR HAWKINSON:

Then I would rise in opposition to this amendment and request a roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall.

SENATOR HALL:

Senator, I would like for you to tell -- there's Belleville Area College in there, who's in Senator Watson's district, Senator Vadalabene's district and my district. I see you cutting a hundred and two thousand dollars out of that. Is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

That -- that is correct, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall.

SENATOR HALL:

I'm opposed to this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Jacobs.

SENATOR JACOBS:

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Yes, I guess, Senator, if I understand this right, the bottom line of this is there's no increase or no decrease in the -- in the bottom line. Is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Senator, that is exactly correct.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

Then my question becomes, Senator, why are we doing this? I mean, why are we taking away from some junior colleges and giving to others? That -- it doesn't seem to make a lot of sense to me. And I'd, for one, like to know the rationale behind it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

The purpose of the amendment is to maintain the credit hour grants at the same level next year as they are in this year's budget. If we don't adopt this budget, there will be a 3.6 million dollar reduction in that line item. And I just remind everyone, it is the credit hour grants that form the -- the backbone of the system that we use to distribute money to our State community colleges.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Vadalabene.

SENATOR VADALABENE:

Yes, I'd like to ask Senator Etheredge a question.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Vadalabene.

SENATOR VADALABENE:

What impact would this have on Lewis and Clark Community

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College in -- in Godfrey?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Lewis and Clark, Senator, would receive a five hundred and thirty-five thousand dollar increase over last year and a seven thousand seven hundred dollar increase over the Governor's level.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Vadalabene.

SENATOR VADALABENE:

That's fine.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

Senator Etheredge, I -- I believe you're trying to do something that makes sense. In essence what he's saying is, that in this time of limited funds, we ought to emphasize saving the core curriculum and cut back on, if you will, the frills. It seems ridiculous that we're going to stop funding math and science and English and keep funding basketweaving. That is not rational priority setting. I think that Senator Etheredge is on the right track.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Etheredge may close.

SENATOR ETHEREDGE:

I think the important thing to emphasize here is that with the passage of Senate Bill 308, every community college in the State of Illinois receives more money next year than they received in this. That -- what we're trying to do here is to preserve the integrity of the funding system that we have used since the colleges were formed in 1965, by maintaining a level funding for the credit hour grant program. I would encourage an Aye vote.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge has moved the adoption of Amendment No. 2. Those in favor will indicate by saying Aye. Opposed, Nay. Oh, I'm sorry. Senator Hawkinson had requested a roll call. I didn't see your light on, Senator. I know. Senator Etheredge has moved the adoption of Amendment No. 2 to Senate Bill 308. 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 29, the Nays are 23, none voting Present. Amendment No. 2 fails <sic>. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. I'm sorry. Was adopted? All right. Was adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senate -- further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senate Bill 310. Senator Weaver. Senator Weaver. On the Order of Senate Bills 2nd Reading is Senate Bill 310, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 310.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Hall.

SENATOR HALL:

Thank you, Mr. President. This reduces the appropriation to the Governor's level. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 310. Is -- is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 311. On the Order of Senate Bills 2nd Reading is Senate Bill 311, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 311.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President. This reduces the appropriation to the Governor's '92 level. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 1

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to Senate Bill 311. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you. This reduces the personal services to twenty-seven thousand dollars by eliminating unneeded sick leave payouts. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Hall has moved the adoption of Committee Amendment No. 2. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall. Senator Carroll seeks leave of the Body to withdraw Amendment No. 3. Is leave granted? Leave is granted. Amendment No. 3 is withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 334. Senator Woodyard. On the

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Order of Senate Bills 2nd Reading is Senate Bill 334, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 334.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment, as we had indicated earlier, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 334. Is there discussion? Senator Woodyard, you want to -- all right. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As a result of the committee testimony, it was indicated that an attorney who had been hired without the knowledge of the Director -- she claimed that there was a search committee, but she had

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never met or interviewed the person before he showed up on the payroll, who had no knowledge at all of agricultural matters. When our staff attempted to reach him --

PRESIDING OFFICER: (SENATOR DEMUZIO)

Pardon me, Senator Carroll. Ladies and Gentlemen, we have a long day today. I -- I -- I cannot hear the Gentleman. Could we have some order? Senator Carroll.

SENATOR CARROLL:

It appears as if this gentleman resides in Chicago, though operates in Springfield, with no knowledge of agriculture at all, having been hired by someone over there, although the Director said she hired him, though she'd never met him, though there was a search committee, though she never interviewed him. We found that a little bit confusing. We also found that the person's never here most of Mondays and most of Fridays, because he's flying in from Springfield from home in Chicago and flying back. In addition to that, we're paying weekly for his flights up and back, and paying for a living expense for him to live in Springfield while full time working in Springfield. So, this amendment merely seeks to reduce the level of funding to the amount of hours he's providing to the State, keeping him working, but reflecting that he's working a three-and-a-half-day workweek. And I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 2. Is there discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. I rise in opposition to Amendment No. 2. And let me indicate to the Body -- we've had this discussion in committee, and there are a lot of State employees that travel back and forth from Springfield to Chicago. And to call an individual at his or her

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office and the -- and the person not being there, doesn't always mean they're not working on State -- on State business. I think the concern, Senator Carroll, about this is that, as you and I both know, this is an interim position. They are seeking a full-time staff attorney, and I -- I just would remind the Body that -- that we have no knowledge - first-hand knowledge - that this person isn't working for the State five days, possibly six days. And I think, since -- this is an interim position, this is an untimely amendment and ought to be defeated.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Carroll may close.

SENATOR CARROLL:

Well, I hate to disagree with Senator Maitland, but of course I do. We do have knowledge, because we have vouchers. And the vouchers show when the person flies. And he's not here, and he's not there. He's in the air. And when he's in the air, he's not working for the State, plus we're paying an awful lot of money for a Springfield-based job - not a Chicago-based job - a Springfield-based job. They've rented him an apartment. We're paying him a per diem for living expenses here, and he's not here. We've tried calling him several weeks on more than eight occasions, ten occasions, in the mornings on Monday. In fact, till about three/four in the afternoon. In the afternoons on Friday, starting at around eleven in the morning. Having looked at the travel vouchers and seeing roughly when the travel takes place. If he's going to work three and half days a week, I have no problem with that, if that's satisfactory to the Department. We just should not be paying for five days a week work when an employee is putting in three and a half days a week work. And I would urge its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 2 Those

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in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further -- Senator Maitland has requested a roll call. Senator Carroll has moved the adoption of Amendment No. 2 to Senate Bill 334. 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 30, the Nays are 29, none voting Present. Amendment No. 2 is adopted. Senator Maitland, for what purpose do you rise?

SENATOR MAITLAND:

Thank you, Mr. President. I'd like to verify the affirmative vote, sir.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland has requested a verification of the people who -- or the Senators who voted in the affirmative. If the Members will be in their seats. The Secretary will please read the names of the Members who voted in the affirmative.

SECRETARY HAWKER:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland, do you question the presence of any Member who voted in the affirmative?

SENATOR MAITLAND:

J.J. Joyce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is Senator --

SENATOR MAITLAND:

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J -- okay, Jerome -- Jeremiah Joyce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jeremiah Joyce on the Floor? Senator Jeremiah Joyce on the Floor? Strike his name.

SENATOR MAITLAND:

Senator Marovitz.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz is at my left.

SENATOR MAITLAND:

Senator Alexander.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander on the Floor? Senator Alexander on the Floor? All right. Senator Alexander on the Floor? Strike her name.

SENATOR MAITLAND:

Senator Daley.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Daley on the Floor? Senator Daley's at the back of the Chamber.

SENATOR MAITLAND:

I see John. I see him. -- Okay. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Carroll has requested to verify those who voted in the negative. Madam Secretary, would you please call those Members' names?

SECRETARY HAWKER:

The following Members voted in the negative: Barkhausen, Butler, Davidson, DeAngelis, Donahue, Dudycz, Ralph Dunn, Etheredge, Fawell, Friedland, Geo-Karis, Hall, Hawkinson, Hudson, Karpel, Keats, Macdonald, Madigan, Mahar, Maitland, Philip, Raica, Rigney, Schaffer, Schuneman, Topinka, Watson, Weaver and Woodyard.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll, do you question the presence of any Member who voted in the negative?

SENATOR CARROLL:

Is -- yes, is Senator Barkhausen on the Floor?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Barkhausen on the Floor? He's on -- on the Democratic side.

SENATOR CARROLL:

Senator Davidson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson on the Floor? Senator Davidson on the Floor? Strike his name.

SENATOR CARROLL:

Senator Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall on the Floor? Senator Kenneth Hall on the Floor? Strike his name.

SENATOR CARROLL:

That's sufficient.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. On the verified roll call, the -- there are 28 voting Aye, 27 Nay, none voting Present. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments. Oh, excuse me. Senator Brookins offers Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. This would add five hundred and twenty-five thousand dollars from the Fair and Exposition Fund for

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the purpose of creating a Chicago Agricultural Fair. I ask for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Brookins has moved the adoption of Amendment No. 3. Is there discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I -- I rise in -- in opposition to this amendment. I have to believe that this is not the year to begin a new initiative up there, and I would ask that everyone cast a No vote on this motion.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Brookins may close. I'm sorry. Senator Carroll, I didn't see your light. Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As we had -- I'd forgotten to indicate, I guess, in my opening remarks, we would ask our Members also to withdraw these types of amendments, although we recognize the import of them; that until we know what the revenue stream is and where the money is going to be made available, I think it would look improper for the Senate to be spending money that we know we don't have. I understand that Members would like to discuss them, and I think that is appropriate, so that all the Membership knows now what the important issues are as we are working through the system. But then to ask the Members to do as I had done and others, and that -- then to withdraw the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Brookins.

SENATOR BROOKINS:

Thank you. In deference to my Chairman, let me just say this and then we'll think about it. Let me just say that -- that,

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first of all, this is not funds coming from the General Revenue Funds, as we all know; that it is coming from where -- the horse races, et cetera, and therefore, it'd just be a transfer of funds that's already in the system. Secondly, that I think that in the Chicago area and in the Cook County area, that we're due to get an opportunity to see what the downstaters are -- in agriculture and the fairs and everything. In other words, we would be moving -- moving culture from downstate to the Chicago so that the young folks will understand at least where milk come from. You understand? Instead of -- my little boy for years thought milk came from the A & P. So with that, and -- and since my Chairman has so kindly asked me to withdraw this amendment, I will withdraw this amendment. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Brookins seeks leave to withdraw. Withdraw the amendment. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Carroll and Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Carroll seeks leave to withdraw Amendment No. 3. Is leave granted? Leave is granted? Amendment No. 3 is withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Carroll and Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll seeks leave to withdraw Amendment No. 3. Is leave granted? Leave is granted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 3 would have been a reduction in agriculture in the contractual amount, inasmuch as they have told us they have rescinded the contract of their one contractual employee. This would therefore remove the monies that would have been paying him. However, I just received a call. I have been asked to meet with the counsel of the Governor this afternoon. So with the understanding, Senator Etheredge and Senator Woodyard, that they want to discuss that matter, I'll withdraw this amendment at this time, and if nothing is resolved, then we'd ask that the bill be brought back tomorrow so that we can then either offer the amendment or something like it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Carroll seeks leave to withdraw Amendment No. 3. Leave is granted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 355. Senator Etheredge. On the Order of Senate Bills 2nd Reading -- sorry. Senate Bill 335.

SECRETARY HAWKER:

Senate Bill 335.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Madigan, for what purpose do you arise?

SENATOR MADIGAN:

Thank you, Mr. President. Point of personal privilege, if I may.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

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SENATOR MADIGAN:

Thank you. Seated with us in the President's Gallery this morning is a group from Beason Elementary School in Logan County, and their teacher, Jean Handlin. I would appreciate them being welcomed to the Senate Chambers.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. If our guests in the gallery will please rise and be recognized by the Senate. Welcome to Springfield. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Senator Demuzio, on a point of personal privilege.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, I have several of my constituents up in the President's Gallery. One is John J. McCaughey - M-C-C-A-U-G-H-E-Y - who is President of the Warren-Newport Credit Union, which is based in my district. The other one is Fritz Krause from the Johns-Manville Credit Union. And the third one is Reverend Norman Schneller from Zion. And I'd like you to help me greet them. They're up there in the President's Gallery.

PRESIDING OFFICER: (SENATOR DEMUZIO)

If our guests in the gallery will please rise?

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guidelines amendment, as we previously described, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment

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No. 1 to Senate Bill 335. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDENT ROCK:

Senator Carroll, on Amendment No. 2.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. It appears as if there may have been an accidental double adjustment, rather than double appropriation, in the budget, as submitted by the Governor. I have in my hands a memo from the -- from Joan Walters, the Director of the Bureau of the Budget, to Steve Selcke, the Legislative Coordinator, that indicates that apparently a hundred and eighty thousand dollars was taken out of the large institution grants line, which was to reduce those lines in order to fund the Humanities Council. However, the Humanities Council appears in another budget in the Governor's Council on Health and Physical Fitness. So this would therefore restore to the last year's level the -- which apparently was the error inadvertently made - we start at last year's level, the funding to the large institutions. The large institutions got last year about nine hundred thousand dollars. So this errored reduction would have been about a twenty-percent reduction Statewide. That clearly was not the intent of the Office of the Governor. So we would move adoption of Amendment No. 2.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Amendment No. 2 to

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Senate Bill 335. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Carroll and Hall.

PRESIDENT ROCK:

Gentleman seeks to withdraw that amendment. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Cullerton.

PRESIDENT ROCK:

Withdraw. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 336. Senator Etheredge. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 3-3-6 ...(machine cutoff)...Bill 336. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jones offers Amendment No. 1.

PRESIDENT ROCK:

Senator Jones on the Floor? Withdraw the amendment. Further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Welch.

PRESIDENT ROCK:

Senator Welch. Withdraw the amendment. Further amendments?

SECRETARY HAWKER:

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Amendment No. 1 offered by Senator Thomas Dunn.

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This is for six hundred and sixty-five thousand, and I propose to do it by taking Howard Brookins' five hundred and twenty-five thousand for the Agricultural Fair in Chicago. And for his children who don't know where milk comes from, we'll gladly give 'em free tours.

PRESIDENT ROCK:

Gentleman's moved the adoption of Amendment No. 1 to Senate Bill 336. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I would -- in view of the fact that other similar amendments have been withdrawn, I would respectfully request that the sponsor withdraw this amendment also.

PRESIDENT ROCK:

Gentleman indicates he will withdraw the amendment. Further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Kelly.

PRESIDENT ROCK:

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President and Members. I will also withdraw. I'm concerned about these three projects, but at the same time, I understand the current situation, and I withdraw.

PRESIDENT ROCK:

All right. Gentleman has withdrawn the amendment. Are there further amendments?

SECRETARY HAWKER:

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No further amendments.

PRESIDENT ROCK:

3rd Reading. 337. Senator Etheredge. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 3-3-7.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would be the guidelines amendment of the Bureau of the Budget, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 337. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Before we get off that page, Senator Carroll

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seeks leave to go back to 258. 2-5-8, Madam Secretary. On the Order of Senate Bills 2nd Reading is Senate Bill 258. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 2-5-8.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would be a guidelines-type amendment, reallocating some monies for the county treasurers' training funds, et cetera, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to Senate Bill 258. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 4. Senator Etheredge. On the Order

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of Senate Bills 2nd Reading, Senate Bill 338. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 3-3-8.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to Senate Bill 338. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 339. Senator Etheredge. On the Order of Senate Bills 2nd Reading is Senate Bill 339. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 3-3-9.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Rea offers Amendment No. 1.

PRESIDENT ROCK:

Senator Rea.

SENATOR REA:

Thank you, Mr. President. This -- this amendment is -- would provide matching funds to the Benton School District, where there's mine subsidence and there's really a serious problem there. I realize the problems in the budget right now. I'd just like to mention that I'd like to keep this in the -- in the process as the budget moves along, and we'll withdraw the amendment for now.

PRESIDENT ROCK:

Gentleman seeks to -- has withdrawn the amendment. Leave is granted. Further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Smith.

PRESIDENT ROCK:

Senator Smith. Senator Smith, on Amendment No. 1.

SENATOR SMITH:

Thank you. This amendment reallocates ten thousand dollars from the New Salem State Historic Site Project to the Department of Corrections to purchase equipment at the Dwight Chapel and Visitors' Center. And there is no dollar change whatsoever.

PRESIDENT ROCK:

Senator Smith has moved the adoption of Amendment No. 1 to Senate Bill 339. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

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Thank you very much, Mr. President, Ladies and Gentlemen of the Senate. I have been informed that a hundred thousand dollars has just been released for this project at Dwight, and that they are free to purchase equipment with that sum of money. On that basis then, I don't believe that this amendment is necessary, and I would respectfully ask that the Senator withdraw it.

PRESIDENT ROCK:

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President. And to my colleague on the other side of the aisle: I merely want to let you know that they had to furnish the chapel and these things were equipment to be furnishing to the chapel. They need three thousand dollars for a word processor and printer; they need one thousand dollars for a printer; 1.2 thousand for the chapel's sound system; four thousand dollars for an educational audio/visual package to provide parents education training. They need these things in the building. Now, the Governor's capital projects sent in a review committee -- recently approved release of a hundred thousand for the Capital Development Fund for the State's share of the construction of this chapel - the Visitors' Center at Dwight Correctional Center. Church Women United of Illinois have pledged four hundred and fifty thousand dollars, and so far raised four hundred and thirty-eight thousand toward the cost of the construction of the four-thousand-six-hundred-square-foot nondenominational Chapel and the Family Visitors' Center. This is a request to add -- to finish it up. They broke ground on May 6 - that's why I've got a cold today - on May 6 in Dwight. And this is to help them to finish it off. That's all. It's ten thousand dollars. It's being taken from the log cabin chimney at the Lincoln New Salem Historical Site from two hundred and twenty-five thousand, and we're going to give them the two hundred and fifty -- fifteen

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thousand General Revenue Funds, and reallocates ten thousand dollars General Revenue Fund to the Department of Corrections for all costs associated with the acquisition and installation of furnishing and equipping the Chapel/Visitors' Center at Dwight Correctional Center. We need that money, and it's not going to hurt to finish that project off.

PRESIDENT ROCK:

Further discussion on Amendment No. 1? Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, I had an opportunity last fall to visit New Salem. New Salem, of course, was a WPA project built in the thirties, and despite, I think, a pretty decent maintenance program, those chimneys have become fire hazards. And we've already had two major fires out there. I think it's penny-wise and pound-foolish not to correct those fire hazards. We jeopardize State employees. We jeopardize some of the million tourists that visit that very valuable tourist resource for the State. I don't fault the Senator's wish for ten thousand dollars, but they've been waiting several years to get these chimneys back under repair, and unfortunately, it's kind of a lost art and I guess it's fairly expensive, but this is the safety of the people of the State of Illinois and our own State employees. I'd suggest the Senator look somewhere else to -- for the ten thousand dollars, rather than jeopardize the safety of people at New Salem.

PRESIDENT ROCK:

Further discussion on Amendment No. 1? Senator Davidson.

SENATOR DAVIDSON:

Mr. President and Members of the Senate, I rise in opposition to this. Pretty well been stated by Senator Schaffer, and also, if I understood Senator Etheredge correctly, money had been released. I don't know how many of you have been to New Salem State Park, but the problem you have is that the lining is

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deteriorated in those chimneys, which are wooden on the outside. And as Senator Schaffer remarked, two of the fires, fortunately, were caught early and did not destroy the whole cabin. One of the chimneys that's in the worst state of repair is on the only original cabin that still stands among all those that have been restored. And I urge you to defeat this amendment.

PRESIDENT ROCK:

All right. Further discussion on Amendment No. 1? Senator Carroll, on Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Maybe, hopefully, to shed some light on the discussion. As we understand it - and I'm not saying we're correct - this is just the information we've received to date, which is slightly different from what we're hearing on the Floor - two things: one, that the amounts released were construction and not equipment. If we're incorrect, and it included this equipment, then obviously the amendment would not have been needed or would not be needed now. But we understand the release of funds did not include this very miniscule amount of equipment that is essential for the chapel, which is why Senator Smith offered the amendment. If there is different information, I'm sure she would not have pursued it or would not pursue it now if it's being funded through some other source. We also understand that the bidding process on New Salem had a built-in overrun factor - and we could be wrong on that - of approximately ten percent, which would have been twenty-two thousand dollars, and that's why the ten thousand was a safe figure, because it does not appear that they would need to have overruns on that type of a project. That's why Senator Smith thought that since those funds would not be spent anyway and since, to the best of our knowledge, they were not included within the released amounts, that this would complete a project that

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otherwise has been sitting idle, and get it over and done with. If the information we have is incorrect, we'd love to be enlightened so we wouldn't have to pursue it. Otherwise, I think we should be doing this.

PRESIDENT ROCK:

Further discussion on Amendment No. 1? Senator Leverenz.

SENATOR LEVERENZ:

Thank you, Mr. President. I rise in support of the Lady's amendment. Surely, if you think in terms of rebuilding or building a couple of chimneys, the two hundred and twenty-five thousand dollars - reducing it to two hundred and fifteen thousand - I'm sure they can make a couple of chimneys with that, as well as probably reconstruct a few other things. The fact of the matter is, you cannot take the money out of construction lines for equipment, and therefore I would ask that you would go along with the Lady's amendment for the ten-thousand-dollar switch in funds. Thank you.

PRESIDENT ROCK:

Further discussion? Senator Smith, you may close.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I am not here appealing for myself. I'm appealing for the women at Dwight who are trying to do -- have a better life. A lot of them are in there because of circumstances, and they have a warden there that is worthy of her hire, and she has certainly changed many lives. We are dealing with people today. That's what's wrong with our society today - we are so involved in things, and we are forgetting about people. These women are crying out there for a chance, and you want to stop it. And the next thing, all of you Senators here - all of us here - have churchwomen in our districts. Those women went out - churchwomen - went out and -- and raised four hundred and forty some -- forty

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thousand dollars to put that chapel there for those women. They forgot about self and thought in terms of those who maybe you are walking over in your districts. Now I'm asking you, please, out of the mintage <sic> of my heart to please -- ten thousand dollars is not going to break the New Salem -- building, neither is it going to make it. But ten thousand dollars will help to give those women who are inmates out there a chance, and know that the State of Illinois is concerned about them. I'm not asking for Margaret, but I'm asking for the State of Illinois people who are incarcerated in our institutions.

PRESIDENT ROCK:

Senator Smith's moved the adoption of Amendment No. 1 to Senate Bill 339. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Rea.

PRESIDENT ROCK:

Senator Rea, on Amendment No. 2.

SENATOR REA:

Thank you, Mr. President. This is another project that -- having to do -- do with the hearing impaired - the special school in Southern Illinois where there is a drastic need for roof replacement and heating and cooling system. Knowing the circumstances, I withdraw the amendment at this time, but will be looking, hopefully, later on, if there's any possibilities as we move through the legislative process.

PRESIDENT ROCK:

Gentleman has withdrawn the amendment. Are there further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Vadalabene.

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PRESIDENT ROCK:

Senator Vadalabene.

SENATOR VADALABENE:

Thank you, Mr. President and Members of the Senate. The request of one million dollars could be used by the Department of Conservation for land acquisition and scenic easements to complete the parkway which was -- which stretches from Alton to Pere Marquette and excludes Grafton. This is a very -- needed monies; but at this time, I will remove the amendment.

PRESIDENT ROCK:

Gentleman seeks leave to withdraw the amendment. Leave is granted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. On the Order of Senate Bills 2nd Reading is Senate Bill 340. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 340.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is your -- is a reappropriation projects level to bring them down to the current level of funding, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Amendment -- Committee Amendment No. 1 to Senate Bill 340. Discussion? If

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not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senator Luft offers Amendment No. 2.

PRESIDENT ROCK:

Senator Luft, on Amendment No. 2.

SENATOR LUFT:

Thank you, Mr. President. Amendment No. 2 deletes - deletes - 2.2 million dollars of CDF reappropriation for a rehab building -- to rehab a building in Peoria.

PRESIDENT ROCK:

Senator Luft's moved the adoption of Amendment No. 2 to Senate Bill 340. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President, a point of personal privilege.

PRESIDENT ROCK:

State your point, please.

SENATOR GEO-KARIS:

Today we have a number of girl scouts here, and I'm privileged to have young Kattie - K-A-T-T-I-E - Tucker from Zion, Illinois, who is a Gold Award Girl Scout, which means the equivalent of

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eagle scout of the boys. And I'd like you to -- to welcome Kattie here today, who's going to be with us.

PRESIDENT ROCK:

Welcome to Springfield. Senator Raica, I see you have some help today. Would you like to introduce your administrative assistant?

SENATOR RAICA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. A point of personal privilege, please.

PRESIDENT ROCK:

State your point.

SENATOR RAICA:

With me this morning, and I -- hopefully most of the afternoon, I have a gentleman called Micah Mefford. He is from Virginia, Illinois, and he is a constituent of Senator Laura Kent Donahue. His parents are with us in the gallery. They are Mark and Chris Mefford. Micah is a very special child. He has a congenital heart disease, and he's just been accepted to the Make-A-Wish Foundation. His wish is to play golf with Michael Jordan. And what he did receive -- he is going to be picked up by limousine and be taken to a Cardinal game, which everyone here is probably really ecstatic with, and he's going to sit on the bench with the baseball players. So, everyone here, I'm -- I'm going to ask for a loud round of applause for a good friend, Micah Mefford.

PRESIDENT ROCK:

Micah, welcome. Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. On a point of personal privilege.

PRESIDENT ROCK:

State your point.

SENATOR DONAHUE:

I will forgive Micah for his desire to be with a Chicago

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politician, since he's my constituent, and he had wanted to be with Senator Raica today. And, Micah, I would ask you a very special favor. Can I join in your game of golf? You've got to have a foursome, and I'd love to go with you. Take care.

PRESIDENT ROCK:

Senator Hudson, were you seeking recognition?

SENATOR HUDSON:

Thank you, Mr. President. Along the line of the Girl Scouts that are with us today, I have here -- down here a young lady from Montgomery, Illinois, by the name of Heather Pienkos, and I think she is busily engaged in her duties right now, but I want to introduce her anyway. She's here somewhere. I'm sorry. Would you nonetheless greet Heather Pienkos from Montgomery.

PRESIDENT ROCK:

Heather, welcome to Springfield. All right. Top of Page 4 on the Calendar, on the Order of Senate Bills 2nd Reading is Senate Bill 341. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 341.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment, and I would move its adoption.

PRESIDENT ROCK:

Discussion? Senator Carroll's moved the adoption of Committee Amendment No. 1. If there's no further discussion, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

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SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Smith offers Amendment No. 2.

PRESIDENT ROCK:

Senator Smith, on Amendment No. 2.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This amendment merely reallocates seven thousand dollars for a portrait of the late Senator Fred J. Smith, who served in this Legislature for thirty-six years. And I think that his work is worthy to have a portrait of him in the halls of these -- of this -- of this building. And I ask that you would be kind enough to adopt this request. This is no dollar change. It's in a nine-million-dollar line. We can well afford it. And we're merely just moving the money from a contractual line to a line of its own. Many of my colleagues on the other side of the aisle served with Senator Fred J. Smith, and I think you knew his worth. He was no put-on or no push-off. And he served these Chambers with honor and dignity. And he had as many friends on the other side of the aisle as he had over on this side of the aisle, and he was a Gentleman. And I think in his honor, as being one who served thirty-six years in this building, in these Chambers, that this could be allowed him this time. Seven thousand dollars for a portrait.

PRESIDENT ROCK:

Senator Smith's moved the adoption of Amendment No. 2. to Senate Bill 341. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

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SECRETARY HAWKER:

Amendment No. 3 offered by Senators Carroll and Hall.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 342. On the Order of Senate Bills 2nd Reading,
Senate Bill 342. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 342.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers
Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.
Committee Amendment No. 1 is the guidelines amendment, and I would
move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment
No. 1 to Senate Bill 342. Discussion? If not, all in favor,
indicate by saying Aye. All opposed. The Ayes have it. The
amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Are there any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDENT ROCK:

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Senator Carroll, on Amendment No. 2.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. For several years there has been agreement to pay the legal fees on the Eastern -- on the Panhandle Eastern case over a period of years. At -- the first year I think we paid like a million three, and then it was two hundred and fifty thousand. Apparently last year, for some unknown reason, we goofed and did not include that funding. The budget, therefore, this time did not include it either. There is still approved -- significant bills out there approved by the agencies as to amount. The services had been performed. This would provide for two hundred and fifty thousand against that unfunded liability, keeping the flow that apparently had been agreed to years ago, and I would move adoption of Amendment No. 2.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Amendment No. 2 to Senate Bill 342. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in opposition to this amendment. I am informed by the Commerce Commission that this is a case which is still being litigated; that we, in fact, do not know exactly what our obligations are going to be insofar as the legal expenses are concerned. I'm also told that there is more than one law firm that is involved within this suit, and that we should not just pick out one law firm and pay them something and not deal with the -- with the other firms that are involved in this. I'm also informed that in the past, when we have paid a portion of the -- the legal fees as they have accrued, that we have made those payments out of GRF, not out of PUF funds. So I think for all of those reasons, I would respectfully request that the sponsor

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withdraw this amendment. And, if not, I would ask for a No vote.

PRESIDENT ROCK:

All right. Further discussion on Amendment No. 2? Senator Carroll, you wish to close?

SENATOR CARROLL:

Merely to say that over a period of years, the State had been funding this out. These services were basically performed, as I understand it, in the mid- to late-'80s. I understand there is a firm still providing work. And if that's not compensated in the regular budget, that should be added on the same type of spread-out basis that this was. Apparently, this firm was to have, in their opinion, received some of the payment last year and some of the payment this year. That had been the understandings against the old bills that have been approved by the Commerce Commission. But again, our -- at least the Executive Branch and our error apparently did not honor that prior commitment of funding them over time. These are past due, I guess, a couple years, and were, you know, appropriately -- the firms were chosen by the Commerce Commission. That's why I'm surprised by the opposition, if any, because -- I mean, they're not our firms or anything else. These were Governor- and Commerce Commission-chosen firms who provided the work a couple of years ago, and I would move adoption of Amendment No. 2.

PRESIDENT ROCK:

All right. Senator Carroll has moved the adoption of Amendment No. 2 to Senate Bill 342. Those in favor of the amendment 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? Have all voted who wish? Take the record. On that question, there are 29 Ayes, 28 Nays, none voting Present. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

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No further amendments.

PRESIDENT ROCK:

3rd Reading.

END OF TAPE

TAPE 2

PRESIDENT ROCK:

343. On the Order of Senate Bills 3rd Reading -- 2nd Reading is Senate Bill 343, Madam Secretary. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 343.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Marovitz offers Amendment No. 1.

PRESIDENT ROCK:

Senator Marovitz, on Amendment No. 1. Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President. After consulting with staff and the chairman, I think this is still in the process of negotiation, so I withdraw this amendment.

PRESIDENT ROCK:

Amendment's been withdrawn, Madam Secretary. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

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3rd Reading. On the Order of Senate Bills 2nd Reading, Senate Bill 344. Read the bill.

SECRETARY HAWKER:

Senate Bill 344.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Why, thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 344. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further -- committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw amendment, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 345. Senator Schaffer. On the Order of Senate Bills 2nd Reading is Senate Bill 345. Read the bill, please.

SECRETARY HAWKER:

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Senate Bill 345.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would be the guidelines amendment, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 345. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 346. Senator Hawkinson. On the Order of Senate Bills 2nd Reading is Senate Bill 346. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 346.

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the guideline amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to Senate Bill 346. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 2.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. These were newly acquired federal funds that we adopted to the amendment to add those in committee. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 2 to Senate Bill 346. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 3.

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PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 347. Senator Schaffer. On the Order of Senate Bills 2nd Reading, Senate Bill 347. Read the bill.

SECRETARY HAWKER:

Senate Bill 347.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This will be the guidelines amendment, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 347. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senator Etheredge offers Amendment No. 2.

PRESIDENT ROCK:

Senator Etheredge, on Amendment No. 2.

SENATOR ETHEREDGE:

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Thank you very much, Mr. President, Ladies and Gentlemen of the Senate. This amendment adds back approximately seven hundred and forty thousand dollars that had been cut by Committee Amendment No. 1. We cut a little more deeply than we intended. I move for its adoption.

PRESIDENT ROCK:

Senator Etheredge moves the adoption of Amendment No. 2 to Senate Bill 347. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 348. Senator Weaver. On the Order of Senate Bills 2nd Reading is Senate Bill 348. Read the bill.

SECRETARY HAWKER:

Senate Bill 3-4-8.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 348. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

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PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Rea offers Amendment No. 2.

PRESIDENT ROCK:

Senator Rea, on Amendment No. 2.

SENATOR REA:

Thank you, Mr. President and Members of the Senate. These coal projects have been identified as cutting-edge technologies that can provide environmental compliance for utilities with continual utilization of Illinois coal. And the projects should be listed in Senate Bill 348 for the purpose of describing the expenditures of the Coal Development Bond Fund for current and upcoming ENR projects. The individual clean coal project expenditures are not additional expenditures; but are a clarification of funds to be used from the bond fund line item total. The remaining monies will be used for ongoing projects. I would move for adoption.

PRESIDENT ROCK:

Senator Rea has moved the adoption of Amendment No. 2 to Senate Bill 348. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in opposition to the amendment. As has been pointed out, this -- there is no dollar change here. There is an -- an allocation to the various projects that have been identified. And I think everyone agrees we want to do these projects. The problem that we are -- we are, however, creating a problem by making these project-by-project allocations. Because what's going to happen is we're going to find that one -- one of these projects is going to require a little bit more to -- to complete than has been allocated here. Another project is going to require a little bit

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less, and then that -- we're not going to be able to spend the money that is not used by that project. I think what we're doing here is simply creating an unnecessary administrative problem, and I don't think that we really want to be about that kind of business. So I rise in opposition to this amendment.

PRESIDENT ROCK:

Further discussion on Amendment No. 2? Senator Ralph Dunn.

SENATOR R. DUNN:

Thank -- thank you, Mr. President, Members of the Senate. I hate to disagree with my distinguished leader over here on this side, but this is a -- we deem this - in the coal development business - as pretty important that these funds be allocated to their proper sources so that they can be released and be spent. Some of these have been voted on and passed out of the Coal Development Board as long as last March -- and all of them in March, and some of them over a year ago, and they've been held up somewhere along the line, and we wanted to break them out. So that -- it doesn't change anything other than to allocate by line item what these projects are. I'd urge adoption of the amendment.

PRESIDENT ROCK:

Further discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise also in support of the amendment. I think we want accountability in government. We've done it in other areas as well. These were projects to which the funds were committed. And there is a process by which we can transfer funds if somebody's up and somebody's down at the end of the construction period, or the rehab period, or the restoration period, just as we do everywhere else. But if we want the public and ourselves to know where the money's being spent, it's always smarter to try and allocate. And I would urge adoption of the amendment.

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PRESIDENT ROCK:

Further discussion on Amendment No. 2? If not, Senator Rea to close.

SENATOR REA:

Thank you, Mr. President. Actually these projects are in the pipeline. These -- these figures are the ones that we've been dealing with, with the Department, through the Coal Bonding Fund. I see no -- no problem with this whatsoever, and with the event of the Clean Air Act, it's more important - probably than ever - to identify, promote and commercialize various technologies that can be used in the near future - and I underline in the near future - with a wide range of applications to a host of different types of utilities. I would move for adoption.

PRESIDENT ROCK:

Senator Rea has moved the adoption of Amendment No. 2 to Senate Bill 348. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Brookins.

PRESIDENT ROCK:

Senator Brookins, on Amendment No. 3.

SENATOR BROOKINS:

Thank you, Mr. President. This amendment adds 2.9 million dollars -- wait -- wait -- wait -- I'm sorry -- 1.2 million. This is 1.2 million for the museums in the City of Chicago and around the nation. And I just want my colleagues to know that our -- our museums are in bad shape, and they are about to close. But since my chairman has asked me, and I know him to be a concerned guy, I withdraw this -- this amendment.

PRESIDENT ROCK:

Amendment's been withdrawn. Further amendments?

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SECRETARY HAWKER:

Amendment No. 3 offered by Senators Carroll and Hall.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Bottom of Page 4. On the Order of Senate Bills
2nd Reading, Senate Bill 349. Senator Butler. Read the bill,
please.

SECRETARY HAWKER:

Senate Bill 349.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers
Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.
This is the guideline amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment
No. 1 to Senate Bill 349. Discussion? If not, all in favor,
indicate by saying Aye. All opposed. The Ayes have it. The
amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

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Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 350. Senator Philip. On the Order of Senate Bills 2nd Reading is Senate Bill 350. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 350.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the constitutional officer type guideline amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to Senate Bill 350. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Etheredge offers Amendment No. 2.

PRESIDENT ROCK:

Senator Etheredge, on Amendment No. 2.

SENATOR ETHEREDGE:

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

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There is no dollar change here. This is merely a technical correction. I'd move for its adoption.

PRESIDENT ROCK:

Senator -- Senator Etheredge has moved the adoption of Amendment No. 2 to Senate Bill 350. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 3.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Bottom of Page 4. On the Order of Senate Bills 2nd Reading is Senate Bill 351. Read the bill.

SECRETARY HAWKER:

Senate Bill 351.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to Senate Bill 351. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

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No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 5. On the Order of Senate Bills 2nd Reading is Senate Bill 352. Read the bill.

SECRETARY HAWKER:

Senate Bill 352.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to Senate Bill 352. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

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Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 5. On the Order of Senate Bills 2nd Reading, Senate Bill 353. Senator Butler. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 353.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would add the Rural Bond Bank, but in lump sum, which we'll correct later. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 353. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDENT ROCK:

Senator Carroll, on Amendment No. 2.

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SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would now take the Rural Bond Bank in line item, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll moves the adoption of Amendment No. 2 to Senate Bill 353. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 3.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 354. Senator DeAngelis. On the Order of Senate Bills 2nd Reading, Senate Bill 354. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 354.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 354. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's

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adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 355. Senator Etheredge. On the Order of Senate Bills 2nd Reading is Senate Bill 355. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 355.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 355. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

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3rd Reading. 356. Senator Dunn. On the Order of Senate Bills 2nd Reading is Senate Bill 356. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 356.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 356. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 357. Senator Etheredge. On the Order of Senate Bills 2nd Reading, Senate Bill 357. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 357.

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(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to Senate Bill 357. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Senator -- withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 358. Senator Donahue. On the Order of Senate Bills 2nd Reading is Senate Bill 358. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 358.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

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Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This -- Committee Amendment No. 1 would correct budgeting errors and provide the guidelines reductions. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 358. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 359. Senator Etheredge. On the Order of Senate Bills 2nd Reading, Senate Bill 359. Read the bill.

SECRETARY HAWKER:

Senate Bill 359.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

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

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This is the guidelines amendment, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 359. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 360. Senator Etheredge. On the Order of Senate Bills 2nd Reading, Senate Bill 360. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 360.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 360. Discussion? If not, all in favor,

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indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 361. Senator Etheredge. On the Order of Senate Bills 2nd Reading, Senate Bill 361. Read the bill.

SECRETARY HAWKER:

Senate Bill 361.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to Senate Bill 361. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

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PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDENT ROCK:

Senator Carroll, on Amendment No. 2.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a technical amendment to correct spelling errors. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Amendment No. 2 to Senate Bill 361. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Schaffer.

PRESIDENT ROCK:

Senator Schaffer, on Amendment No. 3. Withdraw, please. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Carroll and Hall.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 362. Senator Woodyard. On the Order of Senate Bills 2nd Reading is Senate Bill 362. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 362.

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a reduction amendment to bring it down to one dollar to make it a vehicle bill. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 362. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 363. Senator Etheredge. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 363.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 364. Senator Watson. Read the bill, please,

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Madam Secretary.

SECRETARY HAWKER:

Senate Bill 364.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to Senate Bill 364. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Senator Carroll offers -- no further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDENT ROCK:

Senator Carroll, on Amendment No. 2.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the annual allocation amendment. No dollar change. And I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Amendment No. 2 to Senate Bill 364. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

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Well, thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a -- what we're doing here is to allocate a portion of these dollars for various member -- member projects. I don't think this is something that we ought to be doing at -- at this time. I rise in opposition to this amendment.

PRESIDENT ROCK:

All right. Senator Carroll has moved the adoption of Amendment No. 2 to Senate Bill 364. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Carroll and Hall.

PRESIDENT ROCK:

Senator -- withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 365. Senator Watson. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 365.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 365. Discussion? If not, all in favor,

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indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 366. Senator Maitland. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 366.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Maitland offers Amendment No. 1.

PRESIDENT ROCK:

Senator Maitland, on Amendment No. 1.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 1 to Senate Bill 367 is a technical amendment. I move for the adoption.

PRESIDENT ROCK:

3-6-6, Senator Maitland. Senator Maitland's moved the adoption of Amendment No. 1 to Senate Bill 366. Discussion? If not, all in favor -- I beg your pardon. Senator Berman.

SENATOR BERMAN:

Let him reexplain the amendment.

PRESIDENT ROCK:

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Senator Maitland.

SENATOR MAITLAND:

I do, Mr. President, apologize. I was on the wrong bill. It is not just a technical amendment; it does -- it's a reallocation within Aging's budget, and does partially restore the funding for home-delivered meals, and I would move for the adoption.

PRESIDENT ROCK:

All right. Senator -- discussion on Amendment No. 1 to Senate Bill 366? Senator Berman.

SENATOR BERMAN:

Thank you -- thank you, Mr. President. I stand in opposition to the amendment. Let me explain to those who are concerned about this appropriation just why I stand in opposition. Senator Maitland is correct; it seeks to reinstate some money - five hundred and fifty thousand dollars - for home-delivered meals. The problem with this amendment is that it funds home-delivered meals to the extent of half a million dollars, but takes that money from elder abuse programs and a deinstitutionalization program. This amendment, or its -- the essence of this amendment, was offered in Appropriations II Committee. I spoke against this amendment in the committee and we were able to defeat this amendment, because this side of the aisle in that committee did not want to be put into the position of taking funds from a very important -- two very important programs, namely elder abuse prevention, and deinstitutionalization prevention, to prevent seniors from being put into nursing homes and other institutions, in order to fund Meals on Wheels. Meals on Wheels is important, but so are the other two programs. And I would suggest that we defeat this amendment, and between now and June 30th, work to restructure our priorities so that elder abuse, deinstitutionalization and Meals on Wheels are maintained in the budget. I urge a No vote.

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PRESIDENT ROCK:

All right. Further discussion on Amendment No. 1? Senator Fawell.

SENATOR FAWELL:

Thank you very much, Mr. President and -- and Members of the Assembly. You know, I have delivered these home-delivered Meals on Wheels Program. I've actually gotten in my car and delivered some of these meals, and -- and they certainly are very important. But I think the way that this amendment is drafted is certainly the way to go. We have found monies in this particular budget. The WIC program, we have been told during the Appropriations Committee, was going to be twenty-five percent more by the -- through federal funds. I don't think we're hurting anything to do this, and -- and I think we ought to be doing this, and -- and this is an important program and I think we ought to -- we ought to vote for this amendment.

PRESIDENT ROCK:

Further discussion? Further discussion? Senator Maitland, you wish to close?

SENATOR MAITLAND:

Thank you, Mr. President. Only to respond to Senator Berman. We're not really taking money away from anyone. The Elder Abuse Program has a -- still has a 14.6 increase over last year. That's not too bad. Deinstitutionalization is -- is a new initiative. We have no idea what it will cost, nor does the Department. And this appears to us to be a -- a reasonable reallocation of money within this budget. I would further move for the adoption.

PRESIDENT ROCK:

Senator Maitland has moved the adoption of Amendment No. 1 to Senate Bill 366. 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? Have all voted who

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wish? Take the record. On that question, there are 28 Ayes, 31 Nays, none voting Present. The amendment fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Berman.

PRESIDENT ROCK:

Senator Berman, on Amendment No. 2.

SENATOR BERMAN:

Thank you. This -- this is two -- 2.7 million dollars to fund home-delivered meals and community-based services. I'm going to withdraw the amendment, because I think we've got to find the money. But I can -- speaking for many of my colleagues, it is our intention to find the money for these important human services. I'll withdraw this amendment at this time.

PRESIDENT ROCK:

Senator Berman wishes to withdraw the amendment. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Brookins.

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Here again, Mr. President, this is for the -- Mr. President -- yes. This is for the Department of Aging. And what we are asking for is 2.9 million dollars to -- community care program. Without this money, eighteen elderly people will go without their community care. And I just think that -- this is just one that I really don't want to withdraw. This is one that we really need. I can know -- I know that this is a beneficial service to people, not only in my community, but in the State of Illinois. But due to the...(inaudible)...of the budget and -- and due the prevailing of my chairman on me, I have to withdraw this --

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PRESIDENT ROCK:

Amendment's been withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senators Carroll and Hall.

PRESIDENT ROCK:

Withdraw. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. On the Order of Senate Bills 2nd Reading, Senate Bill 367. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 3-6-7.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Mr. President. This is a guideline amendment, and I move for its adoption.

PRESIDENT ROCK:

Senator Hall's moved the adoption of Committee Amendment No. 1 to Senate Bill 367. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Maitland offers Amendment No. 2.

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PRESIDENT ROCK:

Senator Maitland, on Amendment No. 2.

SENATOR MAITLAND:

Thank you, Mr. President. Amendment No. 2 does correct drafting errors. It's technical. I move for the adoption.

PRESIDENT ROCK:

Senator Maitland's moved the adoption of Amendment No. 2 to Senate Bill 367. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Demuzio and J.J. Joyce.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 3 is an attempt, by myself and Senator Joyce, to restore the money for the two youth camps in Corrections that are being -- that have been targeted for closure under this administration. What we have done is, we have taken the 3.8 million dollars out of the central office of the Department of Corrections and reallocated that money to those two facilities for them to remain open at the '91 -- Fiscal Year '91 level. Now for those of you that feel that perhaps the central office is a place where this will cause some harm, I know that -- for example, just in two instances -- that we have one new executive assistant in the Department of Corrections - more than we had the previous year. We have one more legislative liaison than we had the previous year, and I can go on. So out of a 26.4-million-dollar budget, it seems to me that this is a prudent and fiscally responsible thing for us to do, particularly when you're talking about the overcrowding prison population in Illinois, where you

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have twenty-eight thousand people occupying about eighteen thousand beds. These two facilities operate -- according to their audits are cost efficient. And we ought not to be utilizing and throwing these youth offenders in the -- in with the hard core criminals in Illinois. And I would ask all of you to support this amendment to restore both of these youth camps, so that we can continue the fine operation that they have conducted in the -- in the -- in the previous years.

PRESIDENT ROCK:

Senator Demuzio has moved the adoption of Amendment No. 3 to Senate Bill 367. Discussion? Senator Joyce.

SENATOR J.J. JOYCE:

Well, thank you, Mr. President. Not to belabor the Body with a similar speech as Senator Demuzio, but I couldn't agree more with that, and I would ask for the adoption of this amendment.

PRESIDENT ROCK:

Further discussion? Senator Watson.

SENATOR WATSON:

Yes. Thank you. Question of the sponsor.

PRESIDENT ROCK:

Indicates he will yield, Senator Watson.

SENATOR WATSON:

Certainly share your concern about the youth camps, but concerned quite heavily about where you're taking this money from. Could you explain in more detail where you're going to come up with 3.9 million dollars out of the central office? I mean, are you talking about positions? And give us some idea what -- who these positions are, who they might be. Where's this money coming from?

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

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We took out the EDP. We took out car allowances that -- that are not for transporting prisoners and things of that nature, Senator Watson. Yes, the middle-management overhead.

PRESIDENT ROCK:

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President, Members of the Senate. Well, I, too, rise in opposition to this -- this amendment. We had lengthy discussions with the Director, and he indicated to us that the individuals from both of these facilities would be taken to Harrisburg and St. Charles, so we do have places for them. We're not dumping them out on the streets at all. These are fine programs, but they're very expensive programs on a per-individual basis. There's no question about that at all. And, Senator Demuzio, to take an additional 3.9 million dollars out of central office just won't work, and we would strongly urge a defeat of this amendment.

PRESIDENT ROCK:

All right. The Gentleman has moved the adoption of Amendment No. 3. Further discussion? Senator Demuzio, to close.

SENATOR DEMUZIO:

Well, I -- I certainly appreciate the -- the comments. Let me just suggest to you that by the Department of Corrections' own auditors, it was indicated that both of these facilities are two of the most cost-efficient facilities that we have in Illinois that are functioning under the Corrections banner. Let me also point out to you that these are not the hard core that we are attempting to put into maximum security-type prisons. These facilities operate programs -- matter of fact, this program is the only sex offender treatment program that's currently available in Illinois at such -- such a facility. And I think that we are in the process of renovating the dorms. We're proposing expenditures

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-- the previous year for a new roof. Cost of closing the facility would be more than it would be to maintain it and to keep it open and to keep these young people functioning in that -- in that facility, and I would hope that all of my colleagues would vote Aye on this amendment.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 3 to Senate Bill 367. Those in favor of the amendment 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 31 Ayes, 27 Nays, none voting Present. Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Hall.

PRESIDENT ROCK:

Senator Hall, on Amendment No 4.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This breaks out in a separate line the electronic detention funds. And there's no dollar change, and this was requested by the Parole Officers' Association. I move for the adoption of this amendment.

PRESIDENT ROCK:

All right. Senator Hall's moved the adoption of Amendment No. 4 to Senate Bill 367. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senators Carroll and Hall.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

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SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. On the Order of Senate Bills 2nd Reading, bottom of Page 5, Senate Bill 368. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 368.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Mr. President. This is the guideline amendments, and I move for the adoption of it.

PRESIDENT ROCK:

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 368. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 6. On the Order of Senate Bills

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2nd Reading, Senate Bill 369. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 369.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

...(machine cutoff)...Carroll, on Committee Amendment No. 1.

SENATOR CARROLL;

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 369. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. On the Order of Senate Bills 2nd Reading, Senate Bill 370. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 370.

(Secretary reads title of bill)

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2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 371. Senator Maitland. On the Order of Senate Bills 2nd Reading, Senate Bill 371. Read the bill.

SECRETARY HAWKER:

Senate Bill 371.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 is the guidelines amendment, and I move for its adoption.

PRESIDENT ROCK:

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 371. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Hall offers Amendment No. 2.

PRESIDENT ROCK:

Senator Hall, on Amendment No. 2.

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SENATOR HALL:

This is the AFSCME amendment and restores 5.9 million, and I move for its adoption.

PRESIDENT ROCK:

Senator Hall has moved the adoption of Amendment No. 2 to Senate Bill 371. Discussion? Senator Maitland.

SENATOR MAITLAND:

I -- thank you, Mr. President. I rise in strong opposition to this -- this amendment. This is obviously a major add-on and one that -- I believe we can use the money for better purposes. And I think a subsequent amendment will -- will demonstrate that. And I would urge defeat.

PRESIDENT ROCK:

All right. Senator Hall has moved the adoption of Amendment No. 2 to Senate Bill 371. Further discussion? Senator Hall, you wish to close?

SENATOR HALL:

This is not an add-on. It's for personal services, and we added that in -- in the committee. What it does, it forestalls the layoff of three hundred and seventy field service employees. This is an important amendment, and I move -- it's not an add-on. It's a restoration of money that was cut in the committee. So I move for this adoption.

PRESIDENT ROCK:

All right. Senator Hall's moved the adoption of Amendment No. 2 to Senate Bill 371. Those in favor of the amendment will vote Aye. Opposed, vote Nay. And the voting is open. All voted who wish? Have all voted who wish? All voted who wish? Have all voted who wish? All voted who wish? Take the record. On that question, there are 29 Ayes, 26 Nays, none voting Present. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

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Amendment No. 3 offered by Senator del Valle.

PRESIDENT ROCK:

Senator del Valle. Senator del Valle, on Amendment No. 3.

SENATOR DEL VALLE:

Thank you, Mr. President. Amendment No. 3 reallocates five hundred thousand dollars from the Medicaid Management Service -- Management Systems to Food Stamp Outreach Services. This would delay the implementation of the expansion of the Medicaid Management Systems by three months. It does not cancel it out, it delays the implementation.

PRESIDENT ROCK:

All right. Senator del Valle has moved the adoption of Amendment No. 3 to Senate Bill 371. Discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President. Just to rise in strong opposition to this amendment. We don't support it. We think it's inappropriate at this time, and I would further -- well, we just oppose it.

PRESIDENT ROCK:

All right. Senator del Valle has moved the adoption of Amendment No. 3 to Senate Bill 371. 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 31 Ayes, 28 Nays, none voting Present. Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senators Carroll and Hall.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Maitland.

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PRESIDENT ROCK:

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. We had -- we had identified twelve million dollars to fund at nearly seventy percent the DFI initiative. Obviously, a couple of the amendments that have gone on take direct services to those in need -- it takes money away from them and puts them in -- in jobs, and we regret that. I think that at a later time, we'll be able to make a better decision on that. But I -- we will persist in this -- this motion. We believe it's -- it's a good one. It restores DFI -- it restores the Donative Funds Initiative to seventy percent. And, Mr. President, I request a roll call and also would like a verification, if it is a close vote. I haven't been able to get your attention on previous -- on previous votes. Thank you, sir.

PRESIDENT ROCK:

All right. The question is the adoption of Amendment No. 4 to Senate Bill 371. Discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. While I am strongly supportive of the Donative Funds Initiative, I rise in opposition to this amendment for several reasons. One, when the Director of the Bureau of the Budget - Director Walters - was before the Appropriations I Committee, she indicated they goofed - that they should have had in the budget the Donative Funds Initiative, that she understood that it was a problem, that she recognized that they made a mistake, and that this was important and it should be done, and that she would get back to us within a week or two of how they would reallocate the funds to continue the Donative Funds Initiative Programs - some of the best programs we happen to have in the State. Well, a week, or two, or

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three went by, and then we wrote to her and she said, "I guess we goofed again, because we don't know what to do, and we don't know if we're going to do," even though she said she was going to do it. This does not provide for the Donative Funds Initiatives; it's only a portion of it. Obviously, it is not a reallocation, and we have Senate Bill 956 later on the Calendar that will, in fact, fund the Donative Funds Initiative. And we believe that is the way it should be done. So I rise in opposition to this amendment, because if we're going to take care of the problem, let's do it, and do it right.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would -- too, would rise in opposition, and the reason being is that the Donative Funds Initiative is an initiative which actually the Governor should be supporting. One of the points that the Governor made this year in his inaugural address was that he was going to maximize matching funds from other governments. And what we have here is a program that will garner twenty-five percent matching funds. So what we would like to do is pass a bill further on down the Calendar that will come up this morning, Senate Bill 956, that is a nineteen-million-dollar appropriation, which will allow for the match and continue these programs in all of our counties. So I would urge -- the opposition to this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Maitland may close.

SENATOR MAITLAND:

Thank you very much, Mr. President. I hope everybody's listening to what's going on here. In the first committee amendment we put on, we had found nearly eight million dollars. We agreed - Republicans and Democrats - on that. You all voted

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for it. And then a subsequent amendment comes back and puts eight million dollars back in -- six and a half million dollars back in. Just back in, like nothing. Money we had found to reallocate. We are trying very hard to find the money to fund, that is as high a level possible, some of these initiatives. Our amendment does that. You know that and I know that. Your amendment that will follow -- or your bill that will follow fully funds DFI at nineteen million dollars - money we don't have, because you put this money back in the Public Aid budget. That's wrong. That's wrong. And everybody knows it. I strongly urge support of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Maitland has moved the adoption of Amendment No. 4 to Senate Bill 371. 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 -- the Ayes are 28, the Nays are 31, none voting Present. Amendment No. 4 fails. Senator Maitland. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 372. Senator Maitland. On the Order of Senate Bills 2nd Reading is Senate Bill 3-7-2, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 3-7-2.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

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Senator Maitland offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. -- Mr. President and Members of the -- of the Senate. This again is an amendment that reallocates. And we -- we intend to reallocate money so that we can fully fund the -- medical grants for hemophilias, chronic renal disease, organ transplants, assault prevention, Illinois Cancer Council. We think it is a fair allocation - one that ought to be supported by the Body, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland has moved the adoption of Amendment No. 1. Is there discussion? Senator Berman.

SENATOR BERMAN:

Thank you. This is similar to an amendment that was offered in committee. We defeated it there. The problem with the amendment again is that we're taking money from needed other human services, such as Families With a Future, and also providing, in this amendment, add-on money to some other programs. We're also taking money from the Women's, Infants and Children's Program. We don't -- we shouldn't be put into the position at this stage, on this date, of taking money from these very, very necessary services and shuffling money. I would also point out that this amendment really is misdirected, because it takes 3.6 million dollars from a program that we get 1.8 million dollar federal reimbursement from. That's throwing our good tax dollars down the sewer and not even taking advantage of the federal money that should be available. So I urge a No vote on this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Collins. Senator Holmberg.

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SENATOR HOLMBERG:

Thank you, Mr. President. You know, why are you picking on women and children? When -- as you take a look at -- these all are concerned with women in pregnancy - at the time when they need to produce healthy offspring. Many of the problems that we get further down the line, in this very amendment, are caused by not giving the right kind of health care early. Why borrow from a very, very good program to do another good deed? Instead, let's keep the money in this program that is primary care, and let's find the money for the other programs from somewhere else.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much, Mr President. Senator, they are not trying to take money away from the women and the children. I will defend my colleagues over here. We were told in the Appropriation Committee, by the powers that be in this particular agency, that they do anticipate getting twenty-five percent more from the Federal Government for this program. We're going to have so much milk and cheese and formula around in this State, we're going to be drowning in it, if we continue on this way. You know, I think this is a good amendment -- I mean, I think this is -- this is a bad amendment, and I think we ought to -- it's a good amendment, and I think we ought to afford it. I'll get it right yet. We ought to support it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there further clarification? Further discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in opposition to this amendment. I think there are some things that have to be clarified. One, this does, in fact, take

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away money from Families With a Future - case management program that we had unbelievable discussions on last June. Exposés in Chicago that we were not funding. Department -- the directors of the departments involved came down and met with each one of us. We had crisis summit meetings to make sure, in fact, that we -- that they - the Department - would seek federal reimbursement, which they had not been doing, and that we - the Legislature - committed to funding that program at various levels for last year, this year, and next year, to make sure that the maximum amount that can be acquired to case manage problem pregnancies - to the children with a future, that we would, in fact, fund those at a level. We made a commitment. We have to honor that commitment. We cannot take money away from that commitment. The Department made a commitment that they would seek the federal reimbursement. And we're going to hold them to that. But to take the money away from that program that is so essential for future - the cocaine babies and all of those problems that otherwise would exist without this program - is absolutely wrong. To also say that the Federal Government in its largess is going to give us money for Women, Infant and Children -- now is not the time to say that, because the Director told us, and testified, that they cannot be sure. So that if, in fact, this amendment's adopted, they will be taking people off of the program - make no mistake about it - Women, Infant and Children Program. People will have to be reduced from the program. There will be a stoppage of service until maybe next May, June, when, in fact, the Federal Government - if they do - give us the money. If we allocate federal funds that do not exist -- the Director has said that the program cannot be based on that - on unknown, at this time, funds - and would, in fact, reduce the caseload - something else we absolutely cannot afford to do. There's no question that these other services need to be provided, but not at this expense. We'll find other cuts to

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make sure the money is there. Not to take it away from the Women, Infant and Children Program and the Children With a Future -- the Families With a Future, cocaine babies et al. I urge defeat of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Maitland may close.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Case management. Senator Carroll, I stood side by side with you a year ago, and we increased this program substantially. We are not cutting this program. We are simply allowing it to stay at FY'91 level. Women and children. Senator Holmberg -- Senator Holmberg, we're not against women and children at all. This is a one-hundred-and-fifty-million-dollar program. We're taking 1.9 from General Revenue to put elsewhere. The program will be fully funded. Congress - House and Senate - are committed to a fifteen-percent increase in the WIC program. The money's going to be there. We've taken money out of operations, so we can fund these programs. That's legitimate. The difference between this side of the aisle and that side of the aisle today is, you want to use the Governor's budget as a base and add everything on top. Folks, we can't do that. The money isn't there. We have reallocated within this budget. It's the proper way to do it. It won't hurt people, and will fully fund these programs. And I would move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland has moved the adoption of Amendment No. 1 to Senate Bill 372. 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 27, the Nays are 32, none voting Present. Amendment fails. Further amendments?

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SECRETARY HAWKER:

Amendment No. 2 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman. Senator Berman withdraws. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman -- seeks leave to withdraw. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senators Carroll and Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll seeks leave to withdraw. Withdraw. Senate -- any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 373. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 3-7-3.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is simply a guidelines amendment, and I move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Hall moves the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll seeks leave to withdraw. Withdraw. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 374. On the Order of Senate Bills 2nd Reading is Senate Bill 374, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 3-7-4.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Senator Hall. Senator Hall.

SENATOR HALL:

Thank you, Mr. President. This is a guidelines amendment, and I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Amendment No. -- Committee Amendment No. 1 to Senate Bill 374. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes

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have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Thomas Dunn offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Thomas Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This is in the amount of three hundred and sixty-eight thousand dollars. And this makes reference to the amount of money to the Illinois Vietnam Veterans Leadership Program. To refresh your recollection, this is the money that Senator Dudycz and I went around to each individual Member and asked him or her to sign a letter asking the Governor to restore this money to this program, because it's put to work some eleven thousand five hundred veterans. And I might add that the -- this program - run by this organization - is the only Statewide organization to put people to work. This is not a handout to veterans. This amount of money that has been expended in the past has been paid back to the State in the form of income tax by these veterans who now work. And I -- I realize that I'm violating the -- the "good ol' boy" policy - so to speak - here that we withdraw these amendments, but there are just some things that -- some days you can't follow the rules, and today is one of them. I would yield to Senator Dudycz, because he was helpful on his side of the aisle. We achieved about a ninety-five percent signature rating on our letters, and I'd yield to Senator Dudycz.

PRESIDENT ROCK:

All right. Senator Dunn's moved the adoption of Amendment No.

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2. Discussion? Senator Dudycz.

SENATOR DUDYCH:

Yes. Thank you, Mr. President. Just briefly, to add to Senator Dunn: since 1981 the Illinois Vietnam Veterans Leadership Program has been responsible for placing in employment over eleven thousand five hundred Illinois veterans. And the return to the State in generated income tax revenue has far exceeded the grant monies allocated to the Illinois Vietnam Veterans Leadership Program. Annually between thirteen and fifteen thousand service personnel are discharged into the State of Illinois, and it's a good program. I think it deserves everybody's affirmative vote.

PRESIDENT ROCK:

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. I -- I recognize the awkwardness of speaking against this amendment at this particular point in time. As a fellow Marine, it is important to me too. But let me indicate that in the committee amendment, we did put back in this amount of money to the agency, and they will make the allocation to the various groups. I would suspect, Senator Dunn, that this particular group would get most of the money. I believe that. But I must rise in opposition. This is an add-on, in addition to the money that we've already put in, and therefore would urge its defeat.

PRESIDENT ROCK:

Further discussion? Senator Dunn, to close.

SENATOR T. DUNN:

Thank you, Mr. President. Well, with all due respect, Senator, I'm not necessarily a believer of what might or might not happen around here in the future, and today seems to be a pretty good day to restore that money. We sit here honoring the veterans today, and we sit honoring the -- the troops of Desert Storm, and

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rightfully so. But to refresh your memory to those people, the Vietnam area was one where people fought for their country without their country's support. And we had, you know, body counts of two hundred and fifty, three hundred a week. Today's a good day to restore that money.

PRESIDENT ROCK:

All right. Senator Dunn's moved the adoption of Amendment No. 2 to Senate Bill 374. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator J.J. Joyce.

PRESIDENT ROCK:

Senator Joyce.

SENATOR J.J. JOYCE:

Thank you, Mr. President. At this time I -- I realize it would be extremely awkward to do this, and I would withdraw it and hope that we can get back to it at -- at a more convenient time.

PRESIDENT ROCK:

Amendment's been withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Carroll and Hall.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. All right. Ladies and Gentlemen, we're going to stand at ease for a moment or two while Senator Mitchler and Senator Sam bring in our honored guests. I would ask those Members within the sound of my voice to please join us on the Floor. It is an appropriate annual tradition in the Senate that

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we take a few moments out from our busy schedule in honor of Memorial Day. Upon the conclusion of the service we will reconvene and begin with the Agreed Bill List, and then revert back to 2nd Reading to finish the appropriation bills and all others that the Members wish to address. While the sound equipment is being set up, I would ask the Members within the sound of my voice to please join us on the Floor. I thank you all for your presence, and the Chair will yield to Senator Sam Vadalabene. Senator.

SENATOR VADALABENE:

Thank you, Mr. President. Welcome, my fellow Americans. We will now start our Memorial Day Services, and I am going to yield to Senator Mitchler to be your Master of Ceremonies for today's program.

SENATOR MITCHLER:

Thank you, Senator Vadalabene, and welcome, my fellow Americans, to the Annual Senate Memorial Day Program. And before we start the formal portion of the program, I would like to introduce some of our honored guests. Now please hold your applause until I get the different groups introduced. Representing the Illinois National Guard, Major General Harold G. Holesinger - the Adjutant General. Please stand and remain standing. Brigadier General Donald L. <sic> (W.) Lynn - Assistant Adjutant General for the Army; Major General Harold R. Patton, Retired - Former Illinois Adjutant General; Brigadier General Thomas W. Napolitan - Assistant Adjutant General for the Air; Captain John F. Ferguson, United States Naval Reserve, who is the Naval Liaison for the Adjutant General; Colonel Paul G. Gebhardt - Brigade Commander, Illinois Army Guard; and Colonel Richard McLane - Commander, 183rd Tactical Fighter Guard -- Group; Lt. Colonel Donald Kunzweiler - Director of Public Affairs for the National Guard. Please give these fine gentlemen a round of

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applause. Representing our retired military: Major General Richard H. Mills - United States District Judge, Springfield; Brigadier General Richard E. Northern - Superintendent, Illinois Veterans Home at Quincy. Please give these gentlemen a round of applause. Representing our Illinois Department of Veterans Affairs: Colonel Robert J. Poshard, U.S. Army, Retired - now the new Director, Illinois Department of Veterans Affairs. We had Mr. John J. Houlihan, U.S. Marine Corps, World War II. He's Past Director of the Illinois Department of Veterans Affairs. He's the legislative liaison for the Illinois State Treasurer, and he had a bill come up in the House and he asked to be excused to get over there to do his duty. Mr. David V. Hardwick - Past Director, Illinois Department Veterans Affairs, and currently the Deputy Director, Department Children and Family Services. And now representing our Illinois Veterans and their auxiliaries: the Illinois Department Commander Thomas Rizzo - the American Legion; Illinois Department Commander Raymond W. "Burrhead" Lamkin - AMVETS; and representing the Vaughn Paralyzed Veterans - James Lahr, seated over here in his chair; Mrs. Helen L. Malanoski - Illinois Department President, American Legion Auxiliary; Mrs. Lorraine Hanson-Taylor - Illinois Department President, Veterans of Foreign Wars in the United States Auxiliary; Mrs. Kathryn J. Rutledge - Illinois Department President, Military Order of the Purple Heart; and Ray Schoden - Past National Commander, Veterans of Foreign Wars of the United States; Vincent Sanzotta - Department Adjutant, the American Legion, Department of Illinois. Please give them a hand. At this time I am proud to present again the Color Guard, Drummer and Bugler, representing the 114th Regiment, Reactivated Illinois Volunteer Infantry, who will parade the colors. Please stand, and salute.

(Presentation of the Colors)

SENATOR MITCHLER:

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Now it is a great pleasure to present and welcome home members of the 233rd Military Police Company, based at Springfield, from the Illinois Army National Guard, and Members of the 183rd Fighter Tactical Group, based with the Illinois Air Guard here in Springfield. And they're going to be led in by First Lieutenant Kevin Keen, who is a Police Officer in the Springfield Police Department. Mr. Doorkeeper, please enter the Desert Storm, Persian Gulf returnees.

(Entrance of Veterans of Desert Shield/Storm in the Persian Gulf)

SENATOR MITCHLER:

Welcome home, and thanks for the victory. Please remain standing while Emily Anderson of Aurora, Illinois, leads in the Pledge of Allegiance to the Flag of the United States, followed by the opening prayer by Senator Kenneth Hall, and the singing of "The Star Spangled Banner" - our National Anthem - by Karen Roberts of the First Presbyterian Church of Aurora. Emily.

MISS EMILY ANDERSON:

(Emily Anderson leads the Pledge of Allegiance)

SENATOR MITCHLER:

Senator Hall.

SENATOR HALL:

(Opening Prayer by Senator Hall)

SENATOR MITCHLER:

Mrs. Karen Roberts, singing the National Anthem.

"THE STAR SPANGLED BANNER"

(Karen Roberts)

SENATOR MITCHLER:

Please be seated. Thank you, Karen Roberts. Well done. Miss Erica Anderson of Aurora, Illinois, will now read General John W. -- John A. Logan's General Order creating the First Memorial Day.

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Erica Anderson.

MISS ERICA ANDERSON:

(Erica Anderson reads General John A. Logan's Order for the First Memorial Day)

SENATOR MITCHLER:

Thank you, Erica Anderson. Senator Margaret Smith will now introduce a special guest of honor for remarks. Senator Smith.

SENATOR SMITH:

Thank you, Mr. Chairman, Ladies and Gentlemen that are present here today. I am honored at this time to present a constituent of the 12th Senatorial District of Chicago, Illinois, in my district. Captain Ernest A. Griffin, Illinois Militia, is a descendent of Private Charles H. Griffin, of the Union Army during the Civil War. Private Griffin enlisted at Camp Douglas in Chicago and served the 29th Regiment, of the U.S.C.T. Infantry, Company B, in the year 1864. Captain Ernest A. Griffin is the owner and operator of the Griffin Funeral Home, which is located at 3232 South Martin Luther King Jr. Drive, Chicago, the site of the former Camp Douglas. During the Civil War, Camp Douglas was used to train Union Soldiers and later used as a Prisoner of War Camp for captured Confederate soldiers. Captain Ernest A. Griffin recently had constructed a memorial adjacent to the Griffin Funeral Home, which serves as a memorial to those who served in the military during the Civil War. Captain Griffin is active in community affairs in the City of Chicago and comes to Springfield today to join in honoring our Illinois Veterans in the Annual Senate Memorial Day Program. Accompanying him is his lovely wife, Alyce - will you please stand - and Dr. and Mrs. Solomon Binn III, who is the Pastor of the St. Paul Church here in Springfield, Illinois. I am pleased to present and introduce to all, Mr. Ernest A. Griffin.

CAPTAIN ERNEST A. GRIFFIN:

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Thank you, Senator Smith, Ladies and Gentlemen, official representatives of the State of Illinois. It is indeed a privilege and a pleasure for me to stand in this hallowed spot this day and to share in the tribute to those men who represented our country in the conflict between the States. Senator Smith's remarks have alluded to the history of Camp Douglas, which unfortunately is a sad and long story. But we must bear in mind that those men - six thousand of them - who served as Confederate soldiers, who died on the site of Civil War Camp Douglas -- before they were Confederate soldiers, they were sons of God. It is incumbent upon us to pay tribute to those men who shared, who gave their life blood in a cause they considered correct. All who share in conflict are of the belief that God is on their side. Fortunately, our side was victorious. Today we are "one nation under God, indivisible, with liberty and justice for all." I am privileged and pleased to be able to quote our loved and belated President Abraham Lincoln, when he gave those immortal words, "with malice toward none." Today, yes, we fly the stars and stripes. We also fly the stars and bars, but bearing in mind flag etiquette, it is just a little lower, but we do remember those men who gave their life. Many of those six thousand men whose death occurred on the site of Civil War Camp Douglas wrote in their individual -- their personal diaries, their dying words, their wishes for this country - the liberty that we all enjoy this day. Again, I thank you for the privilege and the opportunity of sharing in this Memorial Service to those men of both sides. I invite all who have the opportunity to visit the site of the Heritage Memorial Wall, which our beloved and great friend, the retired Senator Robert Mitchler, helped dedicate one year ago, May 26 of 1990. He represented the State of Illinois and the Governor and the liaison division of the Veterans' Affairs of the State of Illinois. Again, I say it is a privilege and pleasure to share

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this program and I thank my special host of this day, Senator Mitchler.

END OF TAPE

TAPE 3

"THE UNION FOREVER"

(Bugler Steve Hall & Drummer Joseph Richiusa)

SENATOR MITCHLER:

Thank you very much, Captain Griffin. Erica Anderson will now read a poem. It's titled "America's Best." This poem was read at a support group meeting held in Western Springs, Illinois. Now, for the benefit of those that were not in the states and were deployed, while you were deployed, many support groups formed in many of our towns, large and small, the communities. In other words, they wanted to support the mothers, the fathers, the wives, the families, the husbands of those troops that were deployed. And Jan Rizzo of North Riverside, Illinois, composed this poem that was read. When we heard it, we put it on a small card - it was a red card at that time - and we said, "Happy Valentine's Day," and we mailed thousands to the troops, and sailors, and soldiers, marines, airmen, coastguardsmen over in Desert Storm and Desert Shield in the Persian Gulf. And then after Valentine's Day, we shifted it to a gold card that said, "Spring Holiday Greetings." And after the spring passed, we turned it into a blue card that has been distributed on your desks, and beneath it we are proud to say, "Welcome Home. Thanks for the victory." So now we will have the reading of that poem by Erica Anderson.

MISS ERICA ANDERSON:

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America's Best are not yet at home. They've been called to the Middle East where they're showing the world what freedom means and that tyranny must cease. American's Best left their families to fight for a greater cause, and their efforts in Baghdad and Kuwait deserve the world's applause. America prays for America's Best. May God keep them in his tender care. America's heart is missing a piece. It's with America's Best - over there. Yes, America's Best are not yet at home; they have other work to do. So, here's to you - America's Best; America's so proud of you! Welcome home. Thanks for the victory.

SENATOR MITCHLER:

I think that expresses the feeling of the people back home to those that were deployed. I would like to now call to the President's Rostrum First Lieutenant Kevin Keen. He's the Commanding Officer of the 233rd Military Police Company, Illinois National Guard, and ask him for a few remarks on behalf of his men and women who recently returned from the Persian Gulf Operation. First Lieutenant Kevin Keen.

FIRST LIEUTENANT KEVIN KEEN:

Senator Rock and distinguished government leaders, General Holesinger and distinguished military leaders and friends, I am truly humbled to stand before you today as your invited guest along with my fellow 233rd Military Police Company Unit members. I wish to express to you the extreme feeling of pride we have for being allowed to share this time with you and to occupy these Chambers with such respected leaders. All of us presently enjoy a time when every American can stand up and be proud to simply boast of being an American. As a result of a united effort across the Nation, the soldier of today can boast of victories won presently; the soldier of yesterday can boast of victories of battles past; and the soldier of tomorrow can look ahead with assurance that his or her efforts will be supported by a grateful Nation. The

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citizens of America can boast their unswerving allegiance to the cause and their support for both the soldier and his leaders whose decisions shaped the outcome of this historical period in our history. And perhaps most noteworthy is the right to boast by the members of the political community. The unity displayed in the political arena among world, national, state and community leaders is commendable. You put aside partisan views and jointly expended countless hours of dedicated effort to provide the many facets of support needed to ensure a favorable resolution to this crisis; a crisis we all - citizen, soldier and politician - won collectively. As a soldier, I thank the public for their support and told them that they could be proud of their efforts. As a citizen soldier, I wish to convey that same feeling to each of you sitting before me and your peers alike. You all can be proud of your efforts as well, and you can stand as tall as any soldier returning from the Gulf. The presence of we soldiers here today, by your invitation is a symbol of your appreciation and support of our accomplishments. On Tuesday, May 14th, as Commander of the troops, I was honored by the opportunity to address the citizens outside these walls and thank them for their support. Today, I have the even greater honor to stand before you here within these walls and be provided the opportunity to address you. With that, I ask that on behalf of all the troops who returned home and those yet abroad, that you accept this citizen soldier's sincere thanks for your dedication to duty. God bless you all.

"FANFARE FOR THE COMMON MAN"

(Copeland)

"MEET MR. LINCOLN"

(A READING BY THE REVEREND RICHARD W. ANDERSON)

My fellow Americans, I'm glad to know that so many years after

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my own day there still is a union of fellow Americans. I say that for the times in which we lived were so incredibly difficult; that I was not long sure that this Nation would survive. I almost hesitate to address you Americans here today, for your times and difficulties are very different from the ones that I faced. And yet, are we all not like that farmer who lost his way on the western frontier? Night was coming on as well as a storm that peed upon his head, but he trudged on in the darkness, until finally a lightning bolt drove him to his knees. He was not a prayerful man, but he looked up at the heavens, and he said, "Oh God, hear my prayer. Thou knowest it is not often that I cry out to Thee. But if it be possible, give us a little more light and a little less noise." I hope today that I offer you some of the light which helped me survive my very dark days. I pray that it will be more than just noise. In my second inaugural address I quoted the gospel of Matthew, Chapter 18, Verse 7, where the Lord Jesus says, "Woe to the world for all its evils. Temptation to do wrong is inevitable, but woe to the man who does the tempting." Woe to the world for all its evils. I believe this man, Jesus, meant that every sin, as well as every virtuous deed, has its social consequence. Evil may be personal, but it is never private. In 1619, a Dutch ship landed at Jamestown and unloaded twenty slaves. We didn't think it to be an important matter at the time, and in the next two hundred years, not one American in one hundred owned slaves. We thought it a small thing. But then, Eli Whitney invented the cotton gin and that camel that had merely pushed his nose under the tent before, came in with his whole body. Slavery was not only tolerated, it was also thought to be a good thing, even among ministers in the name of Him who said, "Do unto others as you would have them do unto you." A whole generation of holy men began advising white Christians from their pulpits to do to a whole race of people what they would have no

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man do to themselves. By 1860, five hundred thousand slaves were owned by Methodist, Baptist and Episcopal ministers. To my way of thinking, they brought more shame upon God and His Church than did Satan when he tempted Jesus in the wilderness with all the kingdoms of the world. Satan was certainly no more false and far less hypocritical. They were blinded to their sin by their own selfish interests. It was slavery that challenged us, but you have an equally dangerous threat at your doorstep. It wears the face of prejudice and unfairness. This was the challenge that was ours, but do not underestimate the challenge which is yours. I salute to you Desert Storm veterans here today and for the tyranny you suppressed in the Middle East. But let us not be naive. The greatest danger to these United States will be at our own hands. The greatest threat to America will not come from a Russia or from an Iraq. Even the most barbaric army under an Adolf Hitler or a Saddam Hussein is not as great a threat to these United States as that which will come at the hands of us as individuals and as a country. The Lord Jesus also said, "Temptation to do wrong is inevitable." I wonder what he meant by that. I believe he meant that he has us all hanging in the balance, and without Him we will not succeed. I said to a friend before I was elected President, "I know there is a God, and he hates injustice and slavery. I can see the war coming, and I know that His hand is in it." I wrote a letter, just this day, to a colleague in our Nation's capital. Think it very appropriate for this gathering. Listen to this excerpt: "As a Nation, we began by declaring that all men are created equal, and now we read that all men are created equal except Negroes. Others would like to have it read, 'All men are created equal except Negroes, foreigners and Catholics.' And when it comes to this, I should prefer immigrating to some other country where they make no pretense of loving liberty. To Russia, for instance, where despotism can be taken pure, without the base

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alloy of hypocrisy." Also, in my second inaugural address: "Jesus said, 'Woe to the man who does the tempting.'" I believe by that he meant that there is a special place in hell for those who hurt children and the helpless. But I believe also he meant there's a special place in Paradise for those who would show those children a vision of a new future, and I want you to know that that is your responsibility, to see that that is fulfilled. In Edwardsville, in 1858, I raised the question, what constitutes the bulwark of our own liberty? It is not our guns or armies. Our reliance is in the love of liberty which God has planted in our bosoms - a liberty which is the heritage of all people in all lands. If, in any way, you trample on the rights of another, as some foreign powers are doing in this very hour, then you are planting the seeds of slavery at your own door. As I would not be a slave, so I would not be any man's master. This expresses my idea of democracy. I understand that the Vice President of these United States, Dan Quayle, refused to play golf at a segregated country club last year. I salute him. His example was the question at stake. And some of you are members of organizations that have segregated membership policies, and I would ask you to raise some questions about those policies. Now there's a pastor up in Aurora, Illinois, who likes to talk about faith genes, and by that he means those who got a good start in this life spiritually. I think some of you wonder if Abraham Lincoln was ever a Christian. Well, I'm here today to set the record straight on that subject. You see, back in 1809, there was a revival in Kentucky. Peter Cartwright was the preacher. And a young man by the name of Tom Lincoln and a young lady by the name of Nancy Hanks got up and started dancing and singing. And I was the offspring of that relationship. It was on my mother's knee that I learned the Ten Commandments. When she lay dying, when I was only nine years old, and she called me to her bedside and she

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said, "Abraham, I'm going away and I shall not return. I want you to be kind to your father and I want you to live by what I've taught you. Love God and keep his Commandments." And I want you to know that anytime I was tempted to do evil, I could hear the very clear tones of my mother in my ear. "I am the Lord, Thy God, who brought Thee out of the Land of Egypt, out of the house of bondage. Thou shalt have no other gods before me. Thou shalt not bear false witness. Thou shalt not kill. Thou shalt not steal. And after she passed away, my father married another fine Christian woman by the name of Sarah Bush Johnston Lincoln, and she took me regularly to the Pigeon Creek Hardshell Baptist Church. Well, when I left this city to be President of the United States, I asked the people to pray for me. And I would have to tell you, I was not a Christian when I left Springfield. And as difficult as that Civil War was on this President, I must tell you the greatest personal tragedy I ever faced in my life was the loss of my little boy, Willie. This little boy was the apple of my eye. And I grieved terribly over his loss. My grief was so enormous that there were times when I would sit in my office on Thursdays and I would receive no one. And one Thursday I sat there all night with my head in hands between my knees in prayer. And when my cabinet came in the next morning, they heard me saying, "My God, my God, let this cup pass me by." There was a preacher in New York City, a rector at Trinity Church there, by the name of Doctor Francis Vincent, who knew of my grief. He was an acquaintance of my wife's, and he came to me and he said, "Mr. Lincoln, you must not grieve like this for little Willie." He said, "Little Willie is alive. He's in Paradise. He's with God." And I said to him, "Sir, you mock me." He said, "No, Mr. President, it is the surest, most comforting doctrine in our Scriptures. He is alive. Our God is not a God who is dead. He is alive." And I leapt up out of my seat and I threw my arms

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around him and I hugged him, and we wept together profusely. But I want you to know that nothing changed me more than going to Gettysburg. And you understand that I gave what was called "The Perfect Address." But what you don't know is that I stood there, and I looked out over forty-three thousand white crosses of fallen soldiers, not unlike the ones we lost in the Persian Gulf. And it was there that I finally consecrated my life to this man, Jesus. And I only had eighteen months of close fellowship with him. I want you to know that the last bill that was signed into law at my initiative was the mandate to put the words "In God We Trust" on our coins. And in my last cabinet meeting, I said to my staff people, "There will be no vengeance, no recrimination taken against the South, malice toward none, charity for all." I was even raising the issue of having a National Day of Thanksgiving for this land, which you now enjoy. The war exhausted me. And the day in which I was shot, April 14, 1865, we received news that the war was over. Mary and I had not spent much time together, and she wanted me to go to a play that evening and see "Our American Cousin." And that same day, a very well-known actor in our day by the name of John Wilkes Booth spent the afternoon sipping brandy in a local tavern. And as we sat in our Presidential box there in Ford's Theater, the soldier who was to have stood guard left his station and he went to a nearby tavern. And while we were sitting there in the Presidential box in an intermission at the play, I turned to my wife and I said to her, "Mary, some time soon we must go to the Near East." And John Wilkes Booth opened the door of our Presidential box. I said, "Mrs. Lincoln, we must go to Bethlehem and see where this Jesus was born, and we must walk in his hallowed steps at Bethany." Mr. Booth came behind me and pointed his derringer at the back of my head. I said, "Mary, we must go up to Jeru --" Jerusalem. I never saw the earthly Jerusalem, but I've been to the Heavenly

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Jerusalem - the very Paradise of God - and it's everything he promised us. So if you had any doubts about this sixteenth President being a Christian, I hope I've allayed those doubts today. But more importantly, what are you? And how are you leading this State? You see, my friends, we cannot escape history. We will be remembered in spite of ourselves. We hold the power and bear the responsibility. In helping our neighbors to wholeness and freedom, we assure wholeness and freedom for ourselves. So shall we nobly save or meanly lose the last best hope of Earth. This I believe, and I remain - your obedient servant, Abraham Lincoln.

"BATTLE HYMN OF THE REPUBLIC"

(Bugler Steve Hall & Drummer Joseph Richiusa)

SENATOR MITCHLER:

Thank you, Reverend Anderson. We will now have a quartet composed of Karen Roberts, Tim Henaughan, Karol Kingsley and Reverend Richard Anderson, and they will now sing "America the Beautiful," followed by the closing prayer by the President of our Illinois State Senate, Philip J. Rock, the sounding of "Taps" and the Retiring of the Colors. "America the Beautiful."

"AMERICA THE BEAUTIFUL"

(Quartet)

SENATOR MITCHLER:

Senator Rock, with the closing prayer.

PRESIDENT ROCK:

(Closing Prayer by President Rock)

"TAPS"

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(Bugler Steve Hall and Drummer Joseph Richiusa)

SENATOR MITCHLER:

Retire the Colors. And salute.

(RETIRING OF THE COLORS)

(Color Guard, Bugler & Drummer)

(114th Regiment, Reactivated Illinois Volunteer Infantry)

SENATOR MITCHLER:

...(machine cutoff)...be seated. We are pleased today to have had some very special friends and guests of our program participants, and I'd like to recognize them at this time. And again, please hold your applause until they are all introduced. Mrs. Alyce Griffin, the wife of Ernest Griffin, who spoke to us representing the Civil War. Alyce Griffin. Mrs. Jan Anderson, wife of Reverend Anderson. Pleased to present my wife, Helen. Please give these ladies a hand. We also have seated in the rear of the Senate Chambers representatives of Illinois veterans' organizations and their lady auxiliary units. Would you please rise and give them applause. And when Reverend Anderson announced in his church - the First Presbyterian Church of Aurora - that he had been invited to speak to the Illinois State Senate, members of his church requested permission - I don't know why they have to have the permission - but they wanted permission to come down and come to the Senate and partake of this program. Seated in the gallery and in the rear are some thirty members of the First Presbyterian Church of Aurora who have come to Springfield today to join us in this Annual Senate Memorial Day Program. Please rise and be recognized by the Senate. I appreciate the opportunity for helping my colleague of many years, Senator Vadalabene, in presenting this program to you. I now turn it back

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to Senator Vadalabene.

SENATOR VADALABENE:

Thank you very much, Senator Mitchler. I know that Bob put in a hard -- a lot of hard work on this program. This is one of the finest Memorial Day Services that I can remember. Let's give Bob Mitchler a round of applause. That concludes our program. There'll be a brief recess - a very brief recess - before I turn the gavel back to Senator Rock, so you can visit with your friends. Thank you.

(RECESS)

(SENATE RECONVENES)

PRESIDENT ROCK:

The Senate will reconvene. While our guests are certainly most welcome to stay and exchange greetings, I would ask the Secretary to -- and turn the attention of the Membership to Page 18 on the Calendar, on the Order of Senate Bills 3rd -- 3rd Reading. We will read the Agreed Senate Bill List No. 2 for a third time. Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 8.

(Secretary reads title of bill)

Senate Bill 9.

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Senate Bill 16.

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Senate Bill 19.

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Senate Bill 31.

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Senate Bill 45.

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Senate Bill 55.

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Senate Bill 125.

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Senate Bill 152.

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Senate Bill 247.

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Senate Bill 333.

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Senate Bill 381.

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Senate Bill 477.

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Senate Bill 566.

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Senate Bill 580.

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Senate Bill 658.

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Senate Bill 741.

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Senate Bill 837.

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Senate Bill 841.

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Senate Bill 971.

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Senate Bill 972.

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Senate Bill 1147.

(Secretary reads title of bill)

Senate Bill 1148.

(Secretary reads title of bill)

Senate Bill 1169.

(Secretary reads title of bill)

Senate Bill 1171.

(Secretary reads title of bill)

Senate Bill 1172.

(Secretary reads title of bill)

Senate Bill 1186.

(Secretary reads title of bill)

Senate Bill 1189.

(Secretary reads title of bill)

Senate Bill 1191.

(Secretary reads title of bill)

Senate Bill 1192.

(Secretary reads title of bill)

Senate Bill 1193.

(Secretary reads title of bill)

Senate Bill 1207.

(Secretary reads title of bill)

Senate Bill 1215.

(Secretary reads title of bill)

Senate Bill 1217.

(Secretary reads title of bill)

Senate Bill 1225.

(Secretary reads title of bill)

Senate Bill 1227.

(Secretary reads title of bill)

Senate Bill 1241.

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(Secretary reads title of bill)

Senate Bill 1271.

(Secretary reads title of bill)

Senate Bill 1273.

(Secretary reads title of bill)

Senate Bill 1277.

(Secretary reads title of bill)

Senate Bill 1278.

(Secretary reads title of bill)

Senate Bill 1280.

(Secretary reads title of bill)

Senate Bill 1293.

(Secretary reads title of bill)

Senate Bill 1294.

(Secretary reads title of bill)

Senate Bill 1300.

(Secretary reads title of bill)

Senate Bill 1306.

(Secretary reads title of bill)

Senate Bill 1309.

(Secretary reads title of bill)

Senate Bill 1313.

(Secretary reads title of bill)

Senate Bill 1319.

(Secretary reads title of bill)

Senate Bill 1320.

(Secretary reads title of bill)

Senate Bill 1322.

(Secretary reads title of bill)

Senate Bill 1323.

(Secretary reads title of bill)

Senate Bill 1329.

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(Secretary reads title of bill)

Senate Bill 1342.

(Secretary reads title of bill)

Senate Bill 1343.

(Secretary reads title of bill)

Senate Bill 1351.

(Secretary reads title of bill)

Senate Bill 1356.

(Secretary reads title of bill)

Senate Bill 1358.

(Secretary reads title of bill)

Senate Bill 1370.

(Secretary reads title of bill)

Senate Bill 1374.

(Secretary reads title of bill)

Senate Bill 1378.

(Secretary reads title of bill)

Senate Bill 1380.

(Secretary reads title of bill)

Senate Bill 1404.

(Secretary reads title of bill)

Senate Bill 1405.

(Secretary reads title of bill)

Senate Bill 1406.

(Secretary reads title of bill)

Senate Bill 1407.

(Secretary reads title of bill)

Senate Bill 1410.

(Secretary reads title of bill)

Senate Bill 1421.

(Secretary reads title of bill)

Senate Bill 1423.

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(Secretary reads title of bill)

Senate Bill 1431.

(Secretary reads title of bill)

Senate Bill 1455.

(Secretary reads title of bill)

Senate Bill 1470.

(Secretary reads title of bill)

And Senate Bill 1471.

(Secretary reads title of bill)

3rd Reading of the bills.

PRESIDENT ROCK:

The next roll call will be on final passage of the bills just read by the Secretary. Question is, shall this series of bills pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. This series of bills, having received a constitutional majority by record vote, is declared passed. And the record vote for each bill passed shall be entered in the Journal. All right. Ladies and Gentlemen, we would again revert now to the Order of Senate Bills 2nd Reading. We will finish the appropriation bills and then start at the top of Senate Bills 2nd Reading and go through that series of bills. And then we will begin -- at the conclusion of Senate Bills 2nd, we will begin on Senate Bills 3rd at the top, and try to go through that Order of Business. If any Members have bills they wish to recall, please let the Secretary know so that they can be placed on the list. We'll try to get to a Recall List prior to the close of business today. It is the intent of the Chair, again, to work until approximately six o'clock. Resolutions. Let's do it.

SECRETARY HAWKER:

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Senate Resolution 423 offered by Senator Brookins.

And Senate Resolution 424 offered by Senator Daley.

They're both congratulatory.

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. On Senate Resolution 423, may I have leave to have it -- heard immediately so it can be presented tomorrow?

PRESIDENT ROCK:

All right. The Gentleman has a congratulatory resolution. He's asked leave to suspend the rules for the immediate consideration and adoption of Senate Resolution 423. All in favor of the Motion to Suspend, indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Brookins now moves the adoption of Senate Resolution 423. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. The other resolution, Madam Secretary - 424 - will be placed on the Consent Calendar. All right. Senator Carroll, I think we left off with 409. All right. Ladies and Gentlemen, we're going to continue on with the appropriation bills, and then we will begin again on the Order of Senate Bills 2nd Reading on Page 2 and go right through that Order of Business. Again, if any Members have a bill on 3rd that they wish to recall, please afford the Secretary the courtesy of filing the amendment so they can get it on the list. On the Order of Senate Bills 2nd Reading, Senate Bill 409, Madam Secretary. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 409.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers

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Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This was the addition of a signed Court of Claims award, and I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 409. Any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDENT ROCK:

Senator Carroll, on Amendment No. 2.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 2 is similar to ones we've had before where the Court has, in fact, sent us a communique, that but for the absence of an appropriation, they would have signed an award. This was approved by the entire Court. It's one of their advisory ones to us, and this was for the State of Illinois Center. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Amendment No. 2 to Senate Bill 409. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's

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adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Carroll.

PRESIDENT ROCK:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. We just received last week - and both staffs have analyzed and found it to be correct - an additional grouping of awards of about eight hundred and fifty-one thousand. In an effort to get these people paid as quick as practicable, I would move adoption of Amendment No. 3.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Amendment No. 3 to Senate Bill 409. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 440. Senator Philip. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 440.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the guidelines amendment, and I would move its adoption.

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PRESIDENT ROCK:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 440. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Carroll and -- Hall offer Committee Amendment -- pardon me -- Amendment No. 2.

PRESIDENT ROCK:

Withdraw, please. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. If you turn to Page 8 on the Calendar, Senator Maitland, on 855. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 855.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Maitland offers Amendment No. 2 -- No. 1, pardon me.

PRESIDENT ROCK:

Senator Maitland, on Amendment No. 1.

SENATOR MAITLAND:

Thank you, Mr. President and Members of the Senate. Amendment No. 1 reduces the appropriation to one dollar. I would move for

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the adoption.

PRESIDENT ROCK:

Senator Maitland's moved the adoption of Amendment No. 1 to Senate Bill 855. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 953. Senator Carroll. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 953.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. On the Order of Senate Bills 2nd Reading is Senate Bill 954. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 958.

PRESIDENT ROCK:

54.

SECRETARY HAWKER:

Pardon me, 954.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

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SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. On the Order of Senate Bills 2nd Reading is Senate Bill 955. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 955.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. On the Order of Senate Bills 2nd Reading is Senate Bill 956. Senator Hall. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 956.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Excuse me. Excuse me, Senator. Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Mr. President. I'll defer to my vice chairman, Senator Welch.

PRESIDENT ROCK:

Senator Welch, on Committee Amendment No. 1.

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SENATOR WELCH:

Thank you, Mr. President. This is the amendment restoring the DFI Program - the Donated Funds Initiative. The level we have funded it at is 19.1 million dollars. The Donated Funds Initiative matches local money. Local money of twenty-five percent is matched against seventy-five percent the State puts up. This is a program that all of us have heard about from our local constituents. It serves thousands of people throughout the State. Earlier, before the veterans' ceremony, there was an amendment offered by Senator Maitland that would have restored twelve million dollars. We asked many of you not to vote for that, in the hopes that this amendment and this bill would pass with 19.1 million, which is what has been requested by us. I'd be glad to answer any questions.

PRESIDENT ROCK:

All right. Senator Welch has moved the adoption of Committee Amendment No. 1 to Senate Bill 956. Discussion? Senator Maitland.

SENATOR MAITLAND:

Thank -- thank you very much, Mr. President and Members of the Senate. A question of the sponsor, if he'll yield.

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Maitland.

SENATOR MAITLAND:

I would assume, Senator Welch, that you have found a revenue source to fund this now. I wonder if you could identify that to us, please?

PRESIDENT ROCK:

Senator Welch.

SENATOR WELCH:

Senator Maitland, as you know, we have made some cuts today. We have made some restorations. We think that it's too early to

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cut back on the Donated Funds Initiative before the end of June. As you know, there's going to be negotiations going on, and I think we should send a message over to the House that the Senate wants to fund this at its maximum amount - 19.1 million dollars. The funding is something we're going to continue to look for, but it doesn't make sense not to fund this appropriately before we send it over there. So I think that that is something that we will use as a target to reach when we start talking about raising money.

PRESIDENT ROCK:

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Well, thank you very much, Mr. President and Members of the Senate. Senator Welch, you and I both know that -- that you put the money all back in that we had taken out, and you put it in the personal services line item, so we -- it's not going to benefit anyone. And now you are asking, with no money, no revenue stream whatsoever, to put in nineteen million dollars into a very worthwhile program. Nobody's arguing that. We want to work together to try to fund this program at the highest possible level, but this is also the wrong signal to send. And the amendment ought to be rejected.

PRESIDENT ROCK:

All right. Senator Welch has moved the adoption of Committee Amendment No. 1. Further discussion? Senator Welch, do you wish to close?

SENATOR WELCH:

Mr. President, I'd just say that only six hundred thousand dollars of the 19.1 goes to administration, according to our figures, and the rest goes for programmatic -- local programs. I would urge a favorable vote.

PRESIDENT ROCK:

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All right. Senator Welch has moved the adoption of Committee Amendment No. 1 to Senate Bill 956. Roll call has been requested. Those in favor of the amendment 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 34 Ayes, 20 Nays, none voting Present. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 958. Senator Hall. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 958.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Berman offers Amendment No. 1.

PRESIDENT ROCK:

I'm going to have to break up the conference at Senator Brookins' desk, please. Senator Berman, on Amendment No. 1.

SENATOR BERMAN:

Thank you, Mr. President. This adds six hundred and fifty thousand dollars for the urban education grants. I think many of us are familiar with this. This is the adopted child of Heidi Beiderman of the Large Unit District Association. It's directed for improved student outcomes. Senate Bill 725 is the substantive bill in there, and it addresses the needs of children in their educational programs to improve student outcomes. I solicit your

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Aye vote on Amendment No. 1.

PRESIDENT ROCK:

Senator Berman has moved the adoption of Amendment No. 1 to Senate Bill 958. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 959. Senator Hall. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 959.

(Secretary reads title of bill)

3rd Reading of the -- pardon me -- 2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 10, on the Order of Senate Bills 2nd Reading, is Senate Bill 1341. Read the bill. Top of Page 10, Ladies and Gentlemen, on the Order of Senate Bills 2nd Reading, is Senate Bill 1341. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 1341.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

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Senator Vadalabene offers Amendment No. 1.

PRESIDENT ROCK:

Senator Sam, on Amendment No. 1.

SENATOR VADALABENE:

Yes, thank you, Mr. President and Members of the Senate. I want you to be -- listen very carefully for this amendment. We contacted the Veterans' Affairs and we also contacted the Pentagon in regards to our POW in the Persian Gulf. We had one prisoner of war in the State of Illinois, but we -- they couldn't determine the amount of days that he was incarcerated. So this appropriation -- we've got a bill for fifty dollars a day while he was a POW in the Persian Gulf, and I --

PRESIDENT ROCK:

All right. Senator Vadalabene has moved the adoption of Amendment No. 1 to Senate Bill 1341. Discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you very -- thank you very much, Mr. President and Members of the Senate. God love you, Senator Sam. You're doing an excellent thing here, and we all support you. And I support your position.

PRESIDENT ROCK:

All right. Senator Sam has moved the adoption of Amendment No. 1 to Senate Bill 1341. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. All right. Ladies and Gentlemen, we are going to begin again on Page 2 on the Calendar, on the Order of Senate Bills 2nd Reading. I would just admonish the Membership that

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Friday is quickly approaching. If indeed you wish to move a bill from 2nd to 3rd, this appears to me, at least, to be the appropriate time. Senate Bill 2. Senator Berman. Senate Bill 15. Senator Kelly. I'm sorry. Senate Bill 15 has already been recommitted. Senate Bill 37. Senator Dunn. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 37.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Executive Appointments offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Dunn, on Committee Amendment No. 1.

SENATOR T. DUNN:

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

PRESIDENT ROCK:

Gentleman has moved to Table Committee Amendment No. 1 to Senate Bill 37. Any discussion? If not, all in favor of the Motion to Table, indicate by saying Aye. All opposed. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Thomas Dunn offers Amendment No. 2.

PRESIDENT ROCK:

Senator Dunn, on Amendment No. 2.

SENATOR T. DUNN:

Thank you, Mr. President. Amendment No. 2 -- the Floor Amendment becomes the bill. This is the bill to provide one hundred dollars to veterans of the Persian Gulf. This bill is

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somewhat different than House Bill 2, in that House Bill 2 only affects five of the codes - the Civil Service Codes - and this -- this bill addresses all of the codes and makes the changes that have been requested. Senate Bill 37 extends veterans' benefits throughout all of the Statutes. In House Bill 2 there's a peacetime preference that is not contained in Senate Bill 37. There is language in House Bill 37 -- or in House Bill 2 from the Veterans' Assistance Commission that is not in my bill, which is Bill 37, and that's at the request of CIVIL, the organizations of veterans who I met with, and at their request, that language is not in. This bill expands the term of a veteran. It extends veterans' employment preferences to disabled conflict veterans and their families, and it does numerous things like that. I have met with the Veterans' Protective League, AMVETS, the VFW, the Disabled American Veterans, the Military Order of the Purple Heart, and the Illinois Association of County Veterans' Assistance Commission. They support this bill.

PRESIDENT ROCK:

Senator Dunn's moved the adoption of Amendment No. 2 to Senate Bill 37. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Thomas Dunn.

PRESIDENT ROCK:

Senator Dunn, on Amendment No. 3.

SENATOR T. DUNN:

Thank you, Mr. President. That's a technical amendment. Move the adoption.

PRESIDENT ROCK:

Senator Dunn moves the adoption of Amendment No. 3 to Senate Bill 37. Discussion? If not, all in favor, indicate by saying

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Aye. All opposed. The Ayes have it. The amendment's adopted.
Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 116. Senator Dunn. Read the bill, Madam
Secretary, please.

SECRETARY HAWKER:

Senate Bill 116.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Thomas Dunn offers Amendment No. 1.

PRESIDENT ROCK:

Senator Dunn, on Amendment No. 1.

SENATOR T. DUNN:

Thank you, Mr. President. Amendment No. 1 changes some of the
language by deleting Department of State Police and substituting
the Secretary of State, and also changes this from a Class A
Misdemeanor of a fine of a thousand dollars and up to a year in
jail, to a Class B -- (mike malfunction)

PRESIDENT ROCK:

Senator Dunn. There's a message there.

SENATOR T. DUNN:

I'm trying to be brief, Mr. President. To a Class B
Misdemeanor without any jail time.

PRESIDENT ROCK:

Senator Dunn's moved the adoption of Amendment No. 1 to Senate
Bill 116. Discussion? Senator Hawkinson. No. If not, all in
favor, indicate by saying Aye. All opposed. The Ayes have it.

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The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading.

END OF TAPE

TAPE 4

PRESIDENT ROCK:

144. Senator Rea. 146. 147. 175. Senator Dunn. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 175.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Dunn, on Committee Amendment No. 1.

SENATOR T. DUNN:

Thank you, Mr. President. This represents about three years of work by the Illinois State Bar Association's section on administrative law. It makes numerous requests at the request of the Secretary of State and Commonwealth Edison. I urge its adoption.

PRESIDENT ROCK:

Senator Dunn moves the adoption of Committee Amendment No. 1 to Senate Bill 175. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

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SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Thomas Dunn offers Amendment No. 2.

PRESIDENT ROCK:

Senator Dunn, on Amendment No. 2.

SENATOR T. DUNN:

Thank you, Mr. President. Amendment No. 2 provides that agencies may specify when the rules will be effective upon filing, and also to allow the incorporation of State-recognized association publications. I urge its adoption.

PRESIDENT ROCK:

Senator Dunn has moved the adoption of Amendment No. 2 to Senate Bill 175. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Senator Dunn offers Amendment No. 3.

PRESIDENT ROCK:

Senator Dunn, on Amendment No. 3.

SENATOR T. DUNN:

Mr. President, thank you. It's a technical amendment.

PRESIDENT ROCK:

Senator Dunn moves the adoption of Amendment No. 3 to Senate Bill 175. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

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3rd Reading. 195. Senator Severns. 214. Senator Cullerton.
Read the bill, Madam Secretary, please. On the Order of Senate
Bills 2nd Reading. We're in the middle of Page 2, Ladies and
Gentlemen. On the Order of Senate Bills 2nd Reading, Senate Bill
214.

SECRETARY HAWKER:

Senate Bill 214.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government offers
Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Cullerton, on Committee Amendment No. 1.

SENATOR CULLERTON:

Mr. President, I believe that amendment was Tabled yesterday.

PRESIDENT ROCK:

It was taken out of the record. You wish to Table it?

SENATOR CULLERTON:

Wish to Table that amendment. I'm sorry.

PRESIDENT ROCK:

All right. Senator Cullerton moves to Table Committee
Amendment No. 1 to Senate Bill 214. Discussion on the Motion to
Table? If not, all in favor of that motion, indicate by saying
Aye. All opposed. The Ayes have it. The motion carries.
Committee Amendment No. 1 is Tabled. Are there further
amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator Fawell offers Amendment No. 2.

PRESIDENT ROCK:

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Senator Fawell, on Amendment No. 2.

SENATOR FAWELL:

Thank you very much, Mr. President. This is a bill that originally was talking about the DuPage Airport Authority. When I asked the sponsor of the bill why he was so concerned about the -- the DuPage Airport, since he happens to live by the Lake, he told me it was because we were State Senators, and therefore he was concerned about all the people in -- in the State of Illinois. Well, you know, if this is indeed true - and I'm sure that the -- the Gentleman is truthful on this - I am offering Amendment No. 2. Amendment No. 2 deletes everything after the enacting clause, and it sets up a regional airport authority with nine members appointed by the Governor. The -- the authority will oversee O'Hare, Midway, Miesgs and DuPage Airport, and that'll also determine the feasibility of whether we should have a third major airport and where it should be. I think if we are talking about airports and the noise and the pollution that are the results of such airports, I think we ought to go ahead and let's do the whole bit.

PRESIDENT ROCK:

Senator Cullerton. Discussion on Amendment No. 2? If not, all in favor of the option, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Butler and Leverenz.

PRESIDENT ROCK:

Senator Butler.

SENATOR BUTLER:

Mr. President, this amendment sets some reasonable standards for the alleviation of a little bit of the problem for some two hundred thousand people in the vicinity of O'Hare Airport. It asks that during certain nighttime hours that only the quieter

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planes be used. It is not a serious imposition over the long run, but it will bring about a very, very needed alleviation in a small way of that serious problem out there, and I would ask that it be approved.

PRESIDENT ROCK:

Senator Butler has moved the adoption of Amendment No. 3 to Senate Bill 214. Discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Will the Senator yield for a question?

PRESIDENT ROCK:

Indicates he will yield, Senator Jacobs.

SENATOR JACOBS:

Wasn't this -- this amendment was also put on in committee -- wasn't it a separate bill and was defeated in committee?

PRESIDENT ROCK:

Senator Butler.

SENATOR BUTLER:

Yes, it was.

PRESIDENT ROCK:

Senator Jacobs. All right. All right. Senator Butler has moved the adoption of Amendment No. 3 to Senate Bill 214. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Cullerton.

PRESIDENT ROCK:

Senator Cullerton, on Amendment No. 4.

SENATOR CULLERTON:

Yes. Thank you, Mr. President and Members of the Senate. This amendment addresses the DuPage County Airport Authority and

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its makeup. And what it basically does is say that there still will be nine members; seven will come from DuPage, and the way that they'll be appointed will be that the President of the -- Chairman of the County Board will make the appointments, but with the advice and consent of the County Board before that appointment will be effective. We also say that two commissioners will -- that -- will reside in Kane County. They will be appointed by the Chairman of that County Board with the advice and consent of that County Board. And that -- as soon as this law goes into effect, the Kane County member will -- will take its place. And be happy to answer any questions and move for its adoption.

PRESIDENT ROCK:

Senator Cullerton has moved the adoption of Amendment No. 4 to Senate Bill 214. Discussion? Senator Fawell.

SENATOR FAWELL:

Thank you, Mr. Chairman. I'm -- I'm surprised that the sponsor of the bill, who said he was so concerned about all the people in the State of Illinois, is not so concerned about the people of his own city. This merely takes care of the people in DuPage County and Kane County, Senator Cullerton. It does not take care of the people around Mieg's. Does not take care of the people around Midway. It does not take care of the people around O'Hare. It also does not say anything about anybody except for the people in Chicago setting up where a third airport should be. I think this is a bad amendment, and I would ask that a roll call be taken, and that we defeat this amendment.

PRESIDENT ROCK:

All right. The question is the adoption of Amendment No. 4 to Senate Bill 214. Further discussion? Senator Cullerton, you wish to close? Question is the adoption of Amendment No. 4 to Senate Bill 214. A roll call has been requested. Those in favor of the adoption of the amendment will vote Aye, and opposed will vote

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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? Have all voted who wish? Take the record. On that question, there are 27 Ayes, 29 Nays, none voting Present. Amendment No. 4 fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 271. Senator del Valle. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 2-7-1.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Transportation offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator del Valle, on Committee Amendment No. 1.

SENATOR DEL VALLE:

Thank you, Mr. President. Committee Amendment No. 1 stripped the bill. I move the adoption of Committee Amendment No. 1.

PRESIDENT ROCK:

Senator del Valle has moved the adoption of Committee Amendment No. 1 to Senate Bill 271. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator del Valle offers Amendment No. 2.

PRESIDENT ROCK:

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Senator del Valle, on Amendment No. 2. Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. This amendment was worked out with the Secretary of State's Office, and what it does is that -- it codifies the current practice in issuing driver's licenses to individuals participating in the Federal Amnesty Program. I move the adoption of Floor Amendment No. 1 <sic>.

PRESIDENT ROCK:

Senator del Valle has moved the adoption of Amendment No. 2 to Senate Bill 271. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 294. Senator Macdonald. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 2-9-4.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Transportation offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Macdonald, on Committee Amendment No. 1.

SENATOR MACDONALD:

Yes. Mr. President, this Committee Amendment No. 1 was merely a technical amendment from the Legislative Reference Bureau, correcting some errors that they had made in the bill. So that's all that does. I will say that I do have two amendments that I've been waiting for for some time, so I'm going to move this bill on to 3rd, and probably ask to have it brought back to 2nd, hopefully tomorrow.

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PRESIDENT ROCK:

All right. Senator Macdonald has moved the Committee -- the adoption of Committee Amendment No. 1 to Senate Bill 294. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

3rd Reading. Senator Vadalabene, for what purpose do you arise, sir?

SENATOR VADALABENE:

On a point of personal privilege, Mr. President.

PRESIDENT ROCK:

State your point, please.

SENATOR VADALABENE:

Any Robinson from Roxana, Illinois, from my district, is on the Floor as a page today - one of our Girl Scouts.

PRESIDENT ROCK:

Welcome. Couldn't be with a better Senator, either. 299. Senator Daley. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 2-9-9.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Higher Education offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Daley, on Committee Amendment No. 1.

SENATOR DALEY:

Thank -- thank you, Mr. President. I wish to Table Committee Amendment No. 1.

PRESIDENT ROCK:

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Senator Daley moves to Table Committee Amendment No. 1 to Senate Bill 299. Discussion on the Motion to Table? If not, all in favor of that motion, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and Amendment No. 1 is Tabled. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator Daley offers Amendment No. 2.

PRESIDENT ROCK:

Senator Daley, on Amendment No. 2.

SENATOR DALEY:

Thank you, Mr. President and Members of the Senate. Amendment No. 2 becomes the bill. The effective date of this legislation has been delayed to July 1, 1992. This legislation is worked with the cooperation of the Illinois Student Association and specific language in this amendment. And the program is designed to encourage the brightest of all State engineering students to attend college, as well as practice engineering in Illinois by completing a teaching/working obligation commitment.

PRESIDENT ROCK:

Senator Daley's moved the adoption of Amendment No. 2 to Senate Bill 299. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Middle of Page 3, Ladies and Gentlemen. Senator Etheredge. 309. Read the bill, Madam Secretary, please.

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SECRETARY HAWKER:

Senate Bill 309.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Etheredge offers Amendment No. 1.

PRESIDENT ROCK:

Senator Etheredge, on Amendment No. 1.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the community college rate bill, and what the amendment does is to bring the credit hour rates down to the Governor's level. I move for its adoption.

PRESIDENT ROCK:

Senator Etheredge has moved the adoption of Amendment No. 1 to Senate Bill 309. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. I turn your attention, Ladies and Gentlemen, now to Page 6. We're on Page 6 on the Calendar. Having gone through the appropriation bills, we'll be on Page 6. Senator Berman, on the middle of Page 6, on the Order of Senate Bills 2nd Reading, is Senate Bill 380. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 380.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary I offers

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Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. Committee Amendment No. 1 defines the details regarding tenancy by the entirety. I move the adoption of Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No 1's adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Senate Bill 405. Senator Severns, please. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 405.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on State Government Organization and Administration offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. Committee Amendment No. 1 simply deleted the references to Dwight Correctional Center, and also expanded the specific intent of CMS to implement rules. I know of no opposition, and would urge its

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adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senators Philip and Weaver offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The net effect of this amendment would limit -- CMS's travel authority to the Executive Branch of Governor -- Government only. In other words, it takes the General Assembly out. We have our own at this point.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. I -- I hope everyone's paying attention to this amendment, because I would think that it'd be one that you'd want to consider carefully. The -- Senate Bill 405, in fact, will provide for a corporate travel desk in the State of Illinois, to be housed within CMS. What Senator Philip's amendment attempts to do is exempt the Legislature. I think given -- given all of the difficulties that -- that we know exist, and the simple fact that the bill already provides for needed exemptions, I think we need not write in a special exemption for the Legislature into this bill. And I would

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urge opposition to this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Philip, to close.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. You know, there is a separation of powers. There is an Executive Branch of Government; let CMS do that. I don't have any objections to that whatsoever, but we happen to be the Legislative Branch of Government, and of course, the four leaders sit on that. And -- and quite frankly, I don't think there's been any abuses in the General Assembly. If there is, I'm not -- certainly not aware of it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall Amendment No. 2 be adopted. All in favor, signify by saying Aye. Aye. Opposed. Amendment No. 2's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. Amendment No. 3 was requested by CMS and IDOT simply to -- to exempt the aeronautics portion. I know of no objections. Would urge its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Keats.

SENATOR KEATS:

We're exempting aeronautics from the travel guidelines? Is that -- excuse me -- a question of the sponsor.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she'll yield. Senator Keats, please. And will you

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repeat your question?

SENATOR KEATS:

Are we exempting aeronautics from the Executive Branch guidelines on travel?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

No.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Keats. Any further discussion? Senator Severns, to close. The Lady moves the adoption of Amendment No. 3. All in favor, signify by saying Aye. Opposed. Amendment No. 3's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Senate Bill 482. Senator Maitland. Fiscal note's been requested. Has it been filed? No. 484. Senator Severns. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 4-8-4.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady from Macon, Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This amendment simply creates the Illinois European Community 1992 Trade Project within the Department of Commerce and Community Affairs, and establishes the IEC '92 Fund. It repeals, as Senator DeAngelis' bill did yesterday, the Export Council Act and the Export Development Act, and transfers all unexpended funds to the

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IEC '92 Fund. I know of no opposition, and would urge its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Senate Bill 485. Senator Schaffer. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 4-8-5.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from McHenry, Senator Schaffer. Any Floor amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Schaffer.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Schaffer, Amendment No. 1.

SENATOR SCHAFFER:

Mr. President, this amendment addresses the concerns that were brought up in the committee, both by committee members and suggested by the Department of Revenue.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. Any -- all in favor, signify by saying Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 497. Senator Luft. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 4-9-7.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Luft offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. This is a technical, clarifying amendment only.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 544. Senator Maitland. On top of Page 7 is Senate Bill 586. Senator Savickas. Out of the record. 588. Senator Raica. Read the bill. Oh, No, I'm sorry. Take it out of the record. 595. Senator Raica. Out of the record. 598. Senator Maitland. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 598.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from McLean, Senator Maitland.

SENATOR MAITLAND:

Mr. -- Mr. President, thank you very much. Just for the Body to know, this bill will be going to 3rd Reading today, but will be coming back on the first Recall List, as far -- as soon as we get the -- the amendment for it. There is some -- and Senator Jones is aware of this. So we pledge to you, we'll bring the bill back for the amendment tomorrow.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Isn't there a committee amendment?

SECRETARY HAWKER:

No.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 673. Senator Collins. 673. Out of the record. 714. Senator del Valle. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 714.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator del Valle, Committee Amendment No. 1.

SENATOR DEL VALLE:

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

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The Gentleman from Knox, Senator Hawkinson.

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SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he'll yield.

SENATOR HAWKINSON:

Senator, by Tabling this amendment, you're restoring the original bill, are you not?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator del Valle.

SENATOR DEL VALLE:

I have a Floor amendment that will follow.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hawkinson.

SENATOR HAWKINSON:

Well, the only way it got out of committee was because you made it a shell. Has that been cleared with our side of the aisle - the Floor amendment?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator del Valle.

SENATOR DEL VALLE:

Well, the -- the amendment that -- the Floor amendment that I have is a result of the negotiations with all the interested parties. Yes.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hawkinson. The Gentleman moves to Table Committee Amendment No. 1. Hearing no objection -- all in favor, signify by saying Aye. Opposed. Committee Amendment No. 1's Tabled. Any amendments from the Floor?

SECRETARY HAWKER:

Senator del Valle offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator del Valle.

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Senator DEL VALLE:

Yeah. Thank you, Mr. President. This is the negotiated amendment. It increases the amount an employee may be paid before any wages may be garnished. I move the adoption of Floor Amendment No. 1 <sic>.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Question of the Chair. Has this amendment been printed and distributed?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Miguel, why don't we take this out of the record? We'll take it out of the record. We'll get back to it. You want to check on that and see if it's been printed and distributed, please? 726. Senator Berman. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 726.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Berman offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Thank you. This is an amendment that has come to us from the pension funds. It is not -- does not address all the concerns. We've talked with both sides of the aisle and the pension funds and the State Bar Association. We're going to adopt this amendment, pass it over to the House, continue to work with it until everyone is agreed as to its provisions. So I move to adopt

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Floor Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 746. Senator Collins. Read the bill, Madam Secretary. 746, Earlean.

SECRETARY HAWKER:

Senate Bill 7-4-6.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Collins offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Collins.

SENATOR COLLINS:

Yes. Thank you, Mr. President and -- and Members of the Senate. Amendment No. 1 does, in fact, make the bill better. However, we are still in the process of discussion. But what this amendment does at this point -- it takes out the Section that deals with the graduated exemptions, and it deals with the property tax deduction Section, and attempts to graduate that in a sense. And it simply puts those people from zero to twenty-nine thousand ninety-nine -- nine hundred ninety-nine dollars, at two hundred -- two-hundred-percent deduction. Those from thirty to one hundred thousand dollars - a hundred and fifty deduction, and those over a hundred thousand will remain the same at

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one-hundred-percent deduction. So I would move for its adoption. This amendment is sponsored by Senator Rigney and myself. I would just ask -- move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Senate Bill 750. Senator Joyce. J.J. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 750.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jerome Joyce offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Joyce.

SENATOR J.J. JOYCE:

Yes, thank you, Mr. President. This deletes everything and makes the bill a vehicle. The homebuilders and the Illinois State Historic Research Preservation people have been negotiating this, trying to get together, and I -- I -- I guess they have. So we're moving this over to the House and they can further work on it there.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman -- any discussion? Senator Woodyard.

SENATOR WOODYARD:

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Yes, thank you, Mr. President and Members of the Senate. Senator Joyce, you said the home -- homebuilders and Historic Sites Preservation is -- when this bill was in committee, why all of our friends were either for it or against it, but --

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Joyce.

SENATOR WOODYARD:

Okay, fine.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

It's strictly a vehicle bill now.

SENATOR J.J. JOYCE:

Well, that's what it's about. They're -- they're -- they're going to work it out.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Joyce moves the adoption of Amendment No. 1. All in favor, signify by saying Aye. Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Senate Bill 761. Senator Newhouse. Out of the record. 764. Senator Marovitz. Marovitz. Out of the record. You want to read it? 764. Out of the record. 766. Senator Newhouse. Out of the record, at the request of the sponsor. 783. Senator Daley. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 7-8-3.

(Secretary reads title of bill)

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Daley.

SENATOR DALEY:

Mr. President and Members of the Senate, at this time I would

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move to recommit this -- Senate Bill 783 to the Committee of Revenue for further consideration.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman has moved to recommit Senate Bill 783 to the Revenue Committee. Hearing no objections, the bill is so committed. Please turn to Page 8 of the Calendar. Page 8 appears Senate Bill 789. Senator Cullerton. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 7-8-9.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Cullerton.

SENATOR CULLERTON:

Yes. I'd -- I'd like to Table the committee amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman moves to Table Committee Amendment No. 1. Any discussion? All those in favor, signify by saying Aye. Opposed. Committee Amendment No. 1's Tabled. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Cullerton offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Cullerton.

SENATOR CULLERTON:

Mr. President, if I could ask the Secretary what the LRB

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number is. I want to go with the last amendment that's been filed.

SECRETARY HAWKER:

01.

SENATOR CULLERTON:

I want -- I want to Table that amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

You just withdraw that one.

SENATOR CULLERTON:

Withdraw Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Right. Any further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Cullerton.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Want to give him the numbers?

SENATOR CULLERTON:

Is this 02?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Yeah. Give him the --

SENATOR CULLERTON:

Thank -- thank you, Mr. President. This amendment reflects an agreement worked out between the Department, that initially had objections to the bill, and the Citizens Assembly, which came forward with the bill. It would require the Department of Children and Family Services to provide a written notice to the court of the specific arrangements for supervised visitation, and the projected monthly cost, within sixty days after the court orders them to perform this -- this work. The Department then shall send to the court information relating to the cost incurred by the Department, if it's appropriate, and if the Department doesn't do what they're ordered to by the court, the court can, of

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course, hold them in contempt of court. So this is an agreed amendment, and I would -- move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 2 be adopted. All those in favor, signify by saying Aye. Aye. Opposed. Amendment No. 2's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Senate Bill 804. Senator Smith. Out of the record. 821. Senator Raica. Please read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 821.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Raica offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Amendment No. 1 to Senate Bill 821 is an agreed amendment between the interested parties, and simply says that Public Aid shall attempt, if practical, to implement an ambulance reimbursement program that mirrors the Medicare Ambulance Reimbursement Plan. This is still being worked out between parties, and we may need this for future amendments, and I just ask if we can move it to 3rd Reading and get it over to the House, so they can change it, I'm sure.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 833. Senator Jacobs. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 833.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Rock Island, Senator Jacobs.

SENATOR JACOBS:

Just ask for its -- for -- pass it on to 3rd. It's -- we're going to hold it on 3rd.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

I thought we had a -- wasn't there a committee amendment? Floor amendment?

SENATOR JACOBS:

No.

SECRETARY HAWKER:

No Floor amendment.

SENATOR JACOBS:

No.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

My Calendar's marked wrong. I'm sorry. 3rd Reading. 863. Senator Savickas. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 863.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 889. Senator Holmberg. Out of the record.
948. Senator Welch. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 948.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Welch offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. What this amendment does is address several concerns raised by opponents to the bill in the Environment Committee. Changes the recyclable definition to insure that the product is realistically - not theoretically - recyclable. The bill is a Environmental Labeling and Advertising Bill, which requires labels on products in the grocery store to be truthful. It also mandates documentation of the amount of recycled material contained in a product that has a label as being recycled. And the effective date is moved to January 1 of 1993, becoming effective only if there is no national standard. I would move for adoption of the amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any discussion? The Lady from Cook, Senator Topinka.

SENATOR TOPINKA:

Just a point of personal privilege, Mr. President. And that is on the Floor and kind of toward the back of the -- of the Chamber is former State Representative Giddy Dyer, who certainly was one of the first Ladies of the Legislature, and we are just pleased to welcome her, and I would like all to do so.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Giddy, welcome back to Springfield. So good to see you. Now, is there any discussion on Amendment No. 1? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. On the bottom of Page 8. Senate Bill 1038. Senator Smith. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1038.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Top of Page 9. Senate Bill 1067. Senator Rea. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1067.

(Secretary reads title of bill)

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2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1075. Senator Rock. Out of the record.
1092. Senator D'Arco. 1092, John. Out of the record. 1133.
Senator Raica. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1133.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Raica offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. What this amendment does is makes this bill a vehicle. We are in negotiations between the mobile home owners, the mobile trailer park owners and other interested parties. After three hours of deliberation, nothing was finalized, and all we want to do is keep this alive in the House so we have something to move along if something does develop. I just ask for your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

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No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1134. Senator Raica. Out of the record.
1136. Senator Raica. Out of the record. 1144. Senator
Maitland. 1144. Senator Maitland. 1150. Senator Cullerton.
Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1150.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Cullerton offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President and Members of the Senate. This amendment represents a compromise which was obtained by the Retail Merchants Association in coordination with the public universities. It would allow for those public universities to sell goods when competing private merchants do not or cannot stock goods needed by students for classroom activities. It would also allow them to lease university property if it is made available to private sector merchants. And finally, it exempts universities who offered credit to students prior to 1980 from the prohibition against such activity. I move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. A question of the sponsor. Senator Cullerton, it's my understanding that part of the university

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problems have been cleared up, but the problem with the Board of Regents in Northern Illinois University still needs to be negotiated. Is this true?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Cullerton.

SENATOR CULLERTON:

You know, I didn't know that. I -- I thought that the amendment that was handed to me was the result of a negotiation, and I see there's an amendment here that accommodates the University of Illinois in Champaign, and I assumed that the others had signed off. But if -- if it's not -- your understanding is probably more recent than mine. That the agreement -- everybody's agreed except Northern?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Holmberg.

SENATOR HOLMBERG:

That's correct. They still need time to -- to work out their section of the agreement.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Cullerton.

SENATOR CULLERTON:

Well, I'd like to adopt the amendment, and then perhaps -- we have between today and tomorrow to see if we can reach further accommodation, and I'll bring the bill back to 2nd Reading, if I can.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is that agreeable? Any further discussion? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1167. Senator Fawell. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1167.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Fawell offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady from DuPage, Senator Fawell.

SENATOR FAWELL:

Is that -- is that Berman-Fawell?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

You want to give her the numbers on the amendment, please?

SECRETARY HAWKER:

It ends in 01.

SENATOR FAWELL:

I'm going to withdraw that amendment. I think the -- the next one is the one we want.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Lady withdraws Amendment No. 1. Any further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senators Berman and Fawell.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President, Ladies and Gentlemen of the House <sic>. This amendment, offered by myself and Senator Fawell, represents a -- an agreement between the Illinois Bankers and the

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Retail Merchants. What it does is to address the costs and procedures when a bad check is bounced off of a retailer, and the cost incurred by the bank. Simply put, we raised the allowable --
PRESIDING OFFICER: (SENATOR LECHOWICZ)

Excuse me, Senator Berman. Ladies and Gentlemen, could we have your attention, please? Please continue, Senator Berman.

SENATOR BERMAN:

Thank you. Simply put, what we have done is increase the nonlitigated collection amount that a retailer may charge, from ten dollars to twenty-five dollars, and we impose a permissible charge that the bank may charge to the retailer for depositing a bad check to the amount of seven dollars and fifty cents. Both of these charges are permissible, and I would be glad to respond to any questions, and move the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Senate Bill 1212. Raica. Senator Raica. Out of the record. 1231. Senator Marovitz. Out of the record. Senator Jacobs. 1235. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1235.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Executive offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jacobs.

SENATOR JACOBS:

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Thank you, Mr. President. Committee Amendment 1 strictly takes out wire sparklers and provides funds for the fire marshal, and ask for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 1 -- Committee Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jacobs offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President. Floor Amendment No. 2 removes the Boy Scouts and Girl Scouts from the bill to where they now are prohibited from selling, and -- and makes the bill twenty-one years of age in order to sell the fireworks.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 2 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Jacobs.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jacobs.

SENATOR JACOBS:

Amendment No. 3 is technical. There was some misspelled words.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman moves the adoption of Amendment No. 3. All in favor, signify by saying Aye. Opposed. Amendment No. 3 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Jacobs.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jacobs.

SENATOR JACOBS:

Amendment No. 4 - and the final amendment - strictly puts the Fireworks Regulation Act back in the bill, at the request of the Fire Marshal's Office.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 4 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 4 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1237. Senator Etheredge. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1237.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Etheredge offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge, please.

SENATOR ETHEREDGE:

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Thank you very much, Mr. President, Ladies and Gentlemen of the Senate. This is the amendment that was mentioned yesterday at the time when we were discussing the -- the Motion to Discharge this bill from committee. It is a -- an amendment which brings this bill now into conformity with a similar bill, which is being carried by Representative Morrow over in the House. What it does is to establish a school attendance programs - a learn fair program, if you will - as three pilot projects around the State of Illinois. It -- it calls for a -- a sunset of this program after two years, unless it's extended by action of the General Assembly. It calls for periodic reports from the Department to the General Assembly on the progress that is being made, and I would move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1274. Senator Watson. Out of the record. 1285. Senator Watson. Out of the record. 1315. Senator Philip. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1315.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Carroll, Amendment No. 1 on 1315.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would change the day from a Saturday to a Tuesday, and I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1231. Senator Severns. Out of the record. Also appearing on Page 9 is -- appears -- leave of the Body, we'll go to 1231. Senator Marovitz. Read the bill, Madam Secretary. 1231.

SECRETARY HAWKER:

Senate Bill 1231.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. With leave of the Body, we'll go to -- to Senate Bill 1092. Senator D'Arco. Hearing no objections, Madam Secretary, please read 1092 - Senate Bill 1092.

SECRETARY HAWKER:

Senate Bill 1092.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary I offers

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Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. Amendment No. 1 is the essence of the bill. And the bill sets out a procedure for the health care needs of people that have a terminal condition, that are permanently unconscious, or -- or are in a vegetative state. It also sets out a procedure, of course, for people that can make their own health care decisions that -- in other words, people that are conscious of what's going on and can decide for themselves what is in the best interest of their health care needs. So the focus of the bill is primarily on those people that can't make a decision for themselves and someone else must make that decision.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Excuse me, Senator D'Arco. Can we break up the conferences, please? Can we break up the conferences, please? Please continue.

SENATOR D'ARCO:

It sets out a procedure whereby surrogates in a priority order determine, in consultation with the attending physician, what is the appropriate health care decision for the patient. The surrogate can decide to maintain the present life-sustaining apparatus that's keeping the person alive. He can decide to keep the person on food and hydration, artificial devices, or he can decide that it may be appropriate to take those devices and remove them from the patient and let the patient die with dignity. That's what this bill is all about. I want to emphasize that the Catholic Conference of Illinois - the Catholic Conference of Illinois - the Archbishop of Illinois - Archbishop Bernardin -- I'm sorry - Cardinal Bernardin - is in favor of this bill. In

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fact, he endorses this bill. The Chicago Bar Association endorses this bill. The Illinois Hospital Association endorses this bill, and the Illinois Medical Society endorses this bill. None of the various groups that attend to the various interests involved are against this bill. They're all in favor of the bill. Ladies and Gentlemen, it is my opinion that Illinois, in this legislation, will set a model bill -- model legislation for the rest of the country to emulate and follow in the future. This is the most comprehensive legislation dealing with health care needs of people that qualify for this kind of treatment in the State of Illinois. And I would ask for your favorable support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Gentleman from Cook, Senator Raica. Raica.

SENATOR RAICA:

Thank you, Mr. President. A point of personal privilege, please.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Please proceed.

SENATOR RAICA:

Okay. I apologize to Senator D'Arco, but Senator Savickas and I have a group of seventy students from St. Turibius Parish, who have come to Springfield to visit us, along with Mr. Baker and Miss Arrazmus, their -- their teachers. They are in the Democratic side of the gallery, and I wish that they can stand and be recognized by the General Assembly.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Will our guests please stand and be recognized? Welcome to Springfield. Welcome to the Illinois Senate. Enjoy your day. Now, discussion on Amendment No. 1? The Lady from Cook, Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President and Ladies and Gentlemen of the Senate. I

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would stand in support of Senator D'Arco's amendment. Last year we had some difficulty in terms of the liability waiver. Other than that, we did receive support from this Chamber to address this very serious problem which has affected many of the people of Illinois and people around the United States. We read story after story of how family members have had to go to court, have been yanked and pulled and tugged over these issues. Somewhere we have to set some kind of a standard and make a call, and all through the summer people who have been involved in this issue have worked very hard to try and find a -- find a -- a solution -- a painful solution, because it deals with issues of life and death. Nobody particularly wants to address these issues, but for all intents and purposes, those who are closest to the scene have walked away and have left the Legislature with making that decision. It is a hard one, and I know everybody has to look into their consciences and philosophize about how they feel about this. But for those people who don't have a living will, who don't have a durable power of attorney, who have become terminal, who can no longer come back, who -- who are not in the realm of the living any longer, they have no place to go. They float. And somewhere -- is it our right, indeed, to determine that they should hang endlessly in this limbo, where they are neither dead or alive, but we think they are dead? To that end, I would ask you to really weigh this particular amendment, because, again, it has had the support of some of the finest legal minds, medical minds, clerics. We've tried our best. I think this is the best that we can do in terms of this issue from this Legislature from the -- for the benefit of the people of Illinois, and I would ask your support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman from Cook, Senator Marovitz.

SENATOR MAROVITZ:

Thank you -- thank you very much, Mr. President and Members of

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the Senate. I would just make a suggestion to my colleagues rather than go to the merits of the bill. We've heard from the two sponsors of the legislation. This bill is a shell bill, as it is right now, and we're voting on the bill here. Rather than go through an hour debate on 2nd Reading and another hour debate on 3rd Reading to do exactly the same thing, it would seem to make sense to move the bill to 3rd Reading and go through that same one-hour debate one time.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

It hasn't affected any of your lights. Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. Chairman. The preceding speaker indicated the hard work and lots of discussion and all the rest, but I don't think it's the best process available. This bill was let out as a shell bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Excuse me. Excuse me. For what purpose the Gentleman for Cook, Senator D'Arco, seek recognition?

SENATOR D'ARCO:

Before we debate the bill -- this is the amendment that adopts -- this is the shell. The second amendment is the Floor amendment. So let's just adopt this amendment, and then we can debate the Floor amendment, which is the -- is the essence of the bill. Okay?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman moves the adoption of Amendment No. 1. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

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SECRETARY HAWKER:

Senator D'Arco offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator D'Arco, Amendment No. 2. Now we're back on the debate. Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. The committee let this out as a shell bill, and several of us on the committee - myself included - volunteered and -- and, matter of fact, requested to be included in these negotiations, and this is the first that I've heard that you have an amendment. There's no such amendment on my desk, or an analysis thereof. In questioning the prior speaker, I'm told -- she indicated the only problem last year was the medical waiver. Well, that's simply not the case. We debated this last year. I had two very specific problems with last year's version, and I understand they may still be inherent in the -- in the Floor amendment, although I don't have it. The first problem I had was that I didn't feel it was appropriate - and I think many Members of this Assembly didn't feel it was appropriate - to allow a quote "friend" to challenge a family decision made in this area, and I understand that we still have "friend" in the hierarchy, and that anyone in the hierarchy can challenge a decision that a -- that a family member may have made in -- in this sense. And the other problem that I had was I -- we had two categories - the irreversible coma and the imminent death - that I -- I think we need this legislation for. But there was a third category in last year's bill that many of us felt was -- was very nebulous and ambiguous, and -- and could be used arguably to extend to situations that ought not be covered by legislation of this type. And Senator Topinka advises that that third Section may still be in this -- in this bill, as well. So I -- I would suggest that we're not ready to adopt this as -- as final action, and at this

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point, should vote No on this amendment, or it should be withdrawn.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Rock. President Rock. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As Senator Hawkinson and others well know, I debated this legislation at some length last year. I am satisfied that the amendment is a -- is a good effort. And all I'd suggest is that in the closing hours -- this is not final action; this is the adoption of an amendment, as Senator Marovitz pointed out. I -- I think that we have literally been negotiating and discussing for about the past four weeks as to what should be in and should be out, and we've talked about criminal and civil liability and the immunity therefrom, and -- and I just think that we ought to afford the sponsor the opportunity to put the bill in the shape in wish -- in which he wishes it, and then we can debate it with some fervor, I'm sure.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator D'Arco, to close.

SENATOR D'ARCO:

Well, Senator Hawkinson is right about one thing, and I -- and I want to apologize to him publicly. I did indicate to him that he would be consulted in the deliberations on this bill, and his concern -- and, in fact, when we were discussing in deliberation what we were going to do about particulars of the bill, I mentioned Senator Hawkinson's objections. Unfortunately, he was not included in those discussions. And that was an oversight on my part, and I apologize for that. I feel -- I will address -- we can debate the bill on 3rd Reading, and it'll be an appropriate time to debate it, and right now I would move to adopt Amendment

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No. 1 <sic>.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 1 be adopted. All in favor,
-- 2 -- we adopted a committee amendment. All in favor, signify
by saying Aye. Opposed. Amendment No. 2's adopted. Any further
amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Would you please turn to Page 10. Senate Bill
1328. Senator Luft. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1328.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Donahue offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Donahue, Amendment No. 1.

SENATOR DONAHUE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.
Amendment No. 1 to Senate Bill 1328 is attempting to clarify
homestead exemptions for mobile home industry. We had a situation
in my district where they were eligible for a homestead exemption,
the assessor would not allow it, although it was in the law, and
this simply clarifies that. It doesn't expand it. It doesn't do
anything different than clarify it. I would move for its
adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Demuzio. Senator Joyce.

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SENATOR J.E. JOYCE:

Senator Donahue, with all due respect, I'm reliably informed that this does more than clarify, and that that -- this causes some -- some serious problems up in my part of the State. Would you explain in a little more detail exactly how this clarifies?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Donahue.

SENATOR DONAHUE:

Yeah, if you'll bear with me and let me read this. It says that any vehicle similar portable structure, used or so -- constructed as to permit it being used as a dwelling place for one or more persons, if -- if this structure is resting whole --

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Excuse me, Senator Donahue.

SENATOR DONAHUE:

Yes.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

We're going to have to take this amendment out of the record.

SENATOR DONAHUE:

Why?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

We're going to get right to it. It's -- it's misplaced in its order.

SENATOR DONAHUE:

Okay. All right. I just checking.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

And at the request of the Clerk. We want to be in proper procedure here.

SENATOR DONAHUE:

All right. Okay.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

So let's get to the other amendment. Whose -- is that Mr.

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Rigney's amendment? Whose amendment is this? We will consider Mr. Rigney's amendment first, with leave of the Body. Hearing no objections, read the -- Mr. Rigney, on Amendment No. 1. Floor Amendment No. 1. Senator Luft.

SENATOR LUFT:

I want to make -- thank you, Mr. President. I want to make sure we know what we're doing on the amendments. Are you sure the first amendment is not a very large amendment?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

That's the one now.

SENATOR LUFT:

And that is my -- under my sponsorship or Senator Rigney's?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Rigney's.

SENATOR LUFT:

So my -- the one that I'm sponsoring is number -- ?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

4. It's a cast of thousands on this great bill. Senator Rigney. You got a copy of all the amendments, Dick? Senator Luft. Okay. Senator Rigney. Want to put Rigney on?

SENATOR RIGNEY:

Okay. Mr. President, very simple amendment. This, once again, is the backdoor provision that we voted on yesterday. Just a little insurance here. Sometimes pieces of legislation from our side of the aisle don't do particularly well in the House, and I think it's very important that this eventually be enacted into legislation, and with my good colleague, Senator Luft, at the head of the bill, we'd just kind of like to have a little secondary insurance.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft. Senator Luft. On the amendment.

SENATOR LUFT:

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Oh, I'm sorry. I'm sorry.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Rigney moves the adoption of -- of Floor Amendment No. 1. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Donahue.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Donahue. Amendment No. 2.

SENATOR DONAHUE:

Thank you, Mr. President. As I was saying earlier, all this bill -- or all this amendment does, is to clarify what is already existing in the law. It is not attempting to expand it. It is simply trying to say, "This is the way it is, and these are the people that are eligible for homestead exemptions."

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Joyce.

SENATOR J.E. JOYCE:

Well, again, I am -- I am told that this is going to create a lot of confusion -- that you -- that there is one little problem in your area of the State that you are seeking to correct, but the method that you've chosen to deal with that problem is going to create enormous confusion on the part of the assessors throughout the State. So I -- I am rising in opposition at this time to your amendment, Senator.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would only like to point out that the amendment may not be necessary, simply because all mobile homes already qualify for the homestead exemption to the extent they are taxed as real property.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Donahue, to close.

SENATOR DONAHUE:

Thank you, Mr. President. I would clarify that -- the previous speaker in saying that, no they're not. All mobile homes are not eligible unless they are attached to a permanent foundation, and that's what we're trying to clarify. And all we add in this amendment is if any vehicle or similar portable structure is considered real property for the purposes of this Act, the homestead exemption applies. This is LRB's language. This is -- the Department of Revenue has signed off on it. It doesn't expand the law, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 2 be adopted. All in favor, signify by saying Aye. Opposed. Roll call's been requested. All those in favor, signify by voting Aye. All those opposed, by voting Nay. The voting is 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 29 Ayes, 26 Nays, 1 recorded as Present. And the amendment's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Rigney.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Rigney, Amendment No. 3.

SENATOR RIGNEY:

Mr. President, what this amendment does is simply give everyone - every homeowner - the thirty-five-hundred-dollar homestead exemption. Realize now it's on the base year of 1977. We find that fourteen years later, virtually everyone is getting it anyhow. As I looked over the numbers for the various counties, I note that four counties have already implemented this, regardless of the fact that maybe they don't quite have the

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authority to do so. But very, very minimal impact - and it really isn't worth the time of the tax officials to try to determine whether or not someone is entitled to the full thirty-five hundred dollars of exemption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 3 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 3's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Amendment No. 4 contains four bills: Senate Bill 17 -- 1373, which was Senator Rigney's; 1056, Senator Newhouse; 801, Senator Luft; and -- 1112, Senator Karpziel. This is an agreed amendment by Senator Rigney, and I believe all members of the committee. It's very lengthy. I will try to be as brief as I can. The bill allows nonresident beneficiaries of trusts and estates to file composite returns. It excludes homeowners and political organizations for payment of estimated taxes. Replaces references to specific service occupations with a reference to service occupations in general. It extends the eligibility for two-twelfth-year <sic> (two-and-a-half-year) redemption period, and deletes partial redemption of separate undivided interest in delinquent tax sales property, and for counties other than Cook, specifies a new form of assessment noted -- notice, and repeals abatement language for Eagle Creek. I would move for the adoption of Amendment No. 4 to Senate Bill 1328.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 4 be

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adopted. All in favor, signify by saying Aye. Opposed.
Amendment No. 4 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1338. Senator Collins. Read the bill, Madam
Secretary.

SECRETARY HAWKER:

Senate Bill 1338.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Insurance, Pensions and
Licensed Activities offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Collins.

SENATOR COLLINS:

Yes, thank you. This is an agreed amendment. The committee
agreed to let the bill out with the contention -- and to go along
with the Department to make it five years where they should keep
the record, rather than how the bill is currently drafted - it's
ten years. And I would move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Committee Amendment No. 1
be adopted. All in favor, signify by saying Aye. Opposed.
Amendment No. 1's adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Collins.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Collins. Earlean, you have a Floor amendment.

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SENATOR COLLINS:

There is no -- shouldn't be Amendment No. 2, and if it is, it should be Tabled.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady withdraws it. You got two of them down here, though. Senator Collins, you have two amendments here on this bill. Want to take it out of the record?

SENATOR COLLINS:

No. No. No. No. I -- I thought the amendment that I put on was five years. If it's not, then we -- we need to -- Table that amendment I just put on, and then we'll put this one on, because the agreement was five years. So -- so, I would just like to Table Amendment No. -- Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Having voted upon the prevailing side, the Lady moves to Table Amendment No. 1. Hearing no objection, Amendment No. 1 is Tabled. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Collins offers Amendment No. 2.

SENATOR COLLINS:

Yes, thank you. Now, Amendment No. 2 is the agreed amendment from the committee, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Which one is it? Give her a number.

SENATOR COLLINS:

LRB8706164JSj.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Okay. The Lady moves the adoption of the agreed amendment on

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Floor Amendment No. 2. All in favor, signify by saying Aye. Opposed. Amendment No. 2's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Also appearing on Page 10 is Senate Bill 1349. Senator Joyce. J.J. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1349.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1352. Senator Holmberg. Out of the record. 1354. Out of the record. 1392. Read the bill, Madam Secretary. Senator Welch.

SECRETARY HAWKER:

Senate Bill 1392.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Agriculture and Conservation offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch.

SENATOR WELCH:

I would move to Table Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman moves to Table Committee Amendment No. 1. Hearing no objections, Committee No. -- Amendment No. 1 is Tabled. Any further committee amendments?

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SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

No Floor amendments? Okay. 3rd Reading. 1408. Senator Berman. 1424. Senator Raica. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1424.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. I'd like to Table Committee Amendment No. 1, 'cause I have a Floor amendment that'll do the same as the committee amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any objections? Gentleman moves to Table Committee Amendment No. 1. All in favor, signify by saying Aye. Aye. Opposed. Committee Amendment No. 1's Tabled. Any Floor amendments?

SECRETARY HAWKER:

Committee Amendment -- I mean -- pardon me -- Floor Amendment No. 2 offered by Senator Raica.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. Floor Amendment No. 2 -- it does what Committee Amendment No. 1 did, plus it makes changes coming

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from negotiations with the NRA. The NRA is actually neutral on this bill, but we worked over the last two, three weeks to come up with some kind of compromise and -- and -- and it appears that everything is worked out for the best in this one. The amendment makes the changes requested in committee, and reworks some of the penalties. And I just ask for adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 2 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 2's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Raica.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

Yes, sir. Mr. President, I'd like to Table this amendment, please.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman withdraws Amendment No. 3. Any further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Raica.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. What this Floor amendment does is it requires, on the FOID card application, that the Social Security number and the driver's license number of the applicant be added, including all the other information that's already requested. NRA is also neutral on this, and we've talked to them over the past three weeks, and -- and I think we're going okay on this. I just ask for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any discussion? Question is, shall Amendment No. 3 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 3 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1434. Senator Vadalabene. Out of the record. 1435. Senator Marovitz. John, you going to handle Sam's bill? With leave of the Body, we'll have Senator D'Arco handle Senator Vadalabene's bill. 1434. Senator Vadalabene <sic>, what purpose you seek recognition?

SENATOR D'ARCO:

No, Marovitz's bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

I'm sorry. All right. 1435. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1435.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Marovitz offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator D'Arco.

SENATOR D'ARCO:

Thank you. This is an agreed amendment with the Hospital Association, and it simply provides that any health care facility must permit visitation by any person or persons designated by a patient. That's the substance of the amendment. I move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any discussion? Question is, shall Amendment No. 1 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1437. Madam Secretary, read the bill.

SECRETARY HAWKER:

Senate Bill 1437.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from LaSalle, Senator Welch. I'm sorry. Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1440. Is your amendments ready? 1454. Senator Luft. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1454.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Luft offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Amendment No. 1 is an amendment that was requested by the Department of Revenue. And the amendment

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deletes authorization for municipalities to use TIF - Tax Increment - generated by industrial TIFs, to make revolving loans up to the thirty percent of the cost of the project for existing TIF purposes, and it deleted the use of up to fifty percent of the tax increment generated by a project for property tax rebates, or to provide transportation. I'd ask for the adoption of Amendment No. 1 to Senate Bill 1454.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1465. Senator Dunn. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1465.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Thomas Dunn offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Dunn.

SENATOR T. DUNN:

Thank you very much, Mr. President. This bill originates out of dealing with short-term securities - those that are maturing under nine months. And we had an incident in my area where on the material that was -- distributed, it said on it that it was regulated by the Department of Financial Institutions of the State

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of Illinois. As a result of that, individuals who used their pension monies and their own private monies lost approximately twenty-nine thousand dollars. This language would obviously be prohibited from being placed on -- on documents of this kind, and inserted therein would be that "This instrument is neither guaranteed, nor is the issuance thereof regulated by any agency of the Department of the State of Illinois or the United States" of America. I urge adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 1473. Senator Severns. Out of the record, at the request of the sponsor. Leave of the Body, please turn to Page 9. Senate Bill 1285. Are there any objections? Hearing none, Madam Secretary, please read Senate Bill 1285.

SECRETARY HAWKER:

Senate Bill 1285.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Transportation offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Watson.

SENATOR WATSON:

Yes. Thank you, Mr. President. I appreciate you going back to this Order of Business. I was off the Floor when the bill was called earlier. Amendment No. 1 - Committee Amendment - was agreed to by the -- the truckers groups and the Illinois Department of Transportation, and it redefines agricultural

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movements, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. Would you please turn your Calendar -- I'm sorry, to Page 11 on the Calendar. Senate Bill A-10, on Recall. A-11 is on Recall. A-22. Senator Brookins.

END OF TAPE

TAPE 5

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 22.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

I'm sorry. What was that, Howard? Out of the record, at the request of the sponsor. 25. Senator Severns. Read the bill, Madam Secretary.

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SECRETARY HAWKER:

Senate Bill 25.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. I rise in strong support of Senate Bill 25 - the Family Leave Act. It is a bill that has been discussed, debated, and negotiated during the last few years, here in Illinois and across the nation. I need not repeat all the arguments for the bill that have been provided, but I would like to discuss information that has surfaced since our last debate. In a decision that was different from what they earlier pronounced, the Small Business Administration just two months ago released a study that found that firms were already accustomed to managing workers' leaves. They concluded, and I quote --

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Penny. Excuse me. Senator Severns. It was my error. And unfortunately, we should -- we should start at 3-3-0. That's where we left off yesterday. And please take it out of the record at the present time. Take the bill out of the record. And please turn to Page 12. Well, I guess there's been some discussion with the President's Office, so we're going to start with the beginning of the Calendar today and that's what we're doing. So, we'll go back to Senate Bill 25. And read the -- the bill has been read. Senator Severns, excuse the interruption. Please proceed. Senator Severns, please.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. Again, to Senate Bill 25. I would like to inform the Body of some

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information --

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Excuse me. Excuse me, Senator Severns. Senator Philip, what purpose you seek recognition?

SENATOR PHILIP:

Thank -- thank you. Thank you, Mr. President. We left off yesterday at 330. Why aren't we going back to 330 again? That's what we normally do. I'm just wondering. Is there any reason that we're -- we're not going back to where we left off?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Well, to tell you the truth, it was my mistake. And I proceeded to call -- go down the Calendar from 10, then I understand that that was -- that was at the -- that's what Senator Rock wanted to have done to begin with. And we're just talking about a few bills. So we'll proceed, if you don't mind. Senator Philip.

SENATOR PHILIP:

Yeah. It would just seem to me - we've always done it. I don't know why we're going out of order. We -- you know, we're not the House of Representatives. And if there's any logical reason to do it -- nobody said anything to me. And I'm just saying that, you know, some of my Members have bills that are close to that 330, and they would, quite frankly, like to run them.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

We're all in that same position; there's no question about it. And it was my error. And I started off at 10 and then they weren't around, I just went down the -- and she was the first one to be called. It's up to the Lady. Senator Severns.

SENATOR SEVERNS:

Mr. President, the President asked that we begin here, and I -- I believe he's made the right decision.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Please proceed. Please proceed. Want to explain your bill?

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. To Senate Bill 25. The additional information that has surfaced since we had the debate last year goes to the Small Business Administration, who concluded that the net cost to employers of placing workers on leave is always substantially smaller than the cost of terminating an employee. That study, reversing an earlier decision by SBA, was released two months ago. A survey of employers in four states with family leave laws, released just this week - in fact, reported in the Tribune this morning - found that ninety-one percent reported laws were not difficult to implement. In fact, they continued to say that their study countered the argument of business groups that family leave legislation would mandate a costly benefit, especially to smaller companies. A Washington think tank, in a report entitled "Unnecessary Losses," estimated that the -- that absent family leave policies, that the annual earnings lost to working families in Illinois is thirty-eight million dollars, and the annual cost to taxpayers is 6.6 million in income and medical assistance costs. Finally, and very recently, the National Governors' Association Report on Global Competitiveness noted that fundamental changes in employment support must occur if we are to maintain a quality workforce to compete in a global economy. This information, I believe, helps remove some of the concerns that have been associated with the business community. It also makes the case even more compelling for the need to implement a family leave policy. Family leave reduces not only the stress and breakdown of families, but it removes the concern that an individual must make the decision between taking care of a family member or potentially losing their job. I have voted on this bill each time that I've been in the

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Senate when the question has been before us. Little did I know that my own personal experience would make me think about it a little more closely. It was last December that my family found out that my twin sister was diagnosed with a very serious illness and that my family and I would juggle our schedules to be with her and her family out in Lincoln, Nebraska. While my parents covered the first couple of months during December and January, I was in Lincoln, Nebraska, for the bulk of the month of February. I returned only two days - the two days that we were scheduled in Session - during that month. If I had had an ordinary job with ordinary hours, there is some question as to whether or not, after taking the bulk of that month off, I would have any job at all. Even with that prospect, I have no doubt that I would still choose to be with my sister and her family. We in this Chamber, with our ability to dictate our own schedules, do not have to make that choice, and neither should the families of Illinois. I believe that the merits are there. The case is compelling, and the pluses far outweigh any concerns. I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The Lady from Adams, Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. We have debated this issue many, many times over the last few years and -- afraid the votes have always been the same, and it comes down to a partisan roll call for the most part. And it's very difficult for many of us on this, because of the speech just given by Senator Severns, and I think we all feel for that type of a situation. But we do have a business - an industry out there - that we have to take care of and understand the problems that exist there. This is a mandate for companies with fifty employees or more. It has a negative impact there on small businesses. It has -- another objection to this is that there is costs associated

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with the unemployment insurance - we've had some discussion about that today - but there are. And I also believe that this issue should be resolved on a federal level, because of the competitiveness between businesses throughout the states. There's one more situation that I think -- I also feel that this sidesteps the collective bargaining process that we have in our State, and I would suggest a No vote on Senate Bill 25.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from DuPage, Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in opposition to this bill, as I have several times before, for one basic reason, and that is, it seems to me that once again we are saying to business or compelling business to change what, in many of our minds, should be discretionary benefits into entitlements. These entitlements subject to lawsuits and all of the rest that is involved when an employee feels he or she is mistreated because of what seems to be their entitlement under the law. And -- and I think that this is the route basically that this will set us on. And it would seem to me that it would be in the interest of -- better interest of business in Illinois if we let these businesses decide for themselves what they can afford to do and what they cannot afford to do for their employees. And I'm of the firm belief that most employers, if they want to keep their employees, and want to keep them working and keep them happy, are going to use good judgment without the State of Illinois saying to them, "You must do this and you must do that, because that is our decision in Springfield. We're imposing this upon you." And I -- I just think that the time is going to have to come when we stop imposing mandates on our business here in Illinois as best we can, lest we lose what business we have here in Illinois, say nothing about attracting new business into the State, which, in the long

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run, is, I think, going to be to the benefit of our working men and women in this State. What they want are jobs, opportunities, expanding plants, expanding business. And I don't think that mandating - mandating - further mandates on business is going to be a step in that direction. And I would urge you to think about it regardless of side of the aisle. Think about it, and let's give this thing some real consideration before we vote Yes on it. As a matter of fact, I urge you, my colleagues, to vote No.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Lady from DuPage, Senator Fawell.

SENATOR FAWELL:

Thank you very much, Mr. President. And I assume everybody in this Assembly has -- has made up their mind in -- in reality, but I would like to speak to my fellow women legislators - remind them what I have said in the past. I have talked to our colleagues from the West who have had this bill or this law in place, and they have told me that it does not work. What, in reality, happens is that the women who would fall underneath this law are let go so that the businesses can get underneath that fifty-employee number. What I was advised by our colleagues from the State of Washington, at a conference that I attended, was that if indeed this law ever approaches passage in the State of Illinois, the best thing I could do for my economic stability is to invest in every Kelly Girl operation that I could -- could possibly invest in. That's what happens. The women are let go. The women who have children are not hired. The women who have aged parents are not hired. And the businesses start relying upon part-time employees from -- from organizations like the Kelly Girls, because then they don't fall underneath this. I think this is a bad idea. I think it's going to hurt women. I don't think this is going to do what we think it's going to do, and I wish you would seriously take a look at this and vote No.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President and Members of the Senate. Senator Fawell and some of the other Senators, I hope you had an opportunity to read this article which was circulated by Senator Severns. It certainly counters the statements just made by the previous speaker. I am very proud to support this bill. This issue has been up before. I'm sure we're well aware of what it's about. I think it's very fitting that it's being called on a day when we're memorializing our veterans, which -- this bill is what America is all about. I was proud to learn that my good friend and respected Congressman in Washington, Henry Hyde, supported this proposal in Washington. And anyway, it's family-oriented, and I think it's in the best interest of the State, and it's obviously one that's already being done by most companies voluntarily anyway. Over ninety-one percent are listed in here that are -- are doing one form or another of family leave right now. So I encourage you to support Senate Bill 25.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Rock Island, Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Every year, when this bill has come up, I'd stand in support of it, but it's -- it is reluctant support, because I do understand some of the problems that exist in the -- in the area of unemployment insurance, et cetera, that I think we have to -- to take care of. But I -- but I just want to say one thing on it, because the concept from the other side of the aisle seems to be that it's a bad idea. I think it's a great idea. And I think it's something that we should continue on and continue to work for. I'm like a lot of the others - I would like to see some

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proviso that if they take this family leave, that they're not eligible for unemployment. But that's another issue, and that's -- so I -- I rise in -- in support of this legislation. I plan to vote for it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Lady from Winnebago, Senator Holmberg.

SENATOR HOLMBERG:

I rise in strong support of the Family Leave Bill. We in this Body have been concerned since last August with numerous pieces of legislation to allow Illinois citizens to take time off from work. Why? To participate in Desert Shield and Desert Storm. And this week we are still voting on legislation to recognize the sacrifices of those who spent those many months away from home. In fact, many of us in this Body of fifty-nine wondered what we would do if Senator Roger Keats' reserve unit was called away for eight weeks or more. How would we manage?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Have a big party. Please proceed.

SENATOR HOLMBERG:

Our country has been recognized worldwide for being the first to respond to Kuwait's illness and imminent death, and our caring saved a nation. In stark contrast, the U.S. is recognized worldwide as the last industrialized nation to respond to the birth of a child, a serious illness or a death of its individual citizens - the only country to deny family leave to its citizens. Certainly on this day of our most meaningful memorial ceremony, we can vote to create a country fit for our heroes to live in. We can vote to support just eight weeks of unpaid family leave.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Cook, Senator Brookins.

SENATOR BROOKINS:

Thank you. Would the sponsor yield for a question?

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she will.

SENATOR BROOKINS:

What -- what size -- she will.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Yes.

SENATOR BROOKINS:

Okay. You confused me.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Well, it's Senator Severns' bill.

SENATOR BROOKINS:

Yes. Oh. What size businesses are we talking about, Senator?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Employers with fifty or more employees.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Brookins.

SENATOR BROOKINS:

Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. Mr. President, I'm going to vote for this bill, but I'd like to get into the record what my real position is. My real position is that I represent a constituency that is not employed. I represent a constituency that finds it extremely difficult to come into the mainstream of employment so that, over time, they can raise families. I come from a constituency where the family breakup is absolutely disastrous, where there is somehow what seems to be almost a conspiracy to prevent the kind of involvement in the economy that permits what

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naturally ought to happen, and that is male and female come together and raise a family. Raising a family, as most of us know, costs money, and it must come from somewhere. In communities with high unemployment rates, that is simply impossible. So that what we have is a situation that is a conundrum we need to address, and that is the failure of family structures, particularly in urban areas - not only in Illinois, but throughout this country - where the creation of female-headed households is endemic, and where the costs to the public are simply staggering. The other side of the coin is the missing male part of that family. And we find them more increasingly at Stateville and similar institutions. Who are they? Many of them are the kind of entrepreneurial talent that ought be in the mainstream of the economy of this State. Let me give you one example. When I visit McCormick Place under construction and go into the parking lot where the cars of the workers are parked, I see license plates from Oklahoma, Nevada, West Virginia - out of state. Most of the plates I see in that parking lot from Illinois carry suburban stickers. So Chicago tax money went to build Schaumburg Village and half a dozen other institutions. State Street never got a shot at it. It never turned over in our community. And now, Mr. President, we're seriously talking about importing labor from Europe for construction purposes. Now, you tell me how that makes sense. And I don't expect an answer to that. But this needs to be aired in this forum so that there is no misunderstanding of where our tax dollars are going and why, and there's no misunderstanding that those who most need something in the nature of a family leave program will not participate in this. That's wrong. And you know who pays for it? Everybody. If my constituents want to know where their tax dollars are going, they're going into a system that prevents participation in the economy for a large number of people who could do very well as

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entrepreneurs in this economy. And let me tell you what's happening in my district and others. My young males are going to Stateville to get their M.B.A.s, and they get them there and come back out and do very well, thank you. They return from time to time. They get killed often. But the facts of life are - with the kind of talent that they have, that's what they've found they've had to do. One of my constituents - a young person - has a national corporation, the likes of which would compare to any, with outlets in every city in this country, with international ties, with a board of directors, with an advancement system internally and with a pension plan. You go to jail - he'll take care of your family. Those are hard facts, Mr. President. And they're facts at some stage we need to deal with if Illinois is going to have an economy that competes with the remainder of the states in these United States. And we're going backward. So this whole notion of how we go about economic development, this whole notion of how people participate in it, we discuss as if the ground is level and everything is fair. Well, let me tell you - for a great portion of my community, you can't talk family leave because there isn't any family. And the taxpayers are picking up the tab for what ought be done by a family head. Early on, Mr. President, my youngsters are convinced that what we're talking down here is nonsense; that they don't participate in it; that they won't participate in it; that they cannot participate in it, and that the cards are stacked against them. And, Mr. President, I'm sorry to say, they are right. At some point, we're going to have to come to grips with the real problem. Because what is happening now is, for example, the widow of the construction worker who made good money in the forties, had a good pension plan in the forties, in this nineties period of funny money is probably going to lose that bungalow and maybe physically starve. Why? Because the taxes have gone up and up and up, and they continue to

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climb, because we're keeping out of the economy a large amount of talent and skill - an entrepreneurial instinct that ought be in. Mr. President, that's a long speech. More than I'd like to have given. I hope, though, it does begin to make us open up our eyes to what the real issues are to some of us whose constituents do not participate in the economy we talk so glibly about down here.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Newhouse, would you kindly bring your remarks to a close?

SENATOR NEWHOUSE:

Closed.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Thank you. The Gentleman from Cook, Senator Butler.

SENATOR BUTLER:

Thank you, Mr. President. I'd like to address somewhat the issue of the fifty employees -- or more, because I think there's some mistaken notion that there is an owner, boss and forty-nine people on some sort of a assembly line that can be interchanged. Let me give you an idea of a company I'm very familiar with, and try to understand what the missing one or two people from this force might mean to the entire company and to the well-being of all of the workers. There are two people in data processing; in accounting there are three; in sales there are two; in engineering there are two; and three foremen. Now, any one of those individuals is important to -- to the whole. And if they're allowed to -- or -- or -- or if they demand to be left off for eight weeks, what happens to that company? What happens at data processing? What happens to accounting? Each one of those positions is interdependent. So we can't look at this as -- fifty as some sort of an interchangeable. You can't move a salesman into the accounting department, for example. So we have to think very carefully of its effect on very small businesses. This is

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not General Motors, with ten thousand workers. This is a company that employs fifty-two people - every one of which is important.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman from Whiteside, Mr. -- Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. A question of the sponsor.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she'll yield.

SENATOR SCHUNEMAN:

Senator, I -- I've heard the speeches and I -- I understand where they come from. I think the first thing that I want to say is that most employers try to be considerate to employees who have the kind of problems that you described in your own life. And the problem resides in -- in the other part of the workforce that might somehow misuse this benefit that you seek to bestow upon them. My question is this: is there anything in this bill that says, for example, the number -- that sets a limit on the number of people who may be on family leave at any one time in a company? I'm thinking of -- of the company that Senator Butler has just been speaking of. What if -- what if ten people decide at the same time they want family leave? Apparently, there's no way under the law that the employer could fail to keep all ten of those jobs open. Am I correct in that, or is there some kind of limit that is in the bill that would protect against a situation like that?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

There is nothing in the bill to limit that. All of the studies that I mentioned earlier suggest that that policy has not been abused.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Well it seems to me that that's a valid concern. To mandate upon all the small employers - and there are a lot of them with fifty or more throughout this State that simply couldn't stand to have several of their employees go on leave at one time. And if you're drafting legislation that is not intended to do serious harm to the economy of this State, it seems to me that you ought to consider that.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

President Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in, again, strong support of Senate Bill 25, and I think, unfortunately, this has the appearance at least of some kind of a partisan measure, and it certainly should not be. The State of Illinois has afforded this kind of family responsibility leave to its own employees for a number of years. There has been no substantial damage that I'm aware of to any agency or department of the State, recognizing, as I think we must - and I would point out to Senator Butler - if you've got a company with fifty or fifty-two or fifty-three employees, and they are valued employees, the employee does not want to take this kind of a leave. This is a leave that is in response to a responsibility that he or her -- he or she has. It just seems to me -- this -- this issue has been before us before, and it just seems to me that we have to strike that balance that we are called upon to do. There is no one of us, I dare say, on this Floor who wishes to impose mandates on either the Federal Government, the State Government, the business community, our constituents, but the fact is we are charged with the formulation of public policy. And the policy in this State, it seems to me, ought to be pro-family. We ought to be doing

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everything possible to foster family life. We went through a whole host of appropriations this morning - almost thirteen billion dollars worth - and I daresay the thrust of most of those social service budgets is to instill and protect and preserve the family. This legislation will do that. And so we have to admit, yes - unfortunately, yes - we are mandating to a business community that's not unresponsive - many of the major corporations already do this - but what we are saying is, as a matter of public policy, it is more important that we ensure and protect family responsibility, and we will take the weight - we will take the heat - for another mandate. This is something that ought not be partisan. This is something that is in the best interest of the people of Illinois, and I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Lady from DuPage, Senator Karpziel.

SENATOR KARPIEL:

Well, thank you, Mr. President. I frankly wasn't going to get up and speak on this bill again, since I have been for the last several years, but Senator Rock and Senator Kelly and other Members of that side have said that business in this State is not unresponsive. The State of Illinois has this program and many businesses in this State has -- have this program. And yes, it would be desirable to be an employee in a company that provided this program. But what we are saying here, Senator Rock, is that we are in the business of mandating programs, mandating things on not only local governments, but business as well. We're not talking about child labor laws here. We're talking about something that should be done in a collective bargaining session, that should be negotiated at the table. If you have a company -- if you're working for -- if I were working for a company and most of the people that were working for that small company were my age, believe me, I would probably rather have good dental

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insurance - much better than we provide our people here at the State - than I would this. And if it was a choice, I would prefer maybe other benefits - maybe a higher salary, maybe more vacation time, maybe a lot of things. But this is just pure and simple meddling in business in Illinois, and I think it's wrong. And I think we should just mind our own business when it comes to things like that. Let this be done by the business community and the employees' unions and negotiated at the table and not mandated by the State. And I urge a No vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns, to close.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. I realize this issue has been before us many times in the past. I believe it will be before us until we recognize that as a Body we have continually promoted that families must remain intact. I know of no policy that helps families remain intact better than the provisions outlined in SB 25. For every day in Illinois, there are families forced to choose between accompanying one child to a dialysis in another community, or feeding another child; caring for a spouse at home or paying the spouse's medical bills; keeping a dying parent at home where they can die with dignity or supporting their children. This policy is not for people like us who already enjoy the flexibility to determine our own schedules. It is for the vast majority of Illinois families who lack that ability and who are forced to choose between their family and their job. For those countless families, I urge an Aye vote. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall Senate Bill 25 pass. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record.

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On this question, there are 32 Ayes, 26 Nays, 1 recorded as Present. This bill, having received the constitutional majority, is hereby declared passed. Senate Bill 72. Senator Joyce. J.E. Out of the record. 130. Senator Woodyard. That's on the Recall. 132 is on the Recall. 143. Senator Rea. Out of the record. 160's on the Recall. 200's on the Recall. 213. Senator Jones. Out of the record. 226. Senator Smith. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 226.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I am again appealing for not Margaret or for you - I'm appealing for the constituency of the State of Illinois. Since the -- in light of the fact that the Governor cut the general assistance grants, we, the General Assembly, should stand up for those families who will be hurt by these cuts. This bill, 226, amends the Public Aid Code to provide that all grants amounts shall be adjusted annually by the same percentage as the annual adjustment of Social Security and Supplemental Security Income benefits. This bill, in 1993 - not now - will give public aid recipients a 5.4 percent grant increase, an increase commensurate with the Social Security and Supplemental Security Income benefits, every year thereafter. Public aid recipients are already living far below the standard of need, and this bill will increase the public aid grants and allow public aid recipients to live more humanely. When you leave here, Springfield, and go back into your communities or go on some of the main streets, the City of Chicago

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and in the suburbs, you're going to find people sleeping in boxes, some people are crying and since the -- the recent announcement has just been announced about the cuts, people see no hope. I know you're talking at me now and you're not concerned, but these things are a reality. People are suffering right now and they don't know where they're going to go, what they're going to do. And I'm trying this bill, 226 - it's not going to become active until 1993. And so I'm asking you today to please consider this bill by giving me a Yes vote on Senate Bill 226. It is very important that we give hope to the people of the State of Illinois; that they will know that the -- the Legislature here is in sympathy with their plight. Would you please give me a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. We have a number of Members that wish to speak. Senator Donahue.

SENATOR DONAHUE:

Well, thank you, Mr. President, Ladies and Gentlemen of the Senate. I would urge people to kind of calm down a minute here and -- and look at what we're doing. Senate Bill 226 is a cost of living increase for our grants in the public aid or welfare area. It sets it to the CPI in, as I understand it, January of 1993. Everybody in this room knows that the State of Illinois is facing a major budget crisis because of things that happened a few years ago that locked us into future funding down the road, funding that the -- the appropriations process wouldn't have control over. It's a difficult time and it is not the time to be setting something in concrete for future Legislatures and future budgets down the road. We need to get a handle on spending right now and be able to control it through the budgetary process. This is a bad proposal and something that would be very difficult to control. And I urge a No vote.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Collins. Could we break up the conferences? Senator Collins.

SENATOR COLLINS:

Yes, thank you, Mr. President and Members of the Senate. I rise in strong support of Senate Bill 226. First of all, it does not require any -- put any strain on our budget at this time, as the sponsor said. And more importantly, it will take the whole public aid struggle, which has gone over the years, out of the political arena, and bring about some reality to that whole process. The intention of the Public Aid Program in the first place was to provide temporary assistance to families with dependent children while we work with them to help them to get back on their feet to become self-sufficient. But every year in this Chamber it becomes a political football - that side of the aisle trying to see just how little they can provide in assistance, and this side of the aisle, of course, constantly fighting that struggle because somebody somewhere have determined that we are social -- more social conscious than the Republicans and vice versa. It makes no sense. What Senator Smith has done was to have tied this whole thing to a cost of living adjustment; that it would be automatically adjusted and we don't have to fight every year to try to get increases. And not every year. And of course, we lose the battle every year. But at some point, if we want to free the taxpayers of the burden of those people on public aid, we have got to bite the bullet in a short-term method to provide adequate income so those people can, in fact, go on and live decent lives and be motivated and encouraged to go out and try and get them a job or to try and get the training necessary so that they can become gainful employment. That's what this bill would do, and I think we ought to pass this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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All right. Further discussion? Senator Newhouse.

SENATOR NEWHOUSE:

Thank you -- thank you -- thank you, Mr. President. First, Mr. President, I don't know if there's such a procedure, but I'd like to incorporate by reference everything I just said a moment ago, so that that doesn't have to be repeated. But let me suggest to this Body - let's forget social purpose. Let's forget good will. Let's forget all those good things we talk about in our social conversations and in the Bible we read, and all the rest -- let's forget all that. Let's talk very practically about what we have before us. What we have before us is a constant underfunding of what we like to think of as a social purpose that is going to move people from a level of poverty and nonparticipation in the economy and in society, to a position where they do participate and where they are a part of a normal society and where we can have families. And out of families will grow communities. Well, let's stop kidding ourselves. The fact is that what the Senator is proposing to us today is what is a modest proposal - an absolutely modest one. It represents a minimum of what we ought to do in order to begin the process of bringing back -- people back into the economy. I'm not sure anyone is listening. I'm not sure the minds haven't already been made up. We've been through much of this before, but it would be derelict on the part of the Senator from the 13th District to permit what I see about to happen, to happen without at least injecting those remarks into the record. And for that, Mr. President, I thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. I would like to just sort of follow up on what Senator Newhouse has been saying. By -- by tying -- I mean, I have a lot of points to make on this bill, but by tying,

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you know, the -- the -- our Public Aid budget and their amount that they get to a cost of living increase does nothing to help solve the problem. It does nothing to help get these people, help these people get off of welfare and into jobs. I have always supported Senator Newhouse's attempts to get more minorities into the construction trades and into job opportunities. A program like this does nothing but perpetuate -- give these people hope, but it just perpetuates the same thing. We don't have any opportunity in a bill like this to help these people help themselves and get employment and get off the welfare rolls. All it does is perpetuate things as they are now. In addition, from a Statewide perspective, what it does is it ties our hands. What's the budget process for if we're going to say starting in 1993 we're going to do this and get into one of these entitlement programs, which is what has broken the bank, the Federal Government, and of the State Government? This is a bad idea. As much as I'd like to help the people, Senator Smith, this is a bad idea. This isn't helping them in the long run. It's hurting the State. And may I just say, starting with the first year, it will be another 61.7-million-dollar hit on the GRF, and we're in a hole now. I urge a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President and Ladies and Gentlemen of the -- Senate. First of all, you know, we don't have 67.9 million dollars. I think everybody has been made aware that we are in the hole. We're trying to just thin out this budget as much as possible to cover as many social services as we can, to get people, you know, into some shape and be able to bail them out and hold them together and do what we can with so little money. So, why -- we should insist at this point to try and add 67.9 million back into

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this whole concept is just outlandish. Furthermore, this - and this kind of dovetails into what Senator Karpiel said - it really and truly amounts to a -- a guaranteed annual income. It's plantation politics. We are creating a dependent class that has absolutely no way to get off of public aid. We are not helping people with this. We absolutely hurt them in the long run. And it's so undignified. I appreciate what Senator Smith is trying to do, but I think she's coming at this the wrong way. I do urge a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Smith may close.

SENATOR SMITH:

Thank you --

PRESIDING OFFICER: (SENATOR DEMUZIO)

Oh. I'm sorry. Senator D'Arco, for what --

SENATOR D'ARCO:

Senator DeAngelis was blocking my view, but did you -- I had my light on, though. Did you see my light on?

PRESIDING OFFICER: (SENATOR DEMUZIO)

No. Senator DeAngelis was not sitting on my machine here, no. Senator D'Arco.

SENATOR D'ARCO:

Thank you. Mr. President, I rise in strong support of this bill. I don't -- I don't quite understand what the opponents are saying. It seems to me it's always us and them. It's like there's two different planets on this Earth of ours. There's the planet of the Doris Karpiels, and then there's the planet of the poor people. And, like, they don't live with poor people. They don't know how poor people live. They don't know that poor people are trying to make it in this real world we live in, trying to survive against the odds. I mean, if you live in Winnetka, there's no way you can comprehend that. And I don't know where Doris

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lives, but I know where I live, I see it every day - people asking me for jobs. We don't want to be on welfare. We want to work. We want to go to work, but we can't, because the economy's bad and there's no jobs out there. And President Bush is saying, "Don't worry about it. The economy's going to get better." But nobody knows when. That's why he's got this thyroid condition he's worried about. I mean, Ladies and Gentlemen, what are we asking for here? 63 million dollars. To take effect when? In 1993. If the economy's better, we won't have to worry about it. It won't take effect then. We'll be able to put people back to work. Let's wake up and smell the roses.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Well, now we have everybody. Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in support of this bill. You know, it's so strange that the conception -- the real money in public aid is not in Children and Family Service. All of you know that. It's in the health funds and nursing homes and places like that. But you know, it's strange - these rascals in S & L stole billions and billions of dollars and not a one of them -- all of them should be put in jail. We find money to take care of those people. It's just hard to take care of people who are suffering. And I'll tell you this: that it's not easy and, sure, like we're saying. But I just want to tell you that it's a misconception around here. People don't want to be on public aid. If -- if you can imagine. I've -- I hear it a lot of times, say, "Folks just stay on public aid - they're trying to have a lot of children." And the real monies in public aid is not in Children and Family Services. So, we're intelligent people around here. We know what's happening. I urge a vote for this.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President --

PRESIDING OFFICER: (SENATOR DEMUZIO)

And we'll get back to those who voted -- who wish to speak a second time at the end.

SENATOR GEO-KARIS:

I'm the first one.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Oh. Senator Karpiel, for what purpose do you arise?

SENATOR KARPIEL:

Well, I rise on a point of personal privilege. My name was mentioned in debate. And I would like to just inform everyone that I live in Carol Stream, which is a poorer section of DuPage County. I do not live on Lake Shore Drive, nor do I represent the Gold Coast. I represent a whole lot of people who are barely making it, where both the -- both parents have to work to make ends meet and they are living from paycheck to paycheck. And they're living in an area where they want to live because it is low-crime, good schools, a nice place to live, but believe me, it isn't cheap and it isn't easy. And for anyone to suggest that I don't know what it's like to be poor - they're right - I've never been poor. But you want to know something? I am probably one of the poorest legislators in this Body or the other Body, because I live on my salary and my salary alone. And it is not easy to do where I live and paying the taxes I pay and the cost of living I pay. So I rather resent the comments made that I don't know what it's like to be poor or that I only represent the wealthy, because, Senator D'Arco, that is not true. I represent Hanover Park, Glendale Heights, Carol Stream, and yes, some other wealthy suburbs. But my entire district is not wealthy. It is more

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middle-class and some parts are lower-middle class, and they're having a tough time making it. And every time we raise things -- we spend money on things here and raise the taxes, they're just having a much more difficult time paying for it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I think some of us do know what poor means, and if we keep going on some of these bills, the poor will be poorer, because we won't have enough money to help them. And talk about people -- I -- I echo the sentiments of Senator Karpziel, because I live in Zion, Illinois - distressed area. North Chicago is in my district - distressed area. Don't tell us we don't know about poor people. But we've got to have some common sense. And we're trying to restructure a budget so we can have some money to give to the poor people. And we're not going to do it when we keep doing things like these. And I certainly, heartily agree with Senator Karpziel, and I oppose this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? There's no other lights on except Senator Smith. Senator Smith may close.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen. I did not come here for a discussion about personalities. I came here to speak to you about people who are on the outside of these Chambers - cannot get in here, but they have something to say to us all. When we go to these forums and hold these meetings - appropriation and welfare meetings - Mr. and Mrs. America is talking to us. Like one lady said at the Masonic Hospital - she says, "I want you to know that there is some poor people in DuPage County; that everybody in DuPage County is not wealthy." We are here to talk

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about people who are trying to make it. True, no one wants to be on welfare. Everyone has pride. They want to live and exert that pride. They want to go to school, but if they go to school, they have no one to take care of their children. So some of them tough it and try to take the children with them and then yet try to go to school so that they may have an education. We are talking about families - husbands, wives with children - who are seeking to try to make a living and a better way of life. Did you not know that a family of three - a family of three - are only surviving on three hundred and sixty-five dollars a month? A family of three. And so, I'm asking you that the public aid assistance is living today way below the poverty line. And we must give these people some hope; otherwise, we're not going to be able to walk streets out here, and you're not going to be able to live in your home. And we're not talking about tomorrow or 1992, we're talking about way in 1993. So I ask you out of the mintage <sic> of my heart, for these people who cannot speak for themselves, that you show a bit of compassion and give an Aye vote. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate Bill 226 pass? 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? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Last call. Take the record. On that question, the Ayes are 23, the Nays are 32, 1 voting Present. Senate Bill 226, having failed to receive the required constitutional majority, is declared lost. 243. Senator Thomas Dunn. On the Order of Senate Bills 3rd Reading is Senate Bill 243, Madam Secretary. I'm sorry. Senator D'Arco, for what purpose do you arise?

SENATOR D'ARCO:

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Point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

SENATOR D'ARCO:

If I offended Senator Karpel, I -- I would apologize to her, because it was not my intent to offend her. And I'm -- I'm very sorry if I did.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Karpel.

SENATOR KARPIEL:

Thank you very much.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senate Bill 226, Mr. Secretary. Read the bill.

All right. I'm sorry. 243, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 243.

(Secretary begins to read title of bill)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well -- hold it just a moment. Senator Smith, for what purpose do you arise?

SENATOR SMITH:

I'm -- I'm asking, sir, is it possible I can put it on Postponed Consideration?

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The sponsor has requested Postponed Consideration on 226. Postponed Consideration is granted. Senate Bill 243, Mr. Secretary. Read the bill.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 243.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This bill would require a county chairman of a political party other than that of the county board chairman or the county executive, to prepare and submit a list of qualified party members to the county clerk from which the appointment's made by the county board chairman or county executive shall be made. It exempts Cook County.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator DeAngelis.

SENATOR DeANGELIS:

Senator Dunn, how many counties does this bill apply to?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dunn.

SENATOR T. DUNN:

All except yours, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

No. I -- please give me the correct answer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Dunn. Senator DeAngelis. Ladies and Gentlemen, we're going to be here all night. We're not going to get out of here on Friday. Senator DeAngelis.

SENATOR DeANGELIS:

I asked -- I asked the sponsor a question, sir.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The sponsor indicates he didn't hear you. Senator DeAngelis.

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SENATOR DeANGELIS:

How -- how many counties, if this legislation were enacted, would it apply to?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dunn.

SENATOR T. DUNN:

All except Cook.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Well, then let me ask another question. How many counties have county executives?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dunn.

SENATOR T. DUNN:

Senator, this applies to county chairmen or county executives. Either/or.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

But only in those cases in which there's a county executive.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dunn.

SENATOR T. DUNN:

It applies to counties that have a county executive and it applies to counties that have a county chairman -- county -- county board chairman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis:

SENATOR DeANGELIS:

Well, I -- I think if you read this legislation, it would, in fact, apply only to Will County, because the party opposite of the

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county executive - and Cook -- and Will County is the only one that has a county executive - would then have to submit their appointments at the beginning of their term, which could be for four years, to that particular person, who would then make the choices that normally fall into the prerogative of either the county board chairman or the county chairman. And I don't know where in good public policy schools this philosophy ought to be followed. So I very vehemently oppose this piece of legislation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If there's no further discussion, Senator Dunn may close.

SENATOR T. DUNN:

Thank you, Mr. President. Not to belabor the point, Senator, but you are in error. It does apply to a county board chairman or a county executive. I have the bill in front of me. I think if it did apply just to Will County, you'd probably be against it anyway, but it applies to the whole State. And what it does is it cuts both ways. It insures that the party in power selects true party members, and so does the minority party have a right to select true party members. And there's nothing wrong with that. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate Bill 243 pass. 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 23, the Nays are 28, none voting Present. Senate Bill 243, having failed to received the required constitutional majority, is declared lost. 269. On the Order of Senate Bills 3rd Reading is Senate Bill 269, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 269.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This bill, as amended, clarifies that the prepayment section of the Interest Act does not apply to the installment loan rate, the Consumer Installment Loan Act and the Retail Installment Sales Act. The prepayment section of the Interest Act affects mortgages on real estate, and under that clause, if you pay your mortgage off early, you don't owe any more interest. Class Action suits have been filed with that -- which allege this clause applies to the other Acts. This bill makes it clear that the prepayment provision of those Acts stand on their own. Be happy to answer any questions.

PRESIDENT ROCK:

Senator Jacobs has moved the passage of Senate Bill 269. Discussion? If not, the question is, shall Senate Bill 269 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 55 Ayes, no Nays, none voting Present. Senate Bill 269, having received the required constitutional majority, is declared passed. Senator Maitland. Top of Page 12, Ladies and Gentlemen, on the Order of Senate Bills 3rd Reading, Senate Bill 284. Senator Marovitz. 2-9-3. Senator Cullerton. Top of Page 12, Ladies and Gentlemen, on the Order of Senate Bills 3rd Reading is Senate Bill 293. Read the bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 293.

(Secretary reads title of bill)

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3rd Reading of the bill.

PRESIDENT ROCK:

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. This bill was on the Agreed List, but we took it back for an amendment at the request of the Secretary of State's Office. And with that amendment, they're in agreement. It would require that securities dealers provide to clients on an annual basis a specific disclosure document, which be known as the Illinois Investors' Bill of Rights. It would include information regarding securities regulators, dealers and salespersons, as well as the risk involved in securities transactions and the resolution of disputes. The cost to the securities dealers is minimal, because, as we said, they only have to do this annually. It's a -- a one-page document, and it could be mailed with any confirmation order or the opening of a new account. The Secretary of State would, by rule, specify the information to be contained. They could print it and the dealers could reimburse the Secretary of State's Office for the document. And as I indicated, the Secretary of State asked for an amendment that would, in effect, push back the effective date till nine months after the effective date of the Act before they'd had to comply. And I agreed to that. And so I believe it's a very good bill and appreciate your support.

PRESIDENT ROCK:

Senator Cullerton has moved passage of Senate Bill 293. Discussion? Senator Keats.

SENATOR KEATS:

Just a quick question. I did review the amendment. Do you have any idea what position the securities industry has taken on this bill?

PRESIDENT ROCK:

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Senator Cullerton. Senator Cullerton.

SENATOR CULLERTON:

Yes, I did talk to one of the representatives. And one of the amendments that I adopted at their request dealt with -- limited it to -- not requiring the Investors' Bill of Rights Document to go to institutional clients. It would only go to individuals who trade. And in Committee, they didn't object after I agreed to that amendment. So I don't know if they have any opposition now. As I said, the cost is absolutely minimal. It's just one piece of paper, and they can mail it with their -- annually with their -- their regular confirmation orders.

PRESIDENT ROCK:

Further discussion? Any further discussion? If not, the question is, shall Senate Bill 293 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 58 Ayes, no Nays, none voting Present. Senate Bill 293, having received the required constitutional majority, is declared passed. With leave of the Body, we'll back up. Senator Marovitz has now found his file. On the Order of Senate Bills 3rd Reading is Senate Bill 284. Mr. Secretary, read the bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 284.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. -- Mr. President and Members of the Senate. Senate Bill 284 makes clubs and institutions which have more than 400 members and provide regular meal service and receive

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payments directly or indirectly from members, subject to the Human Rights Act, which prohibits discrimination based on race, color, religion, national origin, ancestry, age, sex, marital status, handicap, et cetera. And that's all the bill does, and I would ask for a favorable roll call.

PRESIDENT ROCK:

Senator Marovitz has moved passage of Senate Bill 284. Discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield for a question?

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Geo-Karis.

SENATOR GEO-KARIS:

Senator Marovitz, does your --

PRESIDENT ROCK:

Indicates he will yield.

SENATOR GEO-KARIS:

Thank you. Does your bill exclude fraternal organizations like the Moose Club, Eagles and others?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Yes, it does, Senator Geo-Karis. They came in with an amendment which I agreed to and put on their amendment.

PRESIDENT ROCK:

Senator Geo-Karis.

SENATOR GEO-KARIS:

And does it exclude religious groups, too?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR GEO-KARIS:

Thank you.

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SENATOR MAROVITZ:

Yes, it does.

PRESIDENT ROCK:

Further discussion? Senator Fawell.

SENATOR FAWELL:

Question for the sponsor.

PRESIDENT ROCK:

Sponsor indicates he will yield. Senator Fawell.

SENATOR FAWELL:

Does your bill exclude -- I've got -- I've got a couple country clubs in my -- in my district. Does it exclude them?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Depends on the size of the country club. If there are over four hundred members and provide regular meal service with dues-paying members, they're not excluded. But my guess is that your country clubs are not -- would not be included.

PRESIDENT ROCK:

Further discussion? Senator Jacobs. Jacobs. Jacobs.

SENATOR JACOBS:

Mr. -- Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senator Marovitz yield for a question?

PRESIDENT ROCK:

Senator indicates he will yield, Senator Jacobs.

SENATOR JACOBS:

Senator, does this also -- I know one of the concerns that was passed on to me by some of the people in my district was that this also would affect a rental out. So if you're a club, and you rent your club out to another group, are you then responsible for what that other group's actions are?

PRESIDENT ROCK:

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Senator Marovitz.

SENATOR MAROVITZ:

No, it would not include them, because they -- they would not be regular dues-paying members to the organization.

PRESIDENT ROCK:

Further discussion? Senator Donahue.

SENATOR DONAHUE:

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

PRESIDENT ROCK:

He indicates he will yield, Senator Donahue.

SENATOR DONAHUE:

Senator, does -- is a woman a minority under your definition in this legislation?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Minorities are not defined under this legislation at all. This is part of the Human Rights Act. So this doesn't change anything having to do with minorities, whatsoever.

PRESIDENT ROCK:

Senator Donahue.

SENATOR DONAHUE:

So, in essence -- clubs in my area prohibit women from being members. Their husbands can be and the widow can be, but if I, as a single woman, would go to the country club, I could not become a member. Would I be able to under your law?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

If -- if the club falls within the purview of the law, then you would be able to.

PRESIDENT ROCK:

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Senator Donahue.

SENATOR DONAHUE:

Thank you. One more question. Where did we come up with the number four hundred? Why four hundred?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

That's a very good question. It's patterned after a New York law, which was just found constitutional by the United States Supreme Court. And that's -- the number was four hundred in the New York law, which was -- the Supreme Court granted certiorari and found it constitutional. So we just patterned after that, knowing that it would, in fact, be constitutional.

PRESIDENT ROCK:

Further discussion? Senator Savickas.

SENATOR SAVICKAS:

Yes, Mr. President. On the question of four hundred: there would be nothing to prohibit you then from lowering it either by amendment, or next year to come in and lower it to two hundred or two-fifty, because the number is not the thing that would make it constitutional, or is it?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

It very well might. I don't know. I have no plans to come in and amend it. All I know is that the four hundred number was found constitutional. I have no plans to come in and -- amendment.

PRESIDENT ROCK:

Senator Savickas.

SENATOR SAVICKAS:

How -- how many clubs now in the State of Illinois fall under

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this four-hundred membership? How many clubs in Illinois?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

I truly don't know.

PRESIDENT ROCK:

Senator Savickas.

SENATOR SAVICKAS:

Well, what are we trying to get at? If there are no clubs with over the four hundred -- well, what clubs would be over four hundred that you know of, that we're trying to regulate here?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

We're not -- this legislation --

PRESIDENT ROCK:

Senator Savickas.

SENATOR SAVICKAS:

Is there a problem of getting into some clubs or organizations of over four hundred people? And if there is, would you please state who they are and what the problem is?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

What I call tell you is that we had a witness come down from Chicago whose name was Mitch Ware, and I believe he was the head of the State Police under Governor Ogilvie, and he testified to the need of this legislation. This -- this legislation is not geared toward any one place in the State of Illinois. I can't -- I don't know anybody that could tell you how many organizations or clubs are over four hundred. If you'd like to lower the number, I would accept that amendment. I mean, I -- you know, it's no magic

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number. I would be happy to accept an amendment if you want to lower it to -- to two hundred. I have no problem with that. Or we can amend it in the House if you -- if you'd like that commitment. I have no problem with that whatsoever. This is not geared toward anybody in particular.

PRESIDENT ROCK:

Senator Savickas.

SENATOR SAVICKAS:

Well, I guess my comment would be that if there is no problem, nobody knows of any problem and nobody knows that there is a problem, that someone said that there might be a problem in some club that doesn't exist of over four hundred members, I just don't understand then the need for this, since no one has, you know, issued a complaint about this.

PRESIDENT ROCK:

Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. Because of a conflict, I'm going to be voting Present on this, but --

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

But just for the record, Senator Marovitz, this bill would apply to two clubs in Illinois. Yes. Yes. Please, believe me. Now, let me just tell you what -- can I -- if I'm going to vote Present, can I still speak on the bill?

PRESIDENT ROCK:

Any time I'm standing here, you can speak.

SENATOR DeANGELIS:

Okay. We -- we are in the process of resolving that particular issue. But let me just tell you what could happen as a consequence - is that if you turn around and single out only two

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clubs in the entire State for this kind of treatment, you might very well drive all minority forces in that direction, therefore defeating the purpose of wanting to successfully integrate minority populations into all clubs. So, whereas it might appear to be a good act of public policy - and I would concur with this because I am in favor of that kind of open admission - but I have to tell you this piece of legislation might, in fact, be counterproductive to that cause.

PRESIDENT ROCK:

Further discussion? Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I have a question of the sponsor.

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Philip.

SENATOR PHILIP:

Am I to assume this only affects golf courses that have over four hundred membership?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

The bill does not only affect or only apply to golf clubs. I mean, some people are focusing in on golf clubs, but this does not apply only to golf clubs. But if you're -- if you're asking me about golf clubs specifically, then it only applies to golf clubs with four hundred members or greater. Now, Senator DeAngelis and I - we had a discussion, and if he -- if he would like to lower the number to whatever he wants, I mean, one hundred, two hundred, whatever Senator DeAngelis would like, I will make that agreement that the amendment will be put on in the House, and the bill will be not moved without it.

PRESIDENT ROCK:

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Senator Philip.

SENATOR PHILIP:

What -- what you have just said at -- at any golf club over four hundred. Who else does it include? I mean, what other kind of clubs? I mean -- you know, and the interesting question is, what -- why are we doing this? What -- what is the reason? I mean, is there a problem in Illinois? Does anybody -- I know there was a problem in North Carolina. There must have been a problem in New York. Do we -- if we don't have a problem in Illinois, why are we trying to do this? I mean, I don't understand it.

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Well, I guess it depends on your point of view as to whether you think there's a problem or not. If you think that -- that there aren't clubs in Illinois that discriminate on that basis, then I guess you think there aren't a problem. But I think, and we had testimony in committee, from Mitch Ware who is a former law enforcement officer in the Ogilvie administration, and the Deputy Chief of Police in the City of Chicago, that there is a lot of discrimination. Now, if you want to lower the number to prevent that, I'm happy to do that, Senator Philip, to any number that you like - to any number that you like. And I will make a commitment that we won't move the bill until it's lowered - whatever number you want. But I -- but I do think that we ought to make a very loud statement, instead of verbalizing it, that we're not going to tolerate this kind of discrimination throughout the State of Illinois. And if you want to make that statement, this is the way to make it. But if you want to continue the policy of discrimination, well, this is the time to make that statement also.

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PRESIDENT ROCK:

Senator Philip.

SENATOR PHILIP:

Well, let me ask you this. That -- there happens to be a -- not in my district -- but a golf course that's all men. Now, I'm not sure if they're over four hundred, quite frankly, and you know, there may be a golf course that's all women for all I know, but -- I mean, we have had no incidents -- to my knowledge -- of any problem at any kind of a club. I know there was a problem in North Carolina. There is no problem here. If it isn't broke, why are we trying to fix it? Doesn't make any sense to me at all.

PRESIDENT ROCK:

Further discussion? Senator Barkhausen.

SENATOR BARKHAUSEN:

Question of the sponsor.

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Barkhausen.

SENATOR BARKHAUSEN:

Senator Marovitz, is -- is the reason you're advocating this bill or the rationale for it that these clubs are public accommodations of some kind?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Under this bill, they would be public accommodations, and so defined.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Was not the rationale for the New York City or State ordinance that it was applying to -- to basically downtown clubs that were used primarily, if not exclusively, for business purposes? And

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isn't there a distinction between those kinds of facilities and maybe some of the clubs that would come under the jurisdiction of this Act?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Yeah, but we have -- we have the exact same thing in this legislation which was added by amendment at the suggestion of the Committee. "Receives payments for dues, fees, use of space, ... directly or indirectly from ... nonmembers for the furtherance of trade or business." So, it's exactly the same as what you've just described, Senator Barkhausen.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Would this or would this not apply to clubs that -- that did not allow their facilities to be used for a business purpose or -- or that did not have members that -- whose memberships were reimbursed by their employers?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Would you repeat that question?

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

My -- my question is, does this only apply to clubs whose members might be eligible for reimbursement for their membership by their employers?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

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No.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President, to the bill: you know, certainly there is -- there is an unfortunate amount of discrimination that still exists in our society, and I think it's, you know, practiced by all kinds of people and all kinds of groups. But I -- I still think it's wise to make a distinction between facilities that are basically public in nature or those which are essentially used for business purposes, as opposed to those that are used for strictly social purposes. With regard to the latter, I think that we should use moral powers of persuasion of the kind that, say, Tom Watson exercised when he resigned from the Kansas City club that -- that would not accept a renowned member of the Jewish community in Kansas City. But I certainly question whether, with regard to -- purely social facilities, we should bring down the force of law on these kinds of facilities. And I do not have a conflict, and I urge a No vote.

PRESIDENT ROCK:

Any further discussion? Further discussion? Senator Marovitz, to close.

SENATOR MAROVITZ:

Well, this legislation is about as straightforward as you can -- as you can get. There -- Senator Philip mentions that -- do we have a problem. There was a three- or four-day series of articles in the Tribune about discrimination in clubs around the State of Illinois. So when we say there isn't a problem, there was a series of articles on this -- on this very subject. And I think if we want to make a statement about discrimination in these kinds of clubs, this is the way to make it. If the number is wrong, I'll be happy to use whatever number that Senator Philip or

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Senator DeAngelis would like to be the number. It's not aimed at any club. It's aimed at the issue of discrimination in these type of clubs. And I think the Legislature ought to make a loud statement that that's not the policy of the State of Illinois, and that's what this bill is all about. Solicit your Aye vote.

PRESIDENT ROCK:

Question is, shall Senate Bill 284 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? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 26 Ayes, 20 Nays, and 6 voting Present. Senate Bill 2-8-4, having failed to receive the required constitutional majority, is declared lost. 330 is on the Recall List. 382. Senator Barkhausen. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 382.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members, Senate Bill 382 is designed to provide protection to employers who, at the request of an employee or at the request of a prospective employer of an ex-employee, provide information with regard to that employee's work record while working for the former employer, such as the duration of employment and the documented work record of the employee while working for that former employer. The bill was amended to provide that the employer shall document any information that's provided and that the employer, upon written request of the affected employee or former employee, shall provide a copy of any

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information that's provided to a new prospective employer for -- for this former employee. The bill passed on the Agreed Bill List in committee. There may be some questions that have arisen since then, but this was a bill that passed in the Senate here last year. And I'd be happy to answer your questions.

PRESIDENT ROCK:

All right.

END OF TAPE

TAPE 6

PRESIDENT ROCK:

...(machine cutoff)...Gentleman has moved passage of Senate Bill 382. Discussion? If not, the question is, shall Senate Bill 382 pass. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. 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 40 Ayes, 8 Nays, 3 voting Present. Senate Bill 382, having received the required constitutional majority, is declared passed. 3-8-3. Senator Barkhausen. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 383.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members, this bill is similar in intent. It is designed to -- to encourage employees to make every effort to

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utilize grievance procedures that are available to them through their employers before resorting to the courts, where they have a dispute with an employer. The -- there -- it has been amended so that the time required -- or there's a time limit during which the employee would have to utilize his grievance procedure, which would be one year, before resorting to the courts. It also -- I emphasize, it exempts all grievances which might be satisfied by means of a Statutory remedy, such as the Illinois Human Rights Act or Title VII of the Civil Rights Act or the National Labor Relations Act. It is, like the last bill, designed to reduce litigation, while at the same time encouraging employees to -- to utilize the grievance procedures that are available to them. I, again, urge your support and would be glad to -- to answer your questions.

PRESIDENT ROCK:

All right. The Gentleman has moved passage of Senate Bill 383. Discussion? Senator Cullerton.

SENATOR CULLERTON:

Would the sponsor yield?

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Cullerton.

SENATOR CULLERTON:

Senator Barkhausen, wouldn't this be more appropriate to be something that would be subject to collective bargaining -- whether or not you're going to tell somebody they can't -- when they can and cannot go to court? Why wouldn't this be -- be negotiated in their - in their union agreement?

PRESIDENT ROCK

Senator Barkhausen.

SENATOR BARKHAUSEN:

Well, it is something, of course, that's already subject to collective bargaining, in the sense that insofar as the union

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provides a grievance procedure - the collective bargaining agreement does - that's what would be resorted to under the terms of this bill, before the employee goes to court. And I think that's something that's already required under the terms of the National Labor Relations Act, which has been interpreted in various court decisions to require use of a grievance procedure before suit for unfair labor practice under the National Labor Relations Act.

PRESIDENT ROCK:

Senator Cullerton.

SENATOR CULLERTON:

Well, I just think that whenever we -- we pass a bill that tells people they -- they -- when they can't utilize the court system, that we should be -- be very wary. I think that if the unions want to negotiate something with their employers where they say, "Listen, you, you can't go to court unless you exhaust your remedies," and they agree to that, that's fine. But this -- this bill says that -- tells somebody when they cannot go to court. For that reason, I think I should oppose it.

PRESIDENT ROCK:

Further discussion? Senator Rea.

SENATOR REA:

Thank you, Mr. President, Members of the Senate. I rise in opposition to this bill. I think there's some things that certainly needs to be pointed out, along with what Senator Cullerton has already said, because this bill denies the individuals the right to seek court relief for work-related disputes or grievances. It's also -- the court relief is very expensive, and it -- it bears a great amount of risk. And of course, employers would -- would be able to delay relief for a long period of time - for one year - and be assured that no action should be taken against them, and even if the employment

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conditions were intolerable at the time. So I think that one of the things that you need to -- you need to look at this very seriously. It's a -- it's a bad piece of legislation, and I certainly would encourage a No vote.

PRESIDENT ROCK:

Further discussion? Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Hawkinson.

SENATOR HAWKINSON:

Senator Barkhausen, does this preclude anybody from -- from utilizing the courts or filing suit? Or does it only say that they must utilize the existing grievance procedure before they file suit?

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

The latter.

PRESIDENT ROCK:

Further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President. A question of the sponsor.

PRESIDENT ROCK:

Indicates he will yield, Senator Jacobs.

SENATOR JACOBS:

As the bill states, it states that nothing happens until the grievance procedure has been exhausted. What happens if you don't have a grievance procedure?

PRESIDENT ROCK:

Senator Barkhausen.

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SENATOR BARKHAUSEN:

You can go straight to court.

PRESIDENT ROCK:

Senator Jacobs.

SENATOR JACOBS:

Are we not then getting a mixed signal here? On one hand, we're letting them go straight to court. But on the other hand, we're saying, "You got to go through the grievance procedure" -- which I understand. And I can appreciate the thought, but I think we're setting two different standards here. And for that reason, I would have to oppose the bill.

PRESIDENT ROCK:

Any further discussion? Further discussion? Senator Barkhausen, you wish to close?

SENATOR BARKHAUSEN:

Just in closing, Mr. President, to note that I didn't, in explaining the bill, that this identical legislation had a 56 to nothing favorable vote here last year and narrowly got tied up in the House Labor Committee. I urge same support we gave this legislation last year.

PRESIDENT ROCK:

The question is, shall Senate Bill 383 pass. Those in favor, 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? Have all voted who wish? Take the record. On that question, there are 26 Ayes, 28 Nays, none voting Present. Senate Bill 383, having failed to receive the required constitutional majority, is declared lost. Senator Friedland. 3-8-9. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 3-8-9.

(Secretary reads title of bill)

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3rd Reading of the bill.

PRESIDENT ROCK:

Senator Friedland.

SENATOR FRIEDLAND:

Thank you very much, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 389 deals with -- in 1979 the Assembly established a Mobile Home Landlord Tenant Rights Act. This Act established a framework that stabilized the relationship between the mobile home owners and the mobile home park owners. Now one of the key provisions of that Act was a Section that precluded a landlord from increasing the rent at the expiration of a lease, except by way of a formula expressly described in the lease. This was designed to protect tenants from unforeseen and arbitrary rent increases. In 1989 House Amendment 5 to then Senate Bill 1376 removed this important provision. This legislation would replace this. And it's requested by many of my constituents, especially those who reside in Willow Lakes Estates - a seniors-only mobile home park, containing six hundred and sixteen mobile homes and over eleven hundred voters. It had a fair hearing in Judiciary Committee. It passed 8 to 2. I put an amendment on that the Committee requested on the Floor. And it's endorsed strongly by the AARP. And I'd be happy to respond to questions, and urge your favorable consideration.

PRESIDENT ROCK:

Gentleman has moved passage of Senate Bill 389. Discussion?
Senator DeAngelis.

SENATOR DeANGELIS:

Yeah. Thank you, Mr. President. Because of the heavy and extensive legislative agenda the current sponsor is carrying, would you mind taking this out of the record?

PRESIDENT ROCK:

We should hold this one till Friday at one o'clock. That'll

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keep 'em here, huh? Further discussion? If not, the question is, shall Senate Bill 389 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 48 Ayes, 1 Nay, none voting Present. Senate Bill 389, having received the required constitutional majority, is declared passed. Senator Friedland has now passed his entire package. 390. Senator Weaver. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 390.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDENT ROCK:

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President, Members of the Senate. Senate Bill 390 provides that no public library district may be organized to include territory within one and a half miles of the corporate limits of a municipality that currently maintains a local tax-supported library, except with the consent of the corporate authorities of that municipality. Try to answer any questions.

PRESIDENT ROCK:

Senator Weaver has moved passage of Senate Bill 390. Discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you, Mr. President. Senator Weaver, I was just handed a note that said that in committee, that the Library Association had opposed this bill, and the bill was held on a tie vote at the first meeting, and the next meeting, it got out of committee by one vote, on the condition that they would try to work out an agreement with the Library Association. My question,

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I guess, would be, has an agreement been worked out with the Library Association?

PRESIDENT ROCK:

Senator Weaver.

SENATOR WEAVER:

Thank you. Senator Demuzio, we met with the Library Association. They came in with an amendment that practically rewrote the whole Library Act. And before I would bring that amendment to the Floor, I'd rather send it back to committee to -- to look at it. But I will send that amendment over to the House with the bill, if it passes the Senate, and they can consider it in committee over there. But, it was a rather -- an extensive amendment that they sought to solve many more problems than exist. And I'm not that knowledgeable about library districts throughout the State, so I didn't try to put the amendment on here in the Senate.

PRESIDENT ROCK:

Further discussion? If not, the question is, shall Senate Bill 390 pass. Those in favor, vote Aye. Opposed, vote Nay. And the voting's open. 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, 5 voting Present. Senate Bill 390, having received the required constitutional majority, is declared passed. 393. Senator Dudycz. 399. Senator Newhouse. All right. Ladies and Gentlemen, it's approaching 5:15. I have -- the Secretary informs the Chair that the list of recalls has been distributed. There are twenty-five or so amendments on twenty-one or twenty-two bills. My suggestion is, with leave of the Body, we go to that order. And then, I am told, that there are a couple of amendments for Senate Bills on 2nd Reading that have just arrived from the Reference Bureau, that we would -- the Members would like to have the opportunity to address. So we will do the Recall

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List, and I will go to 2nd Reading for the purpose of entertaining Members who have a -- an amendment that's just been delivered. I would beg your indulgence and ask you -- we'll try to get out of here, again, by six o'clock. But we have twenty-five amendments or so to go through here, so let's -- try to stay with us. All right. If I can direct your attention. Allow me to direct your attention to Page 11 on the Calendar. On the Order of Senate Bills 3rd Reading is found Senate Bill 10. Senator Berman seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 10, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Berman.

PRESIDENT ROCK:

Senator Berman, on Amendment No. 2

SENATOR BERMAN:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 10 and Senate Bill 11 deal with Chicago School Reform. Senate Bill 10 addresses the question of one person/one vote that was ruled unconstitutional by the Illinois Supreme Court last November. Amendment No. 2 is in response to a consensus of the Education Committee, where we felt that it would be better for ongoing discussions if, instead of just passing out a shell bill, that a bill that has been brought to the attention of the committee was, in fact, incorporated into this legislation. I want to underline that this amendment does not necessarily represent a -- any concept that is chiseled in granite. We want to put this out. We want the -- further discussion to be held, and hopefully, that all of the interested parties could reach a consensus. What this amendment does is adopts the -- what is called the three-vote model. It allows parents and community

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people to vote for the parent and community nominees through the use of a noncumulative three-vote process. The teachers under this amendment would be nominated by the staff of the school, as they had previously been, and the school board would have the option of reviewing the nominations by the staff, and the school board would nominate the teacher members of the local school councils. I'd be glad to respond to any questions, and move the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Is there any discussion? Senator Karpziel. I'm sorry.

SENATOR KARPIEL:

Thank you, Mr. President. First of all, can I make sure we're talking about the right amendment? Does this one end GRV, because there was an incorrect one first filed? GRV, the last letters on the LRB number. Okay. Well, first of all, Mr. President and Members of the Senate, I want to say that Senator Berman and I and other Members of the committee did decide that we would put this bill out, even though it is not in perfect form, and I'm sure a lot more work is going to be done on the community level still working on an agreement. However, I did believe that, in our meeting, we decided to put on the model that was approved by and signed off by the Urban League and the African-American Education Reform Institute and also S.O.N./S.O.C. This bill does differ from their recommendation. This bill says that -- or this amendment says that the parents and the community residents will be eligible to cast their three votes for any parent or community resident. However, the teacher members of the council will not be elected. They will be voted on by only the teachers and the -- the staff employed at the attendance center. They'll be voted on -- they will vote for two members to be the teacher representatives, but it will only be an advisory vote, and the actual -- instead of electing these two members, they will

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actually be appointed by the Chicago Board of Education. I think the Chicago Board of Education has gotten us into some troubles already. And, very frankly, the teachers themselves, I understand, do not want this. They want to be elected like everyone else. There was a letter in the Chicago Tribune Tuesday, and it was signed by the Teachers' Task Force Citywide Coalition for School Reform, that says that this decision to have the two teacher members appointed by the Chicago Board of Education, was ratified, or was suggested, by the leadership of the Chicago Teachers' Union. And there is strong opposition by the rank and file of membership of the -- of the Teachers' Union. It goes on to say that the Teachers' Task Force Citywide Coalition for School Reform, Alliance for Better Chicago Schools, Parents United for Reasonable -- Responsible Education, and other reform groups, support the position that teacher representatives should be elected in the same way as community and parent representatives. They feel very strongly that being appointed would undermine the whole process. I see no one's too very interested in this, but I think it's certainly a departure from what the Urban League, the African-American Education Group and S.O.N./S.O.C. recommended. And I would stand in opposition to this amendment.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Jones.

SENATOR JONES:

Yes. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Indicates he will yield.

SENATOR JONES:

Senator Berman, I know we did have a meeting, and -- and I had asked staff for this amendment. I just received it. But after reviewing the amendment, there are things incorporated in here that we did not even discuss or agree to. Under the three-vote

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model concept, that whole process is changed in this amendment. And, you know, I don't want to be voting for this like this. I would like, if possible, that you take this out of the record and -- and put the amendment on that was agreed to, 'cause you have things incorporated in here that were not agreed to in the meeting that we sat down and discussed.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Any further discussion? Senator del Valle. Did -- Senator Berman. I'm sorry.

SENATOR BERMAN:

Let me -- Senator Jones.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Jones.

SENATOR BERMAN:

Senator Jones, the amendment that is presented to you -- so that you remember the discussion yesterday morning. We had discussed whether we should pass out a vehicle that encourages continued discussion or whether there would be an amendment that addresses the three-vote model. This amendment addresses the three-vote model, with teachers being elected or -- nominated by the staff at the school. That's what you have here. If you don't like that, vote against it. That's my suggestion as to a basis for continuing discussions.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Jones.

SENATOR JONES:

Well, I -- I agree. I sat in on that meeting, and this was not part of the agreement. I would suggest very strongly to you that you either take this out of the record, and perhaps try to put the amendment on on the issues that we discussed. The three-vote model concept included teachers equally as well. There was nothing concerning about the appointment or advisory

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committee. We never discussed -- and this is drawn up altogether different. I have seen a copy of this. I asked the staff person to see this amendment earlier. I just got this amendment, 'cause I would have discussed this issue with you before we got to this point. But it was not given to me, and the other Members on this side, until just now. And I -- I -- what I urge you to do is just take it out of the record, or we vote the amendment down.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Berman.

SENATOR BERMAN:

Well, my problem is one of timing. I've tried to accommodate the Members of the committee. This is the recall on a date on which -- if we don't address recalls today, I don't know whether we're going to address recalls tomorrow, because that will depend upon whether we're here on Friday. Now, that's my dilemma, and I want to move a bill. Now, we can move it any way you want. If there is a -- I think there's another amendment that has been filed. Vote this one down. Vote the other one up, and we'll move the bill out tomorrow. That's your alternative.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

All right. Further discussion? Senator del Valle.

SENATOR dEL VALLE:

Thank you, Mr. President. Senator Berman, I would suggest that we withdraw this amendment, and that we not act on any other amendments, and pass this bill out of the Senate as a vehicle bill, because, obviously, there is confusion, and obviously, what we're looking at right now is not what we agreed to in committee. I did not see the final proposal of the groups mentioned. But I am told by those who did see the final proposal that this amendment does not reflect what was in those proposals. And so I would recommend that we move the bill out as a shell bill over to the House and take the time we need in order to come up with an

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agreed.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Berman.

SENATOR BERMAN:

Senator del Valle and Senator Jones and others, let me suggest. There is another amendment filed. I will be glad to withdraw this amendment if Senator Karpziel, who has filed this next amendment, withdraws that, and we'll -- we'll pass out a shell bill. That was my suggestion before the meeting yesterday morning. If you want to do that, that's fine with me. Senator Karpziel, will you withdraw your amendment?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Karpziel.

SENATOR KARPIEL:

Well, Senator, I would prefer to pass this bill out with some substantive language on it, as we decided, or we discussed, in our meeting yesterday, because I feel that just sending it over to the House as a pure vehicle shows that we really have not reached any kind of consensus - that there is no plan out there, when, in fact, there is a plan out there. Now it might not be the perfect plan, and of course they'll -- the groups will still be meeting, but we do have a plan that the Urban League has signed off on - in fact, it was really their recommendation - and the -- and S.O.N./S.O.C. has signed off on. And so I think it would be a good idea to pass it out in that form and then let the groups continue meeting, and perhaps we'll change it substantially or perhaps we'll leave it as it is, but at least it will show that we're doing something - and not leave it just in limbo, so to speak. So I would not want to withdraw my amendment. My amendment is an amendment which reflects the Urban League proposal.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

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Senator Berman.

SENATOR BERMAN:

Question of the Chair. If we -- if we remove Senate Bill 10 from consideration today, may we have it on recall tomorrow and pass it on 3rd Reading tomorrow?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Yes. With intervening business, we could do that.

SENATOR BERMAN:

All right. With that leave, I'd ask that Senate Bill 10 be removed from the record.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Take it from the record. All right. Senator Berman asks leave to return Senate Bill 11 to the Order of 2nd Reading for the purpose of amendments. Is leave granted? Leave is granted. Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator del Valle.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. Chairman. This amendment was agreed to in the meeting that was held. It requires each local school council of a school which provides bilingual education to create a Bilingual Advisory Committee as a standing committee. I move the adoption of this amendment.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator del Valle moves the adoption of Amendment No. 2 to Senate Bill 11. Is there any discussion? If not, all those in favor, say Aye. All those opposed, say Nay. Amendment No. 2 -- the Ayes have it. Amendment No. 2 to Senate Bill 11 is adopted. Any further amendments?

SECRETARY HAWKER:

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Amendment No. 3 offered by Senator Jones.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Jones.

SENATOR JONES:

Yeah, leave to withdraw Amendment No. 3.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Leave is granted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Karpziel.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. This amendment does something that has -- many people feel -- has long been needed in the Chicago school system. It gives the principals control of their school. It gives them control of all personnel assigned to the school. At the present time, principals in the City of Chicago - and by the way, only in the City of Chicago - can supervise only the educational operations, and now, with the new Chicago school reform, they are, by Statute, responsible for the development and implementation of a school improvement program which, as we have seen from numerous news articles, can also include the physical plant. So we're really putting them in a trick bag. This amendment says that the engineer in charge and the food service manager shall continue to be responsible for the orientation, training and direction of the engineers, school maintenance assistants, custodian workers, et cetera, but that they shall be accountable to and under the supervision and ultimate direction of the principal. The right to employ, let people, you know, go, that type of thing, is not being changed by this amendment, and it does not violate any collective bargaining agreements. And I ask for an Aye vote.

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PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Karpziel moves for the adoption of Amendment No. 3 to Senate Bill 11. Is there any discussion? If not, all those in favor, say Aye. All those -- oh, excuse me. Senator Berman. Excuse me.

SENATOR BERMAN:

Thank you, Mr. President. I think there is some debate on this. The Senate Committee on Elementary and Secondary Education held a hearing in April on the subject matter of Chicago school reform. And testimony was taken from both the -- from both a principal of a west side school who advocated this position that Senator Karpziel is presenting, and also there was testimony from Mr. McCue of the operating engineers' union. Mr. McCue's testimony was that there is ongoing discussions between the operating engineers, the Chicago Board of Education, Superintendent Kimbrough and the principals, to try to address this. I think that for us to act on this issue today is premature. I would point out and refresh everyone's recollection that the language that's in the Chicago School Reform Act today is language that was negotiated between the principals and the operating engineers in the Speaker's Office two years ago. Now, I'm not -- I'm not standing here and saying that every school is operating as ideally as we would like it, as relates to the relationship between the principals and the operating engineers or the food service workers, but most schools that have good principals and responsive engineers and food workers are doing just fine. And I, personally, am not ready on this date - maybe before June 30th I might be - but on this date, I'm not ready to impose a -- a legislative mandate on language that was negotiated between the parties that are directly involved. And for that reason, I stand in opposition to this amendment today.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

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Further discussion? Senator Cullerton. Further discussion, then? Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. I wonder if some of the previous speakers would respond to a question? Am I to understand that at present we are talking about the principal actually running the school, rather than the engineer? Is that what we're talking about?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Karpiel.

SENATOR KARPIEL:

Yes, Senator Newhouse, that's what we're talking about.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Newhouse.

SENATOR NEWHOUSE:

Miracle of miracles! Am I understanding that there is some objection to that? Let me ask the Body a question. Is there anywhere else in the civilized world that we send children to school where the chief executive officer does not run the joint, where the chief executive officer has to go on bended knee and ask someone who purportedly works under him to open the doors? Is there any other system in the civilized world where the people who teach our youngsters make less than the guy who sweeps the floor? Not that that's not an honorable profession, but is there any other system in the civilized world that's run like that? If there is, a third question: What in the world do we think these children see when they see this every day and we tell them that they ought to go to school to get an education? I think the answer is obvious; that if that is the situation, then education is useless to them. And I think that we can account for much of the record of our youngsters leaving those institutions and going into institutions where they can really learn how to make some

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money, and that's on the streets. I would suggest to my fellow legislators that we need to make every effort to turn these institutions to the people that we charge with the responsibility and then undercut them by setting up a system where they cannot act as executives, where the teachers do not have the incentive that they ought to have and the assurance that they are telling those youngsters they are supposed to teach, something about the real world. We're setting up a system instead that is teaching our youngsters that they cannot participate in the real economy, and that they must turn to an alternative, and that that alternative is anti-productive. And if our taxpayers want to know why their bills are going up, we are looking at a principal cost in a system that is not just ineffective, but simply cannot work. It hasn't worked in the last thirty years. And we keep coming back here talking about palliatives. What we need to do is pull the string. Now, that's not going to make a lot of people happy. As a member of a union -- as a member of a union, I'm sick and tired of unions taking the collar for this. It isn't unions; it's some individuals who have set up a system that is very productive for them personally, very productive for a small number of people, and disastrous for the City of Chicago. When are we going to face up to that? That's the issue. Year after year after year we have watched the scholastic achievement of our children go down. And they come down here to Springfield and ask for more and more money for failure. That's nuts. I know people in my district who are sending their children to private institutions who cannot afford it, who cannot afford it at all, who are making tremendous sacrifices because they understand if they don't sacrifice on this end, their children will pay for the sacrifice that we have made of them on the other end. Okay - long speeches - ears go dead - people are beaten to death. The facts of life are these: Principals don't run the schools; principals can't run the

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schools. The teachers, the most important individuals in the school system, make less money than people who have nothing like the same kind of qualifications, have not met the same standards for education, have no incentive to do so, nor do our children. Come on. I'm losing my children. I am losing my children hand over hand, and it hurts. It hurts. It's painful. But it also hurts those of you who do not have that same interest, because your tax bills are going up. They're going up because these youngsters are not in the real economy. They're going up because these youngsters are in another economy that costs money: in security, in jail costs, in courts - you name it. Every year we come down and vote more and more money for all those services which we ought not need. That's the issue, folks, and that's the dynamic. I don't know if there's any interest in doing this. I don't know if there's any interest. I don't know if the interest deteriorates because basically we're talking a city problem and basically an inner-city problem. We're talking about people who can protect themselves the very least. Well, that ought to be focus. That ought to be the focus of what we're doing here. I've been instructed to bring it to a close, and I do. I don't think there's any mistake -- any mistake about where I stand. I don't think there's any mistake about where I think we ought to go. We need to make that system respond, and the first way to do it is cut off the dollars and put them where they belong. They belong in the pockets of the teachers, they belong in the pockets of the principals, with the authority to run the institution. And in the absence of that, we ought not give that board one more nickel - not one.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Thank you. Further discussion? Senator Alexander.

SENATOR ALEXANDER:

Thank you, Mr. President. I stand in support of this

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amendment. For the last number of years, your own colleague, who now is a state official, the Honorable Dawn Clark Netsch, carried this bill in this august Body. I carried it when I was in the House - to make the principal be in charge of the entire school personnel. Many of you who know the history behind this legislation should give us a vote passing this amendment. The time for the principal to be in charge has far come. The idea of the school engineering - engineering body - telling the principal what to do and what they cannot do - when they are there to teach our children - has got to stop. I'm asking all of my colleagues to vote and support this amendment. It is an amendment that is sorely needed for the City of Chicago schools.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Jones.

SENATOR JONES:

Yeah, thank you, Mr. President and Members of the Senate. The Chairman of our Education Committee pointed out what had been agreed to in the Speaker's Office as relate to this particular issue. And this is not the first time this issue has been before this Body. And those who talk about school reform and talking about giving the principal all the authority and responsibility in doing the job, didn't give that principal the authority to -- if the classroom is cold and you feel a cold classroom is conducive to -- to learning for young children, then you would support this amendment. If the food is cold from the lunchroom and the principal has no authority to tell the manager to do their job, then what are we -- what the heck are we talking about? Throughout the State of Illinois and particularly schools downstate, you always holler how great your schools are, but the principal is in control. And I know -- I understand the operating engineers. They are opposed to being supervised by the principal. But we want the job done. If we're going to place the

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responsibility on the shoulders of a person, give him the authority to do the job. That's what this amendment does. And I'm glad to see the Members on the other side of the aisle finally see the light. Because this amendment was here when Senator Dawn Netsch had it, and you all voted it down for some political reasons. But we are talking about the education of young children. We want them to have equal opportunities - all children throughout the State of Illinois. But this restriction is only in the City of Chicago. And those legislators who represent the City, I urge you to get behind this amendment. The amendment does not go far enough. They should have not only the power to tell them what to do, but they should also have the power to discipline the engineer, the food service staff, so that we can have a quality education in the Chicago public school system. I don't know what the debate is about, and I urge an Aye vote on this amendment.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much. Senator Jones, I cosponsored that bill everytime it came up. Senator Berman, I served on the Education Committee for ten years and for ten years we had principals coming down and asking time and time and time again to allow them to have the bill -- the building. So, how in the world you can say just one came down is beyond me. I think this is a good amendment. I ask for the previous question, and I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President. You know, I'm trying to understand what we're doing here. I have a question of -- of Senator Karpziel with --

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PRESIDING OFFICER: (SENATOR J.J. JOYCE)

She indicates she'll yield.

SENATOR DUDYCZ:

Senator, you know, I'm trying to read this amendment, and according to my understanding of it, the cooks, the engineers, the lunchroom attendants, the porters, they will all be under the control of the principal. Is that correct? Everybody?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Karpziel.

SENATOR KARPIEL:

Yes, Senator.

SENATOR DUDYCZ:

So -- so then, Senator, will that principal be able to tell the cook what they are to cook, how they are to cook, at what temperature they are to cook? Are they to tell the janitors how they are to do their jobs, how-- when they are supposed to lock the doors, how they are supposed to keep the windows open? Will they have that authority to really get into specifics? In a dispute between the operating engineer and the principal, will the principal be able to go over the operating -- the supervising engineer's head and say to his maintenance workers and porters, "Don't listen to what he says. Do it, because I'm the boss. You got to do -- not just do what I say, but do it the way I say it."

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Karpziel.

SENATOR KARPIEL:

First of all to answer you, Senator Dudycz, the actual legislation says that the food service manager shall be responsible for the orientation, training and direction of cooks, bakers, porters and lunchroom attendants who may receive their initial orders from the food service manager, but who nevertheless shall be accountable to and under the supervision and ultimate

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direction of the principal. Senator, let me say that in every other school district in the State of Illinois, this is law. And, believe it or not, I have never heard - of all the problems our school districts have - I never have heard that there has been a problem with the principal telling the cook what soup to make on what day.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Dudycz.

SENATOR DUDYCH:

You know, you read it, and it still tells me that the -- that principal will have the authority and can, and in many cases will, tell that cook, tell that janitor how to do their job, and I think that if we pass it, that's exactly the conflict that we will be facing, and we'll be coming back here trying to amend this.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Savickas.

SENATOR SAVICKAS:

If the sponsor would yield.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Indicates she'll yield.

SENATOR SAVICKAS:

I understand from the previous speakers and you're nodding agreement with their positions, so I guess the bottom line would be that once the principals take full control of the schools over, I guess, our food servers and the janitors and engineers, that then our children will be able to read and write and leave these schools with a proper education. Is this -- is this the intent of this bill, so that our children will learn how to read and write?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Karpziel.

SENATOR KARPIEL:

The intent of the bill is to stop some of the abuses and the

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horrors that have been going on in some of the city schools. Testimony was given in committee by one of the principals that children are trying to learn - in his school this is - in unlighted classrooms, where the temperatures were sometimes fifty degrees or over a hundred. They went to smelly washrooms with no running water, soap, towels or toilet paper. They got their food from a kitchen that could not pass Department of Health standards. Their trays and silverware were washed in a hundred degree water instead of a hundred and ninety required. Rats and roaches infested the buildings. He says he is not exaggerating, and as principal of that building, he could do nothing about it. Yes, Senator Savickas, I think that this amendment will help the children learn, if they can be in a school that is clean.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Savickas.

SENATOR SAVICKAS:

Well, obviously for the last twenty years, the product of our schools have obviously been through this. They haven't come out reading and writing. So we have been lax, then, for twenty years; that now the principals, if they control their schools, our -- we will not have to worry about remedial reading and writing. They will graduate from our schools learning how to read and write. This was our problem these past twenty years. Is this what you're telling me?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Karpziel.

SENATOR KARPIEL:

Part of the problem, yes, sir.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

All right. Senator Rock.

SENATOR ROCK:

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

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Senate. I rise in opposition to this amendment, and I would suggest that this is an issue that we have visited before and come down, in my judgment, on the correct side. Because the fact of the matter is we are dealing with a system that is subject to collective bargaining and collective bargaining agreements. And there are certain restrictions placed, by virtue of negotiated agreements, with respect to virtually all the players in the system - the district superintendent and the general superintendent, the teachers' union. Does the principal have the right to fire a teacher today? Well, "should" is one thing. Fact is -- my understanding is that they do not. The job of the principal is the programmatic job. It's the education of the kids. And we've argued this at some length. And from time to time around here, we are confronted with the argument that we, who are ostensibly and notably pro-labor, attempt to enforce provisions or benefits or something that ought to be subject to collective bargaining. Now we're seeing it in reverse. Now we're seeing, apparently, management saying, "Well, wait a minute. We can't bargain about this, so we're going to impose it by law." It just seems to me that we have been talking about and arguing about and are currently working with and through Chicago school reform for the past two years at least, probably four years. This is not a new subject, but it's one that this Assembly has dealt with on three or four or five occasions. And I'm not sure why we keep bringing it up. My suggestion is that we defeat Amendment No. 3. The bills will -- the Chicago school reform reform is going to continue and allow the people to talk, allow the groups to talk, allow them to keep negotiating. I think we have made tremendous strides forward. This I consider to be a regressive move, and I urge opposition to Amendment No. 3.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Karpel, to close.

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SENATOR KARPIEL:

Well, thank you, Mr. President. I'm really surprised to hear that. Senator Rock, in Oak Park and in everyplace else in the State they have this provision. It is not regressive. And when you're talking about collective bargaining agreements, seems a few bills ago I was the one standing up saying things should be left to collective bargaining agreements, and I believe in them. And we're not taking them away under this amendment. The right to employ, discipline, discharge and lay off for cause shall be vested solely with the Board of Education. But the operating engineers' union shall have the right in case of discharge, discipline or layoff, to avail themselves of existing civil service laws and contractual agreements with the Board of Education. That has not been changed in the bill. Very frankly, I'd like to see it changed, but we're not going that far. All we're saying is that the principal of a school should be able to run his school. We all know there are abuses. We all know there are several layers of bureaucracy which has been one of the problems we've been trying to fight with Chicago school reform for years, as you said. I strongly urge an Aye vote for this amendment, and I ask for a roll call vote.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Karpriel moves for the adoption of Amendment No. 3 to Senate Bill 11. All those voting in favor, vote Aye. All those 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, Madam Secretary. On that, there are 28 Ayes, 20 Nays, none voting Present. Amendment No. 3 to Senate Bill 11 is adopted. 3rd Reading. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

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3rd Reading. Now if I could refer you to Page 11. Senate Bill 130. Senator Woodyard. Senator Woodyard asks leave to return to Senate Bill 130 to the Order of 2nd Reading for the purpose of amendment. Is leave granted? Leave is granted. Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Woodyard.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. The amendments - or the amendment - on both of these bills - 130 and 132 - are very similar. Senate Bill 130 deals with group day care homes. The amendment is the result of four hours of meetings between the day care home providers and the Department of Child Family Services yesterday. An agreement was reached between the agency and the providers. And so this amendment is a result of that. We would still be increasing the number of children that a -- that a group day care home could have, but it deletes all of the age grouping under those numbers. And it's my understanding that the agreement reached yesterday between those two parties would allow the Department to promulgate rules, which the providers agreed to -- to take care of -- of that age grouping. And so I would urge adoption of the amendment.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard moves the adoption of Amendment No. 1 to Senate Bill 130. Is there any discussion? Senator Holmberg.

SENATOR HOLMBERG:

Yes. Senator Woodyard, I'm curious. You said there is an agreement reached, but that the numbers would still increase. I -- I'm always concerned when the number of children increase per person in charge. Do you have the figures on that?

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PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard.

SENATOR WOODYARD:

No, I don't. And that's what would be -- and I'm not -- I don't have the information on what those rules would be. And due to a time constraint yesterday and this morning, I have no idea what those were. If -- in -- in the bill, as we introduced it, we had up to sixteen children in a group day care home, and it said four may be under fifteen months, two may be under - be between fifteen and twenty-nine months, six from thirty months to six years. All of that language has been removed by this amendment. And that -- the age groupings will be promulgated by rule, it's my understanding. But, yes, it does - as the original bill -- the two bills were originally introduced - it does allow for an additional four children to be taken care of in a day care home.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Marovitz.

SENATOR MAROVITZ:

Forgive me if this was just mentioned, but I'm only talking about the youngest children. Is that under fifteen months? Is that the -- the designation - or eighteen months?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard.

SENATOR WOODYARD:

That language has all been removed by this amendment. That's where a lot of objection came to the original bill, and I, even myself, thought, "Who on earth would want to take care of four kids under fifteen months?" And it's my understanding that the Department and the providers also agree with that.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Alexander.

SENATOR ALEXANDER:

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Thank you, Mr. President. To the Senator: Am I to understand that the objection raised by the Department of Family and Children Services is no longer there? That they -- that -- that the Department now has agreed with this amendment to accept the matter as it is?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard.

SENATOR WOODYARD:

Yes.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Alexander.

SENATOR ALEXANDER:

May I ask one other question? Analysis says that one - a singular - care person could care for twelve children. Is that still in the bill? 'Cause it's hard to care for one nowadays, lest known twelve.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard.

SENATOR WOODYARD:

No. It's my understanding that is not in the amendment.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Alexander.

SENATOR ALEXANDER:

Thank you. I did not hear the Senator's answer. I think he may have answered, but I didn't hear it.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard.

SENATOR WOODYARD:

In answer to your question - no, that's not in the amendment. We've deleted all of that language below. This only deals with the fact that we raised the number of children that can be in a day care home by four children. The Department then will

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promulgate the rules on what those age groups and assistants will be. And -- and the providers agree with that.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Further discussion? Senator Alexander.

SENATOR ALEXANDER:

Thank you, 'cause my concern is the safety of the children rather than anything else that may need to be -- you can increase as much as long as they have the proper care persons there to need to their needs. Thank you.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Any further discussion? Senator Woodyard, to close.

SENATOR WOODYARD:

Well, I think you all understand what this is. As I say, it is an agreement between the Department, who had objections with the bill in its present form, and with the providers and the -- and the agency both agreeing on -- on this amendment. I would like to proceed with it, and -- and the Department will be promulgating rules, and very definitely. Don't think the Department doesn't have the kids' safety uppermost in minds, and that will be taken care of by the rules process.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

All right. Senator Woodyard moves the adoption of Amendment No. 1 to Senate Bill 130. All those in favor, say Aye. All those opposed, say No. In the opinion of the Chair, the Ayes have it. Amendment No. 1 to Senate Bill 130 is adopted. 3rd Reading. Senator Woodyard. Senate Bill 132. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Woodyard.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Woodyard.

SENATOR WOODYARD:

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Thank you, Mr. President, Members of the Senate. This amendment does a very similar thing to -- that -- to the previous amendment, only it deals with the day care home, not the group day care home. It -- it raises the number of children by four, but it deletes that language dealing with the age groupings. And the Department again will be promulgating rules on that age grouping and the safety and licensure procedures.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Any discussion? If not, Senator Woodyard moves the adoption of Amendment No. 1 to Senate Bill 132. All those in favor, say Aye. All those opposed, say Nay. Opinion of the Chair, the -- Amendment No. 1 to Senate Bill 132 is adopted in the ... Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

3rd Reading. Senate Bill 160. Senator Cullerton. Senator Cullerton asks leave to return to -- return Senate Bill 160 to the Order of 2nd Reading for the purpose of amendments. Leave granted? Leave is granted. Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Cullerton.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Senator Cullerton.

SENATOR CULLERTON:

Yes. Thank you, Mr. President. Mr. President, because I sit next to you, I learned that the Farm Bureau was opposed to this bill. Until I would adopt this amendment, which basically says that the Farmland Exemption Law - whatever that is - shall remain the same for DuPage County, even if this bill passes. So I -- I would move for the adoption of the bill to remove their opposition to the law.

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PRESIDING OFFICER: (SENATOR J.J. JOYCE)

All right. Senator Cullerton moves the adoption of -- is there further -- okay. Discussion? Senator Fawell.

SENATOR FAWELL:

Mr. President, I don't believe I've seen this amendment. And I would hope that I would have five Senators who would distribute it with me. And until such time, we cannot adopt this. Are there five Senators who are willing to raise their hand and adopt this with me?

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

All right. Take it from the record. Okay. We'll get back to it momentarily.

PRESIDENT ROCK:

Senator Fawell, have you been delivered a copy yet? Do you wish copies of all the subsequent amendments? That's fine. All right. With leave of the Body, while all these amendments are being copied and distributed, we'll move to the Order of Senate Bills 2nd Reading. Page 2 on the Calendar. I would ask the Members who have bills -- or amendments pending on Senate Bills 2nd Reading to please be ready. Recalls will wait until Senator Fawell has copies of all the amendments. All right. On the Order of Senate Bills 2nd Reading, Madam Secretary, have any Member indicated they wish to pursue a bill on 2nd Reading? Senator del Valle, what's your bill number? All right. Middle of Page 7. On the Order of Senate Bills 2nd Reading is Senate Bill 714. 7-1-4, Madam Secretary. Read the bill, please.

SECRETARY HAWKER:

Senate Bill 7-1-4.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary I offers Committee Amendment No. 1.

PRESIDENT ROCK:

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Senator del Valle, on Committee Amendment No. 1.

SENATOR DEL VALLE:

Thank you, Mr. Chairman. I move the adoption of Committee Amendment No. 1.

PRESIDENT ROCK:

Gentleman has moved the adoption of Committee Amendment No. 1 to Senate Bill 714. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR J.J. JOYCE)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator del Valle offers Amendment No. 2.

PRESIDENT ROCK:

Senator del Valle, on Amendment No. 2.

SENATOR DEL VALLE:

Thank you, Mr. President. We've cleared up the confusion. Amendment No. 2 is the bill. It increases the amount an employee may be paid before any wages may be garnished. And I move the adoption of Floor Amendment No. 1 <sic>.

PRESIDENT ROCK:

All right. Senator del Valle has moved the adoption of Amendment No. 2 to Senate Bill 714. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. The same order. Same page. On the Order of Senate Bills 2nd Reading is Senate Bill 720. 7-2-0. Madam

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Secretary, read the bill, please.

SECRETARY HAWKER:

Senate Bill 720.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator del Valle offers Amendment No. 1.

PRESIDENT ROCK:

Senator del Valle, on Amendment No. 1.

SENATOR DEL VALLE:

Thank you, Mr. President. Amendment No. 1 deletes provisions on ownership disclosure and community reinvestment and increases the check cashing for public benefit checks from seventy-five cents to .9 percent of its face value. I move the adoption of Floor Amendment No. 1.

PRESIDENT ROCK:

Senator del Valle has moved the adoption of Amendment No. 1 to Senate Bill 720. Senator Collins, on this amendment.

SENATOR COLLINS:

Oh, I'm sorry. No.

PRESIDENT ROCK:

All right. Senator del Valle has moved the adoption of Amendment No. 1 to Senate Bill 720. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Dunn, what's your bill number? Senator Collins, do you have a bill on 2nd Reading? What's the number,

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please?

SENATOR COLLINS:

673.

PRESIDENT ROCK:

All right. On Page 7 on the Calendar, on the Order of Senate Bills 2nd Reading, is Senate Bill 673. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

Senate Bill 673.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary II offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Collins, on Committee Amendment No. 1.

SENATOR COLLINS:

Committee Amendment No. 1 reduce the bill back to a shell bill, because there is a coalition of people of all who's involved, including the Cook County Board's Office. It's trying to come up with an agreed amendment. It's my understanding, at this point, that they are -- have almost resolved all of the problems. It's still a little -- some issues are unclear or unresolved by the County Board. But what I would like to do was to go on and to move the shell to 3rd Reading. And hopefully, if they haven't agreed by the end of this week, we'll pass it on to the House. So I would move for its adoption.

PRESIDENT ROCK:

Senator Collins has moved the adoption of Committee Amendment No. 1 to Senate Bill 673. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

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PRESIDENT ROCK:

Amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. Bottom of Page 10, on the Order of Senate Bills
2nd Reading, is Senate Bill 1440. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Bill 1440.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator Thomas Dunn offers Amendment No. 1.

PRESIDENT ROCK:

Senator Dunn, on Amendment No. 1.

SENATOR T. DUNN:

Thank you, Mr. President. Senator DeAngelis is a hyphenated,
co-sponsor with me on this bill. And what this bill does is it
replaces the education portion of your tax bill with an increase
in the income tax to fund it. And it's done over a ten-year
period. The local property taxes for education are decreased by
ninety percent over that ten-year period, and the income taxes are
increased over that same period. The income tax rate would
increase from 3. to 4.1 for personal and on corporate from 4.8 to
six percent. It also presumes that all -- all the money would go
towards education. It also presumes that the income tax surcharge
would become permanent. The homeowner's property tax relief
deduction is changed so that the taxpayer, with an adjusted gross
income between zero and eighty-nine -- nine hundred and
ninety-nine thousand dollars <sic> (\$89,999), may deduct three

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hundred and fifty percent of his real property taxes paid. There's no change in the deduction for taxpayers with an adjusted gross income over ninety thousand dollars, which is two hundred percent of the real property taxes paid. The bill lowers the rate that a local school board may levy annually on taxable property over a ten-year period from its current rate by ninety percent by the year 2001. This bill creates the Property Tax Relief Fund. The Fund is to be distributed to school districts, and requires the county clerk to determine the amount of reduction in real property taxes as a result of this bill. The monthly disbursements will be made to the school districts from the Property Tax Relief Fund, and it's a dollar for a dollar. And it's guaranteed that every dollar raised by the increase in revenue will go towards education.

PRESIDENT ROCK:

Senator Dunn's moved the adoption of Amendment No. 1 to Senate Bill 1440. Discussion? Senator Rigney.

SENATOR RIGNEY:

Well, I hope everybody is kind of paying attention on this one, because it's probably one of the more significant pieces of legislation that we will deal with in this Session. I think maybe it borders on the basis of being a pretty good bill, but I'm not sure, when we get down to the fine print, that there's everything here that we might want. First of all, let me understand, Senator Dunn. Does this provide relief for all property taxpayers or just as homeowners?

PRESIDENT ROCK:

Senator Dunn.

SENATOR RIGNEY:

Your little -- the reason I say this is your little handout indicated that it affects the individual taxpayer, and that could be the farmer or the shop owner.

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PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

It's residential.

PRESIDENT ROCK:

Senator Rigney.

SENATOR RIGNEY:

Now, to pay for this and to make the whole thing work, you are raising the tax upon individuals that -- raising the income tax upon individuals and upon corporations. So I rather suspect, the way you answered the first question is, the corporations don't get anything out of this. Is that correct?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

Strictly speaking, correct.

PRESIDENT ROCK:

Senator Rigney.

SENATOR RIGNEY:

Well, I guess the time to debate this is when we actually get on 3rd Reading, which I assume will be tomorrow. But does this thing do anything to the surtax - make any assumptions about the surtax?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

It does, Senator. It presumes that the surcharge will become permanent.

PRESIDENT ROCK:

Senator Rigney.

SENATOR RIGNEY:

Now wait a minute -- how did you answer that question again?

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PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

It presumes and assumes that the surcharge will become permanent.

PRESIDENT ROCK:

Senator Rigney.

SENATOR RIGNEY:

What about the distribution?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

It still uses the same formula for education.

PRESIDENT ROCK:

Senator Rigney.

SENATOR RIGNEY:

The same distribution for education. Apparently, you're doing something different then with the part that's going to cities and counties. Is that correct? What are you doing with that?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

It's all going to education.

PRESIDENT ROCK:

Senator Rigney.

SENATOR RIGNEY:

As I just stated, I guess the time to debate this is on 3rd Reading. But I'm pointing out that there's at least some problems that I think are inherent in this bill.

PRESIDENT ROCK:

Further discussion on Amendment No. 1? Senator DeAngelis.

SENATOR DeANGELIS:

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Thank you, Mr. President. Senator Rigney, you are correct. This is a very significant amendment. In the whole time that I have been in this General Assembly, I have heard it said, time and time again, we must, in fact, shift the burden of funding education from a property tax-based system to an income tax-based system. This bill does it. In fact, this bill does it in spades. It takes the permissive rate over a ten-year and brings it almost down to zero. And it does do it with an income tax increase, 'cause you can't turn around and put six pounds of manure in a five-pound bag. You've got to come up with the replacement revenues from someplace. And nobody's ever argued that you don't have to have an income tax to do it. So, what we have here is, in fact, a first step -- a first step toward a goal. It's a giant step - giant step. There are a few flaws in it, but we can correct those along the way. But I want to tell you, if the General Assembly has been serious about moving to that kind of system, and by the way, education does not lose a nickel in this process. And I don't want to hear any complaints from them at all about how they're getting screwed on the short end of the stick with the money, 'cause the money is there. And we have, in fact, put our money where our mouth -- our money where our mouth is, because this bill does, in fact, raise the income tax. But I have to tell you, far too long -- far too long we in Illinois have been listening to our homeowners being burdened with these taxes. We have seen educational funding on an inequitable basis. We now have a mechanism in place, with this amendment, to work out the school formula problems, the inequity problems, the property tax problems. And let me point out to some people who may think perhaps raising the income tax might be a little unfair. Today -- today, there are people who are paying a lot of income tax, paying a lot of property tax, and their school districts are getting virtually nothing. This takes care of that problem as well. I

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urge support for this amendment.

PRESIDENT ROCK:

All right. Senator Dunn's moved the adoption of Amendment No. 1 to Senate Bill 1440. Discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. A couple of questions of the sponsor.

PRESIDENT ROCK:

Indicates he'll yield, Senator Schuneman.

SENATOR SCHUNEMAN:

Senator, first of all, I notice that the personal income tax under this proposal is increased from the present three percent to 4.1. Now, according to the figures that -- that I have seen, in FY'91, the individual income tax in this State raised four billion three hundred million dollars. So, under this proposal, you're going to raise another one billion-something. I mean, it's a little over a billion dollars after it is fully implemented. Now it occurs to me that that's not nearly enough to make up for the loss of ninety percent of the property taxes that are -- that are going to be relieved. Could you respond to that concern?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

Yes, Senator. I think you're making reference to -- to the whole program over ten years. I think individually, each year, this does supply the money that we have said that it will supply, to reduce, year by year, the amount on your education portion of your tax bill.

PRESIDENT ROCK:

Senator Schuneman.

SENATOR SCHUNEMAN:

I understand we're going to debate this question tomorrow, but

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this -- this is a very significant issue. We need to give some thought to this. Do you know -- can you tell me, Senator, how much money is represented by the ninety percent of the real estate tax that this ultimately would forgive? How much money does that represent this year?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

I'll yield to Senator DeAngelis, if I may.

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Senator Schuneman, this only applies to the permissive rate, which is the rate that all school districts across the State can levy without referendum. The amount beyond that that schools have chosen to raise their own taxes on remains intact. So the ninety percent you're talking about is on the permissive rate.

SENATOR SCHUNEMAN:

Well...

PRESIDENT ROCK:

Senator Schuneman.

SENATOR SCHUNEMAN:

So the amount of relief that would be received is not the total real estate property tax for the purpose of education. It's only a portion of that tax. Okay. Okay. The other -- the other question, I guess, that -- that comes into my mind is that ninety percent of the property taxes in some places in Illinois represent a huge portion of that school budget, whereas in other parts of Illinois, it represents a lesser percentage of their budget. How do you -- how do you intend to distribute that money? Are you going to bring everybody up to the high level of expenditures? Or are you going to bring everybody with a high -- those

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high-spending districts down? How do you plan to level that out?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

Senator DeAngelis will answer that one.

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Senator Schuneman, this bill does not address that. But it does put in place a mechanism that permits a pretty good discussion on it. That is a problem that I think we will have in perpetuity, but you can't do all of that in one bill. You can't.

PRESIDENT ROCK:

Senator Schuneman.

SENATOR SCHUNEMAN:

Well, I think I've raised -- raised the issues that I want to raise, Mr. President. And there are a lot of questions to be answered here. I'm not against the proposal necessarily, but I think that we need to know a lot more before we vote on it tomorrow.

PRESIDENT ROCK:

Further discussion? Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I'd like to ask the sponsor a question.

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Kelly.

SENATOR KELLY:

Senator Dunn, what about the local governments, aside from education? What provisions or what is your legislative intent to -- 'cause they do receive a certain portion of local property taxes. Will this have any impact at all on their current

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privileges to levy property taxes?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

Local property taxes are -- are not affected, except for education. The others are left as is.

PRESIDENT ROCK:

Further discussion? Senator Davidson.

SENATOR DAVIDSON:

Question of the sponsor.

PRESIDENT ROCK:

Sponsor indicates he will yield.

SENATOR DAVIDSON:

Senator Dunn, most of us are very concerned about local control by the local school board, which, in essence, has been in their hands, because the majority of the money in most cases came from what was raised by local property tax. Are you, in essence, by this bill, with ninety percent of the property tax being reduced and being replaced by a ninety percent increase in the income tax, are you, in essence, taking control of the local school district away from that local elected school board?

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

Well, it -- Doc, they still -- Senator, they still have power to -- to put a referendum forward. They still have the elected school boards to -- to spend the money. No, I don't think we're taking away local control at all. As a matter of fact, one of the reasons we reduced it only to ninety percent was to retain some local control on that money.

PRESIDENT ROCK:

Senator Davidson.

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SENATOR DAVIDSON:

Well, Senator Dunn, you and I both know that in government what drives it is the funding, and if we back here are going to control the funds by appropriation process, we, in essence, are going to control that local school board if they're only going to be -- control ten percent of their total expenses. I am not sure -- I'm sympathetic to the idea, but until I know that the local school board are still going to have control of that district, and the funding for each one school district doesn't rely on however we may or may not feel that day as to what we appropriate to them. I'd like to have a clear-cut understanding that -- that one, the money's going to flow right on through, like we do on the share of income tax to local government, and two, that the local school board won't be restricted on how they spend that money in relation to operating their district.

PRESIDENT ROCK:

Further discussion? Further discussion? Senator Dunn, to close.

SENATOR T. DUNN:

I urge an Aye vote. It's a real opportunity...

PRESIDENT ROCK:

The question is the adoption of Amendment No. 1 to Senate Bill 1440. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Any other Member have a bill on 2nd Reading on the Calendar they wish to move this evening? Senator Raica, if you'll give us the number, we'll be happy to -- 5-8-8. Top of Page 7, on the Order of Senate Bills 2nd Reading, is Senate Bill 588. Read the bill, Madam Secretary.

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SECRETARY HAWKER:

Senate Bill 5-8-8.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Raica offers Amendment No. 1.

PRESIDENT ROCK:

Senator Raica, on Amendment No. 1.

SENATOR RAICA:

Thank you for allowing me to call the bill, Mr. President. Floor Amendment No. 1 just is merely a stylistic change and sets forth the intent in the operations mechanism of the -- of the bill. And I would just ask for its adoption.

PRESIDENT ROCK:

Senator Raica's moved the adoption of Amendment No. 1 to Senate Bill 588. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Any other Member have a bill on 2nd Reading they wish to pursue? What's the pleasure of the group? Do we go ahead with Recalls? We are going to be here Friday, in any event. So, not to worry. Page 11 on the Calendar, on the Order of Senate Bills 3rd Reading. Senator Cullerton seeks leave of the Body to return Senate Bill 160 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd, Senate Bill 160, Madam Secretary.

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END OF TAPE

TAPE 7

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Cullerton.

PRESIDENT ROCK:

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. This amendment was offered at the suggestion of the Farm Bureau. It indicates that the classification by the county shall not include farmland and the equalized assessed value of farmland shall continue to be determined under Section 20e. I move for its adoption.

PRESIDENT ROCK:

Senator Cullerton's moved the adoption of Amendment No. 2 to Senate Bill 160. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. On the Order of Senate Bills 3rd Reading is Senate Bill 200. Senator Marovitz seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 200, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Marovitz.

PRESIDENT ROCK:

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Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. This amendment eliminates the Class C penalty for leaving a gun if nobody's injured, and exempts situations in which a minor uses a firearm in self-defense or in defense of another, and I'd ask for adoption.

PRESIDENT ROCK:

Senator Marovitz has moved the adoption of Amendment No. 1 to Senate Bill 200. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 12. On the Order of Senate Bills 3rd is Senate Bill 330. Senator Marovitz seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 330, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Marovitz.

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 2 replaces all the references to the word "perceived -- perceived sexual orientation." It deletes all references to citizenship, alienage, linguistic background and disabilities. And that's all the amendment does.

PRESIDENT ROCK:

Senator Marovitz has moved the adoption of Amendment No. 2 to

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Senate Bill 330. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Keats.

PRESIDENT ROCK:

Senator Keats. Withdraw the amendment. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Jones, on Page 13. Senate Bill 458. Senator Jones seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 458, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Jones.

PRESIDENT ROCK:

Senator Jones, on Amendment No. 1.

SENATOR JONES:

Yeah. Thank you, Mr. President and Members of the Senate. Amendment No. 1 divides the money equally between the Race Track Improvement Fund and the Race Track -- the Race Track Backstretch Improvement Fund, and I move its adoption.

PRESIDENT ROCK:

Senator Jones has moved the adoption of Amendment No. 1 to Senate Bill 458. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

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3rd Reading. Bottom of Page 13. Senator Macdonald. On the Order of Senate Bills 3rd Reading, Senate Bill 520. Senator Macdonald seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is -- Senate Bill 520, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Macdonald.

PRESIDENT ROCK:

Senator Macdonald, on Amendment No. 4.

SENATOR MACDONALD:

Thank you, Mr. President. Amendment No. 4 deletes the entire Section 20, related to movies and restricted viewing, so there is no more any -- any Section on restricted viewing or the movie industry or any of the rest of it. And in -- in the -- Section 25, it says that "Public inspection; instructional material. All instructional material used by a public school shall, upon request, be made available for public inspection before and during their use during the hours that the school is open." So that's all this amendment does, and I urge your acceptance of this amendment.

PRESIDENT ROCK:

Senator Macdonald has moved the adoption of Amendment No. 4 to Senate Bill 520. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Middle of Page 14 is Senate Bill 688. On the Order of 3rd Reading. No. Senator Jones.

SENATOR JONES:

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Yeah. Thank you, Mr. President. I -- leave to withdraw the amendment.

PRESIDENT ROCK:

All right. Withdraw the amendment. Take it off the list. Page 16. Senator Schaffer. On the Order of Senate Bills 3rd Reading is Senate Bill 894. 8-9-4. Senator Schaffer seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 894, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Holmberg.

PRESIDENT ROCK:

Senator Holmberg.

SENATOR HOLMBERG:

This basically -- I've talked to Senator Schaffer about this, and -- requires the Department of Corrections to establish and operate a Lateral and Vertical Steel File Cabinet Program in its correctional industries facility. And this Steel Cabinet Program - like the Furniture Manufacturing Program - would be fiscally self-sufficient.

PRESIDENT ROCK:

Senator Schaffer.

SENATOR SCHAFFER:

Just wanted to indicate that Senator Holmberg and I have talked, and I -- I don't think there will be a problem with the amendment, but if, in fact, we have a major problem, I may want to get back to you, because I don't want to lose the whole bill. But I think that would happen in the other Chamber, but seems like a worthy cause for a company that's located in the town I also partially represent.

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All right. Senator Holmberg's moved the adoption of Amendment No 1 to Senate Bill 894. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Schaffer.

PRESIDENT ROCK:

Senator Schaffer, on Amendment No. 2.

SENATOR SCHAFFER:

Mr. President, Amendment No. 2 comes from the Department of Correction, and would provide that only persons committed to minimum- or medium-security institutions would be allowed to participate in the basic program, which is to encourage the Department to use some of our prisoners for recycling and garbage siting -- site sorting programs.

PRESIDENT ROCK:

Senator Schaffer's moved the adoption of Amendment No. 2 to Senate Bill 894. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Page 16. Senator Brookins. On the Order of Senate Bills 3rd Reading is Senate Bill 1015. Senator Brookins seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 1015, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senators Carroll and President Rock.

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PRESIDENT ROCK:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Couple years back when we passed the gas tax, there had been some commitments made on mass transit grants, that those would continue to be funded at a level of about thirty-nine million dollars. Governor has indicated there may be lack of General Revenue Funds. This would be permissive to say that they could use either General Revenue or Road Fund. The Road Fund was the recipient of the gas tax, and I would move adoption of Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll has moved the adoption of Amendment No. 1. Discussion? Senator Watson.

SENATOR WATSON:

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

PRESIDENT ROCK:

Sponsor indicates he will yield.

SENATOR WATSON:

Senator, how much money are we talking about here?

PRESIDENT ROCK:

Senator Carroll.

SENATOR CARROLL:

Well, the Road Fund has four hundred seventy-six million three hundred thousand excess balance as of now. The amount of money that had been committed by the administration and the city on the gas tax for Statewide use is something, as I said before, of 38.5 million dollars. Now this, of course, does not say it has to come out of the Road Fund at all. It just allows an option to the administration as to which fund from year to year they would seek to use to pay this mandatory grant.

PRESIDENT ROCK:

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Senator Watson.

SENATOR WATSON:

Yes. Thank you. Well how will this be repaid? Is this going to be a -- a similar loan like we made last year to the State Police Fund that will be repaid?

PRESIDENT ROCK:

Senator Carroll.

SENATOR CARROLL:

No, it's not intended to be a loan. The issue was mass transit, is a Road Fund-related program or is a Road Fund-related program. We're not saying that it's going to be paid out of Road Fund this year either. All we're saying is that we have -- we have taken away the restriction on Road Fund that this mass transit - just like in federal terms, highway funds go towards mass transit grants - here we're saying that in the discretion of the Governor and his budget, it could be Road Fund, it could be General Revenue, whichever they prefer.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

Well this is a diversion, quite -- quite honestly. Another question of the sponsor. In your amendment it says "surplus monies." Now from what I understand from the Department of Transportation is that the Road Fund money which you said was such a great balance is all allocated. It's all -- even though it's sitting in there, it is allocated for various road projects throughout this State, and so how do you define what "surplus monies" might be?

PRESIDENT ROCK:

Senator Carroll.

SENATOR CARROLL:

I don't try to define. Therefore, the Legislative Reference

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Bureau drafted this -- they drafted it to track -- I'll wait till Senator Watson can -- either way you want to do it. You want -- he could explain it probably just as well. It's the -- the Reference Bureau correctly drafted it this way, because it tracks existing State law. "Surplus," by State law, is defined as those amounts available in the Road Fund after you have paid all mandatory bond issues. That's the funds we use to build highways and to do mass transit grants and anything else. It doesn't mean surplus because there's a lot of money in the fund, even though that's the same type of word. It is a Statutory definition of after the payment of debt service.

PRESIDENT ROCK:

Further discussion? Senator Watson.

SENATOR WATSON:

Well, a diversion is a diversion. And from what you said, Senator, from the beginning of your remarks, is that -- I guess it was in 1989 when the gas tax package passed. The RTA was given around thirty-six million dollars - thirty-four million of it, I believe which went to the CTA - for a reduced-fare program for the handicapped, elderly and students. And these were General Revenue Fund dollars, not Road Fund dollars that you're asking for now. And as you mentioned, Senator, Governor Edgar has dropped this reduced-fare program from the budget simply because of the revenue picture that we -- we have now. But now, the CTA wants to come in and take money out of the Road Fund to replace this -- this -- these dollars, and what -- where's this money going to come from? It's going to come from, primarily, road projects in -- in many of our districts throughout this State and certainly in downstate Illinois, and I think that we should realize we still owe thirty-six million dollars from last year that we took out of the -- the Road Fund for the State Police. And I just don't -- I just don't think we can kid ourselves. I think that we all need to

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realize that this is going to affect the Road Program, as we now know, and the effect will be negatively felt in our districts. We're talking about over a five-year period a hundred and eighty-five million dollars. So I think the proper vote on this from anybody from outside the RTA - and especially CTA - region is No. And a roll call would be suggested and would appreciate a roll call.

PRESIDENT ROCK:

Further discussion? Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President I rise in opposition to this amendment as well, and would simply state that I find it amazing how we -- we indicate that there's four hundred and seventy-five million dollars in the Road Fund as if they're extra. They're obligated dollars, and we all have projects - as Senator Watson was indicating - in our districts, that those dollars are designated for. And I rise in opposition to this and would reiterate the roll call request.

PRESIDENT ROCK:

Further discussion? Senator Rigney.

SENATOR RIGNEY:

Maybe it's a little late in the day to be into history, but as I recall reading back in - I think it was the '30s - when we established the Road Fund and the Motor Fuel Tax, it was found to be constitutional by the court, because it was a user fee, related to the purpose of roads and road building and transportation and so forth. And it seems to me over the years we have sought, in one way or another, to try to modify this and find all kinds of other uses for our Road Fund monies. And as I understand this, this is apparently about a thirty-five-million-dollar hit that will send some money away from the -- the original idea of road construction, and I just personally find that a little offensive,

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because -- at least in our part of the State - and I think really anywhere in the State of Illinois - there's a very strong need for even greater dollars for highway construction. We just can't afford this type of shenanigans.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. Well, I also rise to oppose this -- this amendment. With the criticism that we received a year ago or so when we -- when we borrowed - actually borrowed - thirty-six million dollars from the Road Fund to fund the State Police, at least that borrowing carried a repayment plan. And, Senator Carroll, a question to you, if you would yield? Well, Senator, with your response to -- to a repayment plan, I thought you kind of went around that. Is there anything in this amendment that -- that does mandate or require the repayment of these funds?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Senator Woodyard, let me give you a little long of an answer on purpose. The -- as I'm sure the historians, Senator Rigney, would recall, that these mass transit grants had been -- from year to year have been paid out of either Road Fund or General Revenue Fund, as submitted by the Governor's budget from time to time. Over a period of years they were Road Fund; over a period of years they were General Revenue Fund. This is not a borrowing. All this says is, that this is -- can be - doesn't mean we are going to have to do it; it is not mandatory - that it can be a Road Fund paid-for grant or a General Revenue Fund paid-for grant. So it's not a borrowing. If a Chief Executive decides it's a better use to use Road Funds any given year to save General Revenue, or if he

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decides it's a better use to use General Revenue any given year instead of Road Funds, it would allow the flexibility to use either, because these were agreed-to grants. Some years General Revenue is flush. Some years Road Funds are flush. We don't want to tie their hands either way.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President. Well then, if this amendment is adopted and the bill is passed, then -- and the -- the grant comes out of the Road Fund, can you tell me what the impact is going to be on downstate road projects?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

There -- the Road Fund would have less total dollars in it. There would be no direct -- I mean -- there would be no direct impact until you knew the total picture. If the Governor decided that this was an appropriate use of Road Funds, I would assume it would have no impact or he wouldn't so decide.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Woodyard.

SENATOR WOODYARD:

Well, Mr. President and Members of the Senate, I -- I think we would see quite an impact and, as a matter of fact, I think we'd see a reduction and -- and a scrapping of several downstate road projects, and I would urge opposition to the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As long as we're talking history - Senator Rigney, in particular,

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the historian - as the sponsor of the six-cent gas tax increase, I was there and many of you were there. And the fact of the matter is, we made a deal. I know that sounds a little harsh in this Chamber, but the fact is, we made a deal. That's how I wound up as the administration sponsor of an administration gas tax. And the deal was, as everybody painfully recalls, that there was not going to be any gas tax, unless there was some accommodation for mass transportation. And the deal was struck and it was struck in writing. And now I hear we want to renege. That was a five-year program. A five-year program that included, as a very minuscule part, a grant to mass transportation in Northern Illinois, that grant having to come out of General Revenue, because we hadn't ever look at the Road Fund, my goodness, what a terrible thing. You know what the alternative to this is? This doesn't mandate anything. It just says to the Governor, "If you want to live up to the agreement that your predecessor made, here's an opportunity - tap the Road Fund - if you want to live up to your commitment that was made by the Chief Executive of this State in exchange for the passage of a six-cent gas tax, that all the beneficiaries over there weren't prepared to support." They want the projects, but they don't want to pay the tax. The alternative to this, I suggest, and I even considered it, is to repeal that gas tax - to roll it back. Then we'll see what's in the Road Fund. Then we'll see how many projects are out there. We made a deal. Six cents increase on the gas tax; mass transportation as an integral part of this State's economy is accommodated to a very small degree. All this says to the Governor is, "Here, we'll give you another chance; please live up to your predecessor's agreement." I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

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Mr. President and Members of the Senate, yes, in fact, we did make a deal, and President Rock is absolutely right, and part of that deal was -- I consider thirty-some -- thirty to forty million dollars a more than minuscule amount of money, but a significant commitment of General Revenue Funds for mass transit. And Senator Rock is correct; it's my understanding that that money is not in this year's budget, and I think one could only say that that is at least forgetting, if not a total violation, of a commitment. But part of that quote, unquote "deal" was that mass transit for this type of thing would stay out of the Road Fund. Clearly mass transit gets the bonding and the other things through the Department of Transportation that we've been most generous with over the years. The fear that I have, and I have -- I come from Northeastern Illinois - my area is served by mass transit. I have mellowed out on that over the years. I believe in the use of mass transit. I believe it's something we'll use even more in the future in my part of the world. But the bottom line is that many of us have had a fear - albeit perhaps, paranoid, you know - but just cause you're paranoid doesn't mean they aren't out to get you. If we let that money-eating monster - the mass transit systems of Northeastern Illinois - into the Road Fund, there's serious question in my mind whether we will get the snow plow ten years from now downstate. That -- that agency can eat money faster than anything I've ever seen, with the possible exception of our revered education system in the State. I think this is a mistake. I agree with Senator Rock; there was a deal. Obviously somebody has forgotten about that deal. But the answer isn't to go back on the other part of the deal, which was that the Road Funds would be used for highway construction. Senator Rock, I think we need to make sure the people on the 2nd Floor remember the deal, but let's not us go back on our part of what we committed to do.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? If not, Senator Carroll may close.

SENATOR CARROLL:

Well, I find it obviously a very interesting discussion. Somebody is working the Floor to say, "Oh my, God, look at what this will do in your districts." Anybody bother to look last week or a couple weeks ago at the spring repair program? Out of the blue, Department came up with thirty-one million dollars. Now I don't think they went to any Member and said, "We're going to do spring repair out of the Road Fund and look at the project you're going to lose." Why, they said the opposite: "There's -- nobody's going to lose a project, there's just another thirty-one million dollars we can spend." That's fine. We have written commitments that have to be met. All this is saying - and the last time I read the Constitution, the power of the pen still resides on the 2nd Floor - all this is saying is, when, as, and if available, here's an option. You want to honor your commitment - a written commitment - not with spending it on programs that the gas tax was not part of the commitments for - new money, found money, instead of honoring written commitments, not touching any Road Programs, spending it any way you want, on other commitment. If you want to do it out of this Fund, it's an option. If you want to do it out of General Revenue Fund, it's clearly an option. The decision will be made by the power of the pen when they sign the bill into law, as to how it is funded. I would suggest this is an appropriate option at a time when they're trying to throw the money out; better they honor the commitments, and I would urge support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Amendment No. 1. Those in favor will indicate by saying Aye. Opposed, Nay.

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Opinion of the Chair the -- the Nays have it. Amendment No. 1 is lost. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. Senate Bill 1025. Senator Jones seeks leave of the Body to return Senate Bill 1025 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of -- seeks leave of the Body to return Senate Bill 1025 to the Order of 2nd for -- for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 1025, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Jones.

PRESIDENT ROCK:

Senator Jones, on Amendment No. 2.

SENATOR JONES:

Yeah. Thank you, Mr. -- President. Amendment No. 2 is an amendment that was worked out between the City of Chicago and the insurance industry, and it deletes reference to elements that rise - war and so forth. And it deletes the requirement that certification be filed with the insurer, and I move its adoption.

PRESIDENT ROCK:

Senator Jones moves the adoption of Amendment No. 2 to Senate Bill 1025. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendment.

PRESIDENT ROCK:

3rd Reading. With leave of the Body, we'll revert to 1017, so we get Senator Brookins off the podium. On the Order of Senate

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Bills 3rd Reading, Senate Bill 1017. Senator Brookins seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1017, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Brookins.

PRESIDENT ROCK:

Senator Brookins, on Amendment No. 2.

SENATOR BROOKINS:

Thank you, Mr. President. On Amendment No. 2, what we did was made an agreement with Public Health, and now they have given us a bill that they can live with and we can live with, and they are in support of the amendment now.

PRESIDENT ROCK:

Senator Brookins moves the adoption of Amendment No. 2 to Senate Bill 1017. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Page 17. 1051. Senator Cullerton seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 1051, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Cullerton.

PRESIDENT ROCK:

Senator Cullerton.

SENATOR CULLERTON:

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Thank you, Mr. President and Members of the Senate. This is a modification to an amendment that we passed yesterday at the request of the Realtors and the Peoples Gas Company. We have made these technical adjustments. I move for the adoption.

PRESIDENT ROCK:

Senator Cullerton's moved the adoption of Amendment No. 4 to Senate Bill 1051. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 17 is Senate Bill 1053. Senator Cullerton seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1053. Senator Cullerton.

SENATOR CULLERTON:

Yes, Mr. President, I wish to Table Amendment No. 2 to this bill.

PRESIDENT ROCK:

All right. The Gentleman, having voted on the prevailing side, is moving to reconsider the vote by which Amendment No. 2 was adopted, for the purpose of Tabling. All in favor of the Motion to Reconsider, indicate by saying Aye. All opposed. The Ayes have it. The vote's reconsidered. Senator Cullerton now moves to Table Amendment No. 2 to Senate Bill 1053. All in favor of the Motion to Table, indicate by saying Aye. All opposed. The Ayes have it. The motion carries. Amendment No. 2 is Tabled. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Cullerton.

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PRESIDENT ROCK:

Senator Cullerton, on Amendment No. 4.

SENATOR CULLERTON:

Yes. Same subject matter. The same amendment to modify an amendment that we adopted yesterday at the request of Peoples Gas and the Realtors. Move for its adoption.

PRESIDENT ROCK:

Senator Cullerton's moved the adoption of Amendment No. 4 to Senate Bill 1053. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1164. Senator Keats seeks leave of the Body to return Senate Bill 1164 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1164, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Keats.

PRESIDENT ROCK:

Senator Keats.

SENATOR KEATS:

It's a one-word change. When they drafted it, they just put in the wrong word. This puts in the correct one. That's the only change to the bill.

PRESIDENT ROCK:

Senator Keats has moved the adoption of Amendment No. 1 to Senate Bill 1164. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

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SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Middle of Page 17 is Senate Bill 1234. Senator Berman seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1234, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Berman.

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

Thank you. This amendment sets up the appointments to the Judicial Advisory Board created by this bill, so that there are equal number of Democrats and Republican members appointed. I move the adoption of Amendment No. 1.

PRESIDENT ROCK:

Senator Berman's moved the adoption of Amendment No. 1 to Senate Bill 1234. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1282. Senator Philip seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1282, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Philip.

PRESIDENT ROCK:

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Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I worked out this amendment with Senator Jones. And what it does is grandfathers somebody in as of July 29th, 1986.

PRESIDENT ROCK:

Senator Philip moves the adoption of Amendment No. 1 to Senate Bill 1282. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1284. Senator Geo seeks -- Geo-Karis seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1284, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Geo-Karis.

PRESIDENT ROCK:

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, I would like to Table Amendment No. 1. So having voted on the prevailing side, I move to reconsider the vote by which it was taken.

PRESIDENT ROCK:

All right. Senator Geo-Karis, having voted on the prevailing side, is moving to reconsider the vote by which Amendment No. 1 to Senate Bill 1284 was adopted, for the purpose of Tabling. All in favor of the Motion to Reconsider, indicate by saying Aye. All opposed. The Ayes have it. The vote is reconsidered. Senator

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Geo-Karis now moves to Table Committee Amendment No. 1 to Senate Bill 1284. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's -- amendment is Tabled. The motion carries. The amendment's Tabled. Further amendments, Madam Secretary?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Geo-Karis.

PRESIDENT ROCK:

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, I'm -- I'm asking that Amendment No. 2 be passed, because it clarifies the -- the intent of the bill, and I move for its passage.

PRESIDENT ROCK:

Senator Geo-Karis has moved the adoption of Amendment No. 2 to Senate Bill 1284. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Bottom of Page 17. Senator Topinka seeks leave of the Body to return Senate Bill 1297 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1297, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Topinka.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

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

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this indeed is what I will call the Berman amendment, because I think Senator Berman really did help to make this a fine bill yesterday by his suggestions. We make it very clear that the expert witnesses herein would be appointed by the court.

PRESIDENT ROCK:

Senator Topinka has moved the adoption of Amendment No. 1 to Senate Bill 1297. Discussion? If not, all in favor, indicate by saying Aye. Opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. That appears to conclude the Recall List, Ladies and Gentlemen. Anybody got anything on 2nd they wish to move today? We will be here on Friday morning, hopefully for a very brief time, but -- tomorrow morning at nine o'clock, Ladies and Gentlemen. Nine o'clock tomorrow morning. Too early for you? We'll try for nine. If I say 9:30, we won't get started till ten. If I say nine, we'll start at 9:30. Senator Butler and I are here every morning at quarter till nine, better believe it. All right. It will be nine o'clock tomorrow morning, Ladies and Gentlemen. We've just got a few more pieces of paper to clear up here and run -- run the Special Session out, so -- have a good evening. We're just not quite an hour late. Committee Report.

SECRETARY HAWKER:

Senators Demuzio and D'Arco, Co-chairmen of the Committee on the Assignment of Bills, reports the assignment of the following House Bills to committee: Elementary and Secondary Education - House Bills 98, 104, 215, 266, 572, 780 and 1230; Energy and Environment - House Bills -- pardon me, 69, 164, 293, 990, 1850, 2491 and 2643; Executive - House Bills 899, 1091, 1243, 1571, 2309 and 2385; Finance - House Bills 1488 and 2118; Insurance, Pensions

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and Licensed Activities - House Bills 1487 and 1857; Judiciary I - House Bills 859, 2110 and 2410; Judiciary II - House Bills 1225, 1668 and 2206; Labor - House Bill 2017; Public Health, Welfare and Corrections - House Bills 1797 and 2413; Revenue - House Bills 298, 406, 516, 931, 1105, 1166, 1429, 2138 and 2579; State Government Organization and Administration - House Bills; 738, 1186 and 2422; and Transportation - House Bill 1497.

PRESIDENT ROCK:

Further business to come before the Senate? Any announcements? If not, Senator -- yes, I'm sorry. Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I'd ask that the record would indicate that Senator Hudson left early this afternoon - his wife is going to be operated on tomorrow.

PRESIDENT ROCK:

The record will so reflect. Further business to come before the Senate? If not, Senator Berman moves the Senate stand adjourned until -- Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, I meant to say so earlier. Our latent good friend, retired Senator Peter Miller, passed away last night. The funeral is Saturday and the wake is tomorrow night at the Oaks - I believe it's in Itasca - from five to nine.

PRESIDENT ROCK:

Thank you. No further business, Senator Berman moves the Senate stand adjourned till Thursday, May 23rd. Thursday morning - tomorrow morning - nine o'clock. Nine o'clock sharp, Ladies and Gentlemen. Have a good evening.

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