

STATE OF ILLINOIS
88TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

23rd Legislative Day

March 17, 1993

PRESIDENT PHILIP:

The hour of noon having arrived, the Senate will please come to order. Will our Members and our guests in the the gallery please rise. Our prayer today is by the Reverend Gerdts, Lincoln Christian Church, Lincoln, Illinois. Reverend Gerdts.

REVEREND GERDTS:

(Prayer by Reverend Gerdts)

PRESIDENT PHILIP:

Thank you, Reverend Gerdts. Reading of the Journal. Senator Butler.

SENATOR BUTLER:

Mr. President, I move that reading and approval of the Journals of Tuesday, March 9th; Wednesday, March 10th; Thursday, March 11th; Friday, March 12th; and Tuesday, March 16th, in the year 1993, be postponed, pending arrival of the printed Journals.

PRESIDENT PHILIP:

Senator Butler moves to postpone the reading and approval of the Journal, pending the arrival of the printed transcript. There being no objections, so ordered. Committee Reports, Mr. Secretary.

SECRETARY HARRY:

Senator Barkhausen, Chairperson of the Committee on Financial Institutions, reports Senate Bill 383 Do Pass.

Senator Syverson, Vice Chairperson of the Committee on Local Government and Elections, reports the following Senate Bills: 138, 168, 192, 196 and 371 Do Pass; and Senate Bills 30 and 211 Do Pass, as Amended.

Senator Fawell, Chairperson of the Committee on Transportation, reports Senate Bills 43 and 147 Do Pass, as Amended.

Senator Ralph Dunn, Chairperson of the Committee on State Government Operations and Executive Appointments, reports Senate

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Bills 239 and 269 Do Pass.

And Senator Weaver, Chairman of the Committee on Rules, reports the following Senate Resolutions: 119, 122, 123, 124, 126, 127, 130, 131 and 133 Be Not Adopted.

PRESIDENT PHILIP:

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

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, just to report that Senator Robert Raica should be excused, because he's still recovering from surgery.

PRESIDENT PHILIP:

Thank you, Senator Geo-Karis. The record will so indicate. Mr. Secretary, Messages.

SECRETARY HARRY:

A Message from the House by Mr. Rossi, Clerk.

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

House Joint Resolution 12.

Adopted by the House, March 16, 1993. It's congratulatory.

PRESIDENT PHILIP:

Consent Calendar. Resolutions, Mr. Secretary.

SECRETARY HARRY:

Senate Resolution 157, offered by Senator Syverson.

Senate Resolution 158, offered by Senator Carroll and all Members.

Senate Resolution 159, offered by Senator Watson, as is Senate Resolution 160.

Senate Resolution 161, by Senator O'Malley.

Senator Hasara offers Senate Resolution 162.

Senator Ralph Dunn offers Senate Resolution 163, 164 and 165.

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Senate Resolution 166 by Senator Watson.

And Senate Joint Resolution 33 is offered by Senator Demuzio. They're all congratulatory and death resolutions, Mr. President.
PRESIDENT PHILIP:

Consent Calendar. Senator Demuzio, what purpose do you arise?

SENATOR DEMUZIO:

I don't know if Senate Joint Resolution 33 was -- was read in. It is a House-Joint-Senate Resolution. I'd like to move to pass that today so it could go over to the House. It's a congratulatory resolution which congratulates Staunton on winning the High School Championship.

PRESIDENT PHILIP:

Senator Demuzio, I don't think that's a problem at all. Senator Demuzio moves to suspend the rules for the purpose of the adoption of Senate Joint Resolution No. 33. Those in favor, signify by saying Aye. Those, Nay. The motion is adopted. Now, Senator Demuzio, to explain your Senate Joint Resolution.

SENATOR DEMUZIO:

Thank you. It's a congratulatory resolution that -- it is a House-Senate Joint Resolution. It congratulates Staunton on winning the Class A Championship. I would move its adoption.

PRESIDENT PHILIP:

Senator Demuzio has -- has moved the adoption of Senate Joint Resolution No. 33. Those in favor, signify by saying Aye. Those opposed, Nay. Ayes have it. The -- the resolution is adopted.
Committee Reports.

SECRETARY HARRY:

Senator Ralph Dunn, Chairperson of the Committee on State Government Operations and Executive Appointments, to which was referred the Governor's Message of March 4, 1993, reported the same back with the recommendation that the Senate advise and consent to the following appointments.

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PRESIDENT PHILIP:

Senator Dunn, for what purpose do you arise?

SENATOR R. DUNN:

Thank you, Mr. President. I move the Senate resolve itself into Executive Session for purposes of acting on the Governor's appointments set forth in his Message of March the 4th, 1993. Mr. President, with respect to the Governor's Message of March the 4th, 1993, I will read the unsalaried appointments to which the Senate Committee on State Government Operations and Executive Appointments recommend the Senate do advise and consent.

To the Capital Development Board - To be a member of the Capital Development Board for a term ending January 20th...

PRESIDENT PHILIP:

May we have a little order, please? This is going to be final action on the Governor's appointments.

SENATOR R. DUNN:

To be a member of the Capital Development Board for a term ending January 20th, 1977 <sic> (1997): Dennis Gannon of Chicago.

To be members of the Economic Development Board for terms ending November the 1st, 1994: Vicki Bernthal of Danville, Norman Bobins of Chicago, W. H. Clark of Hinsdale, Katherine Davis of Chicago, Lawrence Field of Highland Park, Eric Johnson of Flossmoor, Earl Lazerson of Edwardsville, Marilyn Miglin of Chicago, Paul Oddo of Mount Prospect, John Rau of Kenilworth, Roger Roberson of Champaign, Ping Tom of Niles, Norman Toscano of -- of Lincolnwood, Robert Viets of Peoria, Richard Walsh of Springfield.

PRESIDENT PHILIP:

May we have a little order, please? Thank you.

SENATOR R. DUNN:

I know this is not very interesting, but we need to do it, don't we, Mr. President?

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To be members of the Employment Security Advisory Board for terms expiring January 16th, 1995: Sally Jackson of Chicago, Roger Roberson of Champaign, Michael Stout of Springfield, David Vite of Woodstock.

To be a member of the Illinois Gaming Board for a term ending July the 1st, 1994: Gayl Pyatt of Pinckneyville.

To be members of the Illinois Gaming Board for a term ending July 1, 1995: J. Thomas Johnson of Chicago, Robert Vickrey of Peru.

To be members of the State Board of Health for terms ending November 1, 1993: Naomi Ervin of Chicago, Cara Kelly of Vandalia, Colin McRea of Mundelein, Marsha Pruitt of Peoria Heights.

To be members of the State Board of Health for terms ending November 1, 1994: Don Ross of Springfield, Karen Scott of Palatine, Howard Stone of Decatur, Bernard Turnock of Chicago, Michael Williams of Rockford.

To be members of the State Board of Health for terms ending November the 1st, 1997: Virendra Bisla of Flossmoor, James McGee of Peoria Heights, Michael Murphy of Belleville, Joseph Orthoefer of Rockford, Vera Wilt of North Riverside.

To be Public Administrator and Public Guardian of Greene County for a term ending December the 6th, 1993: James Guis of White Hall.

To be a member of the Quad Cities Regional Economic Development Authority for a term ending January 17th, 1994: Debra Toppert of Cordova.

To be a member of the Quad Cities Regional Economic Development Authority for a term ending January 16th 1995: Richard John of Moline.

To be members of the Quad Cities Regional Economic Development Authority for terms ending January 16th, 1996: Ken Schloemer of Moline, Eugene Suarez of East Moline, Charles Wilson of Rock

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Island.

To be a member of the Illinois Sports Facilities Authority for a term ending June the 30th, 1995: Richard Grad of Orland Park.

To be members of the Workmans <sic> (Workers) Compensation Advisory Council for a term ending January the 17th, 1994: Sally Jackson of Chicago.

Mr. President, having read the unsalaried appointments, I now seek leave to consider all these appointments on one roll call, unless some Senator has an objection to these appointments. Mr. President, will you put the question as required by our rules?

PRESIDENT PHILIP:

May we please have some order, please? This is going to be final judgment on the Governor's appointees. Senator Dunn. The -- the question is, does the Senate advise and consent to the nominations just made. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Has everybody voted who wish? Has everybody voted who wish? Has everybody voted who wish? Take the record. ...(microphone cutoff)...question, the Ayes are 57, the Nays are none. A majority of the Senators elected concurred by the record vote, the Senate does advise and consent to the nominations just made. Senator O'Malley, for what purpose do you arise?

SENATOR O'MALLEY:

Mr. President, I rise to ask for suspension of the rules for immediate consideration and adoption of Senate Resolution 161. No?

PRESIDENT PHILIP:

Senator O'Malley, we're in Executive Session right now. We have to get out of Executive Session. Senator Dunn.

SENATOR R. DUNN:

Thank you, Mr. -- thank you, Mr. President. With respect to the Governor's Message of March the 4th, 1993, I will read the

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salaried appointments to which the Senate Committee on State Government Operations and Executive Appointments recommends that the Senate do advise and consent.

To be the Director of Agriculture -- the Department of Agriculture for a term ending January 16th, 1995: Rebecca Doyle of Carlinville.

To be Assistant Director of the Department of Agriculture for a term ending January 16th, 1995: Michael Baise of Jacksonville.

To be the Director of the Department of Corrections for a term ending January 16th, 1995: Howard Peters III of Springfield.

To be the Director of the Department of Employment Security for a term ending January 16th, 1995: Loleta Didrickson of Chicago.

To be the Director of the Department of Financial Institutions for a term ending January 16th, 1995: Robert <sic> (Gilbert) Ruiz of McHenry.

To be the Assistant Director of the Department of Financial Institutions for a term ending January 16th, 1995: Halina Bielowicz -- Bielowicz of Glenview.

To be the State Fire Marshal for a term ending January 16th, 1995: Thomas Armstead of Springfield.

To be the Director of the Department of Human Rights for a term ending January 16th, 1995: Rosemary Bombela of Chicago.

To be the Director of the Department of Insurance for a term ending January 16th, 1995: Stephen Selcke of Springfield.

To be the Assistant Director of the Department of Insurance for a term ending January 16th, 1995: Madelynne Brown of Chicago.

To be the Director of the Department of Labor for a term ending January 16th, 1995: Shinae Chun of Riverwoods.

To be the Assistant Director of the Department of Labor for a term ending January 16th, 1995: Jerry Banning of Springfield.

To be the Chief Factory Inspector within the Department of

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Labor for a term ending January 16th, 1995: Robert Nicol of Edinburg.

To be the Director of the Department of Mines and Minerals for a term ending January 16th, 1995: Ronald Morse of Harrisburg.

To be the Assistant Director of the Department of Mines and Minerals for a term ending January 16th, 1995: John Vancil of DuQuoin.

To be the Director of the Department of Energy and Natural Resources for a term ending January 16th, 1995: John Moore of Pleasant Plains.

To be the Director of the Department of State Police...

PRESIDENT PHILIP:

You know, could we clear the -- our side of the aisle with all the conferences and all the clatter. Now these are salaried appointees of the Governor. I hate to say it; the other side of the aisle is pretty peaceful and quiet. It seems all the commotion's on our side. Senator Dunn.

SENATOR R. DUNN:

Fine. Thank you -- thank you, Mr. -- Mr. President.

To be the Director of the Department of State Police for a term ending January 16th, 1995: Terrance Gainer of Springfield.

To be the Director of the Department of Public Aid for a term ending January 16th, 1995: Phil Bradley of Springfield.

To be the Director of the Department of Human Health -- Public Health for a term ending January 16th, 1995: Dr. John Lumpkin of Chicago.

To be the Assistant Director of the Department of Public Health for a term ending January 16th: Mardyth Pollard of Springfield.

To be the Director of the Department of Rehabilitative -- Rehabilitation Services for a term ending January 16th, 1995: Audrey McCrimon of Chicago.

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To be the Commissioner of Residential Finance effective July the 16th, 1993, for a term ending July 1st, 1998: Jack Schaffer of Gary -- Cary.

To be the Director of the -- Department of Veterans' Affairs for a term ending January 16th, 1995: Robert Poshard of Springfield.

To be a Judge of the Court of Claims for a term ending January 17th, 1994: Richard Mitchell of Jacksonville.

To be the Chief Justice of the Court of Claims for a term ending January 18th, 1995 <sic> (1999): Roger Sommer of Morton.

To be a member of the Illinois Education Labor Relations Board for -- effective March the 15th, 1993, for a term ending February 1, 1998: Mary Ann Louderback of Cary.

Board of Review - To be a member of the Board of Review for terms ending January 16th, 1995: John Cashman of Elmhurst, Rolland Lewis of Mt. Vernon, Stan Mucha of Burbank, Gary Sullivan of Springfield, Jon Walker of Moro.

Mr. President, having read the salaried appointments, I now seek leave to consider the appointments on a roll call, unless some Senator has an objection to these appointments. And, Mr. President, will you put the question as required by our rules?

PRESIDENT PHILIP:

There is a motion -- there is a motion. There any further discussions? Senator Jones.

SENATOR JONES:

Thank you, Mr. President. Would the sponsor yield to a question as it relate to one of the nominees?

PRESIDENT PHILIP:

The sponsor indicates he will yield. Senator Jones.

SENATOR JONES:

For the Office of Commissioner of Savings and Residential Finance, is that the same Jack Schaffer who served with us, who

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was opposed to all -- all of my great licensure bills? Now he has the great honor of trying to regulate the licensure. Is that the same Jack Schaffer?

PRESIDENT PHILIP:

Senator Dunn.

SENATOR R. DUNN:

Thank -- thank you Mr. President. That's the same Jack Schaffer that opposed my bill about turning on your windshield wipers with your headlights too. That's the same. Thank you.

PRESIDENT PHILIP:

Senator Jones.

SENATOR JONES:

Well, I don't know if we should separate it out for a separate roll call, but I think he, himself, should be licensed to do this, and let's put it in a bill to do such.

PRESIDENT PHILIP:

Senator Klemm, for what purpose do you arise?

SENATOR KLEMM:

Well, I just wanted to report, Mr. President, that's the same Jack Schaffer who's now seen the light and error of his ways, and he certainly is reformed.

PRESIDENT PHILIP:

Well, quite frankly, Senator Jones, I think we're all glad to get rid of him. And if you would like to be -- and if you'd like to be indicated as voting No, we'll certainly let the record indicate that. Senator Carroll, for what purpose do you arise?

SENATOR CARROLL:

I was just going to ask, Mr. President, if it would be all right to maybe separate him from the rest of the list and have a separate roll call on former Senator Schaffer. I think some Members might want to express their views on that.

PRESIDENT PHILIP:

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Senator Geo-Karis, for what purpose do you arise? The question is, does the Senate advise and consent to the nominations just made. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have you all voted who wish? Have you all voted who wish? Have you all voted who wish? Take the record. On the question, there are 54 Ayes, no Nays. A majority of the Senators elected concurred by the record vote, the Senate does advise and consent to the nominations just made. Senator Dunn, for what purpose do you -- do you arise?

SENATOR R. DUNN:

Mr. President, I move the Senate arise from Executive Session. Thank you.

PRESIDENT PHILIP:

Senator Dunn moves that the Senate arise from the Executive Session. Are there any objections? If not, the Senate -- so ordered. Senator Dudycz, for what purpose do you arise?

SENATOR DUDYCZ:

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

PRESIDENT PHILIP:

State your point.

SENATOR DUDYCZ:

Ladies and Gentlemen of the Senate, in the rear gallery on the Democratic side we have some special guests from my district. We have the eighth grade students from the St. John Brebeuf School in Niles, and I'd like to have them stand and be recognized.

PRESIDENT PHILIP:

Would you please stand and be recognized? Welcome to Springfield. Committee Reports.

SECRETARY HARRY:

Senator Mahar, Chairperson of the Committee on Environment and Energy, reports the following bills: Senate Bills 188, 339, 543 and 578 Do Pass; and Senate Bills 227, 534 and 952 Do Pass, as

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Amended.

PRESIDENT PHILIP:

Senator O'Malley, for what purpose do you arise?

SENATOR O'MALLEY:

Thank you, Mr. President. I believe I'm in the correct order now. I would ask for suspension of the rules for the immediate consideration and adoption of Senate Resolution 161. It's a congratulatory resolution.

PRESIDENT PHILIP:

Senator O'Malley moves to suspend the rules for the purpose of the adoption of Senate Resolution 161. Those in favor, signify by saying Aye. Those -- opposed, Nay. Ayes have it. The rules are suspended. Senator O'Malley, on the resolution. Just explain the resolution, briefly.

SENATOR O'MALLEY:

Mr. President, this is a congratulatory resolution recognizing the hundredth birthday of the Village of Evergreen Park, and I'm hopeful of presenting that this evening in Evergreen Park.

PRESIDENT PHILIP:

Senator DeAngelis, for what purpose do you arise?

SENATOR DeANGELIS:

Thank you, Mr. President. I would like to have the leave of the Body to show the entire Revenue Committee as sponsor of Senate Bill 558.

PRESIDENT PHILIP:

If you would just hold your motion for a minute. After we adopt Senator O'Malley's, we will get back to you. Senator O'Malley has -- has moved the adoption of Senate Resolution 161. Those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have it. The resolution is adopted. Now, Senator DeAngelis, for what purpose?

SENATOR DeANGELIS:

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Thank you, Mr. President. I would like to have leave of the Body to have the entire Revenue Committee be shown as sponsor of Senate Bill 558. Make it a committee bill.

PRESIDENT PHILIP:

Senator DeAngelis, do you mean to make this a committee bill, or all the Members?

SENATOR DeANGELIS:

Anyone else who would like to sign on is fine, but this a Revenue Committee bill.

PRESIDENT PHILIP:

All right. I understand, then. Senator DeAngelis moves that the sponsorment <sic> of this bill goes to the Committee on Revenue. Any objection? Those in favor, signify by saying Aye. Those opposed, Nay. Motion carries. If we could have a little order, the Senate now will go to the order of -- Senator Demuzio, for what purpose do you arise?

SENATOR DEMUZIO:

Thank you, Mr. President. I'd like the record to reflect that Senator Shaw is absent today due to illness, as well as Senator Vadalabene.

PRESIDENT PHILIP:

The record will so indicate. Thank you. Now the Senate will go to the Order of 2nd Readings for the purpose of considering Senate Bill 312, the supplemental appropriation. For the benefit of the Membership, it's on the -- on page 4 of the Calendar. Read the bill.

SECRETARY HARRY:

Senate Bill 312.

(Secretary reads title of bill)

2nd Reading of the bill.

PRESIDENT PHILIP:

Senator Maitland.

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SENATOR MAITLAND:

Thank you, Mr. President. I rise for the purpose of an announcement at this point, if I could. We -- I learned just a few moments ago that Senator Hall had filed a -- a motion -- a request for a Balanced Budget Act Note on -- on Senate Bill 312. We are -- we are more than willing to hold that bill on -- on 2nd Reading. The Act does not require that, but to accommodate his wishes, we -- we would be happy to do that, and we will work expeditiously to get that note filed.

PRESIDENT PHILIP:

Thank you. Take it out of the record. Senator Karpiel, for what purpose do you arise?

SENATOR KARPIEL:

Thank you, Mr. President. Just to announce that the Executive Committee meeting will commence immediately upon adjournment. If we get out before 2 o'clock, we will go right into committee. We have a lot of bills to handle.

PRESIDENT PHILIP:

Thank you, Senator Karpiel. Resolutions, Mr. Secretary.

SECRETARY HARRY:

Senate Resolution 167, offered by Senator Woodyard.

Senate Resolution 168, offered by Senator Topinka.

And Senator -- Senator Tom Dunn offers Senate Resolution 169. They're all congratulatory, Mr. President.

PRESIDENT PHILIP:

Consent Calendar. Senator Topinka, for what reason do you...

SENATOR TOPINKA:

Just a reminder that Public Health and Welfare meets at 2 p.m. in A-1 of the Stratton Building; or, pending the departure and adjournment today, we will go right in.

PRESIDENT PHILIP:

Thank you, Senator Topinka. If there's no further business to

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come before the Senate, Senator Weaver moves the Senate stands adjourned until tomorrow at noon.

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