

STATE OF ILLINOIS
87th GENERAL ASSEMBLY
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126th Legislative Day

June 26, 1992

PRESIDENT ROCK:

The hour of eleven having arrived, the Senate will please come to order. Will the Members be at their desks, and will our guests in the gallery please rise. Prayer this morning by Father Thomas Succarotte, Nativity of the Virgin Mary Orthodox Church, Madison, Illinois. Father.

FATHER THOMAS SUCCAROTTE:

(Prayer by Father Thomas Succarotte)

SENATOR VADALABENE:

We have some very important people from Italy here this morning, and Father Succarotte is going to introduce our special guests. Father Succarotte.

FATHER THOMAS SUCCAROTTE:

(Introduction of special guests)

PRESIDENT ROCK:

Messages from the House. I'm sorry. Madam Secretary, Reading of the Journal. Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move that reading and approval of the Journals of Wednesday, June 17th; Thursday, June 18th; Friday, June 19th; Monday, June 22nd; Tuesday, June the 23rd; Wednesday, June the 24th; and Thursday, June the 25th, in the year 1992, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

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

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the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Joint Resolution 91.

It is substantive.

I have a like Message on House Joint Resolution 108.

They were both adopted by the House, June 25, 1992.

PRESIDENT ROCK:

Executive.

SECRETARY HAWKER:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate to wit:

House Joint Resolution 156.

Adopted by the House, June 25, 1992. It is also substantive.

PRESIDENT ROCK:

All right. With leave of the Body, we'll also put that one on the Secretary's Desk. That's an extension of a reporting date. Messages from the House.

SECRETARY HAWKER:

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

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

Senate Bill 963, together with House Amendments 1, 3, 6 and 8.

I have like Messages on:

Senate Bill 1516 with House Amendment 1;

Senate Bill 1526 with House Amendments 1, 2, 5 and 7;

Senate Bill 1606 with House Amendments 1, 2, 4 and 5;

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Senate Bill 1625 with House Amendments 1, 2 and 9;
Senate Bill 1655 with House Amendment 1;
Senate Bill 1657 with House Amendment 1;
Senate Bill 1662 with House Amendments 1, 2 and 3;
Senate Bill 1692 with House Amendment 1;
Senate Bill 1722 with House Amendments 1, 2, 3 and 5;
Senate Bill 1736 with House Amendment 1;
Senate Bill 1749 with House Amendments 2 and 3;
Senate Bill 1769 with House Amendments 1, 2, 3, 4, 7, 8

and 9;

Senate Bill 1772 with House Amendments 1, 3 and 6;
Senate Bill 1796 with House Amendment 1;
Senate Bill 1823 with House Amendment 1;
Senate Bill 1909 with House Amendments 1, 2 and 3;
Senate Bill 1912 with House Amendments 1 and 2;
Senate Bill 1931 with House Amendments 2, 3, 4 and 6;
Senate Bill 1941 with House Amendments 1, 2 and 3;
Senate Bill 1986 with House Amendments 1, 2, 3, 4 --

pardon me -- 1, 2, 3, 5, 6, 7, 9 and 11;

Senate Bill 1988 with House Amendments 1, 2, 3, 7, 8, 9
and 11;

Senate Bill 2039 with House Amendment 1;

Senate Bill 2131 with House Amendments 1, 2 and 4;

And Senate Bill 2163 with -- with House Amendments 1, 2
and 4.

Passed the House, as amended, June 25, 1992.

PRESIDENT ROCK:

Those bills will be placed on the Order of Secretary's Desk, Concurrence, and I have asked -- for the benefit of the Membership, I've asked the Secretary to prepare a Supplemental Calendar, so that we can hopefully deal with those later today. Ladies and Gentlemen, if I can have your attention, we have on the

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Calendar before us roughly seventy bills on the Order of Concurrence with varying numbers of House amendments. The Supplemental will contain another twenty-four. We will be dealing today with those bills that have been ruled exempt. Now I am aware that there are some bills that have come back from the House that have not been ruled exempt. And I would suggest to those sponsors if they wish to pursue them, that a motion be filed, and we will deal with those motions on Monday. In the meantime, we will deal with those bills that have been ruled exempt, and there are ninety-four of those facing us. It is the Chair's hope that we will go through all ninety-four bills and that will conclude our business for today. Tomorrow we will start at nine o'clock in the morning, and then again on Sunday at 6:00 p.m. in the evening. All right. Ladies and Gentlemen, it is fifty-five minutes after the appointed hour to start. WCIA-TV and WAND-TV have requested permission to videotape, as has the Gentleman from the Paris Beacon News -- has requested permission to shoot some photographs. Without objection, leave is granted. We will begin on the Order of Secretary's Desk, Concurrence. There are, between the regular and the Supplemental Calendar, ninety-four matters. We will go through from one to ninety-four and quit for the day. I would ask the Members to please be alert that Senators Demuzio, Jones, Topinka, del Valle, Luft, Luft, Woodyard, Berman and Fawell to lead off. If you'll turn to page 20 on the Calendar on the Order of Secretary's Desk, Concurrence. On the Order of Secretary's Desk, Concurrence, is Senate Bill 969, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1, 4, 6 and 7 to Senate Bill 969.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

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

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Amendments 1, 4, 6, 7, and a committee of conference be requested.

PRESIDENT ROCK:

Senator Demuzio has moved to non-concur in House Amendments 1, 4, 6 and 7 to Senate Bill 969. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1468. Senator Jones. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 9 to Senate Bill 1468.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Thank you, Mr. President, Members of the Senate. I move that the Senate concur in House Amendment No. 1 to -- No. 9 to -- to Senate Bill 1468. And what Amendment No. 9 does is it clarifies that a licensed naprapath who is not licensed as a physical therapist may not hold himself or herself out as a qualified provider of physical therapy or psychophysical therapy <sic> (physiotherapy). And I move its adoption.

PRESIDENT ROCK:

Senator Jones has moved concurrence in House Amendment No. 9 to Senate Bill 1468. This is final action. Is there any discussion? Senator Davidson.

SENATOR DAVIDSON:

Would the sponsor yield for a question?

PRESIDENT ROCK:

Indicates he will yield, Senator Davidson.

SENATOR DAVIDSON:

Senator Jones, my understanding is the naprapaths have testified they do not manipulate the bone structures of the body, and that this law would not allow them to do so. Is that correct?

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Senator Jones.

SENATOR JONES:

You're absolutely correct.

PRESIDENT ROCK:

Senator Davidson.

SENATOR DAVIDSON:

Second question: Although this Act would give naprapaths the right to manipulate connective tissues, nothing in it would prevent medical doctors, osteopaths or chiropractors from manipulating connective tissue or performing any of the other functions according to naprapaths. Is that correct?

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

You are correct.

PRESIDENT ROCK:

Senator Davidson.

SENATOR DAVIDSON:

Finally: This Act would allow naprapaths to treat someone only on a documented referral and diagnosis from a licensed physician, dentist or podiatrist. Is that correct?

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Yes, you're correct.

PRESIDENT ROCK:

Senator Davidson.

SENATOR DAVIDSON:

Thank you. I -- I don't know whether I'll have any conflict or not, but I will vote for the bill.

PRESIDENT ROCK:

Further discussion? If not, the question is, shall the Senate

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concur in House Amendment No. 9 to Senate Bill 1468. 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, the Ayes are 54, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 9 to Senate Bill 1468, and the bill, having received the required constitutional majority, is declared passed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...(machine cutoff)...1490. 1508. Madam Secretary, 1508, Senate Bill.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 1508.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I would move to non-concur in House Amendments 1 and 2 to Senate Bill 1508, and request a conference committee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Rock has moved to non-concur with House Amendments 1 and 2 to Senate Bill 1508. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1511, Madam Secretary, please. Senate Bill.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 1511.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. I move to concur with House Amendment 1 and 2. The first amendment deleted everything. The second amendment put in the new provisions of the bill. The only

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difference between this amendment and the original bill is that the amendment does not contain the provision requiring the Department to provide complaint information about specific schools. The amendment now just requires the summary of complaints for all schools affected. I move the adoption of this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 1511. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57 -- 58, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 1511, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1518. Senator Luft. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 2 to Senate Bill 1518.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I'd move to non-concur in House Amendment No. 2 to Senate Bill 1518.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Luft has moved to non-concur with House Amendment 2 to Senate Bill 1518. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Top of page 21. Senate Bill 1531. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1531.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I would ask that the Senate concur in House Amendment No. 1 to Senate Bill 1531. The amendment deleted that requirement that a film investment must be approved by the Arts Council. That was thrown in in the Senate and apparently the House chose not to go that path, so I'll ask that we concur in House Amendment No. 1 to Senate Bill 1531.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Fawell.

SENATOR FAWELL:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield, Senator Fawell.

SENATOR FAWELL:

According to our analysis, it says current law prohibits IFA to -- IDFA -- whatever it is - I-D-F-A - from providing more than thirty-five percent of the financing for a single film project and that this language is deleted. Do we have any kind of a cap at all on what they can finance under this bill?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Are we dealing with the whole bill now, or the concurrence in the amendment? The amendment simply eliminates the Arts Council for consideration, and that's what I'm concurring in. Do I now answer questions on the full bill also?

PRESIDING OFFICER: (SENATOR DEMUZIO)

I suspect that under tradition, we have...

SENATOR LUFT:

Would she repeat her question, please?

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell.

SENATOR FAWELL:

Well, I'm sorry, Senator, that, you know, I'm taking your time, but what our analysis says is under House amendment, that the current law prohibits IDFA from providing more than thirty-five percent of financing a single film project. This language is deleted under that House amendment. My question is, are we putting any kind of a cap on how much money the State is going to advance to finance films? I mean, are we going to get to the point we're going to be financing films a hundred percent? That's my question.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

That language is deleted, and that should answer your question. Apparently someone has decided that there should not be a cap on financing films.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the -- Senator Luft has moved to concur with House Amendment No. 1 to Senate Bill 1531. All in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 39, the Nays are 16, none voting Present. Senate does concur with House Amendment No. 1 to Senate Bill 1531, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1550, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1550.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Woodyard.

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SENATOR WOODYARD:

Are we on 1550?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Yes. 1550. Do you want that one called?

SENATOR WOODYARD:

Yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Woodyard.

SENATOR WOODYARD:

I would move to concur with the House amendment on Senate Bill 1550. It's purely technical.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Now you got it. Is there discussion? If not, Senator Woodyard -- the question is, shall the Senate concur with House Amendment 1 to Senate Bill 1550. All in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none. The Senate does concur with House Amendment 1 to Senate Bill 1550, and the bill, having received the required constitutional majority, is declared passed. 1554. Senator Berman. Madam Secretary, 1554.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1554.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman. Senator Berman wishes to non-concur. Senator Berman.

SENATOR BERMAN:

Thank you. I move that we non-concur in House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Berman has moved that the Senate non-concur with House Amendment No. 1 to Senate Bill 1554.

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Discussion? If not, those in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. Motion carries, and the Secretary shall so inform the House. Senate Bill 1555. Senator Fawell. Madam Secretary, 1555.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 1555.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell.

SENATOR FAWELL:

I ask for concurrence in House Amendment 1 and 2. It brings the bill into conformance with the House -- the House bill that we passed out of the Senate with no No votes. For purposes of legislative intent, I would like to add something. The denial of bail provisions in this bill are based upon the Illinois Supreme Court decision of Hemingway vs. Elrod. The bill sets forth procedures to use the inherent power of the court to deny bail, if necessary, to prevent the fulfillment of the threat against the victim of stalking or aggravated stalking. I would ask for your concurrence.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 1555. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 1555, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1556, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1556.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. During the course of this semester we attempted to pass two constitutional amendments concerning unfunded State mandates. We were not successful in that attempt. The House has added an amendment to Senate Bill 1556 which tries to give the public a -- a vote on how they would like to address mandates. So what they've done is to require with this amendment that an advisory question be submitted to the voters in the 1992 general election, and I'll read you the language. It says, "Should the Illinois General Assembly, in order to stop increasing property taxes due to unfunded mandates on local government, approve a resolution for a State Constitution Amendment prohibiting the General Assembly and the Governor from adopting new unfunded State mandates that impose additional costs on units of local government?" I would attempt to answer any questions; otherwise, I move to concur in House Amendment No. 1 to Senate Bill 1556.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? Senator Weaver.

SENATOR WEAVER:

Question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Weaver.

SENATOR WEAVER:

Senator Luft, are we also going to propose, as we do other constitutional amendments, pro and cons to try to educate the electorate as to what mandates really are? Or are we just going to leave it up to the press and -- and the media to try to educate the public?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

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SENATOR LUFT:

I don't think this amendment requires, as a constitutional amendment would, that the Secretary of State do the educating, as they do on a constitutional amendment. My assumption would be that everybody would be on their own in their attempt to try to educate the public.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Luft may close.

SENATOR LUFT:

I would move to concur, Mr. President, in House Amendment No. 1, Senate Bill 1556.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall the Senate concur with House Amendment 1 to Senate Bill 1556. 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 50, the Nays are 4, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 1556, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1567. Senator Cullerton. 1615. Senator Raica. Madam Secretary, Senate Bill 1615.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 1615.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move to concur in House Amendment No. 1 and non-concur in House Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator, we can do that. All right. You want to repeat

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your motion then, sir?

SENATOR RAICA:

Hello. Yes, Mr. President, I move to concur in House Amendment No. 1, and then I wish to non-concur in House Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Cullerton.

SENATOR CULLERTON:

Well, could -- could you just explain what the -- this could be final passage, so could you explain what the bill does? Could be.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you. House Amendment No. 1, Senator Cullerton, is the -- requires the court to provide information on the availability of HIV testing and counseling at the DPH facility to all parties to whom the results of the testing are revealed. I guess that was agreed to in the House with no problem. Everybody signed off on it. I guess the problem with House Amendment No. 2 is it changes the language of the bill, and it relates to the disclosure of HIV test results after the conviction of the defendant. It provides that the State's attorney must show a compelling need, and I guess the term "compelling need" arises some fears in this Chamber, I guess. The opposition is not there. It's here. If you want to try running with it, John, but I don't think -- I think we're going to have a problem with it, if we do.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Cullerton.

SENATOR CULLERTON:

No, that's fine. I just wanted to know, do you know whether or not the House sponsor is going to recede from the amendment, or

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go to a conference committee?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

I'm assuming at this time it's going to go to conference committee, it's my understanding.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Cullerton? All right. Further discussion? Well, Senator Raica has moved to concur with House Amendment 1 to Senate Bill 1567. 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 53 -- 53 voting Aye, none voting Nay, none voting Present. The Senate does concur with House Amendment No. 1. Now Senator Raica has moved to non-concur with House Amendment No. 2. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. Motion carries, and the Secretary shall so inform the House. Senate Bill 1615, Senator Raica. I beg your pardon. That was 1615. Senate Bill 1622. Topinka. I'm sorry. 1622.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1622.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President. I would ask that we non-concur with House Amendment No. 1 and that a conference committee be formed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka has moved that the Senate non-concur with House Amendment No. 1 to Senate Bill 1622. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so

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inform the House. Senate Bill 1635. Senator Macdonald. 1640.
Senator Cullerton. Madam Secretary, Senate Bill 1640.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 1640.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President and Members of the Senate. I move to concur with House Amendments No. 1 and 2 on Senate Bill 1640. You may recall we had some discussion about this bill. It deals with encouraging Braille to be taught to visually impaired students, and we had a provision in the bill that dealt with the issue of requiring the publishers of books to make the Braille books available on computers diskettes in the ASCII code, which is the American Standard Code for Information Interchange. So I -- I promised the Senators that I would work out an agreement, if necessary, in order not to work a hardship on the publishers, and we did that by meeting with the State Board -- State Board of Education, Alice Post at the Vision Impaired Center, Illinois Council of the Blind, also consulted with Dave Andrews from the International Center for Braille Technology, and Dave Bice at the American Printing House. We worked out this amendment, and what it says is that they shall provide these computer diskettes in the ASCII code. They have ninety days to do that after requested. They -- however, if they need -- the child needs to get a book in Braille sooner, they -- they shall make a copy of the textbook with copyright permission furnished to the publisher to the State Board of Education within fifteen days. That way they -- they can then take the book and make copies from it, via computer. The other major change in Amendment No. 1 was to say that not all books had to have this in ASCII, just the ones that the State Board of Education ask for. So with that, I believe it's an

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agreed bill, supported by the Illinois Federation for the Blind, and I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, Senator Cullerton has moved that the Senate concur with House Amendments 1 and 2 to Senate Bill 1640. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 1640, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1650. Senator Jones. Madam Secretary, 1650.

SECRETARY HAWKER:

House Amendments 1 and 3 to Senate Bill 1650.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. I move that the Senate non-concur in House Amendments No. 1 and 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones has moved that the -- moved to non-concur with House Amendments 1 and 3 to Senate Bill 1650. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 1665. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1665.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

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

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I move that we non-concur in House Amendment 1 to Senate Bill 1665.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs has moved to non-concur with House Amendment 1 to Senate Bill 1655 <sic> (1665). Discussion? If not, those in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Page 22. Senate Bill 1667. Senator Leverenz. 1713. Senator Philip. Senator Philip, 1713? 1717. Senator Collins. Madam Secretary, Senate Bill 1717.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1717.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins.

SENATOR COLLINS:

Yes. Thank you, Mr. President and Members of the Senate. I move to non-concur with House Amendment 1 to Senate Bill 1717.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins has moved to non-concur with House Amendment 1 to Senate Bill 1717. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 1750. Senator Woodyard. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 1750.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President, Members of the Senate. I would move to concur in House Amendments 1 and 2. This is the bill that became the vehicle for the agreement between the Fertilizer Chemical Dealers' Association and that industry in agriculture, as

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well as the Environmental Council, IEPA, Department of Agriculture, Governor's Office, and God, I think everybody else in the State that had any interest in the Groundwater Protection Act. Basically the bill and the amendments put into place the -- the agreement, which is to extend, for a period of one year, the implementation of the groundwater monitoring, also to be able to retain the fees presently being levied against the fertilizer plants for at least one more year. And quite frankly, next spring - in the spring of 1993 - we will be addressing the clean-up problems of the chemical fertilizer dealer plants when we have the assessments done. And so I would move for concurrence.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? 1 and 2, Senator Woodyard? Senator Woodyard -- discussion? If not, then the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 1750. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none voting -- 1 voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 1750, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1754, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1754.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I move to concur with House Amendment No. 1, which simply removes provisions authorizing the transfer of unexpired time on a boat or snowmobile certificate of identification and the fee for the transfer. I move its -- move for a favorable vote.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 1754. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 1754, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 1763, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 1763.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and Members. This bill left the Senate as a -- requiring the imposition of an additional hundred-dollar fine on certain sexual abuse offenses. The House Amendment No. 1 adds to the crime of criminal neglect of an elderly or disabled person to include abandoning the elderly or disabled person. And I would move to concur with House Amendment No. 1, and I would also move to non-concur with House Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Mahar has moved to concur with House Amendment 1. Is there discussion? Question is, shall the Senate concur with House Amendment 1 to Senate Bill 1763. All in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none voting Present. Senator Mahar now moves to non-concur with House Amendment No. 2 to Senate Bill 1763.

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Discussion? If not, those in favor to non-concur with House Amendment No. 2 will indicate by saying Aye. Opposed, Nay. The Ayes have it. Motion carries, and the Secretary shall so inform the House. Senate Bill 1768. Senator Welch. Madam Secretary, Senate Bill 1768.

SECRETARY HAWKER:

House Amendments 1, 3, 6 and 7 to Senate Bill 1768.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This bill created a Task Force to study used batteries and how to dispose of them. The House added four amendments, which I would ask that the Senate concur in. Amendment No. 1 requires that Battery Task Force to evaluate the feasibility of a reverse distribution system for battery collection, requiring the Task Force to review existing battery management and collection. The second amendment, Amendment No. 3, says that persons selling tires at retail do not have to collect a fee of one dollar for reprocessed tires, which are your retreaded tires. Since those basically don't go to a landfill, the tire is reused. So you don't have to pay a dollar fee for a retreaded tire. Amendment No. 6 amends the Solid Waste Planning and Recycling Act concerning quantity-based fees. This is a bill that we passed out of the Senate separately as House Bill 4027, just this past week on a 50 to 1 roll call. The bill encourages a two-part pricing system, which involves charging a basic fee for the first container of garbage you set out at the curb, to cover the fixed cost of the city or whoever is collecting the fee, and a lower fee for each additional bag set out. The pricing structure is designed to reduce the incentive to illegally dump waste, by holding down the price per container bag beyond the initial price everyone would have to pay. This has alleviated some of the

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concern of the initial opponents to the bill. The waste industry, as I understand it, is now neutral on this provision. And final amendment amends the -- the tire Act - the dollar-per-new-tire Act - by saying that new car dealers do not have to pay the one-dollar tire tax for new tires; rather, that is to be collected by the Department of Revenue from their suppliers. I'd be glad to answer any questions.

PRESIDENT ROCK:

All right. The Gentleman has moved concurrence in those four House amendments. Is there any discussion? If not, the question is, shall the Senate concur in House Amendments 1, 3, 6 and 7 -- I'm sorry -- Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. The Revenue Department has objection to Amendment No. 7. Were you aware of that, Senator Welch?

PRESIDENT ROCK:

Senator Welch.

SENATOR WELCH:

Yes, they -- they told me that they would rather collect the dollar fee from the new car dealer, as opposed to collecting it from the supplier. However, my feeling is that the dollar will be collected from one of the two parties, and I didn't want to throw this into a conference committee.

PRESIDENT ROCK:

Senator Macdonald.

SENATOR MACDONALD:

Well, the whole -- you know, the Revenue Department's argument is a fairly good one. I don't want to send this to a conference committee if that's your wish, Senator, but they -- they certainly have, I think, a valid point in -- in their objections, and I -- you know, I just would point out that -- to the Members that there is objection from the Revenue Department on Amendment No. 7.

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PRESIDENT ROCK:

Further discussion? If not, the question is, shall the Senate concur in House Amendments 1 -- Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. Unfortunately, the City of Chicago feels that the two pilot programs would be detrimental to their normal operation, and they asked if the sponsor could hold this and see if we could work out - maybe in a conference committee - language that would be acceptable between the City of Chicago and the sponsor's intent. And I was just informed about that about a half hour ago, Pat, and I didn't get a chance to get over and talk to you.

PRESIDENT ROCK:

Further discussion? Senator Alexander.

SENATOR ALEXANDER:

I'm sorry, Mr. President, and to the General Assembly: I rise on a point of personal privilege.

PRESIDENT ROCK:

All right. State your point.

SENATOR ALEXANDER:

I have in the gallery right behind me some members from the Twentieth Ward who've come down to watch the final days of our Session, and I desire that this Body would recognize their presence. They'll be here for the weekend with us. Thank you.

PRESIDENT ROCK:

Will our guests please stand and be recognized. Welcome to Springfield. Senator Welch, what's your pleasure?

SENATOR WELCH:

Mr. President, if I could change my motion and concur in only the first two amendments and non-concur in the last two and send it to a conference committee, that is what I would like to do.

PRESIDENT ROCK:

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Well, the simple way is just non-concur in the whole bunch and send it all back.

SENATOR WELCH:

I was hoping to pass those two amendments, so they remain with the bill.

PRESIDENT ROCK:

All right. That motion is in order.

SENATOR WELCH:

Okay.

PRESIDENT ROCK:

The Gentleman has moved to concur in House Amendments...

SENATOR WELCH:

1 and 3.

PRESIDENT ROCK:

...1 and 3 to Senate Bill 1768. Those in favor will vote Aye. Opposed, vote Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, 1 voting Present. The Senate does concur in House Amendments 1 and 3 to Senate Bill 1768. Senator Welch now moves to non-concur in House Amendments 6 and 7 to Senate Bill 1768. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1770. Senator Lechowicz. 1771. Senator Jones. Madam Secretary, 1771.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1771.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Thank you, Mr. President. I move the Senate non-concur in House Amendment No. 1 to Senate Bill 1771.

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PRESIDENT ROCK:

Senator Jones has moved to non-concur in House Amendment No. 1 to Senate Bill 1771. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1773. Senator Thomas Dunn. 1783. Senator Topinka. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1783.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President, I would ask that we non-concur with House Amendment No. 1, and seek a conference committee.

PRESIDENT ROCK:

Senator Topinka has moved to non-concur in House Amendment No. 1 to Senate Bill 1783. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Top of page 23. 1803. Senator Marovitz. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1803.

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, Mr. President and Members of the Senate. I would move that the Senate not concur with House Amendment No. 1 to Senate Bill 1803.

PRESIDENT ROCK:

Senator Marovitz has moved that the Senate non-concur in House Amendment No. 1 to Senate Bill 1803. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 1831.

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Senator Lechowicz. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1831.

PRESIDENT ROCK:

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. I move that the Senate do not concur in House Amendment No. 1, and ask for a conference committee be...

PRESIDENT ROCK:

Senator Lechowicz has moved to non-concur in House Amendment No. 1 to Senate Bill 1831. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 1889. Senator Hall. 1902. Senator Mahar. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1902.

PRESIDENT ROCK:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and Members. This is an administration bill from DASA. House Amendment No. 1 deletes the repeal of Article VIII <sic> (VII) of the Alcohol and Other Drug Dependency Act, which is the Section which creates the Illinois Addictions Research Institute. This is acceptable with the Department, and I would move to concur with House Amendment No. 1 to Senate Bill 1902.

PRESIDENT ROCK:

All right. The Gentleman has moved concurrence in House Amendment No. 1 to Senate Bill 1902. Discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1902. Those in favor will vote Aye. Opposed, vote

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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, the Ayes are 57, the Nays are none <sic> (1), 1 -- none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1902, and the bill, having received the required constitutional majority, is declared passed. 1903. Senator Donahue. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1903.

PRESIDENT ROCK:

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. I would move that we non-concur in House Amendment No. 1 to Senate Bill 1903, and send it back to the House.

PRESIDENT ROCK:

Senator Donahue has moved to non-concur in House Amendment No. 1 to Senate Bill 1903. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1904. Senator Davidson. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1, 2, 4 -- 1, 2, 4 and 5 to Senate Bill 1904.

PRESIDENT ROCK:

Senator Davidson.

SENATOR DAVIDSON:

Mr. President, I move we non-concur in House Amendments 1, 2, 4 and 5 to Senate Bill 1904.

PRESIDENT ROCK:

Gentleman has moved -- Senator Davidson moves to non-concur in House Amendments 1, 2, 4 and 5 to Senate Bill 1904. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The

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motion carries, and the Secretary shall so inform the House.
1923. Senator Jones. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1923.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

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

PRESIDENT ROCK:

Gentleman -- Senator Jones has moved to non-concur in House
Amendment No. 1 to Senate Bill 1923. All in favor, indicate by
saying Aye. Opposed, Nay. The Ayes have it. The motion carries,
and the Secretary shall so inform the House. 1939. 1950.
Senator Donahue. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1950.

PRESIDENT ROCK:

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. I would move that we concur in
House Amendment No. 1 to Senate Bill 1950. And very briefly, what
it does, Amendment No. 1 amends the Illinois Pull Tabs and Jar
Games Acts and the Charitable Games Acts -- to provide any local
fraternal mutual benefit organization chartered at least forty
years prior to application may be eligible for license under this
Act. It's a constituent's involved with this. And another one is
the Charitable Games Act is further amended to extend permissible
gaming hours from charitable games by two hours - from midnight
to 2:00 a.m. A couple of other things that -- are involved in
this, and I would move that we concur in Senate Bill 1950.

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All right. Senator Donahue has moved concurrence in House Amendment No. 1 to Senate Bill 1950. Is there any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1950. Those in favor will vote Aye. Opposed, vote Nay. And the voting's open. All voted who wish? Have all voted who wish? Have all voted who wish? All voted who wish? Take the record. On that question, there are 52 Ayes, 6 Nays, none voting Present. Senate does concur in House Amendment No. 1 to Senate Bill 1950, and the bill, having received the required constitutional majority, is declared passed. 1955. Senator Woodyard. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1, 2 and 3 to Senate Bill 1955.

PRESIDENT ROCK:

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. Senate Bill 1955 left the Senate as the Habitat Stamp Bill, also -- and it also created the Habitat Endowment Fund. I would move to concur with the three amendments added by the House. These amendments -- No. 1 deals with the bow-hunting season and -- and turkey permits. That was a separate bill that we sent over to the House unanimously. They have added that back into this habitat bill. Amendment No. 2 was a purely technical amendment requested by the Joint Committee on Administrative Rules. And Amendment No. 3 changed the formula somewhat by which the Illinois Trappers' Association would be able to spend the money coming to them from the Habitat Endowment Fund.

PRESIDENT ROCK:

All right. The Gentleman has moved concurrence in House Amendments 1, 2 and 3 to Senate Bill 1955. Discussion? If not, the question is, shall the Senate concur in House Amendments 1, 2

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and 3 to Senate Bill 1955. Those in favor will vote Aye. Opposed, vote Nay. And the voting's open. All voted who wish? Have all voted who wish? Have all voted who wish? All voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. Senate does concur in House Amendments 1, 2 and 3 to Senate Bill 1955, and the bill, having received the required constitutional majority, is declared passed. 1956. Senator Rigney. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1, 4 and 5 to Senate Bill 1956.

PRESIDENT ROCK:

Senator Rigney. Rigney. Thank you.

SENATOR RIGNEY:

Mr. President, I'm going to move that we do concur in the three amendments that were added in the House on 1956. It started out as a Department of Revenue clean-up bill, and all three amendments that were added on are basically within that same frame of being Revenue clean-up bills. First of all, the first amendment deals with the Liquor Control Act, and it extends the protest period from twenty to sixty days. Amendment No. 4 is dealing with bulk users of motor fuel and just makes some minor changes there. And I will quickly point out that no one is getting any further tax breaks out of this. It's just merely clean-up kind of language. No. 5 will allow us to capture for the Department of Revenue, apparently, a two-percent fee to which we are entitled to for collecting the taxes for McCormick Place.

PRESIDENT ROCK:

All right. Senator Rigney has -- has moved concurrence in Amendments No. 1, 4 and 5 to Senate Bill 1956. Discussion? Senator DeAngelis.

SENATOR DeANGELIS:

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

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PRESIDENT ROCK:

Sponsor indicates he'll yield, Senator DeAngelis.

SENATOR DeANGELIS:

Senator Rigney, is there any type of welfare program for farmers in here?

PRESIDENT ROCK:

Senator Rigney.

SENATOR RIGNEY:

Senator DeAngelis, now if you had been paying attention like a good Senator should have been, you would have heard me say that there were no tax breaks of any kind for any group, let alone the farmers. Far be it from me to propose anything like that.

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Well, the reason that I asked the question is your adamant denial up front without being asked, and I want to commend you that this is probably the first bill you've passed or introduced, since you've been down here, that didn't have that in it. So, maybe in leaving you got a little religion.

PRESIDENT ROCK:

Question is, shall the Senate concur in House Amendments 1, 4 and 5 to Senate Bill 1956. Those in favor will 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 59 Ayes, no Nays, none voting Present. The Senate does concur in House Amendments 1, 4 and 5 to Senate Bill 1956, and the bill, having received the required constitutional majority, is declared passed. 1965. Senator Palmer. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1 and 3 to Senate Bill 1965.

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PRESIDENT ROCK:

Senator Palmer.

SENATOR PALMER:

Thank you, Mr. President and Members of the Senate. I move concur with Amendments 1 and 3 of House -- of Senate Bill 1965. The first amendment was House Bill 4079, which we passed out of the Senate handily. It was a bill that had left committee on the Agreed Bill List. The Department of Public Health supports the amendment. And Amendment No. 3 was recommended by the Department of Public Health. It amends the Nursing Home Act and the Tanning Facility Permit Act to require that the ten-thousand-dollar fine apply to a Type A violation when serious or mental or physical, rather than great bodily harm, occurs. And the fines collected by DPH shall be deposited into the Tanning Facility Permit Fund.

PRESIDENT ROCK:

All right. The Lady has moved concurrence in House Amendments 1 and 3 to Senate Bill 1965. Discussion? Senator Watson.

SENATOR WATSON:

All right. Just a question of the sponsor, I guess. I see these two amendments - 1 and 3 - and I'd like to ask the sponsor a question.

PRESIDENT ROCK:

Indicates she will yield, Senator Watson.

SENATOR WATSON:

Yes. Thank you, Mr. President. Ten-thousand-dollar fine on nursing homes who commit a Type A violation causing great bodily harm to a resident. Would you explain what a Type A violation is? And then also, be a little more detailed on this tanning facility. A ten-thousand-dollar fine to some tanning facilities? Would -- would you elaborate on that, please?

PRESIDENT ROCK:

All right. Ladies and Gentlemen, can I ask the staff to take

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the conferences off the Floor, again? Senator Palmer.

SENATOR PALMER:

I'm sorry, Mr. President, I couldn't hear him very well. I think he...

PRESIDENT ROCK:

You are quite correct. Senator Watson, would you mind repeating the question?

SENATOR WATSON:

No, not at all. It just says here on House Amendment 1 and House Amendment 3, that there's a ten-thousand-dollar fine on a nursing home who commits a Type A violation. And I -- first question was, what is a Type A violation? And elaborate on what maybe the current penalties are and what we're expanding to, and then explain why we want to create a ten-thousand-dollar fine on some tanning facility for a Type A violation.

PRESIDENT ROCK:

Senator Palmer.

SENATOR PALMER:

I think there's a misunderstanding, Senator Watson. A Type A violation is one which creates a condition or occurrence relating to the operation and maintenance of a facility, presenting a substantial probability that death or serious mental or physical harm to a resident will result. Current law establishes the same penalty for conditions which may present a probability of harm and for actions that result in serious harm or death of residents. The purpose of House Amendment No. 1 is to differentiate between the administrative fines for Type A violations which threaten harm to residents, and those which actually cause harm. And may I just remind you, this already passed out of the Senate as House Bill 4079, which left committee on the Agreed Bill List and passed out of the Senate with no opposition.

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Further discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 3 to Senate Bill 1965. Those in favor will vote Aye. Opposed, vote Nay. And the voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 53 Ayes, 3 Nays, none voting Present. The Senate does concur in House Amendments 1 and 3 to Senate Bill 1965, and the bill, having received the required constitutional majority, is declared passed. Senator Demuzio, for what purpose do you arise, sir?

SENATOR DEMUZIO:

Well, thank you, Mr. President, Ladies and Gentlemen of the Senate. On a point of personal privilege.

PRESIDENT ROCK:

State your point, please.

SENATOR DEMUZIO:

We have some very special guests visiting with us today in the Senate. Seated on my right, next to my seatmate, Senator Di Turi, is his mother, Rose; his father, Guy; his daughters, Nicole and Michelle. I'd like the Senate to recognize all of the Di Turi family here.

PRESIDENT ROCK:

Welcome to Springfield.

SENATOR DEMUZIO:

Just -- just what we needed - some more Italians to -- to make up the lack of a quorum that we had in our group this morning.

PRESIDENT ROCK:

All right. We're at the top of page 24, Ladies and Gentlemen. Top of page 24. On the Order of Secretary's Desk, Concurrence, 1979. Senator Hawkinson. 1992. Senator del Valle. 2048. Senator Mahar. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 2048.

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PRESIDENT ROCK:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. I would move to non-concur with House Amendments 1 and 2 to Senate Bill 2048.

PRESIDENT ROCK:

Senator Mahar has moved to non-concur in House Amendments 1 and 2 to Senate Bill 2048. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 2049. Senator Mahar. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 2049.

PRESIDENT ROCK:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. House Amendment No. 1 reworks the original language, which was to allow townships to maintain retention and detention ponds. Prior notification must be given to property owners or homeowners' associations. I would move to concur in House Amendment No. 1, and I would also move to non-concur in House Amendment No. 2.

PRESIDENT ROCK:

All right. The Gentleman has moved that the Senate concur with House Amendment No. 1 to Senate Bill 2049. Discussion on that motion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2049. 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, the Ayes are 52, the Nays are 1, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 2049. Senator Mahar now moves to non-concur

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in House Amendment No. 2 to Senate Bill 2049. Discussion? All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 2051. Senator Lechowicz. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1 and 5 to Senate Bill 2051.

PRESIDENT ROCK:

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move that the Senate do concur in House Amendments No. 1 and 5 on Senate Bill 2051. Amendment No. 5 becomes the bill. It mandates a payment of certain taxes by electronic funds transfer. There are twenty-five states that currently do this, and as you know, this has been worked out between the Treasurer's Office and the Retail Merchants. I know of no opposition.

PRESIDENT ROCK:

All right. The Gentleman has moved concurrence with Amendments Nos. 1 and 5 to Senate Bill 2051. Is there any discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 5 to Senate Bill 2051. Those in favor will 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 56 Ayes, no Nays, none voting Present. The Senate does concur in House Amendments 1 and 5 to Senate Bill 2051, and the bill, having received the required constitutional majority, is declared passed. 2053. Madam Secretary, please. On the Order of Secretary's Desk, Concurrence, Ladies and Gentlemen, middle of page 24, is Senate Bill 2053, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2053.

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PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This was the Comptroller's bill that would consolidate a number of the boards that she had, and House Amendment No. 1 added a provision that authorized persons who teach part-time at any State college or university, that they, in fact, could continue their employment in the Comptroller's Office. Apparently there is a provision in the Statute that says that we have to grant this exemption, and therefore the Comptroller wishes to have this exemption. I would move its -- for concurrence.

PRESIDENT ROCK:

The Gentleman has moved concurrence in Amendment No. 1 to Senate Bill 2053. Is there any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2053. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 2053, and the bill, having received the required constitutional majority, is declared passed. Senator Rea, on 2057. Senator Cullerton, on 2062. Madam Secretary, 2062. Senate Bill 2062.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2062.

PRESIDENT ROCK:

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President and Members of the Senate. I move that the Senate concur in House Amendment No. 1 to Senate Bill 2062. This is really a technical correction. In the bill we call

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for an affidavit -- we allow for someone to file an affidavit to support the nonexistence of the parent and child relationship, and declare that the results of appropriate tests show that there is no reasonable probability that the plaintiff is not the child's parent. We forgot, when we drafted the bill, to put the word "not" in. And that's all this amendment does. I move that we concur with this House amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendments -- No. 1. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On that question, there are 57 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 2062. This bill, having received the constitutional majority, is hereby declared passed. Senate Bill 2068. Senator Jacobs. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2068.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move we non-concur in House Amendment No. 1 of Senate Bill 2068.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jacobs moves to non-concur in House Amendments -- No. 1 to Senate Bill 2068. All those in favor, say Aye. Aye. Opposed. The motion carries, and the Secretary shall so inform the House. Senate Bill 2075. Senator Berman. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 2075.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. There's a technical error in Amendment 1. I move to non-concur in Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman moves to non-concur in House Amendments No. 1 and 2 to Senate Bill 2075. All those in favor, signify by saying Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 2093. Senator Savickas. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House <sic> Bill 2093, with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Savickas, on House Amendment No. 1.

SENATOR SAVICKAS:

Yes. Mr. President, I would move that we non-concur with House Amendment No. 1 and a conference committee be appointed.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Savickas moves to non-concur in House Amendment No. 1 to Senate Bill 2093. All those in favor, signify by saying Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 2097. Senator Savickas. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2097.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Savickas.

SENATOR SAVICKAS:

Mr. President, I would move we non-concur with House Amendment No. 1 and a conference committee be appointed.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Savickas moves to non-concur in House Amendment No. 1 to Senate Bill 2097. All those in favor, signify by saying Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 2100. Senator Luft. Please turn to page 25. Senate Bill 2119. Senator Barkhausen. Senate Bill 2128. Senator Hall. Senator Hall. 2128.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2128.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hall. Senator Hall.

SENATOR HALL:

Just a moment -- I'm sorry, I was -- I wasn't in the spot.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Page 25. Second from the top.

SENATOR HALL:

Just take it out of the record for the time being, sir.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Okay. Senate Bill 2135. Senator Weaver. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2135.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. I'd move that we concur in House Amendment No. 1. What the amendment does is limits this bill to any public university having an elected board of trustees.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2135. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this

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question, there are 51 Ayes, 6 Nays, none recorded as Present. The Senate does concur in House Amendment No. 1 to Senate Bill 2135, and the bill, having received the required constitutional majority, is hereby declared passed. House <sic> Bill 2138. Senator Etheredge. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2138.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President. I move to non-concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge moves to non-concur in House Amendment No. 1 to Senate Bill 2138. All those in favor, signify by saying Aye. Opposed. The motion carries, and the Secretary shall so inform the House. Senate Bill 2139. Senator Weaver. Stan. Senator Weaver. 2139. Please read the bill.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2139.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. I'd move that we concur in House Amendment No. 1. This would provide that sanitary districts acquire municipal waste treatment facilities through intergovernmental agreements, if the municipality wants to transfer the treatments -- the treatment plant. The bill does not require any municipality to transfer a plant, but permits it if both parties agree. Also, the trustees of a sanitary district would have power to collateralize the purchase of large equipment with the equipment itself. This type of transaction is very

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typical in private -- in the private sector, and should be available to sanitary districts. I believe we've taken out most of the controversial parts of this bill as it left the Senate, and I would move concurrence in House Amendment No. 1 to -- Senate Bill 2139.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2139. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 56 Ayes, 3 Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 2139, and this bill, having received the required constitutional majority, is hereby declared passed. House <sic> Bill 2154. Senator Barkhausen. House <sic> Bill 2159. Senator Marovitz. Please read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2159.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, Mr. President and Members of the Senate. I would move that the Senate non-concur in House Amendment No. 1 to Senate Bill 2159.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Marovitz moves to non-concur in House Amendment No. 1 to Senate Bill 2159. All those in favor, say Aye. Opposed. The Ayes have it. And the motion carries, and the Secretary shall so inform the House. Senate Bill 2162. Senator Woodyard. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2162.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. The bill, as we passed it out of here, was the Corporate Franchise Tax Refund Fund in the Secretary of State's Office, and the House amendment simply delays the implementation throughout the bill by seven months, and I would move for concurrence in -- in House Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2162. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 2162, and this bill, having received the constitutional requirement, is declared passed. House <sic> Bill 2167. Senator Davidson. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2167.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and Members of the Senate, I move we concur in House Amendment No. 1 to Senate Bill 2167. The amendment does three things. Provides that the Secretary of State may -- excuse me -- provides that the Secretary of State may require a person to appear at a driver's license facility to correct a license error. If they do not in a reasonable amount of time, it's refusal to do so is grounds for cancellation. Second, authorizes the Secretary of State to terminate a financial responsibility suspension upon

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receipt of notice that the person has filed bankruptcy. Three, adds language that terminates the language -- a license suspension five years after an accident occurring where there has been no action at law for damages. Move that we concur.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2167. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. I'm sorry. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 53 Ayes, 3 Nays, 1 recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 2167. This bill, having received the required constitutional majority, is hereby declared passed. House <sic> Bill 2169. Senator Raica. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2169.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. What the original bill did, it provided that a person convicted of DUI within the last ten years, rather than the last five years, shall not be eligible for supervision. The House added an amendment, House Amendment No. 1, which requires the Secretary of State to report recommendations to the General Assembly by January 1, 1993, regarding the sale and dissemination of information maintained by the Secretary, including the sale list of drivers and vehicle records. I move to concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Demuzio.

SENATOR DEMUZIO:

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

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Let me just...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Excuse me, Senator Demuzio. Senator Luft? Senator Luft?
Senator Demuzio has the Floor. Senator Demuzio.

SENATOR DEMUZIO:

Thank you very much, Mr. President. I -- I'm very appreciative of the fact that you've -- that you've made that notation. Thank you. Senator Raica, let me ask you a question. What under -- under the current law, the Secretary of State is authorized to sell this information to local governments, to the Legislature, to elected officials and et cetera and so forth. What are we doing now that changes the -- is there some guideline change here now that we are prohibiting that information from being given to the General Assembly or to elected officials or -- or why are we doing this? I mean, I really don't understand. Seems to me that the system is working well.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

Well, thank you for that question, Senator Demuzio. It's my understanding that the Secretary of -- the Secretary of State's Office - yeah, the mind's working; the lips are slow, -- but that's okay - wishes to study the matter, because, you know, like if you're a police officer or something and you pull someone over, and -- or you arrest someone, this guy gets out of jail. He can get a list and do all that stuff. So they just want to make sure that this is a good practice. But this doesn't set forth any new guidelines or anything.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Demuzio.

SENATOR DEMUZIO:

Well, as I understand this -- this proposed amendment - and I

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don't have it in front of me - but it just says that the Secretary of State shall make recommendations to us -- by January the 1st. Why don't -- why -- why do they have to have a shell from us to do that? I mean, they can make recommendations to us tomorrow morning if they wanted to. And secondly, it just seems to me that somehow or other, perhaps we are attempting to control now who gets what information and what lists out of the Secretary of State's Office. I mean, I don't understand why we -- why we need this procedure at all, and -- are we prohibiting now State officials from getting this kind of information?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

Well, it's my understanding that this was a Democratic House proposal. So I mean, this is what they wanted, and I really don't have a problem with it. If you do, I'm sure we can talk about it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Demuzio.

SENATOR DEMUZIO:

Well, I was just suggesting to -- to you that the information that is being requested of the Secretary of State's Office is the kind of information that we had requested in the past, and I did not want this to, somehow or other, be a departure from what we are already doing. And both political parties obviously enjoy, as do other individuals, the information from the Secretary of State's Office, and I just didn't want to have it curtailed to anybody, that's all.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

It's -- yes, Senator, thank you. It's my understanding that the Secretary of State really has no problem with this whatsoever,

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and that he just says if the House wants it, you know, that's what we'll do. So I just hope you can go along with it. It's going to be a long afternoon and we can be out of here shortly.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Demuzio.

SENATOR DEMUZIO:

They just explained it to me. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica, to close.

SENATOR RAICA:

Well, I just ask for everyone -- I concur. I just want to move it and get it signed. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2169. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 56 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 2169, and this bill, having received the required constitutional majority, is declared passed. House -- Senate Bill 2170. Senator Mahar. Read the bill, Madam Secretary.

END OF TAPE

TAPE 2

SECRETARY HAWKER:

House Amendment No. 4 to Senate Bill 2170.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. This is part of the Secretary of State's -- or DUI package. It is the -- increases the DUI fines if transporting a person under the age of 16. The House has added an amendment which adds a hundred-dollar fee for the second and subsequent DUI violations. The proceeds will be placed in the county general fund and used to finance DUI education programs. I would move to concur with this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendment No. 1 -- No. 4 to Senate Bill 2170. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 56 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 4 to Senate Bill 2170, and this bill, having received the required constitutional majority, is hereby declared passed. 2176. Senator Welch. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2176.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch.

SENATOR WELCH:

Mr. President, I would move to non-concur in House Amendment No. 1. House Amendment No. 1 was added after I asked the sponsor not to take any amendments. The amendment, were it offered in the Senate, would not have been germane, since it deals with the Telephone Act - the 9-1-1 system. What it does is it applies to a town that overlaps into two counties, and there are two different rates - one for each county, and the sponsor was trying to take care of the problem with my piece of legislation. I would ask

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that we non-concur.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch moves to non-concur in House Amendment No. 1 to Senate Bill 2176. All those in favor, signify by saying Aye. Aye. Opposed. The motion carries, and the Secretary shall so inform the House. Please turn to page 26. Senate Bill 2178. Senator Alexander. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2178.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Alexander.

SENATOR ALEXANDER:

Thank you, Mr. President. I am requesting that this House concur in the House amendment to 2178. What the amendment does, it makes and gives to the person accused of a narcotic charge in a public housing complex a greater leeway with regards to final notice, the hearing date, the filing of the complaint and the continuance date with regards to whether or not that person should be asked or evicted or -- from that public housing. It does extend to them a greater right. I ask your concurrence with this matter.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Welch.

SENATOR WELCH:

I have a question of the sponsor.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Excuse me.

SENATOR WELCH:

Does this only apply to public housing, or does it apply to all cases where a landlord is trying to get a tenant out of the premises for not paying rent?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Welch. I'm sorry. Senator -- Senator Alexander.

SENATOR ALEXANDER:

Thank you so kindly. At present this bill relies and applies only to the public housing situation in Cook County. It is being requested that it be extended Statewide into other avenues, for the benefit of persons who have that problems in their neighborhoods or in their homes, around about.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Welch.

SENATOR WELCH:

I wasn't sure I understood that. I thought I understood it -- this is a Statewide piece of legislation - is that what you're saying?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Alexander.

SENATOR ALEXANDER:

No, Senator Welch. It is not a Statewide piece of legislation. It pertains only to Chicago or Cook County.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Alexander, to close.

SENATOR ALEXANDER:

I only ask that the -- the Senate concur in this piece of legislation.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2178. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 2178. This bill, having received the constitutional majority, is hereby declared passed. Senate Bill 2200. Senator Savickas.

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Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2200.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Savickas.

SENATOR SAVICKAS:

Yes. Mr. President, House Amendment No. 1 would assure that this exemption would not apply to rental cars based at O'Hare and Midway Airports - only to the trucks in which the bill was intended. And I would move concurrence at this point.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? Question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2200. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 2200, and this bill, having received the constitutional majority, is hereby declared passed. Senate Bill 2233. Senator Berman. Senator Berman, 2233? Art? Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2, 3 and 4 and 5 to Senate Bill 2233.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Excuse me. Take it out of the record. Messages from the House.

SECRETARY HAWKER:

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

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

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House Bill 2434, together with House Amendment --
pardon me, with Senate Amendment No. 1.

I have like Messages on:

House Bill 2645 with Senate Amendment No. 1;

House Bill 2730 with Senate Amendment No. 1;

House Bill 3055 with Senate Amendment No. 1;

House Bill 3204 with Senate Amendment No. 1;

And House Bill 3504 with Senate Amendment No. 1.

All non-concurred in by the House, June 26, 1992.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Secretary's Desk, Non-concurrence. I can't hear you.

SECRETARY HAWKER:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Joint Resolution 155.

It is a death resolution.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Consent Calendar. Ladies and Gentlemen, I know that Senator Hall is going to ask leave of the Body to go back to 2128, on page 25. He was in the Chambers, but he just wasn't -- didn't have it available at the time. Is there any objection? Hearing no objection, Senate Bill 2128. Read the bill, Madam Secretary. On page 25 of your Calendar.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 2128.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hall.

SENATOR HALL:

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

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Senate. I want to concur with Senate Bill 2128. This is a -- DCMS shall maintain records of specified transactions for at least five years. This is an Audit Commission legislation. So I'd ask for your most favorable support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2128. 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. On this question, there are 57 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 2128. This bill, having received the constitutional majority, is hereby declared passed. Now if you'll turn to the Supplemental Calendar. It's Supplemental Calendar No. 1, appears House Bill 963, but that was not a -- was not ruled exempt. So we'll start at Senate Bill 1516. Senator Topinka. ...(machine cutoff)...program it in the computer. In a minute - soon as they're ready. Here we go.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1516.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President. I would ask that we non-concur with House Amendment No. 1, and seek a conference committee.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Topinka moves to non-concur in House Amendment No. 1 to Senate Bill 1516. All those in favor, say Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 1526. Senator Welch. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

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House Amendments 1, 2, 5 and 7 to Senate Bill 1526.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would move to concur with House Amendments No. 1, 2, 5 and 7. I would like to explain them for the edification of the Body.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Please proceed.

SENATOR WELCH:

Amendment No. 1 changed the certified energy management technicians, within the school energy conservation bill that we passed out of the Senate, to personnel, because we had a problem deciding who would certify the personnel. So we've changed that Section. The original bonding authority as well, has been deleted from the bill, in House Amendment No. 5. Amendment No. 2 inserts language relating to integrated pest management in schools, also restored by House Amendment No. 5. This is a permissive program concerning pest management in schools. House Amendment No. 5 deleted the bill and restored the deleted provisions amending the Structural Pest Control Act, as well as an article to the School Code relating to school energy conservation and saving measures. And Amendment No. 7 amends the Public Utility Act to exclude vehicles <sic> that sell compressed natural gas for use as a motor vehicle fuel from the definition of public utilities. This bill -- this amendment passed the Senate 56 to nothing, as Amendment No. 2 to Senate Bill 1766, when we had it before us. I would be glad to answer any questions.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

There any discussion? Senator Keats.

SENATOR KEATS:

I think it's fine. Could we just slow down one second? We're

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trying to read a couple things. I think it's fine; we just need -- give us one more minute before you vote, please. We're just trying to read a thing or two here. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

...(machine cutoff)...take up the Dale Carnegie course of speed-reading. Are there -- is there any other discussion?

SENATOR KEATS:

Okay. Yeah. It was the fifty million in bonds. We were trying to see exactly whether it fits in caps, and that's all out. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch, to close.

SENATOR WELCH:

I would just reiterate that the bonding provision is out of the bill, and I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall the Senate concur in House Amendments 1, 2, 5 and 7 to Senate Bill 1526. All those 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. On this question, there is 58 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendments 1, 2, 5 and 7 to Senate Bill 1526, and this bill, having received the constitutional majority, is hereby declared passed. Senate Bill 1606. Senator Kelly. Out of the record. Senate Bill 1625. Senator Geo-Karis. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2 and 9 to Senate Bill 1625.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Geo-Karis.

SENATOR GEO-KARIS:

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

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like to concur with House Amendments 1 and 2, and non-concur with House Amendment No. 9.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady moves that the Senate do concur in House Amendments No. 1 and 2. Those in favor of those amendments -- is there any discussion? Vote Aye. Opposed. No, you have to take it by a roll call vote. The question is -- let's start all over. The question is, shall the Senate concur in House Amendments 1 and 2. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 58 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendments No. 1 and 2. Now Senator Geo-Karis, on Amendment No. 9, moves to non-concur in Amendment No. 9 to Senate Bill 1625. All those in favor, say Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 1655. Senator Dart. Please read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1655.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Dart.

SENATOR DART:

Thank you, Mr. President and Members of the Senate. I move to non-concur with House Amendment No. 1 to Senate Bill 1655.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Dart moves to non-concur in House Amendment No. 1 to Senate Bill 1655. All those in favor, say Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 1657. Senator Raica. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

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House Amendment No. 1 to Senate Bill 1657.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The original bill provided that if rules of the Illinois Department of Public Health concerning drug testing related to licensure of an EMT or EMS person conflict or duplicate provisions -- that -- of a collective bargaining unit, then those rules shall not apply to those persons covered by the agreement. House Amendment No. 1, added at the request of the Associated Fire Fighters of Illinois -- and it makes a technical change to the language relating to drug testing. Next, it also amends the County Code to require coroners to provide notification to emergency medical personnel and other officials who have handled or transported a cadaver under circumstances where an infectious disease may have been transmitted. And finally, it -- it amends the AIDS Confidentiality Act to add the EMT-P, which stands for "paramedic," to the list of persons who may receive HIV test data when a body fluid contact has occurred. I would just ask for concurrence. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1657. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 57 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 1657. This bill, having received the constitutional majority, is hereby declared passed. 1662. Senator Jones. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

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House Amendments No. 1, 2 and 3 to Senate Bill 1662.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. I move that the Senate non-concur in House Amendment No. 1 and 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones moves to non-concur in House Amendments No. 1 and 2 to Senate Bill 1662. All those in favor, signify by saying Aye. Aye. Opposed. The Ayes have it. The motion carries, and the Secretary -- I'm sorry...

SENATOR JONES:

Mr. President. I move we non-concur in all three amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

That would be easier. Senator Jones moves to non-concur in House Amendments 1, 2 and 3 to Senate Bill 1662. All those in favor, signify by saying Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 1692. Senator Smith. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1692.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 1692 depletes all. If -- hospitals shall adhere to the duty hours required for the interns and residents developed by the Accreditation Council for Graduate Medical Education. And No. 2 <sic> (Senate Amendment No. 1) to Senate Bill 1692, as passed by the Senate, requires hospitals to submit to the Department of Health a report outlining the range of hours worked per week by interns and residents and the range of hours worked during any

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single shift of duty. And the amendment is a recommendation of the Illinois Hospital Association. Do the hospital-- House Amendment No. 1 to Senate Bill 1692 would delete all. The amendment maintains the original intent of the bill and the Department of Health is neutral on the Senate Bill 1692, as amended by House Amendment No. 1. I concur with this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1692. All those 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. On this question, there are 59 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 1692. This bill, having received the constitutional majority, is hereby declared passed. Senate Bill 1722. Senator Carroll. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2, 3 and 5 to Senate Bill 1722.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move we do concur with the House Amendments 1, 2, 3 and 5 for Senate Bill 1722. This, in its final version, would be the Cemetery Labor Relations Act. The efforts in the House and with us to negotiate a compromise with the Cemetery Association, I think, were fruitful negotiations. Basically, what it will now do is incorporate into law that which happened in Chicago, during the last cemetery strike, whereby the Cemetery Association and union will create a pool of workers immediately after the effective date of this Act - basically the same pool of workers they have now. And in the event there is a work stoppage, the family who, for

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religious reasons, are -- should have been entitled to access to their burial plots, will be able to go to court, if it's not automatically offered, and in court they would get injunctive relief that would allow them to pull from the pool of workers, preexisting, so that they can have their timely burial and we won't have this one thousand seventy-five families - or some portion of those - unnecessarily additionally grieving because they could not get access to a plot of ground that they thought they had. I think it is a very acceptable compromise, and I would urge adoption and concurrence in House Amendments 1, 2, 3 and 5.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. I rise in support of this legislation and to further add that all funeral associations have agreed and have worked with it, and I commend the sponsor on his willingness to work in their behalf and our behalf. And I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President. I also rise in support of this -- this effort, and I think that Senator Carroll should be commended. He has taken care of a very serious problem here, and had to work with disparate elements, but he's got them together. And good work.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll, to close.

SENATOR CARROLL:

Roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendments

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1, 2, 3 and 5 to Senate Bill 1722. 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. On this question, there are 59 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendments 1, 2, 3 and 5 to Senate Bill 1722. And this bill, having received the constitutional majority, is hereby declared passed. Senate Bill 1736. Senator Savickas. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1736.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Savickas.

SENATOR SAVICKAS:

Yes. Mr. President, I would move at this point to non-concur with House Amendment No. 1, and ask for a conference committee report.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Savickas moves to non-concur in House Amendment No. 1 to Senate Bill 1736. All those in favor, signify by saying Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. On page 3 of your Supplemental Calendar appears Senate Bill 1749. Senator Berman. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 2 and 3 to Senate Bill 1749.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I move to concur in Amendments 2 and 3. Amendment 2 authorizes the county board to use the Torrens Indemnity Fund to purchase private insurance to cover the county's obligation under the Torrens Act, and to deposit the balance of it

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into a tort claims fund, with the remaining money to pay tort liabilities. The -- the third amendment is a simplified procedure that covers a -- when a trustee resigns and the property is conveyed to the beneficiary, how that transaction will be carried out in a more simplified way than the present law. Be glad to respond to any questions, and ask for concurrence.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? The question is, shall the Senate concur in House Amendments 2 and 3 on Senate Bill 1749. Those in favor, signify by voting Aye. Those opposed, by voting No. Voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 57 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendments 2 and 3 to Senate Bill 1749. This bill, having received the constitutional majority, is hereby declared passed. Senate Bill 1769. Senator Jones. No. Senate Bill 1772. Senator Berman. Please read the bill.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 3 and 6 to Senate Bill 1772.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I move that we concur in House Amendments 1, 3 and 6. Amendment No. 1 corrects the -- revises the dates for the expiration of the appointments to this -- to the original organization, which is the Residential Services Authority. Amendment No. 3 permits school districts to establish volunteer service credit programs. And Amendment No. 6 exempts the DeVry Institute from the State Board of Education regulation by amending the Private Business and Vocational Schools Act. I move to concur in those three amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any discussion? Senator Fawell.

SENATOR FAWELL:

Yeah, I think you've got the wrong bill up there.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

1772. 1772. And Senator Berman just moved the adoption of Amendments 1, 3 and 6 to Senate Bill...

SENATOR FAWELL:

Wait a minute. Wait a minute.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Fawell, for what purpose do you seek recognition?

SENATOR FAWELL:

Well, I'm sorry, but at least according to our analysis, 1776...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

We're on 1772, Ma'am.

SENATOR FAWELL:

I mean 1772, I'm sorry. Cowlshaw, Cowlshaw and Turner's amendment. It's 1, 3 and 5...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

According to the Calendar it's 1, 3, and 6. Art, is it 1, 3, and 6? Sorry, your analysis is wrong. Anything else? Senator Karpel.

SENATOR KARPIEL:

Thank you, Mr. President. I just have a quick question.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he'll yield.

SENATOR KARPIEL:

On -- on House Amendment No. 3 - which was an amendment that I put on a bill when it went out of here - in our analysis it says it authorizes high schools. It's -- it's just -- it's still permissive, correct? On the volunteer programs?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Berman.

SENATOR BERMAN:

Is that the amendment -- Amendment No. 3, the volunteer service credit? Yes, it's still voluntary.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Berman, to close.

SENATOR BERMAN:

Move to concur.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall the Senate concur in House Amendments No. 1, 3 and 6 to Senate Bill 1772. 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. On this question, there are 59 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendments No. 1, 3 and 6 to Senate Bill 1772. And this bill, having received the constitutional majority, is hereby declared passed. Senate Bill 1796. Senator Tom Dunn. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1796.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Dunn. Ethel?

SENATOR T. DUNN:

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

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Dunn moves to non-concur in House Amendment No. 1 to Senate Bill 1796. All those in favor, signify by saying Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1823, we'll get back to. Senate Bill 1909. Senator Madigan. Out of the record. Senate Bill 1912. Senator Madigan. 1931. Senator Welch. Welch. Senator Welch.

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1931. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 2, 3, 4 and 6 to Senate Bill 1931.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I would move to non-concur in House Amendments 2, 3, 4 and 6 and ask that a...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch moves to non-concur in House Amendments 2, 3, 4 and 6 to Senate Bill 1931. All those in favor, signify by saying Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 1941. Senator Hudson. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2 and 3 to Senate Bill 1941.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 1941, as it left here, had to do with safety, carnival rides, et cetera, et cetera, and safety provisions. It went over to the House and was put on a "Slimfast diet" over there, comes back to us now with three amendments. House Amendment No. 1 exempted rides that are permanently fixed. House Amendment No. 2 rewrote the bill regarding the impoundment of the rides, and House Amendment No. 3 deleted everything in the bill, except the repeal of the Balloon Dart Game Permit Act. So that's what I call a "Slimfast diet", but I would, nonetheless, move to concur in House Amendments 1, 2 and 3.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? The question is, shall the Senate

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concur in House Amendments 1, 2 and 3 to Senate Bill 1941. All those 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. On this question, there are 58 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendments 1, 2 and 3 to Senate Bill 1941. This bill, having received the constitutional majority, is hereby declared passed. Leave of the Body, Senator Kelly will handle Senate Bill 1823 for me. Is there any objection? Hearing none, Mr. Clerk -- Mr. Secretary, please read Senate Bill 1823. 1823, on the same page.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1823.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I move that we non-concur in House Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Kelly moves that the Senate -- moves to non-concur in House Amendment No. 1 to Senate Bill 1823. All those in favor, signify by saying Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Please turn to page 4 of Supplemental Calendar No. 1, and appears Senate Bill 1986. Senator Welch. Out of the record. 1988. Senator Berman. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2, 3, 7, 8, 9 and 11 to Senate Bill 1988.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

I move that we non-concur in those amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Berman moves to non-concur in amendments -- House Amendments 1, 2, 3, 7, 8, 9 and 11 to Senate Bill 1988. All those in favor, signify by saying Aye. Opposed. The Ayes have it. And the motion carries, and the Secretary shall so inform the House. Senate Bill 2039. Senator Leverenz. Gentlemen, you're going to have to -- read -- read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Amendment No. 1 to Senate Bill 2039.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Leverenz.

SENATOR LEVERENZ:

I thank you, Mr. President. The bill essentially is as it left the Senate, and the amendment that was put on in the House further clarified that there would not be local inspections. Answer any questions you might have, and ask for your green vote for concurrence.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 2039. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 45 Ayes, 6 Nays, none recorded as Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 2039, and this bill, having received the constitutional majority, is hereby declared passed. House Bill -- Senate Bill 2131. Senator Hall. Senator Hall, Senate Bill 2131. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2 and 4 to Senate Bill 2131.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hall. Senator Hall. Put him on, will you?

SENATOR HALL:

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Take it out of the record. There's no analysis on this right now.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Okay. You want to use theirs? Senate Bill 2163. Senator Barkhausen. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Amendments -- House Amendments 1, 2 and 4 to Senate Bill 2163.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members, I would ask concurrence in the House amendments. This is the Secretary of State's bill which establishes the -- the authorization for limited liability companies. The House amendments did a couple of things. They made it clear that the liability of members and managers of limited liability companies shall be the same respectively as that of shareholders and directors of an Illinois business corporation. In addition, there is some concern on the part of the Department of Revenue that there could be some unanswered questions with regard to State tax implications. The authors of this Act and the Secretary of State's Office don't think that's the case, but in order to give the Department of Revenue some additional time to look at this Act, we are, by means of Amendment No. 4, extending the effective date of the Act to January 1, 1994. I would move for concurrence and -- and ask for final passage.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any -- any discussion? Senator Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. I just want to concur with Senator Barkhausen. This is the result of numerous meetings and an agreement between the parties.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any further discussion? The question is, shall the Senate concur in House Amendments 1, 2 and 4 to Senate Bill 2163. All those 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. On this question, there are 57 Ayes, no Nays, none recorded as Present. And the Senate does concur in House Amendments 1, 2 and 4 to Senate Bill 2163, and this bill, having received the constitutional majority, is hereby declared passed. Senator Kelly, what purpose seek recognition?

SENATOR KELLY:

Mr. President, while we've on this order of business, I'd like to get leave to return to Senate Bill 1606.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

That appears on Supplemental Calendar No. 1 on page 1. Is there any objection? Hearing no objection, Senate Bill 1606. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1, 2, 4 and 5 to Senate Bill 1606.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. I would ask for concurrence on House Amendment No. 1, 2, 4 and 5. This would be final action. The bill initially related to township assessors; that they would become certified. They could wait till after their election. And also the portion dealing with senior housing, where municipalities, within Cook County only, from ten to fifteen thousand population - it's fifteen now; this would drop it to ten, only in Cook County - could renovate and convert senior housing. The House Amendment No. 1 -- it would provide, in the same issue of housing, that there will be no new construction in Cook County for municipalities for senior housing between populations of ten

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and fifteen thousand, which is the same provision as was contained in House Bill 4083, by Senator DeAngelis and Representative Balthis. Amendment No. 2 - a member of the city council -- municipality may purchase real estate for a municipality. This would allow a -- one of the members of the board to -- of the municipality to purchase property, provided it is -- meets all the requirements that the value was determined by a written MAI-certified appraisal or by a written certified appraisal of a State certified or licensed real estate appraiser, which means it's going to be the true value of that particular property. This was requested -- Village of Altamont, in Effingham County. Amendment No. 4 provides a repealer as of January 1, 1994, for the municipal sale of this bill. Amendment No. 5 would add that the county board may, in its discretion, limit the powers of the administrator, deputy administrator, and animal control wardens. This language was suggested by St. Clair County, and simply permits counties to limit the powers of certain animal control officers. I'd appreciate your support, and answer any questions you might have.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Is there any discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will.

SENATOR FAWELL:

Senator Kelly, I have no problem with 1, 2 and 3 -- I mean, 1, 2 and 4, but Amendment 5 was -- this was not what we had agreed to in the -- in the -- either in committee, or was not the language that I was told was going to be in this amendment. You know, there is one wacko warden that's walking around with a gun trying to shoot passengers as they fly by in St. Clair County. Why in

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the world they just don't fire him and get it over with is beyond me. But right now what you are doing, according to our analysis, is you are taking away the police powers of our game -- of our -- of our animal control people, until such time as the county board gives that power back to them. That was not what I agreed to. What I said was if they, in specific cases, wanted to take it away, but otherwise they would normally have it. These are police powers that are necessary to arrest a person who's abusing an animal. For instance, in our county, we had some -- some horses that were being starved to death. I will guarantee you by the time the animal control officer went back and tried to find a police officer to issue such a warrant, the horses would be long gone. Same thing is true with the abuse of animals - cats, dogs, whatever. You know, this is a bad amendment, and I would ask that you concur on the other three, and I'll be happy to join you, but to non-concur on the -- on the fifth one. I think this is a bad idea; we -- we -- the animal control officers should have that. And just because we've got one jerk running around in the entire State of Illinois, I don't know why in the world we should be punishing the rest. We had testimony on this in the committee hearing. There was a Downstate animal control officer who was in charge of that association and he came in very vehemently against this bill.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any further discussion? Senator Keats. Excuse me. Senator Kelly, what purpose seek recognition? Senator Kelly?

SENATOR KEATS:

I'm sorry, as I stood up, it -- it closed. Senator Kelly...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Keats. Senator Keats, please.

SENATOR KELLY:

Okay. Thank you, Mr...

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SENATOR KEATS:

...you did cover the first amendment, but could you explain again? It amends the bill to prohibit new construction for senior housing in municipalities between ten thousand and fifteen thousand. Explain that one to me again. I'm sorry.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Kelly.

SENATOR KELLY:

Yeah. I'm going to take this out of the record. This is not the same amendment you were talking about, Senator Fawell. I'm sure we can work this out, because this will not have the effect you're pointing out. So I'll take it out for now and our staffs will work together on it, and sponsors as well. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Out of the record. Do we have the computer run now? Linda? I'm sorry? The Senate will stand at ease, until we get the computer printout, and we will also circulate Supplemental Calendar No. 2. So we will stand at ease for about ten minutes. Just so the following Senators are aware of the fact that on Supplemental Calendar No. 2 is Senator Berman, Jones, Jones, Cullerton, Cullerton and Di Turi.

(AT EASE)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Ready now? Okay. Very good, the Senate will come back in Session and in order, and please turn to Supplemental Calendar No. 2. That was a fast ten minutes. We will move to House Bill 2434.

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Senator Berman is at his seat as usual. Madam Secretary, please read the bill.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2434.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

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

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman moves that the Senate refuse to recede from the adoption of amendment -- House Amendment No. -- yeah -- Senate Amendment No. 1 to House Bill 2434. All those in favor, signify by saying Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. On House Bill 2645, Senator Jones. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2645.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

Thank you, Mr. President. I move that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 2645.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2465 <sic>, and that a conference committee be appointed. All those in favor, signify by saying Aye. Opposed. The Ayes have it. And the motion carries, and the Secretary shall so inform the House. On House Bill 2730, Senator Jones? 2730. Read -- read the bill, Madam Secretary.

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SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 2730.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. I move that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 2730.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Jones moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2730. All those in favor, signify by saying Aye. Opposed. The motion carries, and the Secretary shall so inform the House that a conference committee be appointed. On House Bill 3055, Senator Cullerton? Senator Cullerton? On House Bill 3204, Senator Cullerton. All right. House Bill 3504. Senator Di Turi. Read the bill, Madam Secretary.

SECRETARY HAWKER:

Senate Amendment No. 1 to House Bill 3504.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Di Turi.

SENATOR DI TURI:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I refuse to recede, and request a conference committee to be appointed.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Di Turi moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 3504, and that a conference committee be appointed. All those in favor, signify by saying Aye. Opposed. The Ayes have it. And the motion carries, and the Secretary shall so inform the House. Resolutions.

SECRETARY HAWKER:

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Senate Resolution 1452 offered by Senator Davidson and Senator Severns.

Senate Resolution 1453 offered by Senator Raica.

They are both congratulatory.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Consent Calendar.

SECRETARY HAWKER:

And Senate Resolution 1454 offered by Senator Dudycz.

It is substantive.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Executive Committee.

PRESIDENT ROCK:

Ladies and Gentlemen, we are awaiting further House action. We have effectively concluded what the House has sent us, so we will await further messages from the House and hopefully have us yet another Supplemental Calendar. We should know -- so why don't we stand in Recess until 3:30. We'll come back at 3:30. If the House has not sent us anything, we'll quit for the day; otherwise, we'll carry on. We'll stand in Recess till 3:30.

(RECESS)

(SENATE RECONVENES)

PRESIDENT ROCK:

Senate will please come to order. Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 1455 offered by Senator Thomas Dunn, Senator -- President Rock and all Members.

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It is congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Joint Resolution 180 offered by Senators Severns and Topinka.

It is substantive.

PRESIDENT ROCK:

Executive. Introduction of Bills.

SECRETARY HAWKER:

Senate Bill 2240 offered by Senator Dart.

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDENT ROCK:

Rules Committee. 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 a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Bill 3275.

Passed the House, June 26, 1992.

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

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

House Bill 2994, together with Senate Amendment No.

1.

I have like Messages on:

House Bill 3266 with House Amendments 1 and 2;

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House Bill 3440 with House Amendment 1;
House Bill 3815 -- pardon me, with Senate Amendment 1;
House Bill 3884 with Senate Amendments 1, 2 and 3;
House Bill 4078 with Senate Amendment 1;
And House Bill 4079 with Senate Amendment No. 1.

PRESIDENT ROCK:

Secretary's Desk, Non-concurrence. All right. Ladies and Gentlemen, Supplemental Calendar No. 3 has been distributed, along with the printout from LIS. There are a number of matters on the Secretary's Desk on the Order of Non-concurrence. We will run through those matters and then we will go to a Caucus. On the Order of Secretary's Desk, Non-concurrence. The following sponsors are involved: Collins, Marovitz, Holmberg, Jones, Cullerton, Severns and Palmer. Senator Berman, also on that Calendar is - on the Secretary's Desk, Resolutions - is House Joint Resolution 156. Would it be an appropriate time to do that? All right. Ladies and Gentlemen, directing your attention to Supplemental Calendar No. 3. On the Order of Secretary's Desk, Resolutions, is House Joint Resolution 156, Madam Secretary.

SECRETARY HAWKER:

House Joint Resolution 156 offered by Senator Berman.

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

Thank you -- thank you, Mr. President. This resolution is to extend the reporting date for the committee to draft the pro and con arguments regarding the educational amendment to June 30th. I solicit your Aye vote.

PRESIDENT ROCK:

Is there any discussion? Senator Berman has moved the adoption of House Joint Resolution 156. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. Have all voted

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who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 53 Ayes, no Nays, none voting Present. House Joint Resolution 156, having received the required constitutional majority, is declared adopted. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, there will be a Republican Caucus in Senator James "Pate" Philip's Office immediately after the adjournment of this Session. I repeat: Republican Caucus. I repeat: Republican Caucus in Senator James "Pate" Philip's Office immediately after adjournment, and I presume you're going to have one too.

PRESIDENT ROCK:

Well, we're -- as a matter of fact, we're going to have it before adjournment, so we can get it over with. Senator Vadalabene.

SENATOR VADALABENE:

Yes. Thank you, Mr. President. There will be a Democratic Caucus in Room 212 immediately upon adjournment. Room 212.

PRESIDENT ROCK:

All right. There will be a Democratic Caucus immediately in Room 212. A Republican Caucus immediately in Senator Philip's Office, and the Senate will stand in Recess for one hour. We will reconvene here at 5:15, Ladies and Gentlemen, with the hopes that we can conclude our work by 5:30. Democratic Caucus immediately in 212. Republican Caucus immediately in Senator Philip's Office, and the Senate stands in Recess until 5:15.

(RECESS)

(SENATE RECONVENES)

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PRESIDENT ROCK:

All right. The Senate will please come to order. We will be adjourning rather abruptly here in a moment or two. Earlier in the day we inadvertently skipped over Senate Bill 2131. It is on Supplemental Calendar No. 1. It is on the Order of Secretary's Desk, Concurrence. While you're finding Supplemental No. 1, it is Senate Bill 2131. Senator Hall has requested that we get back to that. In the meantime, Madam Secretary, Resolutions.

SECRETARY HAWKER:

Senate Resolution 1456 offered by Senator Topinka.

It is congratulatory.

PRESIDENT ROCK:

Consent Calendar. Messages from the House.

SECRETARY HAWKER:

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

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

House Bill 2166, together with Senate Amendment No.

1.

Non-concurred in by the House, June 26, 1992.

I have like Messages on:

2767 with Senate Amendments 1, 2 and 3;

House Bill 3139 with Senate Amendment No. 2;

And House Bill 3568 with Senate Amendment No. 1.

PRESIDENT ROCK:

Secretary's Desk. Senator Raica, for what purpose do you arise, sir?

SENATOR RAICA:

A point of personal privilege, if I may.

PRESIDENT ROCK:

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State your point, please.

SENATOR RAICA:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This weekend is a FOP convention that's being held within Springfield, and I have two special visitors from one of the towns that I represent. Newly promoted Detective Lieutenant Chuck Wasko and Patrolman John Kasmowski, from the Summit Police Department, have joined us in the gallery, and I'd just like for them to be recognized by the Senate.

PRESIDENT ROCK:

Will our guests please stand and be recognized. Welcome to Springfield. All right. The plan, Ladies and Gentlemen, when we adjourn, we will reconvene at nine o'clock tomorrow morning, as will the House. And the House is set to adjourn at six o'clock, I am informed by the Speaker. We will reconvene at nine o'clock tomorrow morning. The Chair will not entertain any final action motions tomorrow. So it will all be motions to refuse to recede and go to conference, or accede to the request of the House for a conference. We will literally be shuffling paper, and then we will reconvene on Sunday at 6:00 p.m. And I think it's imperative that everybody be here Sunday at 6:00, so that we can enter into the final day and a half well aware of what's on the Calendar. In the meantime, as the final order, Senator Hall has asked leave to go back to Senate Bill 2131. On the Order of Supplemental Calendar No. 1, on the Order of Secretary's Desk, Concurrence, is Senate Bill 2131, Madam Secretary.

SECRETARY HAWKER:

House Amendments 1, 2 and 4 to Senate Bill 2131.

PRESIDENT ROCK:

Senator Hall.

SENATOR HALL:

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

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Senate. This is an Act to amend the Illinois Purchasing Act by changing Section 5.1. The House Amendment No. 1, No. 2 and No. 4 extends from two to three years the minimum time for multiyear contracts for the lease or purchase of specified equipment. Includes aircraft among the types of property which may be acquired by multiyear contracts. Exempts from Illinois' Aeronautical Act and the Illinois Purchasing Act the construction projects for housing and schools for the joint use of projects at Scott Air Force Base. Senator Dunn and Senator Watson -- it's in their area as well as mine, and I'm surprised that they're not on here on the Floor, but I'd ask for the adoption. So I am -- want your favorable vote. House Amendment No. 1, House Amendment No. 2 and House Amendment No. 4 to Senate Bill No. 2131.

PRESIDENT ROCK:

All right. The Gentleman has moved concurrence in House Amendments 1, 2 and 4 to Senate Bill 2131. Discussion? Senator Davidson.

SENATOR DAVIDSON:

Mr. President, I have no problem with the concurrence. I take real offense with the remark made by someone, may or may not be present. If we're going to start naming names who's present, I'm going to ask for the opportunity to name some people on the left side of the aisle who are not present who will be voting for this. And, Senator Hall, I think that was very inappropriate, and I think you owe both of those Gentlemen an apology.

PRESIDENT ROCK:

All right. The question is, shall the Senate concur in House Amendments 1, 2 and 4 to Senate Bill 2131. Those in favor, vote Aye. Opposed, vote Nay. And the voting's open. All voted who wish? All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. The Senate does concur in

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House Amendments 1, 2 and 4 to Senate Bill 2131, and the bill, having received the required constitutional majority, is declared passed. Further business to come before the Senate? Any announcements? All right. Ladies and Gentlemen, Senator Vadalabene will then move that the Senate stand adjourned until nine o'clock tomorrow morning. Nine o'clock tomorrow morning. Have a nice evening. Senate stands adjourned.

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