

STATE OF ILLINOIS  
87th GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

52nd Legislative Day

June 27, 1991

PRESIDENT ROCK:

The hour of eleven having arrived, the Senate will come to order. Will the Members be at their desks, and will our guests in the gallery please rise. Our prayer this morning by the Reverend James Johnson, Monroe Street Christian Church, Springfield, Illinois. Reverend.

THE REVEREND JAMES JOHNSON:

(Prayer by the Reverend James Johnson)

PRESIDENT ROCK:

Thank you, Reverend. Reading of the Journal. Senator Hall.  
SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move that reading and approval of the Journals of Friday, June 21st; Monday, June 24th; Tuesday, June 25th; and Wednesday, June 26th, in the year 1991, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

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

SECRETARY HAWKER:

A Message for the Governor by Stephen F. Selcke, Director of Legislative Affairs. June 26, 1991.

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

To the Honorable Members of the Senate, 87th General Assembly - I have nominated and appointed the following named persons to the offices enumerated below, and respectfully ask concurrence in and confirmation of these appointments of your Honorable Body.

Message from the Secretary of State. June 25, 1991.

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To the Honorable Members of the Senate, 87th General Assembly  
- I have nominated and reappointed the following named person to  
the office enumerated below, and respectfully ask concurrence in  
and confirmation of these appointments by your Honorable Body.

PRESIDENT ROCK:

Committee on Executive Appointments for both messages.  
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 37 with House Amendments 1, 2 and 3.

I have like Messages on:

Senate Bills 42 with House Amendment 1;  
Senate Bill 62 with House Amendments 1 and 2;  
Senate Bill 98 with House Amendments 1 and 2;  
Senate Bill 116 with House Amendment 2;  
Senate Bill 125 with House Amendment 2;  
Senate Bill 131 with House Amendment 1;  
Senate Bill 136 with House Amendments 1 and 2;  
Senate Bill 151 with House Amendment 1;  
Senate Bill 154 with House Amendment 1;  
Senate Bill 155 with House Amendment 1;  
Senate Bill 175 with House Amendments 1 and 3;  
Senate Bill 182 with House Amendments 1 and 2;  
Senate Bill 195 with House Amendments 1 through 5;  
Senate Bill 197 with House Amendment 1;  
Senate Bill 198 with House Amendment 1;  
Senate Bill 247 with House Amendments 1 and 2;  
Senate Bill 249 with House Amendments 1 and 2;  
Senate Bill 250 with House Amendment 1;

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Senate Bill 271 with House Amendment 1;  
Senate Bill 298 with House Amendment 2;  
Senate Bill 299 with House Amendment 2;  
Senate Bill 307 with House Amendment 1;  
Senate Bill 322 with House Amendments 1 and 2;  
Senate Bill 325 with House Amendment 1;  
Senate Bill 326 with House Amendment 1;  
Senate Bill 407 with House Amendment 1;  
Senate Bill 427 with House Amendment 1;  
Senate Bill 429 with House Amendment 1;  
Senate Bill 435 with House Amendment 1;  
Senate Bill 441 with House Amendment 2;  
Senate Bill 443 with House Amendments 1, 2 and 3;  
Senate Bill 446 with House Amendments 2, 3 and 4;  
Senate Bill 453 with House Amendment 1;  
Senate Bill 468 with House Amendments 1 and 2;  
Senate Bill 484 with House Amendment 1;  
Senate Bill 487 with House Amendments 1 and 2;  
Senate Bill 497 with House Amendment 2;  
Senate Bill 499 with House Amendment 1;  
Senate Bill 505 with House Amendments 1 and 2;  
Senate Bill 564 with House Amendments 1, 3 and 4;  
Senate Bill 587 with House Amendment 3;  
Senate Bill 616 with House Amendment 1;  
Senate Bill 619 with House Amendment 1;  
Senate Bill 631 with House Amendment 1;  
Senate Bill 654 with House Amendments 1 and 2;  
Senate Bill 658 with House Amendment 1;  
Senate Bill 659 with House Amendments 1 and 2;  
Senate Bill 660 with House Amendments 1, 2 and 3;  
Senate Bill 678 with House Amendment 1;  
Senate Bill 680 with House Amendment 1;

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Senate Bill 697 with House Amendment 1;  
Senate Bill 699 with House Amendments 1;  
Senate Bill 708 with House Amendments 1 and 2;  
Senate Bill 714 with House Amendments 1 and 2;  
Senate Bill 724 with House Amendment 2;  
Senate Bill 728 with House Amendment 2;  
Senate Bill 729 with House Amendment 1;  
Senate Bill 741 with House Amendment 1;  
Senate Bill 750 with House Amendment 1;  
Senate Bill 756 with House Amendment 1;  
Senate Bill 763 with House Amendment 1;  
Senate Bill 771 with House Amendment 1;  
Senate Bill 774 with House Amendment 1;  
Senate Bill 799 with House Amendment 1;  
Senate Bill 826 with House Amendment 4;  
Senate Bill 828 with House Amendments 1 and 2;  
Senate Bill 837 with House Amendments 1 and 6;  
Senate Bill 838 with House Amendment 1;  
Senate Bill 841 with House Amendment 1;  
Senate Bill 843 with House Amendment 1;  
Senate Bill 844 with House Amendments 1 through 5;  
Senate Bill 872 with House Amendment 1;  
Senate Bill 891 with House Amendment 1;  
Senate Bill 894 with House Amendment 1;  
Senate Bill 907 with House Amendments 1 and 4;  
Senate Bill 908 with House Amendment 1;  
Senate Bill 915 with House Amendments 1 and 2;  
Senate Bill 923 with House Amendments 1, 2 and 3;  
Senate Bill 930 with House Amendment 1;  
Senate Bill 961 with House Amendment 1;  
Senate Bill 962 with House Amendment 1;

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Senate Bill 973 with House Amendments 1 and 3;  
Senate Bill 988 with House Amendment 1;  
Senate Bill 989 with House Amendments 1, 3 and 4;  
Senate Bill 992 with House Amendments 1 and 3;  
Senate Bill 999 with House Amendments 1 and 2;  
Senate Bill 1006 with House Amendments 1, 2 and 3;  
Senate Bill 1030 with House Amendments 2 and 3;  
Senate Bill 1031 with House Amendment 1;  
Senate Bill 1041 with House Amendment 1;  
Senate Bill 1086 with House Amendments 1 and 22;  
Senate Bill 1093 with House Amendments 1 and 2;  
Senate Bill 1105 with House Amendments 1 and 2;  
Senate Bill 1147 with House Amendment 2;  
Senate Bill 1167 with House Amendment 1;  
Senate Bill 1169 with House Amendment 1;  
Senate Bill 1171 with House Amendments 1 through 6 and 8;  
Senate Bill 1189 with House Amendments 1 and 2;  
Senate Bill 1192 with House Amendment 1;  
Senate Bill 1202 with House Amendment 1;  
Senate Bill 1217 with House Amendment 1;  
Senate Bill 1218 with House Amendment 3;  
Senate Bill 1227 with House Amendment 1;  
Senate Bill 1231 with House Amendment 1;  
Senate Bill 1248 with House Amendment 1;  
Senate Bill 1264 with House Amendment 2;  
Senate Bill 1277 with House Amendment 1;  
Senate Bill 1300 with House Amendments 1 and 2;  
Senate Bill 1303 with House Amendment 1;  
Senate Bill 1310 with House Amendment 2;  
Senate Bill 1312 with House Amendment 3;  
Senate Bill 1322 with House Amendment 1;  
Senate Bill 1329 with House Amendment 1;

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Senate Bill 1404 with House Amendment 1;  
Senate Bill 1427 with House Amendment 3;  
Senate Bill 1435 with House Amendments 1 and 2;  
Senate Bill 1451 with House Amendment 1;  
Senate Bill 1455 with House Amendment 1;  
Senate Bill 1465 with House Amendment 1;  
Senate Bill 1470 with House Amendment 1;  
And Senate Bill 1471 with House Amendments 2 and 3.

All passed the House, as amended, June 26, 1991.

PRESIDENT ROCK:

Those House Messages will go to the Order of Secretary's Desk, Concurrence. Senator Demuzio, for what purpose do you arise?

SENATOR DEMUZIO:

Well, thank you, Mr. President. On a point of personal privilege. It's a wonderful opportunity for all the Members of the Senate that have any questions with respect to the budget or checks or anything. We have the opportunity to welcome back to Springfield our -- our State Comptroller who is on the Floor, former colleague, Senator Dawn Clark Netsch, who is now the Comptroller.

PRESIDENT ROCK:

Senator Netsch, you're always welcome. Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 599 offered by Senator DeAngelis.

Senate Resolution 600 offered by Senator Carroll.

Senate Resolution 601 and 602 offered by Senator Topinka.

And Senate Joint Resolution 79 offered by Senator -- Senators DeAngelis and Kelly.

They're all congratulatory.

PRESIDENT ROCK:

Consent Calendar. Senator Topinka, for what purpose do arise?

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SENATOR TOPINKA:

Yes. Mr. President, I would ask that we waive the appropriate rules and discharge from the Executive Committee Senate Resolution 571. I have checked with the Chairman of the Executive Committee, Senator Marovitz, and with Minority Spokesman, Senator Donahue, and they have no problem.

PRESIDENT ROCK:

All right. The Lady has moved to discharge the Committee on Executive from further consideration of Senate Resolution 571 and asks that it be placed on the Order of Secretary's Desk, Resolutions so that we can all have a chance to read it. All in favor of that motion, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. Senate Resolution 571 will be placed on the Order of Secretary's Desk Resolutions. Senator Hudson, for what purpose do you arise?

SENATOR HUDSON:

Thank you very much, Mr. President. Purpose of a -- of an introduction. We have in the gallery - the President's Gallery directly behind you - a group of students from Oswego High School under the tutelage of their teacher, Tom Fletcher. He had a group down just a couple days ago, and here he is again to see -- see what we're doing and how we do it.

PRESIDENT ROCK:

Will our guests please stand and be recognized. Welcome to Springfield. Senator Watson, for what purpose do you arise?

SENATOR WATSON:

Yes. Thank you, Mr. President. On the Secretary's Desk, we have Senate Resolution 592, which is to congratulate a Golden Anniversary couple from my district. I'd like to have consideration to -- immediate consideration and adoption of that particular resolution.

PRESIDENT ROCK:

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All right. Senator Watson has -- has moved that the rules be suspended for the immediate consideration and adoption of Senate Resolution 592, a congratulatory resolution. All in favor of the Motion to Suspend, indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Watson now moves the adoption of Senate Resolution 592. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the resolution is adopted. If I can have your attention, Ladies and Gentlemen. We will begin on Page 9 on the Calendar. Page 9 on the Calendar, on the Order of Secretary's Desk, Concurrence, and we will move through in numerical order. Have a hundred and thirty-six proposals on the Order of Concurrence. The question will be, obviously, concurrence in House amendments, which will constitute final action, or a motion to non-concur, which is effectively to request a -- of the House a conference committee. So I would ask the Members who are in line, that is Senators Berman, Topinka, Watson, Rea, Woodyard, Collins, Cullerton, Topinka, Smith, Woodyard, Carroll and Jacobs to please join us on the Floor so we can get started. We're on Page 9 on the Calendar. On the Order of Secretary's Desk, Concurrence, Senate Bill 10. Senator Berman. Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 10.

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

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

PRESIDENT ROCK:

Senator Berman moves to non-concur in House Amendment No. 1 to Senate Bill 10. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary



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shall so inform the House. Senate Bill 11, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 to Senate Bill 11.

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

I move that we refuse to concur in House Amendment No. 1.

PRESIDENT ROCK:

Senator Berman moves to non-concur in House Amendment No. 1 to Senate Bill 11. All in favor, indicate by saying Aye. All opposed. The Aye have it. The motion carries, and the Secretary shall so inform the House. Top of Page 10. Page 10 on the Calendar. Senate Bill 33. Senator Topinka. Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 33.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

Move that we concur with House Amendments No. 1 and 2.

PRESIDENT ROCK:

All right. The Lady has moved that we -- the Senate concur with House Amendments 1 and 2. This will constitute final action. Discussion on the motion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. If we could just request that the Members would give a brief explanation of what the amendments do so the Members are familiar with the substance of the House Amendments.

PRESIDENT ROCK:

That request is in order. Senator Topinka.

SENATOR TOPINKA:

Yes. The Amendment No. 1 and 2 would make the original bill

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reverse mortgages for senior citizens identical to what we had in House Bill 67. Creates the authority for banks to provide non-recourse reverse mortgages against property owned by persons 62 or older in order to generate income. House Bill 67 passed committee -- the Senate as amended. It was an agreed bill. Everybody has signed off on it. I don't think there is a problem.

PRESIDENT ROCK:

Further discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 33. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 49 Ayes, no Nays, none voting Present. The Senate does concur in House Amendments 1 and 2 to Senate Bill 33. And the bill, having received the required constitutional majority, is declared passed. 51. Senator Watson. Madam Secretary, please.

SENATOR WATSON:

House Amendment No. 1 to Senate Bill 51.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

Yes. Thank you, Mr. President. I move that the Senate concur with House Amendment No. 1 to Senate Bill 51. When the bill left the Senate, it simply changed the title of "superintendent of highways" to "county engineer". This was something that the superintendent of highways asked for. When it went to the House, the Cook County Superintendent of Highways would like to have that name remain as superintendent of highways, so we took Cook County out of the bill. All other counties now will be identified as a county engineer. And the county engineers are in support of this.

PRESIDENT ROCK:

Discussion? Any discussion? If not, the question is, shall

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the Senate concur in House Amendment No. 1 to Senate Bill 51. Those in favor will vote Aye. Opposed, vote Nay. And the voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 48 Ayes, no Nays, none voting Present. Senate -- the Senate does concur in House Amendment No. 1 to Senate Bill 51. And the bill, having received the required constitutional majority, is declared passed. 56. Senator Rea. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 56.

PRESIDENT ROCK:

Senator Rea.

SENATOR REA:

Thank you, Mr. President. I move for concurrence. All the amendment does is it changed from mandatory to permissive.

PRESIDENT ROCK:

Senator Rea has moved concurrence in House Amendment No. 1 to Senate Bill 56. Discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 56. Those in favor, vote Aye. Opposed, vote Nay. And the voting's open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 52 Ayes, no Nays, none voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 56. And the bill, having received the required constitutional majority, is declared passed. 64. Senator Woodyard. Madam Secretary, please.

SECRETARY HAWKER:

House Bill No. 2 -- pardon me -- House Amendment No. 2 to Senate Bill 64.

PRESIDENT ROCK:

Senator Woodyard.

SENATOR WOODYARD:

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Thank you, Mr. President, Members of the Senate. House -- or Senate Bill 64 deals with aggravated home repair fraud. And the House amendment reduced the maximum penalty somewhat from a Class 2 Felony to a Class 3 Felony. And I would move to concur with the action in the House.

PRESIDENT ROCK:

Senator Woodyard has moved concurrence in House Amendment No. 1. Discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 64. Those in favor, vote Nay. Opposed, vote Nay. And the voting's open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 52 Ayes, no Nays, none voting Present. Senate does concur in House Amendment No. 2 to Senate Bill 64. And the bill, having received the required constitutional majority, is declared passed. 83. Senator Collins. 86. Senator Cullerton. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 86.

PRESIDENT ROCK:

Senator Cullerton.

SENATOR CULLERTON:

I'm sorry, Mr. President. I believe I wish to non-concur. So I'd like to --

PRESIDENT ROCK:

All right. Senator Cullerton moves to non-concur in House Amendment No. 1 to Senate Bill 86. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 94. Senator Topinka. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 94.

PRESIDENT ROCK:

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Senator Topinka.

SENATOR TOPINKA:

Yes. I would move that we do concur with House Amendment No. 1 to Senate Bill 94. House amendment becomes the bill. It's an agreed amendment between me, the Department of -- DCFS, various child care associations, recommendations by Senator Maitland. It changes the name of the body of -- that would be created here to the Interagency Authority on Residential Facilities for Children. It asks them to develop a plan for adequate residential care facilities, and it puts a sunset date of January 1st, 1993 on it.

PRESIDENT ROCK:

Senator Topinka has moved concurrence with the House amendment. Discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 94. Those in favor, vote Aye. Opposed, vote Nay. And the voting's open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 52 Ayes, no Nays, 1 voting Present. Senate does concur in House Amendment No. 1 to Senate Bill 94. And the bill, having received the required constitutional majority, is declared passed. 108. Senator Smith. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 <sic> (2) to Senate Bill 108.

PRESIDENT ROCK:

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move to concur with Senate Bill 108 and Amendment 2. With the funds made available by the GA and the Department of Health, they shall publish a brochure pamphlet in English and Spanish concerning health care for women. Describes the content of the pamphlet, how it shall be developed and its distribution, and it

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deletes a 7-1-92 effective date and makes other technical changes. Senate Bill 108, as passed by the Senate, mandates the Department of Public Health to publish a summary brochure describing medically sound ratio rules for the performance of hysterectomies. And Senate Bill 108, with this now amendment, passed in the House on the Consent Calendar, is identical to House Bill 916.

PRESIDENT ROCK:

All right. The Lady has moved concurrence in House Amendment No. 2. Discussion? Senator Fawell.

SENATOR FAWELL:

It's a matter of personal privilege, Mr. President. I think we should recognize the fact that our Lieutenant Governor couldn't stand it any longer and has finally come back to the real world and is back on the Senate Floor that he deserted a few -- few weeks ago. And I would like to take this time to welcome him back and -- and say a few words maybe to the Senate about what's happening in his world.

PRESIDENT ROCK:

Senator Kustra, welcome back, but no microphone. Thank you very much. Question is, shall the Senate concur in House Amendment No. 2 to Senate Bill 108. Those in favor, vote Aye. Opposed, vote Nay. The voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 50 Ayes, no Nays, none voting Present. Senate does concur in House Amendment No. 2 to Senate Bill 108. And the bill, having received the required constitutional majority, is declared passed. 130. Senator Woodyard. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 130.

PRESIDENT ROCK:

Senator Woodyard.

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SENATOR WOODYARD:

Thank you, Mr. President, Members of the Senate. Senate Bill -- Senate Bill 130 is now in the same context regarding day care homes as the two House bills left here. Amendment No. 1 rolled both the family day care and the group -- and the group day care home into the one bill, and Amendment No. 2 added an immediate effective date. And I'd move concurrence.

PRESIDENT ROCK:

The Gentleman has moved concurrence with House Amendments 1 and 2. Discussion? Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. I wish everyone could pay attention. This is the day care bill. I think many of us do not feel that it is in good enough form to concur with; that we would like to vote No on concurrence and throw it into a conference committee so that some further work could be done. For those of you that may not remember, the bill, as it now reads, expands the capacity of family day care from eight to twelve, and group family day care from twelve to sixteen children. The rules, as proposed, will not protect children in care outside their home; and, by placing this bill in a conference committee, we can then place a limitation on the number of children under six - that's the group that we're worried about - and exercise its appropriate role in ensuring child safety. Passage of the bill as written would leave to the discretion of rulemaking, which is subject to pressure by proponents who seek to increase the number of children they serve full time. There haven't been any deaths in day care in Illinois for a long time, but the reason we have Illinois day care home standards was because of the death of thirteen children in a family day care home fire in Chicago in the early seventies. We corrected that. Safe evacuation plans for four children under six are significantly different than safely evacuating eight children

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under six, which is what this bill asks a day care provider to do. "Prime Time" on Thursday, June 20th showed the effects on children -- on too many children with too few adults. If we pass the bill this way, Illinois will join Louisiana as among the worst states in -- in a child care licensing without a limitation on the number of children under six. This bill is opposed by the Illinois Association for the Education of Young Children, the Day Care Action Council of Illinois, Kids Pep, the National Council of Jewish Women, Lutheran Social Services of Illinois and the City of Chicago. Let's vote No on concurrence. Let's let the conference committee take care of what we should do with the children under six.

PRESIDENT ROCK:

Further discussion? Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. I'd just like to say that this is a bill that does need to go to conference committee. I realize that we are probably going to expand the number of kids in day care, but I think that we have to be careful of the ages and to make sure that they are supervised. For that reason, I think that -- going to a conference committee on this would be a good idea, and I would urge a No vote.

PRESIDENT ROCK:

Further discussion? Senator Woodyard. I'm sorry. Senator Fawell.

SENATOR FAWELL:

Thank you very much, Mr. President. On -- on these day care centers, what we're really talking about are -- are people who are running day care centers who want to take the latchkey child who happens to belong to the same family that they are taking care of all day. Now, we can either send these latchkey kids home to an empty house, or we can send them after school, and maybe before



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school, for a few hours, to be watched by an adult. I don't think this is a bad concept. I think it's -- in fact, I think it's a very good one. I think we ought to be more concerned about these latchkey kids. We ought to make sure that they're not running around the streets and getting into trouble or -- or getting in the hands of people that shouldn't be taking care of them. These are licensed homes that we're talking about. On the group homes, those are -- those are homes that are set up for large groups. And, again, they're doing the same thing. I think this is a good bill, and I think we ought to pass it.

PRESIDENT ROCK:

Further discussion? Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President. I, too, rise in opposition on concurrence. I don't know how many of you had a chance to see the special - I believe it was an ABC special - a few nights ago on this very same issue, where the simple reality was - and is - that all too many providers have too many children. With all of their good intentions, if they have too many children in any center, the risk of that child is at stake. I think we need to send this back to conference and get this bill in better form before we vote -- vote to put children of this State at risk. And I think a vote Yes on this bill would do just that. I would urge a No vote on concurrence.

PRESIDENT ROCK:

Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, I rise in support of Senator Woodyard's motion. I don't think too many people are focusing, but I think the real issue here - and we've now heard -- in fact, I think we even heard from the written statements of the -- some of the day care industry. We have created a system in this State where only the

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very rich or the heavily subsidized have day care. We've created a system we can't fund, have no intention of funding. And what have we done? We've forced kids into no day care or illegal day care. I don't think that makes sense. I think what Senator Woodyard is attempting to do is in the best interest of literally thousands of children who will go without day care without this type of a change. And I understand the vested interests make money with the status quo, with the Cadillac system that only the very rich or the heavily subsidized can support, but some of us represent people who aren't rich or heavily subsidized. And I think if you have that kind of a district, you ought to be with Senator Woodyard.

PRESIDENT ROCK:

Further discussion? Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President, Ladies and Gentlemen of the Senate, this is a very good bill, and I stand in support of it. It had extensive discussion in committees when it came through. It's had extensive discussion on the Floor... I think everybody also realizes that for three years now there has been an attempt to try and get this issue resolved through the various agencies that were involved. Nothing moved. Nothing happened. This bill makes it happen. It's especially helpful in Southern and Central Illinois where, indeed, you have these -- this lapse time of kids who have to go somewhere after school and before school. There's no place to accommodate them. They're all in one family. People are working these days. They have to have decent accommodations for their children. It is better to have no one watching them, to have them on the street? I think Senator Woodyard has done a remarkable job in trying to appease all sides of the issues in trying to make a good, safe proposal here for children. He does not put them at risk and provides a very needed service. So,

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let's support his bill.

PRESIDENT ROCK:

Further discussion? Senator Woodyard, to close.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. Well, there's been more -- misinformation on -- on this bill than any bill I've dealt with, certainly, in my twelve years of being over here. It's a product of three years of work, working with three Directors of the Department of Child/Family Services. To show you some of the misinformation - even yesterday, Senator Carroll called Louisiana an enlightened state, and now we find out this morning that it's a terrible state. And also, in reference to the TV show the other night, that TV show dealt only with day care centers. We're only dealing with day care homes. I wish I'd had the opportunity to share with all of you the draft rules that just came to my possession from the Department fifteen minutes before I came on the Floor, and the safety requirements that they are proposing under the rules are much more stringent than what we have had in the past. The -- this bill does take care of those latchkey kids before and after school. And for all of those reasons, I ask your support in this concurrence.

PRESIDENT ROCK:

Question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 130. 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? Have all voted who wish? Take the record. On that question, there are 29 Ayes, 23 Nays, 2 voting Present. The Senate does not concur with House Amendments 1 and 2, and the Secretary shall so inform the House. 133. Senator Carroll. All right. Senator Woodyard has now moved to -- technically to non-concur in House Amendments 1 and 2. All in favor, indicate by saying Aye. All opposed. The Ayes have it.

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The motion carries, and the Secretary shall so inform the House. Senator Carroll moves to non-concur with House Amendment No. 1 to Senate Bill 133. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 152. Senator Jacobs. Madam Secretary.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 152.

PRESIDENT ROCK:

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President. I move that we concur in House Amendments 1 and 2. Both of them are clarification of the -- the Act, and one is in regards to continuation. The other is in regards to enactment in related no loss/no gain. I'll be happy to try to answer any questions.

PRESIDENT ROCK:

All right. The Gentleman has moved concurrence in House Amendments 1 and 2 to Senate Bill 152. Discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 152. Those in favor, vote Aye. Opposed, vote Nay. 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 55 Ayes, no Nays, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 152. And the bill, having received the required constitutional majority, is declared passed. Top of Page 11. 153. Senator Jacobs. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 153.

PRESIDENT ROCK:

Senator Jacobs.

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SENATOR JACOBS:

Thank you, Mr. President. I move that we concur in House Amendment 1 which merely adds an immediate effective date.

PRESIDENT ROCK:

Senator Jacobs has moved concurrence. Discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 153. Those in favor, vote Aye. Opposed, vote Nay. 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 55 Ayes, no Nays, none voting Present. The Senate does concur -- House Amendment No. 1 to Senate Bill 153. And the bill, having received the required constitutional majority, is declared passed. 158. Senator Jones. 185. Senator Maitland. Madam Secretary, please. 1-8-5.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1-8-5.

PRESIDENT ROCK:

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. I would move to concur with House Amendment No. 1 to Senate Bill 185. This -- this amendment was added at the request of the State Board of Education. The amendment sets up the -- the substantive framework for the State Board and school districts to capture Medicaid funding for certain services provided by and for special education students. This is the issue that was debated on the Floor the other day at some length. We -- we addressed the issue of the Florida decision. Senator Welch had some concern about that. It really is unrelated to that decision, we find now. That was an issue that dealt with charging parents. In this case, what we are doing is -- is capturing federal dollars, and the sharing of that -- the hundred -- fifty percent sharing of that is with the

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local school district money. It is school district money. I would therefore, Mr. President, renew my motion.

PRESIDENT ROCK:

The Gentleman has moved concurrence in House Amendment No. 1 to Senate Bill 1-8-5. Discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 185. Those in favor, 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 55 Ayes, no Nays, none voting Present. Senate does concur with House Amendment No. 1 to Senate Bill 1-8-5. And the bill, having received the required constitutional majority, is declared passed. 1-8-7. Senator Cullerton. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 1-8-7.

PRESIDENT ROCK:

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. I wish to concur with House Amendment No. 1 to Senate Bill 187. It cleans up some ambiguous language in legislation that we passed in 1990. As amended, the bill would allow residential facilities, for people with HIV disease, to provide medical services to residents, either through contract with home or health agencies or directly. The bill is limited to the two facilities in Cook County - specifically, the Chicago House and the Bonneventure House, which happen to be in my district. It also increases the number of residents allowed to thirty-five to allow the Bonneventure House to expand. It is supported by the Illinois Department of Public Health. Move to concur.

PRESIDENT ROCK:

Senator Cullerton has moved concurrence with House Amendment

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No. 1. Discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1-8-7. Those in favor, 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 55 Ayes, no Nays, none voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1-8-7. And the bill, having received the required constitutional majority, is declared passed.  
201. Senator Joyce. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 201.

PRESIDENT ROCK:

Senator Joyce.

SENATOR J.J. JOYCE:

I move to non-concur, Mr. President.

PRESIDENT ROCK:

Senator Joyce moves to non-concur in House Amendment No. 1 to Senate Bill 201. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 216. Senator Savickas. 225. Senator O'Daniel. Madam Secretary, please.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 225.

PRESIDENT ROCK:

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President, Members of the Senate. I move to concur with House Amendment No. 1 and Amendment No. 2. No. 1 authorizes the Grain Insurance Board to approve refunds of assessments that have been overpaid by the grain dealer or the grain warehouseman. And Amendment No. 2 revamps the 1961 Commercial Feed Act to update the Act with current terminology and

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address current practices of the industry and promote closer uniformity with requirements of the neighboring state.

PRESIDENT ROCK:

Senator O'Daniel has moved concurrence with House Amendments 1 and 2 to Senate Bill 225. Discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 225. Those in favor, vote Aye. Opposed, vote Nay. And the voting's open. Have all voted who wish? All voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, no Nays, none voting Present. Senate does concur with House Amendments 1 and 2 to Senate Bill 225. And the bill, having received the required constitutional majority, is declared passed. 233. Senator Hall. Madam Secretary, please.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 233.

PRESIDENT ROCK:

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move to concur with Amendment 1. Bi-State is a compact between Missouri and Illinois, and this just makes a technical change. I move for the concurrence of this.

PRESIDENT ROCK:

The Gentleman has moved concurrence in House Amendment No. 1 to Senate Bill 233. Discussion? If not, the question is shall the Senate concur in House Amendment No. 1 to Senate Bill 233. Those in favor, 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 55 Ayes, no Nays, none voting Present. Senate does concur with House Amendment No. 1 to Senate Bill 233. And the bill, having received the required constitutional majority, is declared passed.



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WCIA, WAND, WLS and WMAQ-TV and WGN-TV have requested permission to videotape. Without objection, leave is granted. 248. Senator Berman. Madam Secretary, please.

SECRETARY HAWKER:

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

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I move that we concur in House Amendment No. 1. The original bill provided for certain medical history information to be provided to adoptive parents. The bill, as been amended, still keeps those provisions in there, but as to foster parents it requires less information. It spells out what information would be available in the case of foster parents. I move adoption of Amendment No. -- or concurrence with Amendment No. 1.

PRESIDENT ROCK:

Senator Berman has moved concurrence with House Amendment No. 1 to Senate Bill 2-4-8. Discussion? Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Hawkinson.

SENATOR HAWKINSON:

Senator, does the House amendment do anything with the original bill that we had? Does it leave the provisions of the bill as we had it intact?

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

Yes. You -- we put on that amendment that we had talked about, and that's all still in there. All that the amendment did

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was touch on the foster parents' information.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Berman may close.

SENATOR BERMAN:

Move concurrence.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator -- the question is, shall the Senate concur with House Amendment 1 to Senate Bill 248. All in favor will -- 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, the Nays are none, none voting Present. Senate -- the -- the Senate does concur with House Amendment 1 to Senate Bill 248. And the bill, having received the required constitutional majority, is declared passed. 252. Madam Secretary, Senate Bill -- 253. I'm sorry.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 253.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President. I move we concur with House Amendment No. 1. It's an amendment that is supported by the Department of Conservation, and it removes the requirement that a hunter of waterfowl shall case his or her gun when attempting to dispatch a crippled waterfowl -- fowl. I -- I know of no opposition, ask for its support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Fawell.

SENATOR FAWELL:

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

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Fawell.

SENATOR FAWELL:

Senator Jacobs, I notice this bill says that the Department of Conservation is preempting home rule concerning the regulation and licensing of the taking of water -- of wildlife in Illinois. Now, I happen to have a situation in DuPage County where our forest preserve people have basically been put in charge of wildlife as far as capturing them, as far as removing beaver dams, as far as taking care of them if they are injured on -- on the road or something. I know Cook County has a -- a similar situation. Is this going to prevent my forest preserve rangers from, for instance, trapping a raccoon which happens to be living in my -- in my attic right now?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

No, it should not, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Fawell.

SENATOR FAWELL:

Well, you know, according to your bill, it says that only the Department of Conservation is going to be able to take care of these kinds of situations. And what bothers me is that, you know, my forest preserve rangers are not licensed trappers, per se. And yet, I happen to know they do do some trapping to move some of the animals around and to do that kind of thing. They are not conservation officers. Unfortunately, in DuPage County, we don't have a conservation officer in the State of Illinois. I understand there's one for the Collar Counties. You know -- and I'm -- I'm really very concerned about this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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All right. Senator Jacobs.

SENATOR JACOBS:

Senator Fawell, what they could do before, in that particular instance, they can do now. That is not a problem. What -- what -- all we're saying is the -- the promulgation of rules and regulations shall be done by the State. That's all this bill really does.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Question is, shall the Senate concur with House Amendment 1 to Senate Bill 253. Those in favor will vote Aye. Those opposed, Nay. The voting's open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, 1 voting Present. The Senate does concur with House Amendment 1 to Senate Bill 253. And the bill, having received the required constitutional majority, is declared passed. 257, Madam Secretary - Senate Bill.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 257.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. This is the bill that dealt with the proposed election of Metropolitan Sanitary District trustees by district instead of at large. The House gutted it by virtue of Amendment No. 1, and I would move to non-concur.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Rock has moved to non-concur with House Amendment No. 1. 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 258. Senator Rock. 262. Senator Dunn. Senator Ralph Dunn. Bottom of Page 11. Senate

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Bill 262, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 262.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Ralph Dunn.

SENATOR R. DUNN:

Thank you, Mr. -- thank you, Mr. President. I move to concur on House Amendment No. 1. It adds an immediate effective date. The bill has to do with drug treatment children that are in, particularly, Carbondale High School. I move adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there a discussion? If not -- if not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 262. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 262. And the bill, having received the required constitutional majority, is declared passed. Page 12. If you'll all turn your page to 12. Senate Bill 264, Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 264.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. I move to non-concur with House Amendment No. 1 to Senate Bill 264.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator O'Daniel has moved to non-concur with House Amendment 1 to Senate Bill 264. All in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. Motion carries, and the

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Secretary shall so inform the House. Senate Bill 267. Senator Schuneman. Madam Secretary, Senate Bill 267.

SECRETARY HAWKER:

House Amendments 1, 2 and 3 to Senate Bill 267.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. When the House attached an amendment to this bill, which becomes the Department's effort to try to comply with the National Association of Insurance Commissioners' programs, that will -- that lead to certification and continued certification of the Department of Insurance and the various model bills that -- under which the Department operates. The bill basically does four things. It -- it adopts the NAIC model law on credit for reinsurance - a bill that we had previously adopted here. It adopts the NAIC model law on financial regulations -- or financial examinations, rather. The model law on regulating --

PRESIDING OFFICER: (SENATOR DEMUZIO)

Excuse -- excuse me. Senator Schuneman, pardon me just a moment. Ladies and Gentlemen, can we take our staff conferences off the Floor, please. Senator Schuneman.

SENATOR SCHUNEMAN:

The NAIC model law on regulating reinsurance intermediaries, and the other issue, which is the one that has generated some controversy - the current financial examination fee is replaced by an assessment on all the insurance companies that are examined and that assessment fee is placed in a separate, dedicated fund. I'd be happy to respond to any questions that anyone might have, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there a discussion? Senator Rock.

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SENATOR ROCK:

Thank you, Mr. President. I would just ask the Membership to please take a moment and pay attention. A little earlier this morning, I had the opportunity to go through our analyses of all the bills on the Calendar, and this one truly staggered me. Our analysis is fourteen pages. Has this been heard in any committee of either House?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Yes, Senator. The House Insurance Committee heard this proposal and approved it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Why, for instance, having collected now all these fees from insurance companies as proposed here - why are we deleting the requirement that the excess monies shall be transferred to GRF at the end of a fiscal year? Is this now to be the only agency in the world that -- that is not subject to transfer to General Revenue?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Well, Mr. President, the reason for that is that this is an agreed increase in fees on insurance companies. And in order to secure the agreement of the industry that these fees would be used for the creation of examiners, which the industry and I think we all recognize should be done - we need increased examination of insurance companies in this State - but in order to agree to the new fees, the industry insisted that this money should not go back into the General Revenue Fund and be spent for something else, and

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then our appropriations process would not find that they could spare the money to hire the examiners. So if we're going to hire examiners, it was their position that we should put this money in a dedicated fund and use it for that purpose. They're willing to pay the additional charge, but they want the money to be used for the purpose for which it is being raised.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Well, I -- I'm not frankly satisfied. When you say this is an agreed amendment, and those who are being assessed the fee don't want the money to go to General Revenue, who -- who are they to say it's not to go to General Revenue?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Senator Rock, I don't mean to say that everybody in the world is in agreement with this bill - okay - first of all. But the Department of Insurance has had continuing negotiations with the insurance industry over this matter, because naturally the industry was resistant to the idea that since they're already paying something in -- in the neighborhood of two hundred million dollars a year in fees - most of which goes into General Revenue and we spend for other purposes - they were not in agreement up front that they should pay more fees and not have the money used for the purpose for which the Department says they need it. So the -- most of the companies have agreed that this is a fair proposal, providing we use the money to create examiners.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further -- Senator Rock.

SENATOR ROCK:

Well, I truly would be a lot more comfortable if -- if some of



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these questions that I could ask at this moment had been subject to scrutiny by the Insurance Committee, for whom I have a good deal of respect. It just seems to me that this is of such a magnitude, I'm not sure what the hurry is. Can we not refer it to the Committee on Insurance and deal with it in the Fall or perhaps in the middle of July? We're going to be here anyway.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Jones.

SENATOR JONES:

Senator Schuneman, you indicated that the insurance industry is currently paying about two hundred million dollars in fees.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Senator, that's a ball park number. I'm not sure exactly what it is. Might be a hundred and eighty million, but it's in -- it's in that range.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Now in doing so, those funds currently go to GRF. Am I correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Yes, that's correct. They all go there.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

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SENATOR JONES:

You indicated also in your remarks that if this bill became law that the Department would no longer have to come - for FY'93 - to the -- to the General Assembly for appropriation. What is the current appropriation right now?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

The -- the current appropriation to the Department, for all purposes, is something in excess of fourteen million. But Senator, I need to straighten out one point you made. They still would have -- under this bill, this would all be subject to the appropriation process. So the Department could not spend any of this money that was not appropriated.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Well, if the bill became law, how much revenue under this new formula would this generate?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

The -- the new revenue for Fiscal Year 1993 - you understand that there would be no tax collected under this until 1992 - so the revenue that would be available in Fiscal Year 93 would be 1.6 million.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Well, would you -- it is my understanding in talking with the -- the Department that they would no longer have to come to the General Assembly for appropriation, because under this formula --

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under this formula, it will pay for itself, and you have excess of about approximately two million dollars annually. Is that true?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

No, Senator. I think you said, again, that -- that they would not have to come to the Appropriations Committee, and that's not true. Let me -- let me make this -- Mr. President, could we have a little order?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Excuse me. I have --

SENATOR SCHUNEMAN:

I -- thank -- thank you, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Can we break up the conferences on the Floor, please.

SENATOR SCHUNEMAN:

All of this money -- Senator Jones. Senator Jones. This money -- the new money would be subject to the appropriation process just like the fees that are collected from banks and placed in a similar fund are subject to the appropriation process. This is very similar to the way we are financing bank examinations.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Well, in -- in the discussion, and as I indicated to you and the Department, I know this is -- this bill is a very, very complex bill, and I had wanted the bill held until such time these problems could be worked out. I know we had a meeting yesterday, and there are companies who are for, companies who are neutral. Then there are companies who say that the very large companies for their volume of premium are paying the same amount as the small

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companies with a very small volume of premium and -- and the -- I talked to you, and I talked to the legislative director, and they indicated that they wanted to still, if possible, sit down with those companies and try to work that out. Could you expound on that?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Yes, Senator. At your request, I asked the Department to sit down with the representatives of the companies who were objecting to this. They did that yesterday. The Department assured them that they would be willing to discuss the equity issue with the industry. Now, there may be individual companies out there - and there are -- there are like over four hundred and fifty companies involved. And the only ones that I know have any concern at all are ten companies. And if you wish, I can read the names of these companies and tell you how they'd be treated under this proposal. Nine of the ten would have their fees go down under this proposal. And in the case of Golden Rule Insurance Company - they're presently paying fourteen thousand dollars, and their -- their replacement fee would go up to sixteen thousand dollars. So, for the most part, all of those companies would see their fees reduced, not increased, under this plan. But the Department has assured them, and we assure you, that they're willing to sit down and -- and discuss the equity of the funding, but they do want to proceed with the bill, because it's important that Illinois continue to be certified by the NAIC in an effort to avoid federal intervention in the insurance business. Now, the states, as you well know, have responsibility for regulation of the insurance business. We want to do it right in Illinois so the Federal government doesn't move in on us. And I'm sure you join us in that.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Berman.

SENATOR BERMAN:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Berman.

SENATOR BERMAN:

What is the effective date of the new fees?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

The first fee would be collected in March of 1992.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Is there a specific deadline by the NAIC by which this bill, regarding the regulation, must be adopted in order for us not to lose our status?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Well, Senator, I -- I think you know that that whole NAIC movement is in a fluid condition. Illinois has been examined and for now has NAIC certification. But it is an ongoing process, and -- and what the Department wants to do - and I join them in it - is to continue to move in the direction that the NAIC thinks that we should go. And the reason we want to proceed now is that apparently about four hundred and forty out of the four hundred and fifty companies that do business in this state are in agreement with this proposal.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Berman.

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SENATOR BERMAN:

Well, then I have one more question for you, Senator Schuneman. Today is the first day for movement of concurrences. I've reviewed the bill, and I'm familiar with a lot of it, because you and I have worked at the COIL on many of these issues. The only part of this bill that is under dispute is the fee structure. Why don't you take the bill out of the call today, let us talk for the next couple of days to see if we can address the fee question, and we'll call it. I -- I think that's a reasonable request. This is only one hour into the concurrence motions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Senator, I think that's -- that's a reasonable request, but let me respond to you first this way. I have in front of me a list headed by Golden Rule and -- and -- you know -- we may as well talk about who is objecting to this. Golden Rule Insurance Company, under the old plan, pays an -- an examination fee of fourteen thousand dollars plus. Under this plan, they would pay sixteen thousand dollars. Now, they are the ones that are -- are objecting. Now, let me go on. The rest of the companies -- and their are some nine of them -- Roosevelt National, Financial Security, Buckingham Life, Life Assurance of America, Central Investors Life -- the other nine that are seeking a delay in this all pay less. So is the fee equitable? I -- I think it's sort of self-evident. And we would prefer not to delay this, Senator, but I -- I would like to hear your reaction.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Berman.

SENATOR BERMAN:

Let me point out, Senator Schuneman, our analysis -- and I think everybody on this Floor should pay attention to this --

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regardless of whether these fees are equitable or inequitable to any insurance company, this bill makes a major change, and I think it's very important. That's why I'm asking that the bill be removed from this concurrence call. Because before, if money was in a dedicated fund and wasn't used, it was available in General Revenue Fund. This bill changes that. And regardless of whether a company is happy or not happy with their fee, I, and everybody on this Floor, in this critical year, should be worried as to whether we're stopping a flow of a legitimate source of money to General Revenue funds. And on that basis, regardless of whether a company is paying two grand more or two grand less, take it out of the record. Let's see if we're denying us, the Legislature, the prerogatives that we ought to have.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Senator, I -- I'll take it out of the record. And let me make this promise to you - that both the Department and companies that are involved in this be more than happy to sit down with you. I don't think you've been involved in these negotiations, and -- and I believe that once you examine it, you'll agree that this is a reasonable proposal. We'll take it out of the record at this time, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Take it out of the record. Senate Bill 278.  
Senator Keats. Madam Secretary, 2-7-8.

SECRETARY HAWKER:

House Amendments 1 and 2 to Senate Bill 278.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

SENATOR KEATS:

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

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I'm going to take one moment to explain it, only because it's complex. It is not the bill; it's just what happened in the House. The bill, as it passed the Senate 59 to nothing, simply opened up the parole hearings a little more. We'd worked with the Parole Board based on a model national bill. Consensus: Agreed Bill List in committee; Agreed Bill List out of the Senate. A House amendment was then put on that basically gutted the bill and put the criminals in charge of the Parole Board. The House said, "Whoops, what's happened by accident?" The first attempt, they tried to remove that amendment and failed. Then they offered a second amendment that did remove the first amendment. So if you're trying to figure out what the three votes are, that's what happened. So in reality, we move to concur with House Amendment No. 2, which put the bill back into the exact same form that it left the Senate. And if you have any questions, I'd be glad to answer them.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there a discussion? So, Senator Keats, it's my -- you're -- you're moving to concur with both Amendments 1 and 2? Senator Keats.

SENATOR KEATS:

You see, Amendment 1 was removed. Amendment 2 removed Amendment No. 1. I know -- Vince, that's why I was explaining that very carefully. Amendment 2 removed Amendment 1. So that's why we only need to concur with Amendment 2. Amendment 1 doesn't exist anymore.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The fact of the matter is is that they are both before us. And therefore, if you move to concur with Amendment No. 2, and it is successful, Amendment No. 1 is still before us. And therefore, there is no final action on the bill. Senator Keats.

SENATOR KEATS:



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Okay. I will move to concur on both, but there is no Amendment 1, but I'll move to concur on both if you want me to.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, there are two pieces of paper down here. One says Amendment 1. The other says Amendment 2. It's the old story. Who do I believe, you or my eyes? Senator Keats moves -- the question is, shall the Senate concur with the amendment -- House Amendments 1 and 2 to Senate Bill 278. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 278. And the bill, having received the required constitutional majority, is declared passed. Senate Bill 312. Senator Madigan. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2 and 3 to Senate Bill 312.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President. Did the Secretary say 1 and 2 on Amendments or 1, 2 and 3? I thought that there were three House amendments on here or -- we want to start off and do them one at a time. Is that...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator, that's your prerogative. You -- you -- if you're moving to concur with all three, perhaps -- it is the sponsor's request. I mean, you -- you may do them separately, or you may do them in the aggregate. Senator Madigan.

SENATOR MADIGAN:

I would move to concur with House Amendments 1, 2 and 3 to Senate Bill 312. Senate Bill 312, as cleared the Senate,

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provided a ten-year sunset of the Polygraph Licensing Act and amendments were added in the House to extend the sunset for the Water Well and Pump Installation Contractors' License Act. A ten-year sunset extension for the Boxing and Wrestling Act and also the Structural Pest Control Act, and created an advisory board for the Structural Pest Control Act and added additional qualifications for the certification process for that license. I'd be glad to answer any questions, but I would ask for concurrence on those amendments to 312.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there a discussion? Discussion? If not, the question is, shall the Senate concur with House Amendments 1, 2 and 3 to Senate Bill 312. 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, the Nays are none, none voting Present. The Senate does concur with House Amendments 1, 2 and 3 to Senate Bill 312. And the bill, having received the required constitutional majority, is declared passed. Turn to Page 16. 16 on your Calendar. Beg your pardon. The Chair missed -- bottom of Page 15, there is one substantive bill. Bottom of Page 15. Senate Bill 385. Senator Rigney. Senator Rigney on the Floor? All right. Page -- Page 16. Senate Bill 433. Senator Hawkinson. On the Order of Secretary's Desk, Concurrence, top of Page 16, is Senate Bill 433, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Amendment No. 1 to Senate Bill 433 - House Amendment 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. I would move to concur in House Amendment No. 1 to Senate Bill 433. House Amendment No. 1 added

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the provisions of Senate Bill 434, which was a bill of the Community College trustees, dealing with the filling of vacancies. That bill earlier passed the Senate on the Agreed Bill List.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there a discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 433. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 433. And the bill, having received the required constitutional majority, is declared passed. Senate Bill 477. Senator Collins. Senator Collins. 539. Senator Topinka. On the Order of Secretary's Desk, Concurrence, is Senate Bill 539, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 539.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Yes. I would refuse to accept House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka has moved to non-concur with House Amendment 1 to Senate Bill 539. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House -- House. Senate Bill 549. Senator Weaver. Senate Bill 549, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 549.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver.

SENATOR WEAVER:

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Thank you, Mr. President. I would move that the Senate concur in House Amendment No. 1 to Senate Bill 549. It merely states that no trade shall be approved until the parcels of land involved have been appraised.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 549. All in favor will -- those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 549. And the bill, having received the required constitutional majority, is declared passed. Senate Bill 5-8-0. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 580.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

SENATOR SAVICKAS:

Yes. Mr. President, Members of the Senate, House Amendment 1 just adds a 7-1-92 effective date, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there a discussion? Discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 580. 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 6, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 5-8-0. And the bill, having received the required constitutional majority, is declared passed. Senate Bill 588. Senator Raica. On the Order of Secretary's Desk is Senate Bill 588, Mr. Secretary.

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ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 588.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Amendment 1 requires a separate registration for any professional under the Act where controlled substances are located. The bill passed, as amended, 112 to nothing. I move to concur.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 588. 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, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 588. And the bill, having received the required constitutional majority, is declared passed. Senate Bill 593, Mr. Secretary. Read the bill.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1 and 3 to Senate Bill 593.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendments 1 and 3 were added by the House, agreed to by the AFL -- or by the Illinois State Firefighters, and the Pleasant View Fire Protection District. I just move for concurrence.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 3 to Senate Bill 593.

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Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 3 to Senate Bill 593. And the bill, having received the required constitutional majority, is declared passed. Senate Bill 600, Mr. Secretary. Read the bill.  
ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 600.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Amendment No. 1 adds the provision of -- Senator Watson wanted regarding defibrillators. And the amendment also adds suspensions of EMTs, for reasons not related to medical care. And I'd just -- it's an agreed-to amendment. I just move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 600. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 600. And the bill, having received the required constitutional majority, is declared passed. Senate Bill 629. Senator Luft. 629, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1 and 6 to Senate Bill 629.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

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SENATOR LUFT:

Thank you, Mr. President. I would move that the Senate do concur in House Amendments No. 1 and 6 to Senate Bill 629. This amendment attempts to deal with the results - or the perceived results - of the Clean Air Act and the -- disastrous effect it may have upon the coal industry in the State of Illinois. And in an explanation of the amendment, the amendment authorizes an increase in General Obligation Bond Act to accommodate a thirty-five million dollar grant to enter -- ENR to give to Illinois Power to provide State assistance in securing a federal grant - for instance -- installation of a new technology scrubber. Adds duties to the Coal Development Board, authorizing it to monitor compliance with class -- Clean Air Act. Mandates scrubbers at four generating units in the State and to use Illinois coal. All electric utilities subject to the Clean Air Act shall file and the ICC shall approve or reject within six months the compliance plan. A utility may submit a supplemental order or revision of its approved compliance plan, and the ICC shall approve or reject the plan within four months... Each utility mandated to build scrubbers shall include in its compliance plan a cost estimate for the installation of such scrubbers after ICC approval of that plan and, when operating, these costs shall be included in the utility's rate base. The costs included shall be the lesser of the actual investment for the installation or the amount approved by the ICC. Illinois Power is released from the scrubber mandate if the proposed grant is not received by 10-1-92. The scrubbers installed as required by this Act shall be deemed prudent and used and useful by the ICC when placed into operation on a consistent and sustained basis. And allows transportation costs of coal purchased under existing contracts to be passed to customers under the fuel adjustment clauses.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Luft, have you concluded?

SENATOR LUFT:

I certainly hope so.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Rea.

SENATOR REA:

Thank you, Mr. President, Members of the Senate. I rise in support of concurrence. If we may -- Mr. President, if we may have a little bit of order. I think we have a very important issue here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Ladies and Gentlemen, if we could take our staff conferences off the Floor. Senate will come to order. Senator Rea.

SENATOR REA:

Thank you, Mr. President. I -- first, I want to congratulate Senator Luft for having the recognition of the importance of coal and the use of Illinois coal in this legislation to the coal miners and coal operators of the State of Illinois. You know, we've seen for quite some time that there was going to be some federal clean air legislation that was going to be coming forth. And we've seen this for probably four or five years. And we've spent time in Washington lobbying in regards to the Clean Air Act, as to the implications that it would have on the State of Illinois. And as a result, we did start planning and putting together State legislation which has led Illinois ahead of many of the other states where there is high-sulfur coal, by providing for permanent coal research and development monies for coal desulfurization technologies, established a center for coal desulfurization for integrated coordinated efforts of coal research on desulfurization. We have provided tax increments for the installation of coal cleaning technologies, modified the fuel adjustment clause, gave sales tax breaks on installation of



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equipment to clean the coal. And I could go on. We've done this in the last three or four years, but we never dreamed that the final legislation in Congress would have the serious impact upon Illinois on the use of Illinois coal. Ladies and Gentlemen of the Senate, we have reached a critical time in Illinois on the use of Illinois coal due to the federal clean air legislation. If we don't move with this legislation, we will lose approximately ten thousand jobs in Illinois and twenty-five hundred of those coal mining jobs. This legislation will prevent that loss and actually create several hundred construction jobs. Meetings have been going on for about a year on this legislation by several groups, including various utilities and some of those that Senator Luft has already mentioned: coal operators, coal miners, Illinois Public Action Council, CUB, Illinois Manufacturers Association, Illinois Industrial Users Council, the House, the Senate. You might say, Well, does everybody I just mentioned support this legislation? The answer is no. But everybody has had a chance to meet, make input, and some recommendations were accepted and others were rejected. But for the most part, everybody is on board in support of this legislation, as far as I know. Is Senate Bill 609 <sic> a good bill? Yes, because it -- because it eases the burdens and hardships placed on the use of Illinois coal as fuel for electric generation - saving many jobs and helping to boost our economy, regardless of what part of the State that you may come from. What will happen if we do not pass this legislation? The 1995 compliance will be upon us, and we will see the switching from the use of Illinois coal to western low-sulfur coal. The loss of jobs will -- will be over two hundred and fifty million dollars plus personal annual income from the State's economy. And we'll be paying as much as seventy-five million additional in new unemployment benefits.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Rea, can you bring your remarks to a close?

SENATOR REA:

In conclusion -- in conclusion, at the present time, the use of scrubbers for burning of Illinois high-sulfur coal is a most economical way of going commercially. And Illinois -- and if we don't, we're going to be switching to the western coal. Based on information I have been provided, it's fifty-nine percent less costly to scrub than to switch to western coal. Ladies and Gentlemen of the Senate, we cannot wait without passing this legislation. The clock is ticking, and those utilities that are affected must be ready to plan, design, and get their projects under construction to meet the 1995 compliance. I would strongly urge your support for this important legislation for the economy of the State of Illinois. Thank you.

END OF TAPE

TAPE 2

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? First of all, let me -- let me just tell you that there's about ten lights. Senator Luft for what purpose do you arise?

SENATOR LUFT:

To take the bill out of the record, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Take it out of the record. 630. Senator Luft. 661. Senator Joyce. On the Order of Secretary's Desk, Concurrence, is Senate Bill 661. Madam Secretary.

SECRETARY HAWKER:

House Amendment No. 1 to Senate Bill 661.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce.

SENATOR J.E. JOYCE:

Thank you, Mr. President and Members of the Senate. I move that the Senate do concur in House Amendment No. 1 to Senate Bill 661. The amendment simply provides that the sheriff of each county shall be the warden of any new jail facility constructed in that county and shall have custody of all prisoners in that facility.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there a discussion? We have two lights on. Senator Severns on this. Senator Joyce -- Jerome Joyce. Further discussion? If not, the question is, shall the Senate concur with House Amendment 1 to Senate Bill 661. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 48, the Nays are none, none voting Present. The Senate does concur with House Amendment 1 to Senate Bill 661. And the bill, having received the required constitutional majority, is declared passed. 673. On the Order of Secretary's Desk, bottom of Page 16, is Senate Bill 673, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 673.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins.

SENATOR COLLINS:

Yes. Thank you, Mr. President and Members of the Senate. I move to concur with House Amendment 1 to Senate Bill 673. As you recall, when this bill passed out of the Senate, we indicated that there was a task force working on the language to this amendment. The amendment that you see now is a consensus which reflects the

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-- the agreement that -- that is in this -- in Amendment No. 1. What this amendment does, it simply separates and make, in the County of Cook, the independent -- Public Defender's Office independent of the Judiciary. This is a concept that has been recommended and supported by numerous studies and groups across the country, including the National Advisory Committee on Criminal Justice Standards. It is supported and was -- they were very much involved by the Chief Judge of the Circuit in Cook County, the Chicago Bar Association, the Cook County Bar Association, the County Board President. And the County Board in this particular bill -- President will, in fact, appoint the Chief Public Defender, and that persons will have to be confirmed by the Commissioners of the Cook County Board. I will be happy to answer any questions. If not, I would just ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Any discussion? If not, the question is, shall the Senate concur is House Amendment No. 1 to Senate Bill 673. All those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 57 Ayes, no Nays, and none voting Present, and the Senate does concur in House Amendment No. 1 to Senate Bill 673, and having received the required constitutional majority, is hereby declared passed. Senate Bill 686. Senator Barkhausen. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 686.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members, this bill would allow a circuit

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court clerk or a deputy clerk to act as the administrator, executor, guardian or trustee of a will of a family member. The bill as it passed the Senate did not include a definition of "family member". The House amendment does include that definition, and I move that we concur in that amendment.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 686. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 55 Ayes, no Nays, none voting Present and the Senate Bill 686, having received the required constitutional majority, is hereby declared passed. Senate Bill 703. Senator Jones. Senator Jones. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 703.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. I move that the Senate non-concur in House Amendment No. 1 to Senate Bill 703.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Jones has moved to non-concur in House Amendment No. 1 to Senate Bill 703. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. Senate Bill 706. Senator Kelly. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 706.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Kelly.

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SENATOR KELLY:

Thank you, Mr. President. I move that the Senate do concur in House Amendment No. 1 to Senate Bill 706. The House Amendment merely provided a two-year extension to the Office of Inspector General, within the Department of Mental Health and Developmental Disabilities. It still leaves the Inspector General under the Department, and therefore Department agrees, and I would move for concurrence.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 706. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 57 Ayes, no Nays, and none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 706, and having received the required constitutional majority, is hereby declared passed. Senate Bill 715. Senator Lechowicz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 715.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Basically, when we passed Senate Bill 715 it created and extended a number of Cook County commissioners from fifteen to seventeen. House Amendment No. 1 was put in for the County Clerk of Cook County so that he could serve as a -- he could permit an assistant county clerk to fill his spot as a County Officers' Electoral Board. As you know, the Cook County Electoral Board consists of three individuals. The other two have the authority to appoint a

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replacement. House Amendment No. 1 would permit that type of replacement to be done for the county clerk. I know of no objection to the bill and ask for your favorable support. I move that the Senate do concur in House Amendment No. 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 715. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 57 Ayes, no Nays, and none voting Present. And the Senate does concur in House Amendment 1 to Senate Bill 715, and having received the required constitutional majority, is hereby declared passed. 717. Senator Marovitz. 727. Senator Berman. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 727.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Berman.

SENATOR BERMAN:

Thank you -- thank you, Mr. President. I move that we concur in House Amendment No. 1. This allows the Department on Aging to establish multi-day, community-based congregate living arrangements for the elderly. It allows the Department on Aging to develop criteria for up to three congregate living arrangements demonstration projects. I move the concurrence.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Berman has moved -- the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 727. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 55 Ayes, no

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Nays, and none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 727, and having received the required constitutional majority, is hereby declared passed. 758. Senator Etheredge. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 758.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you very much, Mr. President and Ladies and Gentlemen of the Senate. I do move to concur with House Amendment No. 1. This amendment now becomes the bill and does just exactly what our Calendar says. It would require DASA to coordinate a statewide comprehensive plan for the prevention and treatment of substance abuse. I -- I move to concur.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Etheredge has moved to concur. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 758. Those in favor, vote Aye. I'm sorry. Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he'll yield.

SENATOR HAWKINSON:

Senator, I agree with what you just said, but our analysis says that the House amendment deleted that and then allowed the Governor to designate any State agency to coordinate. Is it still in the amendment that it is to be DASA to do the coordinating?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Etheredge.

SENATOR ETHEREDGE:

Senator, you are exactly correct. The analysis is correct. I



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misspoke and I appreciate your calling that to my attention. The Governor will choose the lead agency.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall House Amendment No. 1 to Senate Bill 758 pass. Those in favor, vote Aye. Opposed -- Senator Berman. Excuse me. Senator Berman.

SENATOR BERMAN:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he will yield.

SENATOR BERMAN:

Why wouldn't it be DASA and why are we leaving it open?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Etheredge.

SENATOR ETHEREDGE:

Senator, I am sure that it will, in fact, be DASA. I think all we are doing here by means of this amendment is simply to leave the power of the Executive to make this kind of decision, let that power reside with him or her as the occasion may demand.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Berman. All right. The question is, shall the House concur -- House Amendment No. 1 to Senate Bill 750 -- 758 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 758, and having received the required constitutional majority, is hereby declared passed. 800. Senator Rock. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 800.

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PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill -- Senate Bill 800 is the second of the ticket broker bills that passed out of this Chamber virtually unanimously. The House added by Amendment No. 1 an immediate effective date and I would move to concur with House Amendment No. 1 to Senate Bill 800.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 800. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 53 Ayes, no Nays, 1 voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 800, and having received the required constitutional majority, is hereby declared passed. Senate Bill 811. Senator Karpel. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 811.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Karpel.

SENATOR KARPIEL:

Thank you, Mr. President. I'm -- House Amendment No. 1 to Senate Bill 811 adds language to the bill, which is identical to the House Amendment No. 5 to House Bill 803 by Senator Cullerton. What it does is authorize the transfer of land between the Lake County Forest Preserve and Harlan B. Gordon. There is no appraised value given for these two parcels and no monetary exchange. I understand there is no opposition to this amendment.

PRESIDING OFFICER: (SENATOR D'ARCO)

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All right. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 811. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 811, and having received the required constitutional majority, is hereby declared passed. Senate Bill 821. Senator Raica. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 821.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. I move to non-concur in Amendment No. 1, so we can put this in a conference committee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Raica has moved to non-concur in House Amendment No. 1 to Senate Bill 821. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. Senate Bill 845. Senator Karpziel. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 845.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. House Amendment No. 1 to Senate Bill 845 is -- is a definition of "transfer station". The bill has to do with the transfer station and they thought there should be a more specific definition.

PRESIDING OFFICER: (SENATOR D'ARCO)

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All right. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 845. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 55 Ayes, no Nays, none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 845, and having received the required constitutional majority, is hereby declared passed. Senate Bill 874. Senator Madigan. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 874.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President. Senate Bill 874 as passed the Senate extended from eight to ten the number of hours in a seven day week that a church or religious group could operate a child care facility. House Amendment No. 1 further restricted that bill to say that -- that those facilities could not operate for more than eight hours in any given day and must provide one child -- one child care giver for every twenty children and I would move for its concurrence.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall the Senate concur in House Amendment No. -- Senator Alexander.

SENATOR ALEXANDER:

Thank you, Mr. President. To the Senator: If my church has a day care center, this amendment that's on there presently, which limits the hours - would it mean that a mother bringing her child into the home at six to make a job would have to get that child out of that day care center before eight hours has passed? Or could she use the twelve-hour span?

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PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Madigan.

SENATOR MADIGAN:

Not -- Senator, not if they're a full-blown center. Only if they're an after school or church facility.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 874. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 45 Ayes, 3 Nays, none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 874, and having received the required constitutional majority, is hereby declared passed. 895. Senator Woodyard. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1, 2 and 3 to Senate Bill 895.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. I would move to concur in House Amendments 1, 2 and 3 to Senate Bill 895. 895 is the regulatory reporting bill that we had that's in retaliation to the franchise bank tax that primarily the State of Indiana has imposed on Illinois financial institutions. Amendment No. 1 is purely technical and corrects some spelling errors. Amendment No. 2 -- well Amendment No. 2 and 3 were both requested by Household Finance and City Corp. Amendment No. 2 exempts the non-resident subsidiaries and affiliates of resident financial institutions. And Amendment No. 3 adds that a non-resident or, in this case, Indiana financial institution is not exempt under this reciprocal reporting if its home State imposes this type of

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franchise bank tax.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall the Senate concur in House Amendment No. 1, 2 and 3 to Senate Bill 895. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record, Mr. Secretary. On that question, there are 56 Ayes, no Nays, and none voting Present. And the Senate does concur in House Amendment No. 1, 2, 3 to Senate Bill 895, and having received the required constitutional majority, is hereby declared passed. Senate Bill 909. Senator Schuneman. Senate Bill 922. Senator Rigney. Read the bill, Mr. Secretary. 922. It must be a controversial bill, Senator Rigney.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2, 3 and 4 to Senate Bill 922.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Rigney.

SENATOR RIGNEY:

Unfortunately, my good 922 became somewhat of an election load-up bill, and apparently there is still some folks that want to do some things in that area. So I'm going to move that we do not concur.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Rigney moves to non-concur in House Amendments 1, 3 and 8 to Senate Bill 922. All those in favor, vote Aye -- say Aye. Opposed. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. Senate Bill 972. Senator Welch. Read the bill, Mr. Secretary. Senator Welch. I'm sorry.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 972.

PRESIDING OFFICER: (SENATOR D'ARCO)

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Senator Welch.

SENATOR WELCH:

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

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Welch moves to non-concur in Senate -- House Amendment No. 1 to Senate Bill 972. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. Senate Bill 978. Senator del Valle. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 978.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator del Valle.

SENATOR DEL VALLE:

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

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator del Valle has moved to non-concur with House Amendment No. 1 to Senate Bill 978. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. Senate Bill 986. Senator Keats. Hobble on over there. Are you ready?

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 986.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Keats.

SENATOR KEATS:

I apologize for my slow-moving behavior. What the original bill does, it's allowing police to serve summons - a noncontroversial bill. The House amendment was strictly technical. It needed to make the bill consistent with State law.

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Apparently that had not been -- apparently had been an error that allowed that to get it out of compliance. It was 117 to nothing in the House, so the amendment is strictly procedural and -- or technical - I'm sorry - and would appreciate your acceptance of it. So I'd move that we do --

PRESIDING OFFICER: (SENATOR D'ARCO)

Concur. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 986. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 53 Ayes, no Nays, none voting Present. And the Senate does concur in Senate <sic> Amendment No. 1 to Senate Bill 986, and having received the required constitutional majority, is hereby declared passed. Senate Bill 1001. Senator Brookins. Read the bill, Mr. Secretary. 1009.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 2 to Senate Bill 1009.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. I move that the Senate non-concur in Senate Bill 1009.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Brookins moves to non-concur in House Amendment No. 2 to Senate Bill 1009. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. Senate Bill 1016. Senator Brookins. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1016.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Brookins.



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SENATOR BROOKINS:

Thank you. Mr. President, I have an amendment here that is agreed by all and I'd move to concur in Senate <sic> Amendment No. 1 to Senate Bill 1016.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right.

SENATOR BROOKINS:

And a -- wait a minute. Hold it. Hold it. Hold it. Let's pass this for a minute.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Pass. Senate Bill 1023. Senator Carroll. Senate Bill 1037. Senator Savickas. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1037.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Savickas.

SENATOR SAVICKAS:

Well, evidently House Amendment No. 1 just clarifies a technical problem in the bill, and as long as that's all it does I would move its concurrence.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1037. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 54 Ayes, no Nays, none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 1037, and having received the required constitutional majority, is hereby declared passed. 1048. Senator Rea. Senator -- how about 1053. Senator Cullerton. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

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House Amendment No. 1 to Senate Bill 1053.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Cullerton.

SENATOR CULLERTON:

Yes. Thank you, Mr. President and Members of the Senate. This bill dealt with the issue of the Rental Property Utility Service Act and the amendment was put on at the request of the Peoples Gas Company over in the -- in the Senate. It just indicates that the -- nothing in Act shall affect the relationship between utility companies and its customers. And it provides some definitions of individually metered utilities and master-metered utilities. I would move for concurrence with the amendment.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1053. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 1053, and having received the required constitutional majority, is hereby declared passed. Top of Page 19. Senator -- Senate Bill 1060. Senator Jones. Senate Bill 1071. Senator Rea. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1071.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Rea.

SENATOR REA:

Thank you, Mr. President. I would move to non-concur with Amendment 1.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Rea moves to non-concur with House

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Amendment No. 1 to Senate Bill 1071. Those in favor, say Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1073. Senator Rea. 1079. Senator DeAngelis. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1 and 2 to Senate Bill 1079.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. I move that the Senate non-concur with House Amendments No. 1 and 2 to Senate Bill 1079 and that the House be advised accordingly.

PRESIDING OFFICER: (SENATOR D'ARCO)

And the what? Senator DeAngelis moves to non-concur in House Amendments 1 and 2 to Senate Bill 1079. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. Senate Bill 1119. Senator Madigan. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1119.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President. I would move to non-concur with House Amendment No. 1 to Senate Bill 1119.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Madigan moves to non-concur to House Amendment No. 1 to Senate Bill 1119. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. Senator Davidson. 1273. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

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House Amendments 1 and 2 to Senate Bill 1273.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Davidson.

SENATOR DAVIDSON:

Mr. President, I move to concur in House Amendments 1 and 2. House Amendment No. 1 is same amendment which we passed out of here 58 to nothing. It removes the five-dollar cap on late payment and makes it five percent in relation to installment payments on a late fee. And the second one had -- is at the request of the New Car and Truck Dealers' Association. It amends the Motor Vehicle Franchise Act. Move the -- concur Amendment 1 and 2.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Welch.

SENATOR WELCH:

I have a question of the sponsor.

PRESIDING OFFICER: (SENATOR D'ARCO)

Indicates he'll yield.

SENATOR WELCH:

Amendment No. 1 removes a maximum delinquency charge for retail installment contracts and allows the lender to charge any amount he wants if you are delinquent. The amount without a cap, could be -- well, what could the amount be if you were late on a car payment under this Act?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Davidson.

SENATOR DAVIDSON:

There is a cap, Senator Welch. It cannot exceed five percent.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Welch.

SENATOR WELCH:

Well, is it five percent of the total debt, or five percent of

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the monthly payment?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Davidson.

SENATOR DAVIDSON:

As I understand it, it's the same as the amendment we passed out of here late last week 58 to nothing. It is five percent on that payment. For instance, if you have a two hundred dollar payment and you're late, the five percent cap could be a maximum of ten dollars. They cannot exceed that. They can charge less, but they cannot exceed five percent.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Brookins.

SENATOR BROOKINS:

Not to the bill, Mr. President. We seem to have skipped over a bill, 1125.

PRESIDING OFFICER: (SENATOR D'ARCO)

I'm sorry. We inadvertently did do that, and we'll return to it.

SENATOR BROOKINS:

Thank you.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall Senate Bill -- the question is, shall House Amendments 1 and 2 -- the Senate concur in House Amendments 1 and 2 to Senate Bill 1273. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 49 Ayes, 2 Nays, and none voting Present. And the Senate does concur in House Amendments 1 and 2 to Senate Bill 1273, and having received the required constitutional majority, is hereby declared passed. Senator Brookins, do we have leave to return to Senate Bill 1125. Hearing no objection, leave is granted. Senator Brookins on 1125.

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ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1125.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Brookins.

SENATOR BROOKINS:

Thank you. Mr. President, I move to concur in Senate Bill 1125. It is an agreed amendment, and it puts back into place everything which we had originally passed.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1125. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 49 -- 50 Ayes, 4 Nays, none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 1125, and having received the required constitutional majority, is hereby declared passed. Senate Bill 1283. Senator Hudson. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2 and 3 to Senate Bill 1283.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hudson.

SENATOR HUDSON:

Thank you, Mr. President. I would move to concur in House Amendments 1, 2 and 3. House Amendment No. 1 requires forest preserves and counties under five hundred thousand to obtain consent of the municipality or township on condemning land for bike paths. Amendment No. 2 adds the language of a bill that we passed here 56 to -- earlier this year. Provides that if a park district is organized to include any part of a municipality, then all of that municipality will be included. Amendment No. 3 adds the language which was approved by the Senate Local Government

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Committee 12 to nothing before. Requires counties to give thirty days notice to land owners when clearing lakes, streams or ponds for flood control purposes. Applies only in counties which have a storm water management plan. I would move to concur in all three amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Any discussion? Senator Cullerton.

SENATOR CULLERTON:

Would the sponsor yield?

PRESIDING OFFICER: (SENATOR D'ARCO)

He indicates he'll yield.

SENATOR CULLERTON:

Could you tell me what House Amendment No. 3 contains?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hudson. Senator Hudson.

SENATOR HUDSON:

House Amendment No. 3 amends the Counties Code and -- Counties Code and requires the maintenance of streams and other waterways that have previously been cleared under the provision of a storm water management plan. It states that forest preserve districts that have a storm water management plan and other environmental policies and county boards seeking to clear waterways must enter into intergovernmental agreements before any clearance or maintenance may begin. It's very similar to a bill that we had here before and it was suggested by the DuPage Mayors' and Managers' Conference.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Welch.

SENATOR WELCH:

I had a question as to Amendment No. 1. The analysis says that this requires -- requires the Lake County Forest Preserve District to abandon or dismiss a proceeding they have apparently

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started to acquire land by condemnation. Why -- is that correct? We're telling them to drop a lawsuit they have against someone and if so, why are we doing that?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hudson.

SENATOR HUDSON:

No.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Welch.

SENATOR WELCH:

Well, then why does it say that in the analysis? It says that, "Amendment No. 1 prohibits the Lake County Forest Preserve District from acquiring an easement in property for a flood plain within a municipal boundary," et cetera, et cetera, "and once having commenced a proceeding to acquire land by condemnation, dismiss or abandon that proceeding without the consent of the property owners."

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hudson.

SENATOR HUDSON:

The beginning of the -- the beginning of the sentence says no district shall do this -- no district shall do this.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Welch.

SENATOR WELCH:

No district shall acquire land by condemnation without the consent of -- of whom?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hudson.

SENATOR HUDSON:

"No district shall dismiss" is the language. No -- no -- no -- no.



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PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Welch.

SENATOR WELCH:

"No district shall dismiss a condemnation lawsuit without the consent of the property owners." Is that what it says?

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Hudson.

SENATOR HUDSON:

That's what it says.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Fawell.

SENATOR FAWELL:

Well, I think what you're talking about in Amendment 1 -- all right.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Can we vote on this now? All right. The question is, shall the Senate concur in House Amendments 1, 2 and 3 to Senate bill 1283. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 42 Ayes, 6 Nays, none voting Present. And the Senate does concur in House Amendments 1, 2 and 3 to Senate Bill 1283, and having received the required constitutional majority, is hereby declared passed. Senate Bill 1295. Senator Philip. Senate Bill 1296. Senator Macdonald. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendments 1, 2 and 3 to Senate Bill 1296.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. I move to concur in Amendment 1, 2

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and 3 to Senate Bill 1296. Amendment No. 1 makes a technical correction only -- restores existing language incorrectly deleted, which authorized the siting of an existing Robbins municipal waste incinerator. No. 2 clarifies that lead acid batteries are not single-use containers to be recycled or disposed of in the same way as other single-use containers. And Amendment No. 3 makes Illinois law regarding -- contaminant radium and radioactive substances in public water supplies identical to those recently adopted by the U.S. EPA. This amendment was offered on behalf of the Illinois Environmental Protection Agency. So I move for concurrence in this -- three amendments.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall the Senate concur in House Amendments 1, 2 and 3 to Senate Bill 1296. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 54 Ayes, no Nays, 1 voting Present. And the Senate does concur in House Amendments 1, 2 and 3 to Senate Bill 1296, and having received the required constitutional majority, is hereby declared passed. 1309. Senator Macdonald. 1309. 1309. Are you -- no. 1337. Senator Collins. 1345. Senator Cullerton. 1364. Senator J.J. Joyce. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1364.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Joyce.

SENATOR J.J. JOYCE:

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

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Joyce moves to non-concur in House Amendments No. 1 and 2 to Senate Bill -- I'm sorry -- to House

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Amendment No. 1 to Senate Bill 1364. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. Senate Bill 1380. Senator Severns. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1380.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. I move to concur with House Amendment No. 1, which simply strikes the word "physician" in -- in the bill. This was discussed in the Senate committee and the House amendment was put on at our request. I know of no opposition, would urge concurrence.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1380. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 54 Ayes, no Nays, none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 1380, and having received the required constitutional majority, is hereby declared passed. Do we have leave of the Body to return to Senate Bill 1309? Hearing no objection, leave is granted. Senator Macdonald on Senate Bill 1309.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1309.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. I move to concur on Amendment No. 1. This amendment merely adds the immediate effective date to the

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bill. I urge your concurrence.

PRESIDING OFFICER: (SENATOR D'ARCO)

All right. Senator Macdonald -- the question is, shall the Senate concur in House Amendments No. 1 to Senate Bill 1309. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 1309, and having received the required constitutional majority, is hereby declared passed. Senate Bill 1393. Senator Marovitz. That concludes -- All right. On the Order of Non-concurrence -- we are moving now to the Order of Non-concurrence on the Secretary's Desk, is House Bill 1620. Senator Jones. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Amendments 1 and 2 to House Bill 1620.

PRESIDING OFFICER: (SENATOR D'ARCO)

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. I move that the Senate recede from House -- from Senate Amendments 1 and 2 to House Bill 1620, so that this bill can go ahead and proceed to the Governor's Office. It deals with the part-time employees in the University Retirement System that is mandated. The bill must be signed by June 30th, so I move we recede from House Amendments -- I mean, Senate Amendments 1 and 2.

PRESIDENT ROCK:

All right. The Gentleman has moved that the Senate recede from Senate Amendments 1 and 2 to House Bill 1620. Is there discussion? If not, the question is, shall the Senate recede from Senate Amendments 1 and 2 to House Bill 1620. Those in favor will vote Aye. Opposed, vote Nay. And the voting's open. All voted

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who wish? Have all voted who wish? Have all voted who wish?  
Have all voted who wish? Take the record. On that question,  
there are 57 Ayes, no Nays, none voting Present. The Senate does  
recede from Amendments 1 and 2 to House Bill 1620, and the bill,  
having received the required constitutional majority, is declared  
passed. Ladies and Gentlemen, we have been through the Regular  
Calendar. As I am sure you are aware, there's a Supplemental been  
passed out, but I'm not sure we've got the backup. Messages from  
the House.

ACTING SECRETARY: (MR. HARRY)

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 No. 2.

I have like Messages on following bills:

Senate Amendment No. 1 to House Bill 2.  
Amendments 1 and 2 to House Bill 38.  
Amendments 1 and 2 to House Bill 46.  
Amendments 1 and 2 to House Bill 70.  
Amendment 1 to House Bill 175.  
Amendment No. 1 to House Bill 176.  
Amendment No. 1 to House Bill 177.  
Amendment No. 1 to House Bill 178.  
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Amendment No. 1 to House Bill 180.  
Amendment No. 1 to House Bill 186.  
Amendment No. 1 to House Bill 493.  
Amendment No. 1 to House Bill 516.  
Amendment No. 1 to House Bill 679.  
Amendments 1, 2 and 3 to House Bill 738.

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Amendment No. 1 to House Bill 764.  
Senate Amendments 1 and 2 to House Bill 799.  
Amendment No. 1 to House Bill 945.  
Amendment No. 1 to House Bill 968.  
Amendment No. 1 to House Bill 970.  
Amendment No. 1 to House Bill 971.  
Amendment No. 1 to House Bill 1079.  
Amendment No. 1 to House Bill 1097.  
Amendment No. 1 to House Bill 1109.  
Amendment No. 1 to House Bill 1183.  
Amendment No. 1 to House Bill 1466.  
Amendment No. 1 to House Bill 1506.  
Amendment No. 1 to House Bill 1528.  
Amendment No. 1 to House Bill 1644.  
Amendment No. 1 to House Bill 1911.  
Amendment No. 1 to House Bill 1949.  
And Amendment No. 1 to House Bill 2417.

PRESIDENT ROCK:

If I can have your attention, with leave of the Body, we'll go back to pick up a couple of bills that Members have requested. On Page 11 on the Calendar. Page 11. Middle of Page 11, on the Order of Secretary's Desk is Senate Bill 216. Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 216.

PRESIDENT ROCK:

Senator Savickas.

SENATOR SAVICKAS:

Yes. Mr. President and Members of the Senate, House Amendment No. 1 would exempt the bill from the State Mandates Act, and with that -- with that understanding Cook County is still interested in amending the compensation of the Cook County Sheriff's Merit Board, and I would move its concurrence.

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PRESIDENT ROCK:

All right. The Gentlemen has moved concurrence in Amendment No. 1 to Senate Bill 216. Discussion? Senator Keats.

SENATOR KEATS:

I -- I rise just questioning as a Cook County taxpayer, as well as a Cook County Legislator. Why are we, in a space of two years, doubling the salaries of people who are political plum appointment jobs? Is there something I'm missing with the hard schedule they've suddenly picked up in the last two years?

PRESIDENT ROCK:

Senator Savickas.

SENATOR SAVICKAS:

Well, Senator Leverenz shout out - three are Republicans - I think that is the case. This -- I don't understand the doubling. It would cost -- it would cost Cook County, as a result of this amendment, fifteen thousand dollars annually. That's the total cost.

PRESIDENT ROCK:

Further discussion? Senator Keats.

SENATOR KEATS:

In -- according to our analysis and I'm just -- according to our analysis, in 1989 they were paid seven thousand five hundred dollars. Under this bill they end up going to fifteen thousand. Now, I'm saying -- maybe they're great guys. I don't even know how they are. But, I mean, I just don't understand why we are a hundred percent salary increase in two years from seventy-five hundred to fifteen thousand on a position that I think most people are aware doesn't really do a whole lot.

PRESIDENT ROCK:

Further discussion? Further discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 216. Those in favor, vote Aye. Opposed, vote Nay. And the

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voting's open. Have all voted who wish? All voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 24 Ayes, 26 Nays, none voting Present. The Senate does not concur in House Amendment No. 1 and the Secretary shall so inform the House. Senator Brookins had request to go back to -- I'm sorry, Senator Savickas.

SENATOR SAVICKAS:

Just on a point of personal privilege.

PRESIDENT ROCK:

Yes, Sir.

SENATOR SAVICKAS:

As again Senator Keats jumped up without knowing what he was talking about. We had passed this bill with this raise to the House. All the House did with this amendment was to make sure that the State Mandates Act was inserted; that the State did not pay any of it. So once again, Senator Keats, in his wild imagination, jumps up to probably vote against the bill he voted for in the beginning. And I would ask that in his usual way that he would apologize by getting up and to reconsider the vote on which he prevailed.

PRESIDENT ROCK:

Senator Brookins has requested to go to 1016. Senate Bill 1016 on Page 18. On the Order of Secretary's Desk, Concurrence, is Senate Bill 1016, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 1016.

PRESIDENT ROCK:

Senator Brookins.

SENATOR BROOKINS:

Thank you, Mr. President. I'll ask that we non-concur in Amendment 1 to Senate Bill 1016.



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PRESIDENT ROCK:

All right. Senator Brookins moves to non-concur in House Amendment No. 1 to Senate Bill 1016. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Butler, for what purpose do you arise?

SENATOR BUTLER:

Mr. President, I'm not sure of the procedure here. Can there be discussion on the non-concurrence?

PRESIDENT ROCK:

Ordinarily there is not, but there certainly could be. We -- well, truly, ordinarily we leave it up to the sponsor. If the sponsor wishes to non-concur and send it to conference - it is not final action.

SENATOR BUTLER:

All right. I will take it to conference.

PRESIDENT ROCK:

All right. Senator Collins was also off the Floor. She has Senate Bill 477. And then we are going to recess. Page 16. On the Order of Secretary's Desk, Concurrence, is Senate Bill 477, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

House Amendment No. 1 to Senate Bill 477.

PRESIDENT ROCK:

Senator Collins.

SENATOR COLLINS:

Yes. Thank you, Mr. President. I -- I move to concur with House Amendment 1. What the bill does, it clarifies the intent of the legislation as it passed here to make sure that priority for day care will be given to those persons who are eligible but involved in training or employment programs, and I would move to concur.

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PRESIDENT ROCK:

All right. The Lady has moved concurrence with House Amendment No. 1 to Senate Bill 477. Discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 477. Those in favor, vote Aye. Opposed, vote Nay. And the voting's open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 51 Ayes, no Nays, none voting Present. Senate does concur with House Amendment No. 1 to Senate Bill 477, and the bill, having received the required constitutional majority, is declared passed. All right. Ladies and Gentlemen, we have distributed a Supplemental Calendar. It does not appear that the back-up information, your analyses or ours are ready, nor are copies of the amendments ready, so I think it behooves us to take a recess and allow the paper to flow. Messages from the Governor.

ACTING SECRETARY: (MR. HARRY)

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

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

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

PRESIDENT ROCK:

Committee on Executive Appointments. Resolutions.

ACTING SECRETARY: (MR. HARRY)

Senate Resolution 603 and 604, and 605 offered by Senator Topinka.

They're all congratulatory or death resolutions.

PRESIDENT ROCK:

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Consent Calendar. All right. Ladies and Gentlemen, while we are awaiting the paper flow, the Senate will stand in recess until the hour of 3:30. We'll take a two-hour recess so everybody has a chance to read the amendments. The machine can get properly uploaded. 3:30 - back on the Floor please. 3:30 we'll continue on the Order of Concurrence. The Senate stands in recess until 3:30.

(RECESS)

(SENATE RECONVENES)

PRESIDENT ROCK:

The hour of 3:30 having arrived the Senate will please come to order. 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:

Senate Amendments 1 and 2 to House Bill 56.

Senate Amendment 1 to House Bill 57.

Senate Amendment 1 to House Bill 358.

Senate Amendment 1 to House Bill 518.

Senate Amendment 1 to House Bill 714.

Senate Amendment 2 to House Bill 1007.

Senate Amendment 1 to House Bill 1073.

Senate Amendment 1 to House Bill 1078.

Senate Amendment 1 to House Bill 1171.

Senate Amendment 1 to House Bill 1321.

Senate Amendment No. 1 to House Bill 1353.

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Senate Amendment No. 1 to House Bill 1364.

Senate Amendment No. 1 to House Bill 1545.

Senate Amendment No. 1 to House Bill 1564.

Senate Amendment No. 1 to House Bill 1811.

Senate Amendment No. 1 to House Bill 2010.

Senate Amendment No. 1 to House Bill 2040.

Senate Amendments 1 and 3 to House Bill 2139.

Senate Amendments 1 to House Bill 2446.

Senate Amendment No. 1 to House Bill 2510.

Senate Amendment 1 to House Bill 104.

Senate Amendment 1 to House Bill 508.

Senate Amendment 1 to House Bill 673.

Senate Amendment 1 to House Bill 1123.

Senate Amendment 1 to House Bill 1228.

Senate Amendments 1 and 2 to House Bill 1254.

Senate Amendment 1 to House Bill 1604.

Senate Amendment 1 to House Bill 1850.

Senate Amendment 1 to House Bill 1929.

Senate Amendment 1 to House 2005.

Senate Amendment 1 to House Bill 2149.

Senate Amendment 1 to House Bill 2169.

And Senate Amendment 1 to House Bill 2489.

Non-concurred in by the House, June 27, 1991.

PRESIDENT ROCK:

Secretary's Desk on the House Messages. Message from the House.

SECRETARY HAWKER:

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

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

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House Joint Resolution 41.

Adopted by the House, June 27, 1991.

It is substantive.

PRESIDENT ROCK:

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

SENATOR GEO-KARIS:

Mr. President, a point of personal privilege.

PRESIDENT ROCK:

State your point, please.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I am pleased to have with us visiting us today from Zion, Illinois, Lieutenant Dave LaBelle and his daughter, Janine, and they are up in the President's Gallery. I'd like you to help me welcome them.

PRESIDENT ROCK:

Yes, will our guests please stand and be recognized. Welcome to Springfield. All right. Ladies and Gentlemen, it has come to my attention that we do have and have passed out Supplemental Calendar No. 1. The House was late in delivering Messages to us and we have Supplementals 2 and 3. Unfortunately, however, the requisite back-up paperwork has not proceeded as quickly as have the Messages. So it is my considered judgment that in an attempt to be fair to all concerned, so that we have the proper information in front of us before we deal with these matters, since Supplemental 1 is Concurrence in House Amendments to Senate Bills, and 2 and 3 would be House Bills on Non-concurrence with Senate Amendments - my judgment is, we would be better advised to wait for the paper and wait for the analysis. And so it is my considered opinion that we should adjourn until tomorrow morning at eleven o'clock, if anybody's got any -- relax now, Geo, relax. Senator Kelly, for what purpose do you arise?

SENATOR KELLY:

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Yes, Mr. President, the Executive Appointment Committee and Veterans' Affairs will have a meeting at ten o'clock tomorrow morning. It's a continued-from-a-recess meeting at ten o'clock, and I'd ask the Members to be in attendance.

PRESIDENT ROCK:

All right. Executive appointments will meet at ten o'clock tomorrow morning in Room 212. Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, there will be a Republican Caucus immediately after adjournment this afternoon in Senator Philip's Office.

PRESIDENT ROCK:

And I hope it lasts forever.

SENATOR GEO-KARIS:

Well, I hope it won't last forever, but long enough -- are we going to be reconvening here today, or did you say tomorrow morning?

PRESIDENT ROCK:

No, we are going to adjourn until eleven o'clock tomorrow morning.

SENATOR GEO-KARIS:

All right. I'd like to repeat. There will be a Republican Caucus in Senator Pate Philip's Office immediately after adjournment.

PRESIDENT ROCK:

Further business to come before the Senate? Senator Brookins.

SENATOR BROOKINS:

I have a resolution - it's a death resolution. I'd like to move for immediate consideration.

PRESIDENT ROCK:

I think that's fair. Resolutions, Madam Secretary.

SECRETARY HAWKER:

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Senate Resolution 606 offered by Senator Brookins.

It is a death resolution.

PRESIDENT ROCK:

Senator Brookins has moved to suspend the rules for the immediate consideration and adoption of Senate Resolution 606. Discussion on the Motion to Suspend? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Brookins now moves the adoption of Senate Resolution 606. Senator Brookins.

SENATOR BROOKINS:

Thank you. Mr. President, this is for a police officer in the City of Chicago, Commander Harness -- Bob Harness. Many of you here may have known him. He is one of the second highest ranking police officers in the City of Chicago, and I happened to have worked for him ten years. It came to my attention that he died, and I would like to offer this resolution for immediate consideration.

PRESIDENT ROCK:

All right. Senator Brookins has moved the adoption of Senate Resolution 606. All in favor indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. Any further business to come before the Senate? Further announcements? If not, Senator Vadalabene moves that the Senate stand adjourned until Friday, tomorrow morning at the hour of eleven o'clock. Senator Kelly has an Executive Appointments meeting at 10:00. We will come in at 11:00 and move immediately through the Calendar. Senate stands adjourned until Friday, June 28, at the hour of 11:00 a.m.

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