

STATE OF ILLINOIS  
88TH GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

119th Legislative Day

May 13, 1994

PRESIDENT PHILIP:

The regular Session of the 88th General Assembly will please come to order. Will the Members please be at their desks. Will our guests in the gallery please rise. Our prayer today will be given by Father Cassidy, Blessed Sacrament Church, Springfield, Illinois. Father Cassidy.

FATHER CASSIDY:

(Prayer by Father Cassidy)

PRESIDENT PHILIP:

I'd like to make an announcement. We hopefully will do the Supplemental today, 2nds and 3rd Readings, and go through the full Calendar, and hopefully get out here by early afternoon. Reading of the Journal. Senator Butler.

SENATOR BUTLER:

Mr. President, I move that reading and approval of the Journals of Wednesday, May 11th, and Thursday, May 12th, in the year 1994, be postponed, pending arrival of the printed Journals.

PRESIDENT PHILIP:

Senator Butler moves to postpone the reading and the approval of the Journal, pending the arrival of the printed transcripts. There being no objection, so ordered. Committee Report.

SECRETARY HARRY:

Senator Maitland, Chair of the Committee on Appropriations, reports Senate Bill 1776 with a motion to concur with House Amendment No. 2 Be Adopted; and House Bills 6, 8 and 9 Do Pass, as Amended.

PRESIDENT PHILIP:

Messages.

SECRETARY HARRY:

A Message from the Treasurer.

To the Honorable Members of the Senate, 88th General Assembly - I have nominated the following named person to the

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Treasurer's Personnel Review Board and respectfully ask concurrence in the confirmation of this appointment by your Honorable Body.

Signed by Patrick Quinn, State Treasurer.

PRESIDENT PHILIP:

Messages from the House.

SECRETARY HARRY:

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 100 -- House Amendment 2 --  
House Joint Resolution 100, which was adopted by the House, May 12th, 1994.

It's substantive.

A Message from the House by Mr. Rossi, 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 1083, together with House Amendment 2.  
Passed the House, as amended, May 12th, 1994.

We have a like Message on House Bills 2710, 3801 and 3871.  
All passed the House, May 12th, 1994.

PRESIDENT PHILIP:

Senator Weaver, for the adjournment resolution. Excuse me.  
Messages from the House.

SECRETARY HARRY:

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

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concurrence of the Senate, to wit:

House Joint Resolution 155.

(Secretary reads HJR No. 155)

Adopted by the House, May 12, 1994.

PRESIDENT PHILIP:

Senator Weaver moves to suspend the rules for the purpose of immediate consideration and adoption of House Joint Resolution 155. All those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it. The rules are suspended. Now on House Joint Resolution 155. Senator Weaver has moved the adoption. All those in favor, signify by saying Aye. Those opposed, Nay. Ayes have it. The resolution is adopted. House Bills 1st.

SECRETARY HARRY:

House Bill 2462, offered by Senator Hendon.

(Secretary reads title of bill)

House Bill 3332, by Senator Watson.

(Secretary reads title of bill)

House Bill 3814, by Senator Geo-Karis.

(Secretary reads title of bill)

House Bill 3917, by Senator Ralph Dunn.

(Secretary reads title of bill)

And House Bill 4106, by Senator Berman.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT PHILIP:

Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Thank you, Mr. President. I have an announcement. Two -- two announcements, I guess. First of all, I want to bring to the Membership's attention...

PRESIDENT PHILIP:

Could we have some order, please, for the announcement?

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Senator Demuzio.

SENATOR DEMUZIO:

...that Senator George Shadid has been here one year today - his one-year anniversary - and they tell me also that on Sunday he will be celebrating his seventieth or -- or -- or sixty-five, or whatever it is, birthday. So we want -- we want to congratulate...

PRESIDENT PHILIP:

Sixty-five or seventy or eighty or thirty-five. Okay. I understand. Senator Shadid.

SENATOR SHADID:

Mr. Chairman, I accept those comments from my esteemed colleague over here, Senator -- is that your name? Demuzio? Well, thank you very much. And I am going to be fifty-one years old Sunday. Thank you.

PRESIDENT PHILIP:

Well, you're certainly a young-looking fifty-one. I want you to know that.

SENATOR DEMUZIO:

Twenty years ago.

SENATOR SHADID:

I -- I've had a tough life.

PRESIDENT PHILIP:

Well, listen, Senator. I want you to know that I'm kind of sensitive myself, because I'm not getting any younger either. Resolutions.

SECRETARY HARRY:

Senate Resolution 1445, offered by Senator Lauzen.

Senate Resolution 1446, by Senator Trotter and all Members.

Senate Resolution 1447 is by Senator Trotter.

Senator Butler offers Senate Resolution 1448.

Senate Resolution 1449, by Senator Hawkinson.

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Senate Resolution 1415 <sic> (1450), by Senators Karpiel, Fawell, Philip and all Members.

Senate Resolution 1451 is offered by Senator Topinka.

Senator Watson offers Senate Resolution 1452.

Senate Resolution 1453, by Senator Hendon.

Senate Resolution 1454, by Senator Dillard.

And Senate Joint Resolution 159, by Senator Trotter and all Members.

They're all congratulatory and death resolutions, Mr. President.

PRESIDENT PHILIP:

Consent Calendar.

SECRETARY HARRY:

Senate Resolution 1455, by Senator Dillard.

And Senate Resolution 1456, by Senators Butler and DeAngelis. They're both substantive.

PRESIDENT PHILIP:

On the bottom of page 7 on the Senate Calendar, the Order of House Bills 2nd Reading. And I would certainly encourage the Member to move their bills on 2nd Reading today. House Bill 298. Senator Mahar. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 298.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Environment and Energy adopted one amendment.

PRESIDENT PHILIP:

Have there been any other Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDENT PHILIP:

3rd Reading. House Bill 356. Senator Dudycz. Senator

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Dudycz. Take it out of the record. House Bill 381. Senator Cronin. Take it out of the record. House Bill 504. Senator Watson. Read the bill.

SECRETARY HARRY:

House Bill 504.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted one amendment.

PRESIDENT PHILIP:

Have there been any other Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDENT PHILIP:

3rd Reading. House Bill 610. Senator Shaw. Senator Shaw. Take it out of the record. House Bill 902. Senator Cullerton. Senator Cullerton. Take it out of the record. Oop. Read the bill, Mr. -- bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 902.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

Have there been any other Floor amendments have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDENT PHILIP:

3rd Reading. Senator Topinka, for what purpose do you rise?

SENATOR TOPINKA:

Yes. Mr. President, a point of personal privilege, if I may.

PRESIDENT PHILIP:

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State your point.

SENATOR TOPINKA:

In the right-hand gallery behind us we have visiting with us today the American Studies Class from Morton West High School in Berwyn. There's twenty-five strong here, and they are being escorted by their teacher, Redd Griffin, who is a former State Representative coming out of Oak Park. So if we could all greet them, that would be just delightful.

PRESIDENT PHILIP:

If Morton High School would please rise and be recognized by the Senate. House Bill 1129. Senator Topinka. Senator Topinka. Take it out of the record. On the top of page 8, House Bill 1352. Senator Karpziel. Senator Karpziel. Take it out of the record. House Bill 1391. Senator Demuzio. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1391.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 1565 <sic>. Senator Maitland. Senator Maitland. Senator Maitland, 1569. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1569.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted one amendment.

PRESIDENT PHILIP:

Have there been any other Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

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PRESIDENT PHILIP:

3rd Reading. House Bill 1705. Senator Rauschenberger. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1705.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Executive adopted one amendment.

PRESIDENT PHILIP:

Are there any further Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDENT PHILIP:

3rd Reading. House Bill 1774. Senator Topinka. Take it out of the record. House Bill 1786. Senator Molaro. Senator Molaro. Take it out of the record. House Bill 1853. Senator Topinka. Senator Topinka. Take it out of the record. House Bill 2010. Senator DeAngelis. 2010. Are you there? Take -- read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2010.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted one amendment.

PRESIDENT PHILIP:

Have there been any other Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDENT PHILIP:

3rd Reading. House Bill 2107. Senator Watson. Take it out



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of the record. House Bill 2108. Senator Cullerton. Senator Cullerton. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2108.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted one amendment.

PRESIDENT PHILIP:

Have there been any other Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDENT PHILIP:

3rd Reading. House Bill 2349. I'm sorry. I skipped House Bill 2221. Senator Jacobs. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2221.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 2349. Senator Ralph Dunn. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2349.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on State Government Operations and Executive Appointments adopted one amendment.

PRESIDENT PHILIP:

Have there been any other Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

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PRESIDENT PHILIP:

3rd Reading. House Bill 2424. Senator Cronin. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2424.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health and Welfare adopted one amendment.

PRESIDENT PHILIP:

Have there been any other Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDENT PHILIP:

3rd Reading. House Bill 2631. Senator Ralph Dunn. Take it out of the record. House Bill 2638. Senator Watson. Senator Watson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2638.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted four amendments.

PRESIDENT PHILIP:

Have there been any other Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDENT PHILIP:

3rd Reading. House Bill 2642. Senator Watson. Read the bill.

SECRETARY HARRY:

House Bill 2642.

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(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Education adopted one amendment.

PRESIDENT PHILIP:

Have there been any further Floor amendments have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDENT PHILIP:

3rd Reading. House Bill 2931. Senator Demuzio. Senator Demuzio. House Bill 2931. Senator Demuzio. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2931.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 3079. Senator Barkhausen. Senator Barkhausen. Take it out of the record. House Bill 3094. Senator Raica. Senator Raica. Take it out of the record. House Bill 3244. Senator DeAngelis. Take it out of the record. House Bill 3457. Senator Fawell. Senator Fawell. Take it out of the record. House Bill 3478. Senator Fawell. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3478.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 3522. Senator Cronin. Senator Cronin. Read the bill, Mr. Secretary.

SECRETARY HARRY:

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House Bill 3522.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 3551. Senator Fawell. Take it out of the record. House Bill 3561. Senator Mahar. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3561.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 3582. Senator -- take that out of the record, please. Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Mr. President, there was a fiscal note filed on that last one. Was the fiscal note met? 3561.

PRESIDENT PHILIP:

Yes. It was answered. All right. House Bill 3587. Senator Dudycz. Take it out of the record. House Bill 3975. Senator Topinka. Senator Topinka. Take it out of the record. House Bill 4033. Senator Dillard. Senator Dillard. Read the bill.

SECRETARY HARRY:

House Bill 4033.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 4176. Senator Dudycz. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 4176.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. ...(microphone cutoff)...completes 2nd Readings. Shortly we'll be going to the Supplemental Calendar. It's being distributed, I am told, right now. Supplemental Calendar No. 1. Senate Bill 1776. Senator Maitland. Mr. Secretary, read the bill.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 2 to Senate Bill 1776.

Filed by Senator Maitland.

PRESIDENT PHILIP:

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. Senate Bill 1776 that is before us now on Concurrence is the -- is the last supplemental that we passed over to the House, and -- and you may recall, this was the third supplemental that we -- we passed over there. The House has elected to add House Amendment No. 2 that does -- that does three things, and my -- my motion will be, Ladies and Gentlemen, to concur with this House amendment. But let me explain it very briefly. There is seventy-five thousand dollars as a part of that amendment that is appropriated to the State Board of Education to provide the start-up funding for GED that was a part of the conversion from the regional superintendent to the State Board of Education, and this will allow them to lose no time with GED. Secondly, there is two hundred and twenty thousand dollars of -- of Income Fund money that is transferred from that line item to another in the -- for the Community College of East St. Louis. This was suggested by -- by Representative Younge. And I think Senator Hall concurs with

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-- with this. And finally, there is an amount of twenty-six thousand two hundred and eighty that -- that is transferred within the Comptroller's State officers' salary bill to provide payment of the remaining portion of our dear departed colleague - Senator Sam Vadalabene's 88th General Assembly salary, which is provided by law. Mr. President, I know of no opposition. I would therefore move that we concur in House Amendment No. 2 to House Bill -- Senate Bill 1776.

PRESIDENT PHILIP:

Further discussion? Senator Palmer. Senator Palmer.

SENATOR PALMER:

Thank you, Mr. President. A question of the sponsor.

PRESIDENT PHILIP:

Indicates he'll yield.

SENATOR PALMER:

Senator Maitland, by appropriating the seventy-five thousand GRF to the State Board of Education, does that take care of the problem in Chicago of students not being able to take their GRE tests this summer -- I'm sorry, GED tests?

PRESIDENT PHILIP:

Senator Maitland.

SENATOR MAITLAND:

Senator, what that -- that does, as you know, this is a transfer of responsibility, and there was concern that if there is a delay in signing the FY'95 appropriation bill, which does contain the money for the annualized funding of GED, this will provide for that gap in funding. We don't want there to be any time in which that money's not available.

PRESIDENT PHILIP:

Senator del Valle, for what purpose do you rise?

SENATOR DEL VALLE:

A question for the sponsor.

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PRESIDENT PHILIP:

Indicates he'll yield.

SENATOR DEL VALLE:

On the same subject, Senator Maitland, has the State Board of Education indicated exactly how they're going to go about utilizing this money to ensure that there is no interruption in testing services? I have been told that as of next week, all the testing sessions will be closed. So it is important for the State Board to establish an agreement almost immediately with the community colleges or another vendor. It seems to me that if they've put in the request for the supplemental appropriation, that with that request, they should have told us exactly what they're going to be doing, given that it has to happen immediately. Have they informed you what steps they're going to take immediately to ensure that there is no interruption in GED testing services?

PRESIDENT PHILIP:

Senator Maitland.

SENATOR MAITLAND:

Senator, first of all, the State Board didn't ask for this -- for this funding. Someone in the House is the one that was concerned about this, and the State Board has agreed. They are in the process now of seeking a contractor, as quickly as they can, to put this -- this service into -- into effect. It is my understanding, in my brief conversations with them and our staff's brief conversation with them, that they're doing everything within their power to get a contract on line, and -- and I guess one might say that they were concerned that they needed to have the money as quickly as they entered into a contract. And I think this will do that.

PRESIDENT PHILIP:

Senator del Valle.

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SENATOR DEL VALLE:

Well, I'm concerned because you just said that the State Board didn't ask for this, but they're ready to move quickly. That is precisely my concern. I -- I think that there is a possibility that there will be an interruption in services unless the State Board gets really serious about assuming these responsibilities, and I've yet to see anything in writing that will indicate to us that they are really serious about this. Now, I would suggest that -- and I want to go on record as requesting from the State Board immediately, in writing, the plan that they have for assuming responsibility for GED testing.

PRESIDENT PHILIP:

Senator DeAngelis. For what purpose do you rise, Senator DeAngelis?

SENATOR DeANGELIS:

Well, just to comment on the dialogue that's going on here. You know, there's one element that's not been included in this discussion, and that is the rather erratic and irrational behavior of the county board. Last Friday the president of the county board issued a layoff to all members of the regional superintendent's office. When asked to put that in writing, he reconsidered that decision. In order to have an orderly transfer of power, you've got to turn around and have the people that are doing it cooperate with the people that will be doing it. And if you're going to ask the State Board to do this, then somewhere down the line we've got to get some cooperation from the county, as well.

PRESIDENT PHILIP:

Senator Hall, for what purpose do you rise?

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senator Maitland, is -- are we finished with that? I want



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to go on... Are you still on this same...

PRESIDENT PHILIP:

We're on discussion of House Amendment No. 2 to Senate Bill 1776.

SENATOR HALL:

Well, on -- all right, on 2. Fine. Thanks. This grants the State Community College Contracts and Grants to the State -- the OSF and the State Community College FY'94 budget. The transfer is being made to allow the State Community College to process payments for federal PELL grants. After the payment is made, the U.S. Department of Education will reimburse the claims in approximately thirty days. There are no General Revenue funds - GRF costs - associated with the transfer, so that I concur with Senator Maitland.

PRESIDENT PHILIP:

Thank you, Senator Hall. Further discussion? If not, Senator Maitland, to close.

SENATOR MAITLAND:

Well, thank -- thank you very much, Mr. President, Members of the Senate. I -- Senator del Valle, I -- I really must, I guess, address once again the points you make. We can -- here's the plan. Here's the plan. As Senator DeAngelis is saying, trying very hard to work with the county board. We are doing everything we can to accommodate your needs. There is only so much we can do from here. The one thing I can guarantee you, if you don't want to support the seventy-five thousand dollars - take it out, but I can assure you if we don't put it in, there will be a guaranteed severe interruption, and we don't want that to happen. Mr. President, I renew my motion.

PRESIDENT PHILIP:

This is final action now. The question is, shall the Senate concur in House Amendment No. 2 to Senate Bill 776 <sic> (1776).

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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? Take the record. On the question, there's 56 Ayes, no Nays, no voting Present. Senate Bill -- the Senate does concur in House Amendment No. 2 to Senate Bill 1776. This bill, having received the constitutional requirement, is declared passed. Now it's the intent of the Chair to proceed to the Order of House Bills 3rd Reading. If you would please turn to page 3 on today's Senate Calendar. House Bill 44. Senator Mahar. Take it out of the record. Just for the Members' information, it would appear that we're having some technical problems with the board.

PRESIDING OFFICER: (SENATOR WATSON)

On page 3 of the Calendar, 3rd Reading, House Bills. Senator Madigan. House Bill 61. Senator Madigan, do you wish to have your bill called? Out of the record. House Bill 99. Senator Berman. Out of the record. House Bill 232. Senator O'Malley. Senator O'Malley, would you like to have your bill called today? House Bill 457. Senator Fawell. Out of the record. House Bill 539. Senator Fitzgerald. Out of the record. House Bill 696. Senator Petka. Senator Petka? Out of the record. House Bill 742. Senator Shadid. Out of the record. House Bill 767. Senator Barkhausen. Senator Barkhausen? Out of the record. House Bill 1066. Senator Madigan. Read the -- read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1066.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Madigan, to explain the bill.

SENATOR MADIGAN:

Thank you -- thank you, Mr. President, Members of the Senate.

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House Bill 1066, as amended, accomplishes three basic matters. First of all, it provides that a domestic stock insurance company may provide in its bylaws a variable range for the number of directors. Secondly, it -- that it amends the Illinois income tax in calculating the gross income of an insurance company for tax years ending December 31st, 1994, or later; that it would include gross investment income, rather than only the company's share of that gross investment income. And lastly, it creates the Medical Care Savings Account Act and amends the income tax. It authorizes an employer to be able to offer a medical care savings account program, under which the employer contributes into an account all or part of the premium differential realized by the employer based on the purchase of a higher deductible health plan for the benefit of an employee. Would require the account administrator to use monies in the account to pay the employee's medical expenses or purchase health coverage for that employee. Would allow an employee to make withdrawals from that account subject to certain restrictions. Would make the amounts of contributions to an account, and the interest earned on that, not subject to State income tax with certain exceptions, and this Act would sunset on January the 1st of -- of the year 2000. I -- the amendments -- House -- House Bill 1066, as amended, passed out of the Insurance, Pensions and Licensed Activities Committee unanimously the other day. I would be glad to answer any questions, and would ask for favorable consideration of House Bill 1066, as amended.

PRESIDING OFFICER: (SENATOR WATSON)

Discussion? Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President. Mr. President, I filed some amendments to this bill. They're in the Rules Committee. The Rules Committee was supposed to meet at 12:30. We have not yet met. Senator Madigan, I understand, filed an amendment to this

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bill. That amendment was approved by the Rules Committee yesterday. The deadline to pass this bill is next week. I would ask the Senator to take the bill out of the record to consider -- to see whether or not the Rules Committee approves amendments that I filed to the bill, and then whether or not those amendments come out of the Insurance Committee next week. We could also take up the Amendment No. 4 that he, himself, filed to his own bill, which has not yet been heard in the Insurance Committee. It's not as if we have a deadline today. And for -- for that reason, not to speak to the merits or demerits of this bill, but just for the procedure, so we can at least hear in the Rules Committee whether or not they want to discharge those -- those amendments and whether in the Insurance Committee they want to adopt those amendments, rather than what I would think would be abuse of the process, by trying to pass this bill right now.

PRESIDING OFFICER: (SENATOR WATSON)

Well, Senator, as you know, that's a prerogative of the sponsor. And Senator Madigan, would you like to respond?

SENATOR MADIGAN:

Thank you, Mr. President. I'm not aware, and I don't believe that Senator Cullerton -- I wasn't aware that Senator Cullerton, certainly in any conversation with myself, had filed any or was going to file any amendments to House Bill 1066. The amendment that I was going to file was somewhat of a technical amendment that has been deemed not to be that important, and the proponents of House Bill 1066, as amended, had asked me to move House Bill 1066, as amended, at its earliest opportunity. The bill is on 3rd Reading. I'm the sponsor of the bill, Mr. President, and I'm just merely complying with the proponents' wishes on House Bill 1066, as amended.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Welch.

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SENATOR WELCH:

I had a question of the sponsor.

PRESIDING OFFICER: (SENATOR WATSON)

Sponsor will yield, Senator Welch.

SENATOR WELCH:

Senator Madigan, the employer can contribute to this medical savings account. Can the individual employee contribute any of his income to this account and not claim it as taxable income during the year?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Madigan.

SENATOR MADIGAN:

I -- I -- there's no provision there -- in the -- in the bill there to do that, Senator Welch. Of course, if the employer had a deferred compensation plan or something of that nature, they could contribute. But this would be -- I envision this as something, let's say, that there's a -- previously a five-hundred-dollar deductible or a stop-loss policy in force. The employer's got a chance to realize a substantial savings if they purchase a -- a higher deductible as far as the group. That differential then could become the employee's amount - that play in between there at the end of the benefit period. He could also, again, withdraw it, subject to certain restrictions, during the course of that policy period.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Seeing none, Senator Madigan, to close. The question is, shall House Bill 1066 pass. Those in favor, vote Aye. Opposed, vote No. 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 56 voting Yes, no voting No, no voting Present. House Bill 1066, having received the required constitutional majority, is declared passed. House Bill

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1124. Senator Woodyard. Out of the record. House Bill 1293.  
Senator Burzynski. Madam Secretary, please read the bill.

ACTING SECRETARY HAWKER:

House Bill 1293.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.  
This bill was -- came to us from the Illinois Association of  
Social Workers. Requires that -- State-employed social workers to  
pass the State licensure exam. Be more than willing to answer any  
questions.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Seeing none, the question is, shall  
House Bill 1293 pass. All those in favor, vote Yes. Those  
opposed, vote No. The voting is open. Have all voted who wish?  
Have all voted who wish? Have all voted who wish? Take the  
record. On that question, there are 55 voting Yes, no voting No,  
no voting Present. House Bill 1293, having received the required  
constitutional majority, is declared passed. House Bill 1533. I  
beg your pardon. House Bill 1513. Senator Hawkinson. Out of the  
record. House Bill 1594. Senator Karpziel, do you wish this bill  
returned to 2nd Reading for the purposes of an amendment? Out of  
the record, please. House Bill 1635. Senator Butler. Out of the  
record. House Bill 1809. Senator Madigan. House Bill 1809. Out  
of the record. House Bill 1882. Senator Weaver. Out of the  
record. Senator Geo-Karis, for what purpose do you rise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, a point  
of personal privilege.

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PRESIDING OFFICER: (SENATOR WATSON)

State your point.

SENATOR GEO-KARIS:

Our doorman in the back, George Becky, B-E-C-K-Y, is sixty-eight years young today, and we just want to wish him a happy birthday. Sixty-eight years young. George Becky.

PRESIDING OFFICER: (SENATOR WATSON)

George -- George, why don't you stand up and let us wish you a happy birthday. House Bill 1883. Senator Weaver. House Bill 2150. Senator Weaver. House Bill 2234. Senator Madigan. Out of the record. House Bill 2423. Senator Jones. Out of the record. House Bill 2634. Senator DeAngelis. Madam Secretary, please read the bill.

ACTING SECRETARY HAWKER:

House Bill 2634.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Aldo DeAngelis.

SENATOR DeANGELIS:

Thank you, Senator Watson -- or, Mr. President. This bill simply allows a municipality that owns a facility in which charitable games -- charitable games are conducted to be able to host up to sixteen games in a twelve-month period. It does not allow for licensees to increase the number of games. It just allows the facility -- it's a town that's in -- that Senator Shaw and I share in the district, and be happy to answer any questions.

PRESIDING OFFICER: (SENATOR WATSON)

Any discussion? Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. A question of the sponsor.

PRESIDING OFFICER: (SENATOR WATSON)

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The sponsor will yield, Senator Berman.

SENATOR BERMAN:

I have -- I offered in committee, as you well recall, I'm sure, and I have filed on the Floor an amendment to this bill to substantially increase the State's share of riverboat gambling tax. We have allowed over a hundred million dollars in the past year to go to the investors, instead of going to the children of Illinois, in the Education Fund, from the proceeds -- profits of the riverboats. This may be the last vehicle that's available. It deals with charitable games, and I guess riverboats could fall into that category, depending upon what charity you view it as. But I would ask the sponsor to hold this bill until the Rules Committee meets and that we could either hear that again in Revenue Committee, or have a vote on the Floor to substantially - substantially - increase the State's revenue from riverboat gambling. This bill -- my amendment could generate a hundred and forty million dollars this year for -- for schools. And so, Senator DeAngelis, I'd respectfully ask that you take this out of the record and allow us to use this, if we can, for a debate on increasing riverboat gambling tax.

PRESIDING OFFICER: (SENATOR WATSON)

Well, as you know, Senator Berman, this is the prerogative of the sponsor, and I believe the sponsor wants his bill to be heard at this particular time. Senator DeAngelis.

SENATOR DeANGELIS:

Well, Senator Berman, I think you're extending me the same courtesy on this bill that you did in committee, and that is to very inappropriately not notify me that you're trying to amend my bill. Now you want me to go ahead and give you consideration when you didn't even have the courtesy to tell me that you're going to try to amend my bill.

PRESIDING OFFICER: (SENATOR WATSON)



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Further discussion? Senator Berman.

SENATOR BERMAN:

I would refresh your memory, Senator DeAngelis. In committee, when that amendment went down, I told you I would amend this on the Floor. That was one of the proposals that you, as the Chairman, gave to us in committee. The vote in committee were four Democrats voting Aye, the six Republicans voting either No or Present. The amendment went down in committee. I said in that event, I was going to try to amend it on the Floor. That's what I have done. I have filed an amendment; it's been sent to Rules; and I'm asking you to give all of us fifty-nine Members on this Floor the opportunity to see whether we want to increase the revenue from riverboats, or we want to just allow the well-connected investors to reap their outrageous profits.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well, you asked -- yes. I'd like to ask the sponsor a question, if I -- if I may, Mr. President.

PRESIDING OFFICER: (SENATOR WATSON)

Senator DeAngelis will yield, Senator Demuzio.

SENATOR DEMUZIO:

What -- can you explain to me what the rationale is in increasing from eight to sixteen in a twelve-month period the number of charitable games at night? I mean, what's -- what's the magic number of sixteen? Why isn't it twenty, or ten?

PRESIDING OFFICER: (SENATOR WATSON)

Senator DeAngelis.

SENATOR DeANGELIS:

Well, the reason it's sixteen, because it's less than seventeen and more than fifteen, but the fact is that this does not increase the number of games that anybody can hold. It's the

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number of games that the facility can conduct. This is a very fine facility in Senator Shaw's and my district that needs to use its capacity more frequently than it does right now. You'll recall we passed a bill last year that left this pretty well open. The Governor vetoed it. We've kind of circled the wagons and came in with this number.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you. The answer is, you don't know. Thank you.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Welch.

SENATOR WELCH:

Well, thank you, Mr. President. I'd just like to rise in support of Senator Berman's proposal, and that proposal is a very fair one. What we have before us is a bill that allows one town to increase...

PRESIDING OFFICER: (SENATOR WATSON)

Senator Welch, just a -- for your edification, we are discussing the bill, not the amendment.

SENATOR WELCH:

Yes.

PRESIDING OFFICER: (SENATOR WATSON)

The sponsor wishes to proceed with the bill.

SENATOR WELCH:

Right. I -- I will get to that, Senator Watson.

PRESIDING OFFICER: (SENATOR WATSON)

So I would -- I would like to have your remarks reflect the legislation before us.

SENATOR WELCH:

Senator, it will if you let me...

PRESIDING OFFICER: (SENATOR WATSON)

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Eventually, probably, but we'd like for you to do it now.

SENATOR WELCH:

I will tie it all in, Senator. It'll all be tied together by the time I'm through.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Welch.

SENATOR WELCH:

The bill before us deals with gambling revenues for one town. What Senator Berman tried to do was to increase gambling revenues for the entire State of Illinois - the theory being that gambling for one town should be used to help the entire State. Now, that sounds like somebody else's position on your side of the aisle. Sounds a lot like Senator Pate Philip's. His theory is that gambling in Chicago should help business throughout the State of Illinois and everybody should benefit. Senator DeAngelis, that's what we're asking here. Let us all benefit, not just the Village of Dolton. Let everybody participate. And what we are doing here, I think, in following the spirit of your Leader, Pate Philip, is allowing the issue to be debated. That's all we're asking for, is let's put it on the table. Let -- let's have everybody's opinion on it and vote it up or down, instead of waiting once again for the conference committee report, the inevitable report that gets thrown on our desks, and we all say, "Why don't we change the rules." Senator Philip, last year, proposed rules to end that. He said, "We're going to debate these issues; we're all going to have a chance to have them on the table." Senator DeAngelis, I wish you would follow Senator Philip's lead. Let Senator Berman's amendments be heard and voted on. Thank you.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Palmer.

SENATOR PALMER:

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Thank you, Mr. President. I just want to echo what Senator Berman and Senator Welch have said. As Minority Spokesman of the Revenue Committee and as someone who has spent a great deal of time with you and others on the matter of funding education and knowing that we are at the crossroads, I would ask that we pull this bill back again so that we can hear and act upon this amendment. This is our last opportunity. It's a good amendment and it makes sense.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Seeing none, Senator DeAngelis, to close.

SENATOR DeANGELIS:

Yeah. Thank you, Mr. Chairman. First of all, to clarify the record, 'cause I am a man of my word, the suggestion that was made by the person who wanted to put the amendment is, "Let me put the amendment and then if I can put it on on the Floor, I'll do it there." Okay? The fact is that I didn't want the amendment in committee. The person persisted with it, and I'll tell you, when you lost, you lost. And it wasn't six votes, 'cause we only have nine Members in committee. In addition to that, this bill is pure and pristine. If it hangs around here any longer, this won't be the only amendment that'll be tried on this. So I'd like to see this bill move out of here.

PRESIDING OFFICER: (SENATOR WATSON)

The question is, shall House Bill 2634 pass. Those in favor will vote Aye. Opposed, vote No. 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 37 voting Yes, 14 voting No, and 3 voting Present. House Bill 2634, having received the required constitutional majority, is declared passed. Senate -- Senator DeAngelis, on House Bill 2641. Senator DeAngelis, do you want to continue on your roll? No. Out of the record. House Bill 2645. Senator Geo-Karis. Madam Secretary,

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please read the bill.

ACTING SECRETARY HAWKER:

House Bill 2645.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this bill creates the Campus Security Act. It requires each institution of public -- each public institution of higher education to establish by December 1, 1996, a community task force for the purpose of coordinating with community leaders and service providers to prevent sexual assaults and ensure a coordinated response to any such assaults. We've amended this House bill to be exactly like the Senate bill we passed out of here by a tremendous vote, which was -- I've forgotten the number of it, but anyway the bill is now in shape. It does contain the background check language that was in Senate Bill 1567, and it only applies to public institutions. And I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR WATSON)

Is there further discussion? Senator Collins.

SENATOR COLLINS:

I'm sorry, but I was -- in the phone booth and when I came to vote on the last bill, 2634, I voted in the affirmative and I had intended to vote No. So I'd like the record to show No.

PRESIDING OFFICER: (SENATOR WATSON)

The record -- the record will reflect your wishes. Is there any discussion? Would you like to close? Senator Geo-Karis.

SENATOR GEO-KARIS:

Just ask for a favorable vote, Mr. President.

PRESIDING OFFICER: (SENATOR WATSON)

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Thank you. On that question, shall House Bill 2645 pass, those in favor will vote Aye. Opposed, vote No. 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 54 voting Yes, no voting No, 1 voting Present. House Bill 2645, having received the required constitutional majority, is declared passed. Senator Demuzio, on House Bill 2655. Madam Secretary, would you please read the bill.

ACTING SECRETARY HAWKER:

House Bill 2655.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This bill comes to us from the Rural Electric Group. It does, in fact, amend the Kaskaskia River Watershed and Basin Act. And what it does, it allows the Department of Transportation to recoup any federal operation and maintenance charges from the water users on Lake Shelbyville. That is simply what it has done, and I'd be happy to answer any questions, and maybe Senator -- yield to Senator Woodyard if he wishes to say anything with respect to this.

PRESIDING OFFICER: (SENATOR WATSON)

Question? Senator Ralph Dunn.

SENATOR R. DUNN:

Thank you, Mr. President. I'd like to ask the sponsor a question, if I may.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Demuzio will yield, Senator Dunn.

SENATOR R. DUNN:

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Senator Demuzio, about three or four or five years ago we had something like this. They wanted to charge for water out of the Carlyle -- out of the Kaskaskia River and Carlyle Lake. This will not change that bill, will it, or...?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Demuzio.

SENATOR DEMUZIO:

I posed that same question. The answer I received is, no, it would not.

PRESIDING OFFICER: (SENATOR WATSON)

Any further discussion? The question is, shall Senate -- House Bill 2655 pass. All those in favor, vote Yes. Opposed, vote No. 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 54 voting Yes, no voting No, no voting Present. House Bill 2655, having received the required constitutional majority, is declared passed. Senator Petka, on House Bill 2696, on 3rd Reading. Madam Secretary, please read the bill.

ACTING SECRETARY HAWKER:

House Bill 2696.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Petka.

SENATOR PETKA:

Thank you very much, Mr. President, Members of the Senate. House Bill 2696 does two things. First of all, it amends the Statewide Organized Gang Database Act, which -- its acronym is SWORD. It provides that certain information, in relation to gang activities, may be released. It would permit the Governor to enter into a compact with other states to share information on

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organized gang members and gangs, and also this bill would allow general public access to the names and addresses of minors in juvenile court, under limited circumstances. Those circumstances are if a minor is adjudicated a delinquent, where the delinquency was in furtherance of criminal street gang activities, involved the use of a firearm, or an act that would be a felony offense under the Illinois Controlled Substance Act or the Cannabis Control Act. Additionally, disclosure would be permitted with a minor, as convicted, in criminal proceedings, of offenses in -- in furtherance of criminal activities by a criminal street gang, an offense involving the use of firearms, or a felony offense under the Illinois Controlled Substance Act or the Cannabis Control Act. The bill passed out of the House 116 to 0. And, Mr. -- Mr. President, if there are any questions in connection with this legislation, I would answer such.

PRESIDING OFFICER: (SENATOR WATSON)

It looks as though there is. Senator Lauzen.

SENATOR LAUZEN:

Thank you, Mr. President. I just rise in support of this bill in -- in the name of constituents back home who have been working in favor of this, and I applaud the sponsor's efforts to bring this to successful conclusion. I'd recommend an Aye vote.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Stern.

SENATOR STERN:

Mr. President and Members of the Senate, I think there is reason to examine the possibility of voting No on this issue. I think -- although we have used the protection of minors as the reason for not publishing names and addresses and so on in the past, I think we should examine another side of the coin. I think often these youngsters who are in gangs are in them for the glory of the notoriety and the boost it gives them with their peers. I



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think that when we give them the publicity they seek, instead of helping them to find another way around their life problems, what we are doing is giving them that gratification, and they continue on the path. I think I would be very cautious about voting Aye for this. I -- that's it.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, for the very reasons enumerated before, I rise in support of this bill. People are getting fed up with youngsters who want glory by devious means and bad means, getting by with murder, so to speak, 'cause they're underage. I think this database would be very helpful. And two other states have accepted it, and I think it's time we protect the people, because whether you're fifteen or fifty and you are able to commit a rotten crime, you're still committing the rotten crime, and I think you should be accountable for it, whether you're younger or older. And maybe if you're younger and you get caught soon enough, you might straighten out for the rest of your life. I speak in favor of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Palmer.

SENATOR PALMER:

Thank you, Mr. President. A question of the sponsor.

PRESIDING OFFICER: (SENATOR WATSON)

The sponsor will yield, Senator Palmer.

SENATOR PALMER:

Senator Petka, what do you expect to be the outcome? What is the purpose of publishing the names of juveniles? Question one. And question two, what exactly -- how do you define information concerning the activities of organized gangs that is to be shared within the State?

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PRESIDING OFFICER: (SENATOR WATSON)

Senator Petka.

SENATOR PETKA:

If you will, Senator, I'll answer the questions in reverse order. First of all, we already have a provision for an -- Statewide Organized Gang Database Act. That is already part of Illinois law. And we already permit the collection of information about organized street gang activities. We already permit the collection of names of those individuals. This -- this information is available to police intelligence officers. Additionally, it is permitted to be used by police within the course and scope of their activities in ferreting out gang-related crimes. What this legislation does is permit the Governor to utilize that information with states that are -- would engage in -- and enter into interstate compacts so that we can share the information across state lines within -- within that limited access that I have already pointed out; that is, only available to law enforcement agencies and intelligence agencies.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Palmer.

SENATOR PALMER:

Thank you. I am still concerned that we have not adequately defined what we mean here. As I read this - and perhaps it's because I don't have the bill in front of me - but it looks to me as if it defines this very, very broadly, so that a young person guilty of almost anything could come under this. And I still wonder what the point is in publicizing a young person's name. It seems to me that this has some very dangerous prospects to it, because what it does is turn upside down what our intentions have been in any state throughout the United States, and that is to reclaim these young people - not to affirm them as criminals. That is the point of differentiating between a juvenile act, and a

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-- an adult act of crime, and I think this is a very dangerous precedent to set, and I urge us to vote No.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any further discussion? Seeing none, Senator Petka, to close.

SENATOR PETKA:

Well, thank you again, Mr. President and Members of the Senate. There was a time when the protection of a juvenile, in my opinion, was a very humane and very compassionate thing to do. We were dealing, in those instances, with Halloween pranks, with vandalism, with joyriding, perhaps theft of motor vehicles. We were dealing with things which, in essence, what -- what we were doing, as a matter of public policy, was shielding juvenile offenders from their own emotional immaturity, their own mental immaturity, in recognizing that certain things simply should not be done. What this bill does, in my opinion, is recognize the realities of street gangs 1994, because the -- it targets offenders who are not refugees from Father Flanagan's Boys -- Boys Camps. What we are targeting are hardened, incorrigible punks who are engaged in violent activities, who are engaged in drug distribution, engaged in firearms violations. We're not suggesting, and we're not mandating that these names be published. What we are permitting is disclosure when it is in the best interests of the community to know that information, and the best interest of people who are victims of crimes, to know that information. So, in my opinion, the reason that we had for having nondisclosure of juveniles' names has basically vanished. So let's come then -- let's look at what's happening right now. We are dealing with very serious offenses and very -- and very, very hardened and incorrigible offenders. And because of that, I believe that this is an idea whose time has come. And with -- and for those reasons, I urge an Aye vote.

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PRESIDING OFFICER: (SENATOR WATSON)

The question is, shall House Bill 2696 pass. Those in favor, vote Aye. Opposed, vote No. 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 -- there are 44 voting Yes, 10 voting No, 2 voting Present. House Bill 2696, having received the required constitutional majority, is declared passed. House Bill 2794. Senator Karpziel. Please read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2794.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. House Bill 2794, as amended in committee, does several things. The original bill that came from the House permits owners of ratites - which, by the way, are nonflying birds, such as ostriches, and emu and whatever - it permits the owners of ratites to pursue and kill, under certain circumstances, any dog that caused damage to a ratite. And it makes the owners of dogs liable to owners of ratites for all the damages caused by these dogs.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any further -- I beg your pardon.

SENATOR KARPIEL:

There was also an amendment offered in committee that -- that does three things. It amends the Illinois Weights and Measures Act, and provides that all the revenues collected under this Act shall be deposited into a new fund called the Weights and Measures Fund, and it'll be used by the Department of Agriculture for

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enforcement of the Act.

PRESIDING OFFICER: (SENATOR WATSON)

Excuse me. Let's -- let's give the Lady our attention, please, and call to order the -- the Senate. Proceed, Senator Karpel.

SENATOR KARPIEL:

The second part of the amendment amends the Illinois Food, Drug and Cosmetic Act and allows the Department of Public Health to assess a penalty whenever milk is adulterated with a violative drug residue. The third part of the amendment, which is the part of the amendment that I was concerned with, is the bill -- the part of the bill that a lot of you have asked to sign on as cosponsors. It's the part of this amendment that takes care of the humane treatment for animals that many of you have gotten mail on. This -- this defines a companion animal, and it provides that a person who intentionally commits any act that causes a companion animal to suffer serious injury or death, is guilty of a Class A misdemeanor. And those are the four parts of House Bill 2794, a really schizophrenic bill.

PRESIDING OFFICER: (SENATOR WATSON)

And you called it for a question. Senator Jacobs.

SENATOR JACOBS:

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

PRESIDING OFFICER: (SENATOR WATSON)

She indicates she will yield, Senator Jacobs.

SENATOR JACOBS:

Well, actually, I have two. Number one, how do you worry a ratite, number one? And number two, does this include -- as I think was asked in committee, does this include penguins?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Karpel.

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SENATOR KARPIEL:

Senator, I -- the second part of your question I think was, does it include penguins, and our staff here says no. I'm not quite -- a real expert on ratites, but they say no. And the first part of your question, I'm sorry, I didn't hear -- didn't understand.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Jacobs.

SENATOR JACOBS:

Well, under the current law, which you're adding ratites to, it talks about worrying. You're also liable if you worry -- worry a ratite. How do you worry a ratite?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Karpriel.

SENATOR KARPIEL:

Like asking questions that I have no answers, Senator.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Stern. Oh, I beg your pardon. Senator Jacobs, for a second time.

SENATOR JACOBS:

No. I was still on it. Just a final question. Inasmuch as if -- if the dog harms my ratite, I can chase it and kill it. What if it bites me? Can I still chase it and kill it?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Karpriel.

SENATOR KARPIEL:

No.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Seeing none. Oh. Senator Stern.

SENATOR STERN:

I -- because of the noise around me, I didn't hear the third portion of your schizophrenic bill, Senator Karpriel. Had

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something to do with an ingredient in milk, and I -- I just wanted to be sure I understood what it was.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Karpziel.

SENATOR KARPIEL:

It amends the Food, Drug and Cosmetic Act, which allows the Department of Public Health to assess a penalty whenever milk is adulterated with a violative drug. The penalty shall be equivalent to the suspension of milk shipment for forty-eight hours for the first offense, and ninety-six hours for the third <sic> offense. From what I understand, that if there's a penalty being assessed to a farmer, say, who had milk that had a residue of some kind of a drug in it, right now what they have to do is - correct me if I'm wrong, Senator Woodyard or Senator Sieben - right now they have to -- they wait a while and then they have to dispose of that milk, which by that time is good milk, and so this will just give them a monetary penalty instead of the -- the waiting period that they now have, and -- so that they won't have to dispose of good milk.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Stern.

SENATOR STERN:

I just want to know if this deals with the milk-producing hormone about which we have read so much that is being given to cattle.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Karpziel.

SENATOR KARPIEL:

Senator Sieben, who is -- was the original proposer of this part of the amendment is saying no. Would you like a better answer?

PRESIDING OFFICER: (SENATOR WATSON)

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Thank you. Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I support this bill. Particularly there's a Section in there that defines -- provides that if someone that -- intentionally committing any act that causes a companion animal to suffer serious injury or death is guilty of -- and can be penalized. We had an incident in our area where a very nice dog was sitting there with his master and some guy comes along, because he's mad at his master, and sliced the dog up, which was very, very unconscionable. I certainly support this bill. We have to be humane, too.

PRESIDING OFFICER: (SENATOR WATSON)

Any further discussion? Seeing none, Senator Karpziel, to close.

SENATOR KARPIEL:

Just -- just ask for your Aye vote, and to remind all of you that signed on as a cosponsor to my original bill and to the House bill that never got over here, dealing with the humane care for companion animals, this is the vehicle that that is contained in. I appreciate your Aye vote.

PRESIDING OFFICER: (SENATOR WATSON)

The question is, shall House Bill 2794 pass. All those in favor, vote Aye. Opposed, vote No. 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 voting Yes, 2 voting No, 3 voting Present. House Bill 2794, having received the required constitutional majority, is declared passed. House Bill 2799. Senator Woodyard. Please read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2799.



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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. This bill was intended to be used as a vehicle to -- for the rewrite of the entire Illinois Grain Code. Discussion started last April, a year ago, on this rewrite. Many diverse agricultural groups, including the Illinois Grain Association, Farm Bureau, Farmers Union, the Banking Association, Department of Agriculture, spent hours in -- in discussing how to agree on -- on the rewrite. There never was agreement on the complete rewrite, and thus, those various parties decided to -- that they wanted to proceed with this bill on the portions that they did agree on. The Senate amendment that we added to this bill, and actually becomes the bill now, does only two things. It changes the formula by which the grain dealers and grain warehousemen pay their assessment, and it will increase the amount of money going into the Grain Insurance Fund by about nine hundred thousand dollars a year. I know of no objection to -- to the bill. It's supported by all of the farm organizations, and I would encourage support for its passage.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Seeing none, the question is, shall House Bill 2799 pass. All those in favor, vote Aye. Opposed, vote No. 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 56 voting Yes, no voting No, no voting Present. House Bill 2799, having received the required constitutional majority, is declared passed. Senator Mahar, for what purpose do you rise?

SENATOR MAHAR:

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

PRESIDING OFFICER: (SENATOR WATSON)

State your point, Senator Mahar.

SENATOR MAHAR:

Today visiting us from my district, we have a hundred and forty eighth-grade students from Mokena Jr. High, who -- accompanied by their principal, Gary Bradbury, and they're in the President's Gallery, and I'd ask that we welcome them to Springfield.

PRESIDING OFFICER: (SENATOR WATSON)

Would our guests please rise, and welcome to Springfield. On 3rd Reading we have House Bill 2809. Senator Jones. Out of the record. House Bill 2937. Senator O'Malley. Out of the record. House Bill 3057. Senator Hawkinson. Out of the record. Senator LaPaille, for what purpose do you rise?

SENATOR LaPAILLE:

Mr. President, on a point of personal privilege.

PRESIDING OFFICER: (SENATOR WATSON)

Please state your point, Senator.

SENATOR LaPAILLE:

I'd like to recognize Senator Denny Jacobs, a Senator from Moline, talking to students from Mokena. It's a mistake, Senator Jacobs.

PRESIDING OFFICER: (SENATOR WATSON)

Well, we'd like to welcome the students from Mokena to Springfield. Will our guests in the gallery, including Senator Jacobs, please rise. On the top of page 6, House Bills 3rd Reading. Senator Mahar. Out of the record. House Bill 3278. Senator Donahue. Out of the record. House Bill 3322. Senator Madigan. Out of the record. House Bill 3328. Senator Woodyard. Out of the record. House Bill 3329. Senator Sieben. Senator Sieben. House Bill 3407. Senator Woodyard. Please read the

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bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 3407.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President, Members of the Senate. I think most all of you remember that last year we created the Korean War Veterans license plate. This bill is part of a -- of a -- of a twofold -- or two-bill attack to try to raise money for the State Korean Veterans Memorial Fund, in which the cost of that memorial will be about a million dollars. The Korean War Veterans already have about five hundred thousand dollars. It would be built here in Springfield. This would require that two dollars of that additional fifteen dollars on the license plate would go into this Memorial Fund. And we hope to raise quite a bit of money for that memorial from this. The Secretary of State's Office does support this, and I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Senator Shaw.

SENATOR SHAW:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Woodyard will yield. Yes, Senator Shaw. Proceed.

SENATOR SHAW:

Yes. How much money will this raise? Could you tell us how much money this would raise over the next couple of...

PRESIDING OFFICER: (SENATOR WATSON)

Senator Woodyard.

SENATOR WOODYARD:

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I really don't have any idea how much -- how many dollars it will raise. I know our staff analysis shows that there was only two hundred and ninety-three plates sold. Well, quite frankly, they didn't start issuing the Korean plate until about a month and a half ago. So we anticipate that it's certainly going to be a lot more than the two hundred and ninety-three commemorative plates that are presently under issue.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Shaw.

SENATOR SHAW:

They tell me it's somewhere in the neighborhood of twenty thousand dollars, the most you could have. And why -- why I'm concerned about this, I -- I know a question came up in committee and I was wondering what the -- with this two dollars, would we be able to build this before Senator Klemm passes on, where he could see it?

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR WATSON)

Well, state your point, Senator.

SENATOR DUDYCZ:

Before our guests leave the gallery behind us, I'd like to introduce them. Mr. President, we have with us this afternoon the sixth-grade class of St. Mary's of Trenton from your district, and I'd just like to have the Senate recognize our guests.

PRESIDING OFFICER: (SENATOR WATSON)

Well, we're certainly glad to have all the St. Mary students from sixth-grade class in Trenton - Eddie Sweeney - and thank you for being here, and we welcome you to Springfield. Yes, Senator Dudycz.

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SENATOR DUDYCZ:

Just to add that Theresa Brefeld is the person who is accompanying them. I guess she's a teacher.

PRESIDING OFFICER: (SENATOR WATSON)

That's correct. Thank you. Thank you. Now, further discussion on House Bill 3407. We have Senator Hendon.

SENATOR HENDON:

Thank you, Mr. Chairman. I rise in support of this bill. My cousin is being initiated tomorrow as the head of the Disabled Veterans of Illinois in Chicago, and he fought in the Korean War, and I believe that we should have this. So I strongly ask for an Aye vote on this measure.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Klemm.

SENATOR KLEMM:

Well, thank you, Mr. President. I just wanted to respond to Senator Shaw's comment. I don't know, I guess I resemble -- I mean, I resent that remark. But, yes, being a Korean War veteran myself, I -- we do support the efforts of Senator Woodyard, and I will be around to see that memorial built. Thank you. I ask for your support.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any further discussion? If not, Senator Woodyard may close.

SENATOR WOODYARD:

Thank you, Mr. President, Members of the Senate. There are over two hundred thousand Korean War veterans in the State of Illinois, and I know the chapters that I've talked to are going to be encouraging their membership and other Korean War veterans to -- to buy a commemorative plate so that that two dollars can be captured for the Memorial Fund. The companion bill that's over in the House now would actually also establish a check-off fund on

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the income tax form. So we're hopeful to be able to help raise that additional five hundred thousand dollars and get that memorial started.

PRESIDING OFFICER: (SENATOR WATSON)

The question is, shall House Bill 3407 pass. All those in favor, vote Aye. Opposed, vote No. 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 56 voting Yes, no voting No, no voting Present. House Bill 3407, having received the required constitutional majority, is declared passed. House Bill 3485. Senator Burzynski. Out of the record. House Bill 3487. Senator Weaver. Please read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 3487.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. House Bill 3487 would designate the Great American People Show as the official State Theatre of Illinois -- of Lincoln and the American Experience. This is a nonprofit organization that puts on the shows every summer between June and August at New Salem in Petersburg. If there are any questions, I'd be happy to try to answer them. I'd appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR WATSON)

Is there discussion? Senator Severns.

END OF TAPE

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TAPE 2

SENATOR SEVERNS:

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

PRESIDING OFFICER: (SENATOR WATSON)

Yes. The sponsor will yield, Senator Severns.

SENATOR SEVERNS:

In committee, Senator Weaver, I raised the question whether or not this designation would be made on the basis that the Great American People Show remain a not-for-profit organization. It is my understanding you've had conversations with that organization?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Weaver.

SENATOR WEAVER:

That's right. And they intend to remain a nonprofit organization, because of various grants that are given them for this purpose.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Severns.

SENATOR SEVERNS:

I think it's important that if we're going to provide this designation, that we provide this designation only if they remain a not-for-profit. Although the work of the Great American People Show is certainly laudable and has won many awards and designations, this is setting a precedent in this State which -- provide for the first business entity to be receiving a State classification. And for that reason, I would hope that it receives the designation only if it remains not -- not-for-profit. Thank you.

PRESIDING OFFICER: (SENATOR WATSON)

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Further discussion? Seeing none, Senator Weaver, to close. The question is, shall House Bill 3487 pass. All those in favor, say -- all those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 voting Yes, no voting No, no voting Present. House Bill 3487, having received the required constitutional majority, is declared passed. House Bill 3498. Senator Philip. Madam Secretary, please read the bill.

ACTING SECRETARY HAWKER:

House Bill 3498.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I think the Calendar is pretty accurate in regards to the synopsis of House Bill 3498. What it does is amend the Limited Health Service Organization Act by including clinical laboratory services. As you know, these are single-service HMOs. They normally have dental care, ambulance care, and it just adds one more. Got out of committee without any dissenting vote. We passed this bill last year 57 to nothing. I'd be happy to answer any questions, and like to see a lot of green lights up there.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Seeing none, the question is, shall Senate <sic> Bill 3498 pass. All those in favor, vote Aye. Opposed, vote No. 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 54 voting Yes, no voting No, no voting Present. House Bill 3498, having received the required



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constitutional majority, is declared passed. House Bill 3518.

Senator Ralph Dunn. Madam Secretary, please read the bill.

ACTING SECRETARY HAWKER:

House Bill 3518.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Dunn.

SENATOR R. DUNN:

Thank you, Mr. President, Members of the Senate. House Bill 3518 amends the School Code to provide that when a school board vacancy occurs with less than eight hundred and sixty-eight days remaining in the term, that the vacancy shall be filled by appointment for the remainder of the term. Currently, the term is twenty-eight months, and there was some discussion about thirty-day months, thirty-one-day months and twenty-eight-day months, so this is the main part of the bill. This -- the amendment added in -- in committee allows newly formed districts to levy at the same fiscal year, the rates approved by the voters for the new -- newly formed district. This clarifies that the board can levy at the same fiscal year, the rates applied by the voters -- approved by the voters for the newly formed district. I'll be glad to answer any questions.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Seeing -- Senator Cullerton.

SENATOR CULLERTON:

Senator, would the sponsor yield?

PRESIDING OFFICER: (SENATOR WATSON)

Yes, Senator Cullerton. Senator Ralph Dunn will yield.

SENATOR CULLERTON:

Senator Dunn, the -- the amendment that was adopted to this bill - is it identical to a House bill?

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PRESIDING OFFICER: (SENATOR WATSON)

Senator Dunn.

SENATOR R. DUNN:

Yes, it is. It was still -- is held on 3rd Reading in the House, and so amended onto this bill. It's a pretty important bill to -- we don't want to delay it another year if we can help it. I'd like to...

PRESIDING OFFICER: (SENATOR WATSON)

Senator Cullerton.

SENATOR CULLERTON:

And so, do you -- could you tell me what committee this bill went through?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Ralph Dunn.

SENATOR R. DUNN:

...(microphone cutoff)...by Senator <sic> Cowlishaw, and I'm not sure what committee it was in.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Berman. Senator Berman.

SENATOR BERMAN:

Thank you -- thank you, Mr. President. The amendment probably should have gone through Education. It -- it went through Executive. I don't know why. But the school -- School Management Alliance has talked to me. There was -- the amendment was to address a technical problem that they had regarding school districts that have merged. I supported the amendment, and I urge an Aye vote.

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Senator Karpiel.

SENATOR KARPIEL:

Thank you, Mr. President. Just to explain the reason that it went to Executive instead of Education: My understanding is that

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when it was introduced -- the amendment was introduced, there was not time for posting for Education. At that time they didn't know they were going to have a Wednesday meeting, and so it was posted for Executive.

PRESIDING OFFICER: (SENATOR WATSON)

Any further discussion? Seeing none, Senator Ralph Dunn, to close.

SENATOR R. DUNN:

Thank you, Mr. President. I'd appreciate a favorable vote. And I did know it was in Executive Committee in the Senate. I thought the question was what committee it went through in the House. So I did know what committee I was in yesterday when we adopted this. I'd urge -- I'd urge a favorable roll call. Thank you.

PRESIDING OFFICER: (SENATOR WATSON)

The question is, shall House Bill 3518 pass. All those in favor, vote Aye. All opposed, vote No. 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 54 voting Yes, 1 voting No, no voting Present. House Bill 3518, having received the required constitutional majority, is declared passed. House Bill 3611. Senator Sieben. Out of the record. House Bill 3779. Senator Dillard. Out of the record. House Bill 3784. Senator Barkhausen. Madam Secretary, please read the bill.

ACTING SECRETARY HAWKER:

House Bill 3784.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Thank you, Mr. President. House Bill 3784 is designed to make

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Illinois law consistent with federal law, with regard to disclosure of requirements for credit card issuers. Currently, Illinois-based issuers of credit cards are at a competitive disadvantage with issuers from other states, because the out-of-state issuers only need to comply with federal law, whereas Illinois-based issuers need to comply as well with some additional requirements under our own law. So this measure is, as I say, designed to make the two requirements consistent. It passed out of the Senate Financial Institutions Committee unanimously, and I ask for your support.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Seeing none, the question is, shall House Bill 3784 pass. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 voting Yes, no voting No, no voting Present. House Bill 3784, having received the required constitutional majority, is declared passed. House Bill 3804. Senator DeAngelis. Madam Secretary, would you please read the bill.

ACTING SECRETARY HAWKER:

House Bill 3804.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. The Metropolitan Pier and Exposition Authority, as a unit of local government, is property tax exempt. However, in its own enabling legislation, it failed to mention that fact, and this bill is designed to clarify that, in the event some overenthusiastic litigator might want to contest

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that.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Seeing none, the question is, shall House Bill 3404 -- 3804 pass. All those in favor, vote Yes. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 voting Yes, no voting No, no voting Present. House Bill 3804, having received the required constitutional majority, is declared passed. House Bill 3997. Senator Peterson. Madam Secretary, would you please read the bill.

ACTING SECRETARY HAWKER:

House Bill 3997.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. House Bill 3997, as amended, would allow the Police Training Board to annually review police pursuit procedures, and make available suggested pursuit guidelines for law enforcement agencies. This amendment, which becomes the bill, is supported by the Illinois Sheriffs' Association, the Municipal League, the Illinois Police Chiefs' Association, and the Police Training Board. I ask for an affirmative vote.

PRESIDING OFFICER: (SENATOR WATSON)

Any discussion? Seeing none, the question is, shall House Bill 3997 pass. All those in favor, vote Aye. Opposed, vote No. 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 56 voting Yes, no voting No, no voting Present. House Bill 3997, having received the required

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constitutional majority, is declared passed.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Senator Topinka. 4031. Senator Topinka. Senator Topinka, on the Order of 3rd -- 3rd Reading, House Bill 4031. Madam Secretary, please read the bill.

ACTING SECRETARY HAWKER:

House Bill 4031.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President and Ladies and Gentlemen of the Senate, this would require the Department of Financial Institution's credit union section to be headed up by a person who is knowledgeable in the theory and practice of, or experienced in, financial institution supervision or operation, with a preference for familiarity with credit union operations. That all it -- that's all it does. The Department of Financial Institution has no position on it. We don't know of any opposition.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any further discussion? The question is, shall House Bill 4031 pass. Those in favor will vote Aye. The opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Yeas, none voting Nay, none voting Present. House Bill 4031, having received the required constitutional majority, is declared passed. House Bill 4096. Senator Sieben. Senator Weaver. Senator Weaver, on the Order of 3rd Reading, House Bill 4096. Madam Secretary, please read the bill.

ACTING SECRETARY HAWKER:

House Bill 4096.

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(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President and Members of the Senate. House Bill 4096 does several things. It would eliminate the current restriction or prohibition of bank holding companies from buying younger -- banks younger than ten years. It authorizes the Commissioner to use the State Police to do background checks on persons seeking to incorporate a bank. It raises the State's basic loan limit. It eliminates the requirement for the Commissioner to get concurrence from the FDIC to declare a bank in danger of default, and thus makes it available for purchase or merger. It also eliminates the periodic reporting requirement for credit card information, inasmuch as there are only twenty-eight banks that report to the Commissioner on what their charges are. Also on -- on the fiscal note, was requested, with the passage of 4096, there would be a cost savings of approximately a hundred and ten thousand five hundred dollars per year. If anyone has any questions, I'll try to answer them.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any discussion? Any discussion? If not, the question is, shall House Bill 4096 pass. Those in favor will vote Aye. The opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 49 Ayes, 2 voting Nay, 5 voting Present. House Bill 4096, having received the required constitutional majority, is declared passed. 4101. Senator Klemm, on the Order of 3rd Reading, House Bill 4101. Please read the bill, Madam Secretary.

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House Bill 4101.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Senator Klemm.

SENATOR KLEMM:

Thank you, Mr. President. House Bill 4101 amends the Municipal Code. What it does is allow a small community in McHenry County to have the opportunity for the voters to petition the circuit court for annexation. It does have limitations. It has to be done by the end of 1995. It's similar to legislation we did a few years ago for Volo in Lake County. It's a community that was incorporated -- or it was founded in 1837. They'd like to keep their identity. There's no opposition to the bill that I'm aware of, and I do ask for your support.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Any discussion? If not, the question is, shall House Bill 4101 pass. Those in favor will vote Aye. The opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 52 Ayes, none voting Nay, none voting Present. House Bill 4101, having received the required constitutional majority, is declared passed. For what purpose does Senator Geo-Karis seek recognition?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I may have a conflict of interest on some of these municipal bills, because I am a village attorney for a municipality. I declare my possible conflict now, and I'll vote my conscience. I want to -- I want to state it for -- for the record.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Thank you, Senator Geo-Karis. Resolutions.



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ACTING SECRETARY HAWKER:

Senate Resolution 1457, offered by Senators Demuzio and Severns.

It is a death resolution.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Consent Calendar. For what purpose does Senator Philip seek recognition?

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Just to reconfirm that I don't think it's necessary for us to be in on May 16th. We will be coming back on May 17th, at noon. Also to let you know - it's kind of interesting - the House has once again extended their rules for like the fourth or fifth time. It's kind of interesting -- is, the deadline for House Bills in the House is May 20th; the deadline for House Bills in the Senate is May 20th. That probably has never happened. Well, have a nice weekend and drive safely; you might run over a Republican.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Ho, ho. Ho, ho. House Bills 1st Reading.

ACTING SECRETARY HAWKER:

House Bill 3051.

(Secretary reads title of bill)

House Bill 3553.

(Secretary reads title of bill)

And House Bill 4210.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR DeANGELIS)

Committee Reports.

ACTING SECRETARY HAWKER:

Senator Weaver, Chairman of the Committees -- Committee on Rules, reports that the following Legislative Measures have been

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assigned to committees: referred to State Government Operations and Executive Appointments Committee - Senate Amendment No. 3 to House Bill 99, Senate Amendment No. 5 to House Bill 3587, and Be Approved for Consideration - House -- Senate Amendment No. 2 to House Bill 2424.

PRESIDING OFFICER: (SENATOR DeANGELIS)

We will now proceed to the Order of Resolutions Consent Calendar. With the leave of the Body, all those read in today will be added to the Consent Calendar. Madam Secretary, have there been any objections filed to any resolutions on the Consent Calendar?

ACTING SECRETARY HAWKER:

No objections have been filed, Mr. President.

PRESIDING OFFICER: (SENATOR DeANGELIS)

If not, the question is, shall the resolutions on the Consent Calendar be adopted. All those in favor, say Aye. Opposed, say No. The motion carries, and the resolutions are adopted. Is there any further business to come before the Senate? Any further business? If not, the Senate -- Senator Burzynski moves that the Senate stands adjourned till -- adjourned until noon, May 17th.

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