

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

15th Legislative Day

February 10, 1995

PRESIDENT PHILIP:

The regular Session of the 89th General Assembly will please come to order. Will the Members please be at their desks and will our guests in the gallery please rise. Our prayer today will be given by Reverend Gordon McLean, First Presbyterian Church, Springfield, Illinois. Reverend McLean.

THE REVEREND GORDON McLEAN:

(Prayer by the Reverend Gordon McLean)

PRESIDENT PHILIP:

If you'll please rise for the Pledge of Allegiance, given by Senator Sieben. Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDENT PHILIP:

Just to bring the Membership up to date: What we intend on doing today is going through 2nd Readings, House Bills 3rd, and then go back to where we left off yesterday on Senate Bills 3rd Reading - I think it was Senate Bill 101, I believe - and plow ahead. And we'll probably be out of here, I would hope, by 10:30 or 11 o'clock at the latest. Reading of the Journal. Senator Butler.

SENATOR BUTLER:

Mr. President, I move that reading and approval of the Journals of Tuesday, February 7th; Wednesday, February 8th; and Thursday, February 9th, in the year 1995, be postponed, pending arrival of the printed Journal.

PRESIDENT PHILIP:

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

SECRETARY HARRY:

Senate Resolution 23, offered by Senators O'Malley, Mahar and

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others.

Senate Joint Resolution 20, offered by Senators Watson and Syverson.

And Senate Joint Resolution 21, offered by Senator Mahar. They're all substantive, Mr. President.

PRESIDENT PHILIP:

Introduction of Bills.

SECRETARY HARRY:

Senate Bill 409.

(Secretary reads title of bill)

Senate Bill 410, offered by Senator Dudycz.

(Secretary reads title of bill)

Senate Bill 411, offered by Senators Dudycz and Trotter.

(Secretary reads title of bill)

Senate Bill 412, by Senators Dudycz and Trotter.

(Secretary reads title of bill)

Senate Bill 413, by Senators Dudycz and Trotter.

(Secretary reads title of bill)

Senate Bill 414, by Senators Dudycz and Trotter.

(Secretary reads title of bill)

Senate Bill 415, by Senators Dudycz and Trotter.

(Secretary reads title of bill)

Senate Bill 416, by Senator Dudycz.

(Secretary reads title of bill)

Senate Bill 417, by Senator Sieben.

(Secretary reads title of bill)

Senate Bill 418, Senator Tom Dunn.

(Secretary reads title of bill)

Senate Bill 419, by Senator O'Malley.

(Secretary reads title of bill)

Senate Bill 420, by Senator Fawell.

(Secretary reads title of bill)

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And Senate Bill 421, by Senator Farley.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT PHILIP:

...a request from WICS to videotape the proceedings. Is there leave? Leave is granted. The second page of the Calendar, Senate Bills 2nd Reading, at the top of the page. Senate Bill 8. Senator Watson. Read the bill.

SECRETARY HARRY:

Senate Bill 8.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health and Welfare adopted Amendment No. 1.

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. Senate Bill 72. Senator del Valle. Senate Bill 72. Senator del Valle. Take it out of the record. Senate Bill 76. Senator Peterson. Senator Peterson. Take it out of the record. Senate Bill 100. Senator Dudycz. Senator Dudycz. Take it out of the record. Senate Bill 105. Senator Fawell. Senator Fawell. Senate Bill 105? Read the bill.

SECRETARY HARRY:

Senate Bill 105.

(Secretary reads title of bill)

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

PRESIDENT PHILIP:

3rd Reading. Senate Bill 112. Senator Woodyard. Senator

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Woodyard. Take it out of the record. Senate Bill 133. Senator Peterson. Senator Peterson. Take it out of the record. Senate Bill 141. Senator Woodyard. Read the bill.

SECRETARY HARRY:

Senate Bill 141.

(Secretary reads title of bill)

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

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. Senate Bill 168. Senator Syverson. Senator Syverson. 168. Take it out of the record. Senate Bill 203. Senator Trotter. Senator Trotter. Senate Bill 203. Read the bill.

SECRETARY HARRY:

Senate Bill 203.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health and Welfare adopted Amendment No. 1.

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. Senator Hawkinson. Senate Bill 214. Take it out of the record.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Page 6. On page 6 of today's Calendar is the Order of House Bills 3rd Reading. House Bill 200. Senator Dudycz. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 200.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dudycz.

SENATOR DUDYDYZ:

Thank you, Madam President. On -- four years ago we created the property tax extension limitation law, which imposed property tax caps to the five collar counties. On November 8th, 1994, voters of Cook County...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

May we have the attention -- the undivided attention of this august Body, while Senator Dudycz is willing to explain this very momentous bill.

SENATOR DUDYDYZ:

Thank you, Madam President. On November 8th, 1994, voters of Cook County, in an advisory referendum, told the General Assembly that they also wanted tax caps that were granted four years ago to the five collar counties. Eighty-three percent of those who voiced an opinion on tax caps clearly stated that they did support legislation which would restrict local governments' abilities to raise their property taxes by requiring a referendum for any property tax increase over and above five percent or the Consumer Price Index, whichever is less. House Bill -- last week, we passed Senate Bill 1, bringing tax caps to Cook County, by a vote of 46 to 12, and House Bill 200 is an identical bill to Senate Bill with one exemption. The exemption is that where Senate Bill exempted debt service for bonds issued prior to the effective date

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of the bill, House Bill 200 exempts debt service for bonds issued prior to March 1, 1995. Other than that, it is identical to Senate Bill 1, which does the following: It extends tax caps to non-home rule units in Cook County and taxing districts in the collar counties that were -- were not already capped; it keeps prior year EAV in Cook County in calculating the accountable amount of extension; it limits the 1995 extension, which is the 1994 levy payable this year, to one hundred and five percent of 1993's levy; and beginning with the 1995 levy year, payable next year, it limits the growth to the lower of five percent or the CPI, whichever is lower; and finally, clarifies upon dissolution of a TIF financing district, all of the increment is to be calculated as new property. And like I said, it is identical to Senate Bill 1, which passed the -- the Senate by a vote of 46 to 12, other than the March 1 date for the debt service exemption for bonds issued.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Berman.

SENATOR BERMAN:

Thank you, Madam President. Question of the sponsor.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates he will yield.

SENATOR BERMAN:

Is there a reason why we didn't amend this to be the same as the Senate Bill? Why does one have a March 1 exemption and the other one had an effective date exemption?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dudycz. Senator Dudycz.

SENATOR DUDYCYZ:

Well, Senator, the date was set by the -- the Leadership of the House and Senate, whereby the effective date of March 1st would be when the -- the bill would become effective. I mean, I

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can't explain why it would be differed from the other one. I would have preferred we -- we would proceed with Senate Bill 1, and that's why I sponsored the language there and sent it over to the House. But in their wisdom, the Leaders decided that they wanted to put a March 1st date and send both bills to the -- to the House and let the House determine which one of the two they wished to proceed with and forward to the Governor's Office.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Berman.

SENATOR BERMAN:

Then do I read from your comments that, in all likelihood, this will be the bill that they will concur in and March 1 will be the date? Your best -- your best guess.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dudycz.

SENATOR DUDYDZ:

Well, Senator, as you know, we can't predict what the House is going to do; we never could. But it's my guess that -- that House Bill 200 will be the one, that the House will concur with our amendments and send to the Governor, for -- for his signature.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Berman.

SENATOR BERMAN:

Well, you were right that we never could predict what the House was going to do, but now I think we can. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Senator Dudycz, to close.

SENATOR DUDYDZ:

Thank you, Madam President. Just briefly, to state that eighty -- eighty-three percent of the public in Cook County last November stated that they need, want, and deserve property tax

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caps. Just like Senate Bill 1, 200 -- House Bill 200 gives that necessary property tax relief to the top -- property owners of Cook County. And I would hope that other than the 46 to 12 vote of last week, I would hope that we would unanimously support this much needed property tax cap for the people of Cook County.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The question is, shall House Bill 200 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Mr. Secretary, take the record. On that question, there are 40 Yeas, 12 Nays, none voting Present. And this bill, having received the required constitutional majority, is hereby declared passed. On page 4 of today's Calendar is the Order of Senate Bills 3rd Reading. The Chair would direct the Membership to Senate Bill 101. That's where we left off from yesterday. Senate Bill 101. Senator Madigan. I'm sorry. Senator Petka. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 101.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Thank you, Madam President, Members of the General Assembly. Senate Bill 101 is a -- a piece of legislation which came out of this Body last year 58 to zero. It also came out of the Pension Committee 10 to zero. What it basically does is permit a small number of peace officers in the State of Illinois who have been denied access to the Pension Board to participate in the plan. These peace officers are very able-bodied and have served -- served the -- for public safety purposes over the last eight to

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ten years, done a good job; but yet, because they have a disability - diabetes - they have been denied admission to the pension program. I think that that is wrong. This bill simply seeks to correct that. I really know of no opposition, and I would move for its -- I would move for a favorable roll call.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Senator Hall.

SENATOR HALL:

Thank you, Madam President. Will the sponsor yield for a question? How many are we talking about?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

The numbers have increased. According to my staffer, we have more people who are coming in every day with these disabilities. The last year, I believe there -- there was a total of five.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Hall.

SENATOR HALL:

You don't know exactly right now. Is that correct?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

The number is uncertain right now. It -- it will not be a large number, sir.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Collins.

SENATOR COLLINS:

I just rise in support of this -- this bill, because this is something that we have been trying to do. I think it brings fairness to the system. I don't think no police and firemen who meet the qualifications and qualify to be on those -- to -- to be

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employed in those particular entities should be denied participation in the -- in the pension system or -- or any other benefit that is given to any other employee, so I support the legislation.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Hearing none, Senator Petka, to close.

SENATOR PETKA:

I would just move for a favorable roll call. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The question is, shall Senate Bill 101 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Mr. Secretary, take the record. On that bill, there are 54 Yeas, none voting No, none voting Present. And this bill, having received the required constitutional majority, is hereby declared passed. Senate Bill 102. Mr. Secretary, will you read the bill.

SECRETARY HARRY:

Senate Bill 102.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Madam President and Members of the Senate. Senate Bill 102 extends the early retirement option for downstate and suburban teachers from June the 30th of 1995 to June the 30th of 2000. This is not the five-and-five plan. This is the early retirement option, which has been in place prior to that. There is no cost -- additional cost to the pension system as a result of the extension of this. The matter is agreed upon by the employer and the employee in the school districts, and they make the

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contribution. I'd be glad to answer any questions; otherwise would ask for its approval.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Hearing none, the question is, shall Senate Bill 102 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Mr. Secretary, take the record. On that question, there are 54 Yeas, none voting No, none voting Present. And this bill, having received the required constitutional majority, is hereby declared passed. Senate Bill 103. Mr. Secretary, will you read the bill.

SECRETARY HARRY:

Senate Bill 103.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Madam President and Members of the Senate. Senate Bill 103 is brought to this Body by the five State systems. It makes some changes in the five State -- or, in the Pension Code to bring the five State systems into compliance with recent changes in federal law. I'd be glad to answer any questions, and otherwise would ask for its approval.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Hearing none, the question is, shall Senate Bill 103 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Mr. Secretary, take the record. On this question, there are 54 Yeas, none voting Nay, none voting Present. And this bill, having received the required constitutional majority, is hereby declared

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passed. Senate Bill 104. Pass. Senate Bill 109. Senate Bill 113. Mr. Secretary, please read the bill.

SECRETARY HARRY:

Senate Bill 113.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Hawkinson, for what purpose do you rise?

SENATOR HAWKINSON:

I wonder if the Senator would take this bill out of the record, and I'm going to tell you why. It applies to all the bills that were moved out of committee yesterday, were moved to 2nd, then were moved - really in violation of our rules - to 3rd Reading today. I, for one, try and read all these things. It may not be necessary in a lot of cases, but we've had a practice of a long time around here that when a bill comes out of committee, it sits on 2nd Reading for a day and then you have a chance to look at it, see if you want to amend it, then it moves to 3rd. The only reason I'm rising here, Senator, it's the first one called on this list, and I just don't think it's appropriate that we do these on 3rd Reading today, when they were just bumped out of committee yesterday.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Hasara.

SENATOR HASARA:

Senator, I don't necessarily disagree with you. In this case, however, this was a bill that got held over from Veto Session, and if we can't move this over to the House, it means that there are going to be thousands of court cases that are going to have to be filed, and these cases are going to have to go to court unnecessarily. So I'm -- I'm asking your permission to accept this bill for that reason only.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Hawkinson.

SENATOR HAWKINSON:

Well, if the sponsor will yield for a question.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

She indicates she will.

SENATOR HAWKINSON:

Is this one that the Governor has indicated he's going to sign this weekend, or...?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Hasara.

SENATOR HASARA:

Senator, it has to go over to the House, but he's intending to sign it just as soon as he can.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Hawkinson.

SENATOR HAWKINSON:

I'm sure we're going to hear this on all these bills. But I really think this is inappropriate, that we not follow our long-standing rules. There can be a rare exception around here, but to -- to kick out approximately twenty bills and not have them sit on 2nd Reading for a day and then move them to 3rd is -- is, I believe, an abuse of this process.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dunn.

SENATOR T. DUNN:

Question of the sponsor, if I may, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Question of the sponsor. Senator Hasara, Senator Dunn has a question of...

SENATOR T. DUNN:

Senator Hasara, to make it clear: Does this Bill 113 provide

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for hearings every ninety days, or does that do away with that?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Hasara.

SENATOR HASARA:

Thank you. Actually, I haven't even started explaining the bill yet. This question came up, but...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

You want to hold your question till she...

SENATOR HASARA:

If I might, I would like to do that. All right. This bill is in response to a -- a court case from last year that says that if a person even consents to receiving psychotropic drugs, it still must go to court. And obviously, there are thousands and thousands of patients and people out there who know they need this medication, but this still must go to court. It's clogging up the courts. It's inhibiting the ability of guardians and the patients to receive the drugs that they need. The bill did pass the House, and -- and I had every intention of getting it out of here in Veto Session; it simply got tied up the last day of Veto Session, but I've been called by judges, by lots of organizations that are -- are having a terrible problem because of this court decision.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dunn.

SENATOR T. DUNN:

Thank you. That answers my question, and it goes with exactly the way I feel too. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Palmer.

SENATOR PALMER:

Thank you, Madam President. A question of the sponsor, please.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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She indicates she'll yield.

SENATOR PALMER:

Senator Hasara, what are the protections for the -- the patient?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Hasara.

SENATOR HASARA:

The patient still has the right to object, and then it must go to court. All we're doing is putting the law -- the practice back the way it was before this court decision came out last year. It had worked very well.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Hearing none, Senator Hasara, to close. Oh! I'm sorry. Senator Donahue. Question... Senator Donahue.

SENATOR DONAHUE:

Well, thank you, Mr. President -- or, Madam President. I -- I just simply rise in strong support of this legislation. For those of you that have mental health institutions in your counties or in your districts, this is a serious cost to the county government, and as long as there is protection for the person who does object, the opportunity still exists. This is simply for those patients that consent and need the drugs and want the drug, then we don't have to go through the court. So I just rise in strong support of this legislation.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Smith.

SENATOR SMITH:

...you, Madam President and Members of the Senate. I join wholeheartedly with Senator...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Hasara.

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SENATOR SMITH:

...Hasara and Donahue, in asking this Body -- august Body to let this bill pass. It is of dire need. People are suffering. And judges and all are asking us if we can help them in any way. Please, I'm asking you, let us support this bill, and let it go out. Thank you so kindly.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you. Any further discussion? Hearing none, Senator Hasara, to close.

SENATOR HASARA:

While I am extremely sensitive to Senator Hawkinson's concerns, I would ask that this bill get out of here so that we can get it to the Governor's desk as soon as possible, and would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The question is, shall Senate Bill 113 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Mr. Secretary, take the record. On that question, there are 52 Yeas, none voting Nay, none voting Present. And this bill, having received the required constitutional majority, is hereby declared passed. Senator Jacobs, for what purpose do you rise, sir?

SENATOR JACOBS:

Madam President, Ladies and Gentlemen of the Senate, just to follow up on Senator Hawkinson's point that the rest of these bills may not have followed the -- the schedule of rules. I think we got out the bills that are pretty much important to -- to either side. And so that we don't violate the rules not only once, but twenty times, I move we adjourn.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Your motion is not in order at this time. Did you hear me loud and clear? However, if you insist, we'll put your motion up.

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There's a motion to adjourn by Senator Jacobs...(microphone cutoff)...however, we have a lot of paperwork to do, and I would -- I was hoping, Senator Jacobs, that I could prevail upon you to withdraw your motion. Senator Jacobs.

SENATOR JACOBS:

Madam Chairman, I'd be more than happy to do that; let's just not do any more 3rd Readings, 'cause I think we're in violation of our own rules. If you want to do the paperwork, I think that that's more than fine, and if that -- not -- if that is not the case, then I ask for a motion to adjourn. And for -- for a roll call vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Well, would you rather come back tomorrow? Because we have a lot of unfinished business, Senator Jacobs. Senator Jacobs.

SENATOR JACOBS:

Madam Chairman, I -- I think that we can do the paperwork that wants to be done. But to do the 3rd Readings at this particular point, in violation of our own rules, I think even taints the legislation that we are passing over to the other Body. I think that that is a mistake on all of our parts. I've got a bill on this -- on this agenda. But, to me, we can wait till -- come back in March to do it.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Well...(microphone cutoff)... WBBM is requesting permission to tape. Unless I hear objections, permission is granted. Senator Jacobs, I don't think we've done everything wrong, and then so could you possibly withdraw your motion at this time, so we can finish our business? Senator Jacobs.

SENATOR JACOBS:

One moment. Under the rules - under 7-5, Precedence of Motions, when a question is under debate, no motion may be entertained except a motion to adjourn. That's one of the items.

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I think we're well within the rules to do that. I have no qualms in letting the business of this Body go on. I agree with Senator Hawkinson. I want to see the duties of this business go on under the rules that we as a Body have voted upon.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Well, why don't you...

SENATOR JACOBS:

Now, if there is a procedural question of whether you want to get certain things done, that -- that's fine. I have no qualms with that. But to go on with the activities of 3rd Reading, I think is a serious mistake. And if I can get a commitment on that, I'll withdraw my motion.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Jacobs, if you persist, we have to give you a roll call. But I was hoping I could prevail upon your kindness to withdraw your motion so we can finish some of the work at hand. You're depriving me of my right to preside here. Senator Jacobs.

SENATOR JACOBS:

I have no qualms in doing that. If -- if you give me a commitment that we will go to the business at hand that is legally before us, I will accept that. But if we are going to continue with the 3rd Readings, then I ask for -- for the motion to be heard.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The problem that we have: We want to finish a lot of this business today, so we don't have to come in tomorrow, or before the first of March. I would ask Senator Jacobs to withdraw his motion, if I may, once more. Senator Jacobs.

SENATOR JACOBS:

Because I'm not trying to be dilatory in any manner here - I think you know me better than that - but I think we had a Supplemental Calendar yesterday. If we could pull the bills that

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are on the Supplemental Calendar, I think that very well may fit in to what Senator Hawkinson was saying and what the intent of my -- my motion is. I -- you know, if anybody has got a bill that they absolutely want to have heard, I would just suggest to them that they don't call it, and if they do want to call it, they ask for suspension of the rules in order for that to be heard, in each individual case. 'Cause I think, as Senator Hawkinson's indicated, this is not really the -- the -- in the best interest of this Body. If -- if I can get some commitment from the Chair that we're going to move with due diligence and attempt not to do those, I'll be more than happy to withdraw my motion.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank -- thank you, Madam President. I would join in the request to Senator Jacobs to withdraw the motion. We do have a number of bills that were properly on the Calendar yesterday, and I don't think we're going to hear any more that were moved too quickly. If we could do the other business and the bills that are properly before us on 3rd Reading, I think it would expedite matters, Senator.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Jacobs.

SENATOR JACOBS:

And that's what I've been asking. And if I can get that commitment from the Chair, I'll withdraw my motion.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The only commitment you'll -- you're going to get from the Chair is I want to do the best I can up here. Are you withdrawing your motion or aren't you?

SENATOR JACOBS:

Coming -- Madam Chairman, coming from you I will accept that,

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because I know you are a woman of your word.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you. Senator Jacobs is withdrawing his motion, so proceed with the business at hand. Senate Bill 115. Senator Madigan. Would you read -- please read the bill, Senator -- Mr. Secretary.

SECRETARY HARRY:

Senate Bill 115.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Madigan.

SENATOR MADIGAN:

Thank you -- thank you, Madam President, Members of the Senate. Senate Bill 115 has to do with teachers in the downstate and suburban Pension Codes, to be able to go back and purchase pregnancy leave that was not able to be credited prior to 1982 when -- prior to 1982 when maternity leave was granted to teachers. That's basically what the bill does; they go back and pick up their costs plus -- or, their payments plus interest. I'd be happy to answer any questions, and would otherwise ask for its approval.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Senator Welch.

SENATOR WELCH:

I have a question of the...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Just a moment. Just a moment. Ladies and Gentlemen, please give your undivided attention to the current Senator who's speaking, who has the Floor. Senator Welch. Senator Welch.

SENATOR WELCH:

I have a question of the sponsor.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

He -- he indicates he'll yield. Would you ask your question.

SENATOR WELCH:

Senator, how much will this increase the unfunded liability of the Pension Fund for the downstate teachers?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Madam President. Senator Welch, according to the Illinois Economic and Fiscal Commission report on this, the fiscal impact would be minor.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Welch.

SENATOR WELCH:

Well -- well, as you know, Senator, all of us downstate are going to meetings this coming two weeks to discuss the Downstate Teachers' Pension Fund and the fact that it's not properly funded. And we're all getting beat up, frankly, at every -- every meeting we go to because of the -- well, maybe you're not, Senator, but I was at a meeting that they were looking for you at and you weren't there. But I have been. And they say there's not enough money in there to cover their health insurance. You know, and now we're -- I don't know, it seems to me we're adding more -- more liability to the Fund. At what point are we going to pass a bill that funds the program?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Madam President. Senator Welch, we passed Senate Bill 533 last year, dealing with the pension funding. The matter that you're referring to -- to do, has a result of the change in the federal law as far as the TRF System payments, as far as

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health insurance. But the funding of the pension system was addressed in Senate Bill 533, which you voted for.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Hearing none, Senator Madigan, to close.

SENATOR MADIGAN:

I'd just ask for its -- for an Aye vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The question is, shall Senate Bill 115 - 1-1-5 - pass. Those in favor will vote Aye. Those opposed will vote Nay. And the voting is open. Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 51 Yeas, 3 Nays, none voting Present. And the bill, having received its required constitutional majority, is hereby declared passed. Senate Bill 116. Senate Bill 124. Senate Bill 127. Senate Bill 159. Senator Raica. Senator Raica, for what purpose do you rise?

SENATOR RAICA:

Madam President, just on behest of Senator Hawkinson and Senator Jacobs, this was on the Supplemental Calendar yesterday and I'll choose to hold the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Okay. Senator Burzynski, for what purpose do you rise, sir? Senator Burzynski.

SENATOR BURZYNSKI:

I think that -- thank you, Madam President. I would move that the Senate resolve itself into Executive Session for the purpose of acting on the Governor's appointments set forth in his Message of January 31, 1995. Madam President, with respect to the Governor's Message of January 31st, '95, I'll read the unsalaried appointment to which the Senate Committee...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Burzynski, we're not quite ready to go yet. We have

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to get the report read in first. We're waiting for some more paperwork. And by the way, while we're waiting, I'd like to apologize to Senator Jacobs, because a motion to adjourn is always in order. And I apologize to him. But I was hoping I could prevail on him. Message from the House.

SECRETARY HARRY:

Message from the House by Mr. McLennand, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Bills -- 46 and 186.

Passed the House, February 9th, 1995.

We have a like Message on House Bill 204.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

We're still waiting for some more paperwork from upstairs, so you may relax a couple of minutes, but don't leave. We will now go into Executive Session with the purpose of advise and consent. Mr. Secretary, may we have the Committee Report.

SECRETARY HARRY:

Senator Burzynski, Chair of the Committee on Executive Appointments, reports the following from the Governor's Message of January 31st, 1995.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President. I move the Senate resolve itself into Executive Session for the purpose of acting on the Governor's appointment set forth in his Message of January 31st, 1995. Madam President, with respect to the Governor's Message of January 31st, '95, I'll read the unsalaried appointment to which the Senate Committee on Executive Appointments recommends that the Senate do

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advise and consent:

To be a member of the Illinois Development Finance Authority for a term ending January 18th, 1999, Mr. Harry Seigle of East Dundee.

Madam President, having read the unsalaried appointment, I now seek leave to consider this appointment on a roll call. And, Mr. -- Madam President, will you please put the question as required by our rules?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Hearing none, the question is, does the Senate advise and consent to the nominations just made. Those in favor shall vote Aye. Those opposed shall vote Nay. The voting is open. Have -- have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record. On that question, there are 52 Ayes; there are none voting No; none voting Present. And this -- this majority of Senators elected, concurring by record vote, does advise and consent to the nomination just made. Senator Burzynski.

SENATOR BURZYNSKI:

Madam President, I move that the Senate arise from Executive Session.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

You've heard the motion. Those in favor, say Aye. Those opposed, say Nay. The motion carries. Resolutions.

SECRETARY HARRY:

Senate Joint Resolution 22, offered by Senator Dudycz.

(Secretary reads SJR No. 22)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dudycz moves to suspend the rules for the purpose of the immediate consideration and adoption of Senate Joint Resolution 2 <sic>. Those in favor will say Aye. Aye. Those opposed. The Ayes have it. The rules are suspended. It's SJR

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22. Senator Dudycz has moved for the adoption of SJR 22. Those in favor, say Aye. Those opposed. The Ayes have it, and the resolution is adopted. We...(microphone cutoff)... We will now proceed to the Order of Resolutions Consent Calendar. With leave of the Body, all of those read in today will be added to the Consent Calendar. Mr. Secretary, have there been any objections filed to any resolution on the Consent Calendar?

SECRETARY HARRY:

No objections have been filed, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Hearing none, the question is, shall the resolutions on the Consent Calendar be adopted. All those in favor, say Aye. Aye. All opposed, Nay. The motion Aye carries, and the resolutions are adopted. Introduction of Bills.

ACTING SECRETARY HAWKER:

Senate Bill 422, offered by Senator Madigan.

(Secretary reads title of bill)

Senate Bill 423, offered by Senator Madigan.

(Secretary reads title of bill)

Senate Bill 424, offered by Senators Philip and Madigan.

(Secretary reads title of bill)

Senate Bill 425, offered by Senator Geo-Karis.

(Secretary reads title of bill)

Senate Bill 426, offered by Senator Walsh.

(Secretary reads title of bill)

Senate Bill 427, offered by Senator Donahue.

(Secretary reads title of bill)

Senate Bill 428, offered by Senator Thomas Dunn.

(Secretary reads title of bill)

Senate Bill 429, offered by Senators Burzynski and Watson.

(Secretary reads title of bill)

Senate Bill 430, offered by Senator Madigan.

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(Secretary reads title of bill)

And Senate Bill 431, offered by Senator Sieben.

(Secretary reads title of bill)

3rd <sic> Reading of the bills.

And Senate Bill 432, offered by Senators DeAngelis and Jacobs.

(Secretary reads title of bill)

Senate Bill 433, offered by Senator Barkhausen.

(Secretary reads title of bill)

3rd <sic> Reading of the bills.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Resolutions.

ACTING SECRETARY HAWKER:

Senate Joint Resolution 23, offered by Senator Madigan.

It is substantive.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Pursuant to the adjournment resolution, the Senate stands adjourned, and I wish all of you a happy Valentine's Day, particularly my friend, Senator Jacobs, who had to bring some excitement on my shift. Senate stands adjourned.

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