

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR WEAVER)

The regular Session of the 89th General Assembly will 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 the Reverend Daryl Fansler, United Methodist Church of Petersburg. Reverend.

THE REVEREND DARYL FANSLER:

(Prayer by the Reverend Daryl Fansler)

PRESIDING OFFICER: (SENATOR WEAVER)

All rise for the Pledge of Allegiance. Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDING OFFICER: (SENATOR WEAVER)

Reading of the Journal.

SECRETARY HARRY:

Senate Journal of Friday, May 12th, 1995.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Butler.

SENATOR BUTLER:

Mr. President, I move that the Journal just read by the Secretary be approved, unless some Senator has additions or corrections to offer.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Butler moves to approve the Journal just read. There being no objection, it is so ordered. Senator Butler.

SENATOR BUTLER:

Mr. President, I move that reading and approval of the Journals of Monday, May 15th and Tuesday, May 16th, in the year 1995, be postponed, pending arrival of the printed Journals.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Butler moves to postpone the reading and approval of the Journals, pending arrival of the printed transcripts. There

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

being no objection, it is so ordered. KRT Productions requests permission to videotape. Is there leave? Leave is granted. Committee Reports.

SECRETARY HARRY:

Senator Hawkinson, Chair of the Committee on Judiciary, reports House Bill 686 Do Pass, as Amended.

Senator Mahar, Chair of the Committee on Environment and Energy, reports House Bill 412 Do Pass, as Amended; Senate Bill 461 - the motion to concur with House Amendment 1 Be Adopted, Senate Bill 789 - the motion to concur with House Amendment 1 Be Adopted; Senate Amendment 1 to House Bill 544 Be Adopted and Senate Amendment 1 to House Bill 929 Be Adopted.

Senator Peterson, Chair of the Committee on Revenue, reports House Bills 238, 1149, 1303, 1465 and 1900 Do Pass; House Bills 375, 385, 1523 and 1787 Do Pass, as Amended; Senate Bill 105 - the motion to concur with House Amendments 1 and 2 Be Adopted; and Senate Amendments 4, 5, 6, 7, 8, 9 and 10 to House Bill 1212 Be Adopted.

Senator Raica, Chair of the Committee on Public Health and Welfare, reports House Bill 2465 Do Pass; House Bills 1869, 1967, 2226, 2330 and 2403 Do Pass, as Amended; Senate Bill 452 - the motion to concur with House Amendment 1 Be Adopted; Senate Amendments 1 and 2 to House Bill 5 Be Adopted, Senate Amendment 1 to House Bill 175 Be Adopted, Senate Amendment 2 to House Bill 653 Be Adopted, and Senate Amendments 2 and 3 to House Bill 1363 Be Adopted.

Senator Madigan, Chair of the Committee on Insurance, Pensions and Licensed Activities, reports House Bill 182 Do Pass; House Bills 32, 1969, 2108 and 2240 Do Pass, as Amended; and Senate Amendment 3 to House Bill 2177 Be Adopted.

And Senator Karpziel, Chair of the Committee on Executive, reports House Bills 330, 527, 999, 1106, 1270, 1279, 1853, 2251

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

and 2351 Do Pass; Senate Resolution 61 Be Adopted, Senate Joint Resolutions 44 and 45 Be Adopted; and Senate Joint Resolution 47 Be Adopted, as Amended.

PRESIDING OFFICER: (SENATOR WEAVER)

Messages from the House.

SECRETARY HARRY:

A Message from the House by Mr. McLennand, 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 -- 63, together with the following amendment, which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Amendment No. 1.

We have like Messages on Senate Bill 77, with House Amendment 1; Senate Bill 162, with House Amendments 1 and 2; Senate Bill 210, with House Amendments 1 and 2; and Senate Bill 256, with House Amendments 1 and 4.

All passed the House, as amended, May 16th, 1995.

PRESIDING OFFICER: (SENATOR WEAVER)

On page 8 of your Calendar... Excuse me. Senator Dunn, for what purpose do you arise?

SENATOR T. DUNN:

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

PRESIDING OFFICER: (SENATOR WEAVER)

State your point, sir.

SENATOR T. DUNN:

Today we have, serving her last day, one of our fine interns, Kelly Smith, and in the fall she will go to the University of Notre Dame to continue the family tradition. I'd like everybody to wish her good luck in her endeavors in the future.

PRESIDING OFFICER: (SENATOR WEAVER)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

On page 8, House Bills 2nd Reading. I'd encourage the Membership to move their bills. House Bill 36, Mr. Secretary.

SECRETARY HARRY:

House Bill 36.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Dunn, do you wish to move 40? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 40.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Hawkinson, on 113? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 113.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Hasara, on 122? Senator Hasara? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 122.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Peterson, on 153? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 153.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Clayborne, on 160? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 160.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Raica, on 197? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 197.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Have there been any Floor amendments? Excuse me.

SECRETARY HARRY:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 199. Senator Raica? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 199.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator O'Malley, on 226? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 226.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Fitzgerald, on 241? Out of the record. Senator Dillard, on 258? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 258.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Petka, on 270? Senator Petka? 270. Read the bill, Mr. Secretary.

SECRETARY HARRY:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

House Bill 270.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Petka, on 301? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 301.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Smith. Senator Smith, on 309? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 309.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Woodyard, on 314? Read the bill, Mr. Secretary.

SECRETARY HARRY:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

House Bill 314.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Cullerton on the Floor? Senator Dillard, on 340? Read the -- read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 340.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senate <sic> Bill 355, Mr. Secretary.

SECRETARY HARRY:

House Bill 355.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 497. Senator Dunn? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 497.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 507. Senator Peterson? Out of the record. 573. Senator Cronin? Out of the record. Senator Petka, on 597?

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Senator Petka? 597? Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate <sic> Bill 597.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Petka.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Petka.

SENATOR PETKA:

Thank you, Mr. President and Members of the Senate. Floor Amendment No. 1 would permit the Joliet Arsenal Development Authority to issue up to a hundred million dollars in bonds, and this would identify the -- the root source for those bonds, and I urge its adoption.

PRESIDING OFFICER: (SENATOR WEAVER)

Is there any discussion? If not, all in favor, signify by saying Aye. Opposed, Nay. The Ayes have it. The amendment's adopted. Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Parker, on 652? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 652.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

3rd Reading. Senator Cronin, on 660? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 660.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 689. Senator Burzynski? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 689.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Cronin, on 731? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 731.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 741. Senator Cronin? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 741.

(Secretary reads title of bill)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 797. Senator Cronin? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 797.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Woodyard, 823? Out of the record. Senator Cronin, on 838? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 838.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Syverson, on 859? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 859.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator O'Malley, on 865? Senator O'Malley, on 865? Read the bill, Mr. -- out of the record. Senator Peterson, on 939? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 939.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any amendments -- Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Woodyard, on 965? Out of the record. Senator Klemm, 974? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 974.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted Amendments 1, 2, 3 and 4.

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Petka, on 1069? Senator Petka? 1069?
Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1069.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Mahar, on 1089? Out of the record.
Senator Woodyard. Senator Woodyard, on 1093? Read the bill, Mr.
Secretary.

SECRETARY HARRY:

House Bill 1093.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Agriculture and
Conservation adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for
consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Raica? Senator Raica, on 1108? Out of
the record. 1119. Senator DeAngelis. Read the bill, Mr.
Secretary.

SECRETARY HARRY:

House Bill 1119.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

3rd Reading. Senator Petka, on 1237? Out of the record.
Senator Karpiel, on 1246? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1246.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for
consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 1248, Mr. Secretary. Read the bill.

SECRETARY HARRY:

House Bill 1248.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 1437? Out of the record. 1459. Senator
O'Malley? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1459.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for
consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

3rd Reading. 1461. Senator Mahar? Out of the record. 1462,
Mr. Secretary.

SECRETARY HARRY:

House Bill 1462.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for
consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Geo-Karis, on 1498? Read the bill, Mr.
Secretary.

SECRETARY HARRY:

House Bill -- House Bill 1498.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for
consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Fawell, on 1587? Read the bill, Mr.
Secretary.

SECRETARY HARRY:

House Bill 1587.

(Secretary reads title of bill)

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

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading.. Senator Hasara, on 1650? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1650.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 1654. Senator Petka? Senator Petka? 1654? Out of the record. Senator Hendon, on 1662? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1662.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Raica, on 1706? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1706.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator O'Malley, on 1708? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1708.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Cronin, on 1741? Read the bill, Mr. Secretary.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

SECRETARY HARRY:

House Bill 1741.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 1792. Senator Cronin? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1792.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Rauschenberger, on 1797? Out of the record. Senator O'Malley, on 1816? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1816.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Peterson, on 1825? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1825.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted Amendment No. 1.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Dudycz, on 1878? Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 1878.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Sieben, on 1891? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1891.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Hasara -- no, Senator Sieben, on -- Hasara, on 1910. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1910.

(Secretary reads title of bill)

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

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Amendment No. 1.

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Sieben, on 2076? Out of the record. Senator Cronin, on 2236? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2236.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Mahar, on 2294? Out of the record. Senator Cronin, on 2338? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2338.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. 2317. Senator Ralph Dunn? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2317.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR WEAVER)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

No further amendments reported.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading.

SENATOR WATSON:

I'd like to have the attention, if I could, of the Members of the Senate and our staff and our guests in the gallery. Today is a special day in Springfield, and it's a special day in Centralia, Illinois, and it's a special day in Champaign-Urbana, and it's a special day for University of Illinois graduates. We have with us today Dike Eddleman. Dike Eddleman -- this has -- this has been declared "Dike Eddleman Day" here in Springfield, for all the wonderful things he's done for the University of Illinois and certainly the inspiration that he's been for -- for many of us here in -- in Springfield and throughout this State in the work that he's done for the University. The first individual I'd like to introduce to make a presentation is Senator Laura Donahue from Quincy. Senator Donahue.

SENATOR DONAHUE:

Well, thank you very much, Senator Watson. I am -- understand that Mr. Eddleman and myself, that we have a mutual friend, and he sends greetings. His name is Harold Knapheide III, affectionately known as "Knappi", and he sends greetings. On behalf of the City of Quincy, Quincy loves Dike Eddleman, and happy Dike Eddleman Day.

SENATOR WATSON:

(Introduces family and friends of Dike Eddleman)

Ron Stephens, State Representative, from the western portion of my district, has a presentation.

REPRESENTATIVE STEPHENS:

(Remarks by Representative Ron Stephens and
presentation to Dwight "Dike" Eddleman)

SENATOR WATSON:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

We asked the Governor to proclaim May 17th as "Dike Eddleman Day" in Springfield, and the Governor has so graciously done so, and I'd like to read the proclamation that has been put together in behalf of Dike and his family and the service that he has given to the entire State of Illinois and certainly to the University. This is a proclamation from the Executive Department, State of Illinois.

(Senator Watson reads and presents proclamation)

I want to take this opportunity to introduce now the Majority Leader of the -- some call him the Assistant Majority Leader, but we all know he's the Majority Leader of the Senate, Stan Weaver, who's been a good friend of Dike's for a long period of time, and I'd like for Stan to say a few words.

SENATOR WEAVER:

Thank you, Frank. Dike and I go back many years. I played football against Dike in 1941 and '42. Yeah, they beat us. We were in the U.S. Army together in Miami, Florida in boot camp. Dike was out on the beach conducting physical training. I was just a buck private in boot camp. After the war, we both came back to University of Illinois, and then shortly after that we did a little officiating together. Didn't we, Dike? So we go back a long time, and I want you all to know that this is one of the greatest guys that's ever been a product of Illinois and the University of Illinois. Dike, can we get a few words from you?

DWIGHT "DIKE" EDDLEMAN:

(Remarks by Dwight "Dike" Eddleman)

PRESIDING OFFICER: (SENATOR WEAVER)

On page 5 of the Calendar, House Bills 3rd Reading. For what purpose do you rise, Senator Severns?

SENATOR SEVERNS:

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

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR WEAVER)

State your point.

SENATOR SEVERNS:

It's my honor to have joining us today some students from Cerro Gordo High School in Piatt County, and their teacher, Mr. David Jumps. I would like the Senate to join in welcoming them in the gallery behind us.

PRESIDING OFFICER: (SENATOR WEAVER)

Will our guests please rise and be welcomed by the Senate. Senator Parker, for what purpose do you arise?

SENATOR PARKER:

Thank you, Mr. President. I'm very honored also to introduce to you a group of students from my district, from Emmanuel Church, seventh and eighth graders, coming to visit us here in Springfield. Many have never been here before. And they are up in the President's Gallery. I'd like to have them stand for recognition.

PRESIDING OFFICER: (SENATOR WEAVER)

Our guests please rise? Senator Palmer, for what purpose do you seek recognition?

SENATOR PALMER:

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

PRESIDING OFFICER: (SENATOR WEAVER)

State your point. I just wanted to say that my son and his partner are visiting on the Floor today, and I'd like the Body to welcome them.

PRESIDING OFFICER: (SENATOR WEAVER)

Welcome to Springfield. Senator Fawell, on House Bill 3? Out of the record. Senator Shadid, on House Bill 5? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 5.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Shadid.

SENATOR SHADID:

There's some Floor amendments on that. Floor Amendments 1 and 2. Is that...

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Shadid seeks leave to recall Senate Bill 5 to the Order of 2nd Reading. Is there leave? Leave is granted. On the Order of 2nd Reading is Senate Bill 5. Mr. Secretary, is there a Floor amendment?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Smith.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I merely wish to say that Senate -- the amendment -- this Amendment No. 5 to SB 189 was Smith and Deuchler in 1995, which passed the Senate by a vote of 56 to nothing and is currently in the House Rules Committee. It merely permits the Department of Public Aid, by rule and subject to appropriations, to provide assistance for more than twelve months based upon the former clients financial needs.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Smith moves the adoption of Amendment No. 1. Is there discussion? If not, all in favor, signify by saying Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Trotter.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Trotter.

SENATOR TROTTER:

Thank you very much, Mr. President, Members of the Chamber. Senate Amendment No. 2 is a revised version of Senate Bill 198 which left this Chamber on a vote of 55 to 3. The bill currently is in the House Rules Committee, and I've spoke with the individuals over there and it's not going too far. However, the revised portion of this bill was -- a difference was made in the language at the request of Senator Raica and Senator Donahue, which requested that we took out a provision that all applicants would be recipients of this training, the parental skills training. This bill states essentially that only the recipients will be the beneficiaries of the parental skills training. And I ask for its adoption.

PRESIDING OFFICER: (SENATOR WEAVER)

Is there discussion? If not, all in favor, signify by saying Aye. Opposed, Nay. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Mahar, on 41? House Bill 41? Out of the record. For what purpose does Senator Hasara arise?

SENATOR HASARA:

On a point of personal privilege.

PRESIDING OFFICER: (SENATOR WEAVER)

State your point.

SENATOR HASARA:

Thank you, Mr. President. In the President's Gallery, behind the -- the President, is the eighth-grade class from Trinity Lutheran School in Springfield. Mr. Russell Benning is with them.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

I would like the Senate to please welcome them.

PRESIDING OFFICER: (SENATOR WEAVER)

Will our guests please rise? House Bill 23, Mr. Secretary.

SECRETARY HARRY:

House Bill 23.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Watson.

SENATOR WATSON:

Yes. Thank you, Mr. President. I appreciate you going back to this order of business. This is Department of Public Aid's Medicaid reform package. It involves allowing the Department to conduct certain demonstration programs so that the Department can match Department of Unemployment <sic> Security's information on whether someone has actually had earned income. This will actually help the recipient plus the Department. They will be asked to report their earned income on a quarterly basis rather than monthly. This creates a violation of an unauthorized use of a Medicaid card. If someone gives another individual their Medicaid card, currently there is no violation for that. This creates penalties for that type of activity. Another provision excludes post -- education programs from the requirement that literacy and -- that an individual would be -- the test for literacy and English proficiency - there's no reason to test someone if, in fact, they're obviously in a post-secondary education program. Right now there's a requirement that they do that. This, again, we think is a recipient benefit, but also will help save the Department considerable money. There is a limitation on an education program for two years. This says that an individual must be out of the program within two years, but this does not apply to high school enrollment, only

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

post-secondary, and they must work while they are involved in a post-secondary program. It allows a private employer to be included in the work experience program. Previously private employers were not allowed, and it was only for public employers. We think by opening up this to the private sector, this will also increase benefits and the possibility for those recipients to go to work. This allows the Department of Public Aid to sanction voluntary participation in employment programs if they do not meet program requirements without good cause. And finally, Mr. President, this allows the Department to assign unemployment AFDC recipients to the unemployed parents work experience component of the Jobs Program. This is a package that I think involves many reforms in which will both help not only the Department, but also those recipients, and then hopefully help them become productive members of society.

PRESIDING OFFICER: (SENATOR WEAVER)

Is there discussion? Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR WEAVER)

He indicates he will yield.

SENATOR HAWKINSON:

Senator, last year I sponsored and we passed some legislation requiring some fraud prevention measures, some swipe card legislation and others. What progress is being made on those efforts, as we head into these new reform efforts?

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Watson.

SENATOR WATSON:

Well, that's a -- that would be a good question to ask the Department, but from what I understand is, the progress is slow

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

but steady. They're trying to do some demonstration-type efforts in primarily Chicago.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Hawkinson.

SENATOR HAWKINSON:

Well, I -- I support your legislation here, but I think it's important that what we did last year not be lost sight of and that they -- they attack fraud along the -- the measures that we sent them last year.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Trotter.

SENATOR TROTTER:

Thank you very much, Mr. President. Just want the -- the Body to know that I voted No on this legislation in committee. I understand that negotiations have taken place between some of the parties that were opposed to this legislation, and at this point in time, I'm prepared to vote for it to continue the process.

PRESIDING OFFICER: (SENATOR WEAVER)

Is there further discussion? If not, the question is, shall Senate Bill 23 pass. Those in favor will vote Aye. Those opposed will vote No -- Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none. House Bill 23, having received the constitutional majority, is declared passed. Senator Karpel, on House Bill 90? Out of the record. Senator Klemm, on 150? Senator Klemm? Out of the record. Senator Garcia, on 175? Read the bill, Mr. Secretary. Senator Trotter seeks leave of the Body to return House Bill -- excuse me, Senator Garcia asks leave to return House Bill 175 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill -- 175. Mr. Secretary, are there any Floor amendments approved for

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Smith.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Smith, to explain the amendment.

SENATOR SMITH:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment to 175 is Senate Bill 846, which was Smith and Deuchler, which passed the Senate Public...(inaudible)...and the Senate unanimously. This requires the funeral directors and their employees to employ -- report suspicious child abuse. That's the nature of this, and I move for its adoption.

PRESIDING OFFICER: (SENATOR WEAVER)

Is there discussion? If not, all in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there further amendments?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR WEAVER)

3rd Reading. Senator Cronin, on 206? Out of the record. Senator O'Malley, on 207? Out of the record. Senator Klemm, on 211? House Bill 211, Mr. Secretary.

SECRETARY HARRY:

House Bill 211.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Klemm.

SENATOR KLEMM:

Well, thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 211 allows a township board, after the voters determine their surplus property, to be able to give that property

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

to a historical society or a nonprofit organization, and they also have the provision to have a reversion clause that if those people don't use it for the intended purpose, that it will resort back to the township. This would require voters' approval. It would require a resolution by the elected township board, and it's similar to what we passed before. And I do ask for your support.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, the question is, shall House Bill 211 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 211, having received the required constitutional majority, is declared passed. Senator Palmer, on House Bill 249. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 249.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Palmer.

SENATOR PALMER:

Thank you, Madam President and Members of the Senate. As most of us know by now, small businesses comprise eighty percent of the nation's workforce. This is a bill that will assist in promoting small businesses. It does two things. It gives DCCA some focus on helping small business creation and retention by, number one, adding a condition to the studies that DCCA already does that will look at the laws that impede the creation of small business and inform the Governor and General Assembly of the results. And I'll be happy to answer any questions; would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Is there any discussion? Any discussion? Seeing none, the question is, shall House Bill 249 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 249, having received the required constitutional majority, is declared passed. Senator Clayborne, on Senate Bill -- House Bill 315. Read the bill, Madam Secretary.
ACTING SECRETARY HAWKER:

House Bill 315.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Clayborne.

SENATOR CLAYBORNE:

Thank you, Madam President and Members of the -- of the Senate. This expands the Whistleblowers' Reward and Protection Act, which now it permits State colleges and universities, school districts, public community districts -- college districts, municipalities, and other units of local government to elect to adopt the provisions of the Whistleblower Reward Act. It -- it sets up a fund where the monies will be distributed one-sixth to the Attorney General, one-sixth to the Department of State Police and two-thirds to pay awards and attorneys' fees and expenses. This bill has passed out of the House 110 to -- to no votes -- it favored 110 in favor and no opposition. I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any -- any discussion? Any discussion? Seeing none, the question is, shall House Bill 315 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 315, having received the required constitutional majority, is declared passed. Senator Madigan, on House Bill 323. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 323.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Madam President, Members of the Senate. House Bill 323, as amended, represents the compromise between the House version and the Senate version insofar as a solution to the retired teachers' health insurance problem that all of us have somewhat of a passing interest in. Let me try to explain some of the highlights of it. First of all, CMS will take over the administration of the health insurance from TRS effective January the 1st, 1996. TRS will not -- or, the health insurance retirees will not be part of the State plan. They will be a self-insured plan administered by CMS. The seventy-five percent subsidy will continue for the TRS annuitants, unless managed care is available and they opt not to choose managed care and desire an indemnity plan. In that case, their subsidy will be reduced by twenty-five percent to fifty percent. Additionally, there are some who are on the TRS retired teachers' health insurance that have a very short period of time of service in that system. This bill prospectively provides that in the future any retirees that desire to come onto the plan have eight years of creditable service with the Teacher Retirement System. Active teachers will contribute a half a percent of their payroll towards the cost of this plan. That contribution from the active teachers will be matched by a -- an

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

appropriation from the General Revenue Fund of the State of Illinois. Finally, it raises the minimum annuity for Chicago teachers and downstate retired teachers from four hundred and fifty dollars a month to seven hundred and fifty dollars a month. That is basically what it is, Madam President, Members of the Senate. I'd be glad to answer any questions on House Bill 323, as amended.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Smith.

SENATOR SMITH:

Madam President, I stand on a point of personal privilege, if I may.

PRESIDING OFFICER: (SENATOR DONAHUE)

State your point.

SENATOR SMITH:

We have visiting with us today, in the President's Gallery here, a group -- a large group of women and men who are home workers, and they are from Union 880. Won't you stand and be recognized, all of you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you please stand and be recognized. Before we get into the discussion, if I could ask at this time of the Session, will you please keep your voices down, your conferences off the Floor, and I would also ask, for those of you that are requesting point of personal privilege, to do it between bills. Thank you all very much. Further discussion? Senator Fitzgerald.

SENATOR FITZGERALD:

Yes, thank you, Madam President, Ladies and Gentlemen of the Senate. I -- I want to compliment Senator Madigan. He has worked very hard in trying to put together this package, and I know this is a problem that he has labored with for some time. And I -- I -- I commend him on -- on his efforts. However, I -- I am rising

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

in opposition to this legislation, and I would like to encourage the Members of this Body to think about what we are doing here. We are committing ourselves to a new entitlement. This is new entitlement spending, and once we bite this forbidden fruit, there is no turning back. We are committing the State to pick up the health insurance costs of retired teachers. Once we do that, we will never be able to turn back. Now, it's very tempting to play Santa Claus here. We've done it before with the Five-Plus-Five program for teachers. We've done it with a lot of pension sweeteners over the years. But if we should have learned any lesson from previous generations, is that we can't afford to constantly be increasing State spending and socializing all costs that people have in society and putting them on the backs of our taxpayers. At a time when the federal government is trying to cut its budget and cut entitlement spending, we here in Illinois are just about to commit ourselves to gigantic future liabilities from which it will be very hard, if not impossible, to ever turn back. I think very highly of the retired teachers of this State. I have spoken to their groups on many occasions. I fought very hard to try and help get their pension system fully funded. But we're struggling just to fund their pension system, and we barely have the money to do it. In fact, we can only afford to fund their pension over fifty years. And what we're doing here now is we're promising to pick up, commit ourselves to, new spending that we don't have the money to do it. Now, all of my constituents would love it if the State government would agree to pick up their health insurance. They'd love it if we'd agree to pick up their electric bills and their mortgage bills too, but we can't afford it. And you know what? Many of the retired teachers of this State don't want their grandchildren to be saddled with the debt that our State potentially is imposing on their grandchildren by committing to such spending. So I ask all of you to examine your

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

consciences. I know there's a lot of pressure to vote for this bill. There's nobody down here who lobbies against legislation like this, because this is going to be future taxpayers' problems and there's no lobbyist for future taxpayers or future generations down here. But not even the retired teachers, if you really got to talk to them, would want us to be saddling their grandchildren and the future students of this State with the massive commitment and new titlement <sic> spending that we have here. I urge a No vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates he'll yield, Senator Cullerton.

SENATOR CULLERTON:

Senator Madigan, this bill only applies to the Downstate Teachers' Pension Fund. It does not apply to the Chicago Teachers' Pension Fund. Is that correct?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Madigan.

SENATOR MADIGAN:

That's correct.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cullerton.

SENATOR CULLERTON:

For comparative purposes, the benefit of which might be obvious later on in the Session, how does the Chicago Teachers' Pension Fund fund their health insurance?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Madigan.

SENATOR MADIGAN:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

With a property tax levied in the City, as far as on the homeowners and commercial property owners.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cullerton.

SENATOR CULLERTON:

Well, thank you. Madam President, Members of the Senate, I rise in support of the legislation. I think Senator Madigan should be complimented. I also feel that Senator Fitzgerald is being consistent in his views, and I compliment him for that. There's no question that this is going to cost the State twenty-two million dollars in the first year, and it's something which is a public policy decision, which we are making, that we feel that we ought to do this so that their health insurance continues. I only point out the fact that it only applies to the retirees from the systems other than Chicago. The Chicago Teachers - the way that's funded is by a property tax levy which is imposed on the City of Chicago. We obviously don't have in this bill a property tax levy for the rest of the State to pay for their health insurance, so we're taking it out of the General Revenue funds. It's a public policy decision. I happen to support it. I think Senator Fitzgerald was very articulate in expressing his opposition, but I feel it's something which, given the fact that they are out of money, we have very little alternative. There is contribution - an increased contribution - required of the -- of -- pardon me, of the active teachers to contribute one-half percent of their salary as part of the -- the compromise on the bill. And I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Madam President. I, too, rise in support of this proposal. And, Senator, Madigan, I hope that this is not the

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

latest version; I hope that this is the negotiated settlement that has been arrived at between the House and the Senate and that there is nothing else that is forthcoming. Unfortunately, I must be dreaming because I do hear that there are other proposals that may very well be in the works, but I want to rise as a cosponsor to support this program. The fact of the matter is is that this is the only State retirement system that we don't contribute one nickel toward health insurance to the recipients. The fact of the matter is is that the State Retirement System came to us in 1983 and said: Give us authorizing legislation, that we want to pay up to twenty-five percent of the total health care costs for those individuals who were in the program. At that time, the cost was around two hundred thousand dollars. 1993, they came back and said: We want to up that to seventy-five percent. We in the Legislature gave them the authority to do that. We haven't given them one red penny, not one dime, to -- to allow them to have that opportunity that the other pension systems in Illinois have. The fact is now that we're going to make the active teachers pay. The fact that they have gone to managed care, they have themselves taken a number of -- of strident and -- steps, stringent steps, to reform their own system. I think this, in fact, is public policy that we in this General Assembly established in 1983. We ought to own up to our obligation, or we ought to repeal the Act.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any -- any further discussion? Senator Hendon. Further discussion? Senator Hendon.

SENATOR HENDON:

Thank you, Mr. President. I am also going to support this legislation. I just hope that when it comes to the retirement pension funds for the Chicago teachers, that we'll be just as lenient and just as willing to work with them as we are the teachers from downstate, because I believe that, especially with

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

what teachers are faced with today having to deal with all these bad children we've got running around these schools where the teacher has to be the teacher, the parent, the social worker and all that, that they should have a good, solid retirement fund. But I just hope that we will take note -- those who do not support the Chicago teachers, that you will take note that many of us from Chicago are going to vote for this, Senator Madigan, to support the teachers from downstate. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, Senator Peterson and I talked to hundreds of retired teachers in our area, and I can assure you, they would like this bill passed. Furthermore, the present teachers will be contributing .5 percent toward this fund. And the reason the Chicago teachers have much more money in their retirement fund is because of the tax situation they have in Chicago. But we don't have the funds, because I think the federal government said we couldn't use the interest from those funds that we did have to apply to the medical bills. This is a good bill. It's -- we -- we started -- we gave our word on this, the Legislature did. We can't go back on our word now. You give your word, you've got to keep it. And I think it's only fair that we support this bill and be fair to those retired teachers who retired early on the basis of this. Many of them are very ill and really are stuck. We can't be inhuman. There's such a thing as being more human, and I believe in supporting this bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Watson.

SENATOR WATSON:

Yes. Thank you, Mr. President. I -- I want to congratulate

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

and thank Senator Madigan for -- and Representative Brady, for that matter, who have worked hard on this legislation and have worked out an agreement which I hope will be acceptable to the entire Body and including the Governor's Office. We have a lot of retired teachers in my area who -- who taught a long time ago and taught me, as a matter of fact and - that was a long time ago - and they -- they're trying to live off four hundred and fifty dollars a month. That's the minimum that retired teachers receive. What's happened now is the Teachers' Retirement System has sent a letter to those -- to all teachers in the System acknowledging the fact that, yes, indeed, if something isn't done by the General Assembly or if there isn't a means by which the System is taken care of financially, they will have to bear the burden of the health insurance on their own. In many cases - in many cases - these teachers who live off four hundred and fifty dollars a month - that's all they're getting; that's it - are going to be asked to pay that and possibly more for the coverage of their health insurance. Now, I don't think that's what -- I don't think that's what government's about. I don't think that's what we're about here in Springfield. I think that we have a responsibility, as Senator Geo-Karis mentioned, to maintain the integrity of the System, a system in which, Senator Demuzio mentioned, we established by giving them the seventy-five percent. We established that here by a record vote of the General Assembly and a signature of the Governor, realizing, of course, that that was several years ago. But we do have an obligation and a responsibility and we should live up to that, and we should support Senator Madigan in his efforts. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator O'Daniel.

SENATOR O'DANIEL:

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

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

rise in strong support of this legislation. As Senator Watson said, I held meetings all over my district and talked to teachers, retired teachers that retired several years ago that were trying to live under -- with less than five hundred dollars a year <sic>. I think this is a total disgrace. These people have -- have been entrusted with the most precious resource we have - our children - to try to prepare them for the future and have absolutely dedicated their lives to this. And then for us to expect them to live on four or five hundred dollars a month is totally wrong. You know, I -- I think that, really, the State should be picking up a hundred percent of this cost. The State doesn't pick up their fair share of the cost of education anyway, but this is the best we can do. But I think we have a responsibility and we owe this to the retired teachers of this State to see that they are able to live their later years in -- in halfway comfort. They've paid their dues, and I think we should pass this legislation.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Molaro.

SENATOR MOLARO:

Thank you, Mr. President. Just briefly. I think Senator from Lake County hit it on the head. I mean, we -- we're doing this not because it's -- everybody's happy about health insurance - health insurance costs are skyrocketing - but we gave our word, so there are people out there who are depending on us. What we're going to do in the future, that's where Senator Fitzgerald is absolutely right. I don't know where this is going to go. Health insurance costs are skyrocketing. I have no idea what we're going to do. But the best part of this bill that nobody's mentioned is it takes it from the pension fund, put it to CMS. This is pension funds and the business of pensions. These trustees should know about pensions. They're not health insurance experts. Let's take it away from the pension funds, give it to CMS. It is a good

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

idea. But one thing I do have to make clear that's a little problem with the bill, but we're voting Yes because we gave our word and we have to stick to it; however, the Chicago teachers are funded by property taxes from the City of Chicago. What we're being asked here is that people in Chicago should help pay for downstate teachers' pension health insurance. We have to do it 'cause we gave our word. But just be aware that Chicago has to pay for its own with no help from downstate, but Chicagoans are now asked to help foot the bill for some of the health insurance costs of downstate teachers. But I still stand in support of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Local 880 of the Service Employees International Union requests permission to videotape the proceedings. Hearing no objection, leave is granted. Any further discussion? Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President. I rise in support of this bill, and I'd like to commend the sponsors for doing what I think is just an outstanding job on trying to reach a compromise. As Senator Molaro indicated, no one's really happy about this, but there certainly are provisions in it that we all need to support and really feel obligated to support because we do have a moral obligation to these individuals. If some of my colleagues had had the opportunity to attend hearings where you have eighty-two- and eighty-three-year-old retired teachers living on a minimum pension of four hundred and fifty dollars a month, no Social Security, and looking at the potential of having their health insurance go up to over four hundred dollars, I don't think anyone in this Chamber would consider this to be a Santa Claus bill. And I really resent the implication that we're being Santa Clauses, and I hope that the person who made that comment certainly heard what I said, and

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

I don't think he did because he's too busy pontificating. But thank you for an Aye vote on this bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Bowles.

SENATOR BOWLES:

Thank you, Mr. Chairman. I, too, rise in support of this bill. As a former teacher, had I continued to teach with the salary that I was receiving, let me tell you I would be eternally grateful for the pension that would have been available to me at this time, which had probably been four hundred and fifty dollars a month. It is disgraceful to think that these people who dedicated their lives -- and many of them are not vested in Social Security, because they were not able to -- to participate in Social Security as schoolteachers. And many of us had a mandate in our contract that we could not marry. So the unmarried ones couldn't even get the benefit of their husband's Social Security. These people need to be helped, and I would ask that each and every one of you support this bill. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Petka.

SENATOR PETKA:

Mr. President, I -- I move the previous question.

PRESIDING OFFICER: (SENATOR DUDYCZ)

There's one remaining speaker left. Further discussion? Senator Butler.

SENATOR BUTLER:

Sometimes it's nice to be last. Ladies and Gentlemen, just a quick commentary, in that I think there's an object lesson in this. I'm going to support it, but I think the object lesson is, every time we open up our generous hearts, we sure ought to be certain - we ought to be sure - that there is a revenue stream of some kind. It's nice to make all these warmhearted, fuzzy-minded

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

promises, but we ought to be certain we -- somebody is going to pay for it and how are we going to pay for it. I'll support it, but I -- boy, this is something we should be looking at in the future every time we make promises.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any further discussion? If not, Senator Madigan, to close.

SENATOR MADIGAN:

Thank you, Mr. President. Very briefly, let me just point out that I, as the sponsor, and the other cosponsors of House Bill 323, as amended, did work hard on this, but we did not do anything that, almost without exception, any other Member of the General Assembly would have gladly had done in trying to come to a solution on the retired teachers' health insurance. I know that each -- almost without exception, each and every one of you have expressed your concerns to your retired teachers and their responses and in your efforts, and I thank you for your efforts and your concerns in trying to help me and help everybody come up with a solution to this. So, I would just ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DUDYCZ)

The question is, shall House Bill 323 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, 1 Nay, none voting Present. And House Bill 323, having received the required constitutional majority, is declared passed.

END OF TAPE

TAPE 2

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Jacobs, for what purpose do you rise?

SENATOR JACOBS:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR DUDYCZ)

State your point.

SENATOR JACOBS:

In the President's Gallery on the Democratic side here, we have a group of Local 880 Service Employees International Union from the Quad Cities, and I'd like to have them stand and be recognized.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Will our guests in the gallery please rise and be recognized. Welcome to Springfield. House Bills on the Order of 3rd Reading, on the top of page 6. House Bill 398. Senator Weaver. I beg your pardon. Senator Butler. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 398.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Butler. Senator Butler.

SENATOR BUTLER:

Thank you, Mr. President. Ladies -- Ladies and Gentlemen, House Bill 398, which was cosponsored also by Senator Woodyard, Farley, Madigan and -- and Jacobs, clarifies the situation that has particularly plagued the trucking industry, in that there was no clear definition of an owner-operator and whether or not the -- the lessor was subject to unemployment insurance. This defines very carefully an owner-operator, sets out the conditions that -- that must be met, and then does, indeed, exclude unemployment insurance from that owner-operator. I know of no opposition.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

It's a -- it is a -- an agreed bill among the industry and others, so I would urge your support.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Garcia.

SENATOR GARCIA:

Thank you, Mr. President. To the bill: I rise in support of the bill. I think that it finally clears up the standing of many truckers who are in the business, and it's a bill that's been arrived -- a resolution that's been arrived at by both management and labor. And State organized labor is not opposed to the bill. I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any further discussion? If not, the question is, shall House Bill 393 <sic> pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Yeas, no Nays, none voting Present. And House Bill 398, having received the required constitutional majority, is declared passed. House Bill 410. Senator Dillard. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 410.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This bill requires public schools to forward to a transferring student's new school all of that student's school records from the previous institution that he or she attended, and it requires the State Board of Education to come up with a one-page standard form

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

that will go from the student's old school to the new school, alerting that new school whether that student was in good standing and also whether that student's medical records are up-to-date. This bill comes from a tragic incident in my district in suburban Chicago, where a student transferred from a school to Hinsdale South High School, and during the first week of school, the Hinsdale South officials and faculty was not aware that that student was a problem student - a student with a long disciplinary history. And on the first Saturday night of that particular school year, the new student transferring into Hinsdale South High School tragically shot the football mascot to death. Through that tragic incident - and I believe many, many types of things that have come along in the State of Illinois with respect to juvenile crime - we discovered that oftentimes new schools are not aware of the past disciplinary problems of incoming students. And what I try to do here is establish a one-page form that would be sent from the old school to the new school to warn the new receiving school whether they have a problem student coming. There's another companion bill on the Calendar that deals with law enforcement officials notifying schools of problem students also coming, and this unfortunately, Ladies and Gentlemen, reflects a -- a sad state of affairs, but reality, where school officials need to know that somebody new is coming in with a disciplinary problem. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. I have a couple of questions for the sponsor.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator del Valle.

SENATOR DEL VALLE:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Senator Dillard, one of my concerns is the implementation period of this. What will we do to make sure that as -- as this is phased in that students are not denied admission because a school district did not send a form, because the school district may not have been aware of the new requirement or someone may have dropped the ball in terms of including that form with -- with the transfer documents?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

SENATOR DILLARD:

As you know, Senator del Valle, today, these schools - today - send records to the new school. This just simplifies it. It makes it on a one-page sheet, and I have the belief and faith in the State Board of Education, which -- with whom we've worked extensively on this bill, that the school districts out there will know that this requirement is there, like they know of the current records going to a new school today. It's simplistic. It's easy. And I believe that the new school districts or these school districts will -- will clearly understand this is there. It's simple. It's a one-page form. I know you're concerned about the City of Chicago, and I can guarantee you, the Chicago School Board will know how to do this.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator del Valle.

SENATOR DEL VALLE:

Well, are the rights of students protected in this bill? If a school district receives a form that indicates that there were some discipline problems, that the suspension had taken place, can that school district then deny admission to that student just based on -- on what's on that form?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

SENATOR DILLARD:

Senator del Valle, I don't change anything in this bill from the old law, as to whether a new school district can or cannot accept that new student. And there are plenty of safeguards in this bill, with respect to -- and I don't change how a student or their parent would have challenged, at the old school district, the proper suspension or expulsion back at the old school.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator del Valle.

SENATOR DEL VALLE:

But this bill does deny parents the right to challenge references to those records to expulsions or out-of-school suspensions if the challenge is attempted when the records are forwarded to the school to which the student is transferring. Now, what happens in a case like that?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

SENATOR DILLARD:

Senator del Valle, I don't touch that parent's ability to -- when the original expulsion or suspension arose, to challenge those types of proceedings. But those -- there are extensive, I think, safeguards for parents and students in the School Code today, with respect to expulsions or suspensions, and I don't touch any of that.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Palmer.

SENATOR PALMER:

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

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Palmer.

SENATOR PALMER:

Senator Dillard, I can understand why a school would want to

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

know the complete record of a student. I do have some problems with this. When I was teaching school, just as an example, as an English teacher, we did not want students to read the same book for four years of their high school career, so we developed a form where teachers were obligated to write down the books that students read and we passed this from year to year. Unfortunately, that form became also a means of commenting on students, and I'll never forget the one comment I got on a student's report that said this child is Latvian and lazy. And I thought that that was totally inappropriate. And I'm wondering, what part would this form play in this child's life? From this point forward, how far does this go, and how much does this become a part of his permanent record, when, yes, the -- the problems may be difficult, but we are talking about young people whom we would hope would change as time goes on.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

SENATOR DILLARD:

Thank you, Senator Palmer, and I share your concerns. This form will be developed by the State Board of Education, and it is -- I envision it to be very simple. A little box that says this student is in good standing, and a little box that says this student's medical records are up-to-date. And there will not be an extensive written anything on that form. It will just be yes or no. That simple.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any further discussion? If not, Senator Dillard, to close.

SENATOR DILLARD:

I'd appreciate a favorable roll call. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

The question is, shall House Bill 410 pass. Those in favor

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, 1 Nay, 2 voting Present. And House Bill 410, having received the required constitutional majority, is declared passed. House Bill 471. Senator Burzynski. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 471.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This legislation comes from ISAC. It's designed to allow them a little bit more flexibility in funding of the MAP awards program. And basically, in the past, ISAC's had a tough time judging how much revenue it will take to provide the scholarships that are awarded during the course of the year. Basically, this bill does establish a reserve fund. It creates the -- Monetary Award Program Reserve Fund in the State Treasury and allows for up to two percent of those reserves to be placed in the fund. This does have to come through the appropriations process, however. Be more than happy to answer any questions.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 471 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. And House Bill 471, having received the required constitutional majority, is declared passed. House Bill 513. Senator Fawell.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 513.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This is a Township Code bill. It was requested by the Township Officials. All it does is it talks about the three referendum questions which will be -- including advisory, may be placed on the ballot. And then it's a -- basically a -- a clean-up bill for the townships.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 513 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. And House Bill 513, having received the required constitutional majority, is declared passed. Senate <sic> Bill 544. Senator Mahar, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Out of the record. Senate <sic> Bill 598. Senator Watson. Senator Watson. Senate <sic> Bill 632. Senator Madigan. Senator Madigan. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 632.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Madigan.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

SENATOR MADIGAN:

Thank you, Mr. President and Members of the Senate. House Bill 632, as amended, is rules and regulations as established by the Department of Professional Regulation for the naprapaths, and it adds an immediate effective date insofar as the amendment that we put on House Bill 632. I'd be glad to answer any questions on House Bill 632, as amended, and otherwise would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you, Mr. President. I was just trying to get your attention on a point of personal privilege. Standing behind me I have Lynn Kravanya who was a winner of the deer contest from Gillespie, Illinois, with her parents. And I'd just like to have them recognized by the Senate and say congratulations to Lynn.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Welcome to Springfield. Congratulations. Is there any further discussion? If not, the question is, shall House Bill 632 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. And House Bill 632, having received the required constitutional majority, is declared passed. House Bill 653. Senator Trotter, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Trotter seeks leave of the Body to return House Bill 653 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 653. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Amendment No. 2, offered by Senator Palmer.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Palmer.

SENATOR PALMER:

Thank you, Mr. President. This is an amendment to House Bill 653 that had already passed out of here by a vote of 57 to nothing earlier. I'm adding it because, once again, it is the Day Care Council, Teacher's Pet Child Care and others. It would require all child care center licensees and employees who are required to report child abuse or neglect to attend training on recognizing child abuse and neglect. And this will be prescribed by DCF <sic> rules, and they will pay for it. And I would be happy to answer questions and ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 760. Senator Fawell. Senator Fawell. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 760.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Fawell.

SENATOR FAWELL:

Thank you -- thank you very much. This is a clean-up bill that's been requested by the clerks of the court. It just allows the clerks to accept credit cards and be able to charge if

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

somebody decides to pay the fees or the penalties by the -- by the credit card. That's all.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 760 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. And House Bill 760, having received the required constitutional majority, is declared passed. House Bill 897. Senator Hawkinson. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 897.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. This amends the Township Code. It is an initiative of the Township Officials of Illinois, and it essentially puts the townships in the same position, and township officials, as municipal officers now, in regard to Prohibited Activities Act. It is a duplication of the restrictions on conflict of interest and so forth that city officials have now. The township officials have asked that we put the same code of conduct on them. That's what this bill does, and I would ask for your favorable support.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Petka.

SENATOR PETKA:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DUDYCZ)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Sponsor indicates he will yield. Senator Petka.

SENATOR PETKA:

Senator Hawkinson, would your legislation also provide that people who do not vote, who are on a township board, would also be precluded?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Hawkinson.

SENATOR HAWKINSON:

...hear the question.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Petka.

SENATOR PETKA:

Senator, under your legislation, if there are members of a township board who are non-voting Members, such as a town clerk, would they be precluded under your legislation from entering into contracts with the township?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Hawkinson.

SENATOR HAWKINSON:

I believe this applies not only to the town board, but to all elected township officials.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Petka.

SENATOR PETKA:

Well, Senator, it seems to me that the harm that is -- that is being addressed involves people who are sitting in a branch of government who are making decisions where they have a direct pecuniary interest. But if they are not decision makers, can you explain to me the rationale why they should be precluded from entering into contracts?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Hawkinson.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

SENATOR HAWKINSON:

I think the rationale that motivated the township officials to seek this legislation were the problems with appearance of impropriety and, in certain cases, abuses that the township officials' organization felt were occurring in certain cases. And they have decided to try and subject themselves to the same code of conduct, and yes, that does involve certain prohibitions which, on the face of things, may seem too restrictive. And I know, as a former county official, that oftentimes municipal officials and sometimes county officials would seem to be hamstrung by those restrictions that apply to other governmental bodies and -- and would complain of them. And I think that's the other side of this coin. But the township officials' organization, on balance, has decided that they want to subject themselves to the same restrictions that apply to other elected officials. But I understand there are two sides to that question.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, the question is, shall House Bill 897 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the -- take the question. Take the record. On that question, there are 57 Ayes, 1 Nay, no -- none voting Present. And House Bill 897, having received the required constitutional majority, is declared passed. WCIA requests permission to videotape. Hearing no objection, leave is granted. Senate Bill 929. Senator Karpziel, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Out of the record. Senate Bill 955. Senator Karpziel. Out of the record. Senate Bill 988. Senator Sieben. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 989 <sic> (988).

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is an initiative by the Illinois Department of Conservation to establish a Hunter Safety Education Course. It sets a baseline date of January 1st, 1980, requiring that anybody who applies for a hunting license after that -- who had a birth date after that date, will now have to have successfully completed a Hunter Safety Education Course. I'd ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank -- thank you, Mr. President. I voted to help get this bill out of committee because there was an amendment that exempted hunters on their own property, but I -- I still think Membership at least ought to be aware that -- that future adults are going to be required, before they hunt, to take this kind of a course. And I think the reason that it grandfathered in all current adults is they realized they couldn't pass the bill if they did it. But we are going to be subjecting future adult citizens to this requirement, and for that reason, I have to vote No.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any further discussion? If not, the question is, shall House Bill 988 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 45 Ayes, 10 Nays, 2 voting Present. And House Bill 988, having received the required constitutional majority, is declared passed. Senator Peterson,

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

for what purpose do you rise?

SENATOR PETERSON:

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

PRESIDING OFFICER: (SENATOR DUDYCZ)

State your point.

SENATOR PETERSON:

In the President's Gallery, I'd like to introduce some officials from my district. We have, from Fox Lake, the Village Clerk, Sue McNally; the Mayor, Ken Hamsher; and newly elected Trustee, Jim Pappas.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Will our guests please rise and be recognized. Welcome to Springfield. House Bill 1070. Senator Petka. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1070.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Petka.

SENATOR PETKA:

Thank you very much, Mr. President, Members of the Senate. Senate Bill -- or, excuse me, House Bill 1070 amends the -- the Municipal Code and does three simple things. It provides that when a municipality enters into a pre-annexation agreement, that such agreement may provide for contribution of land or monies to other units of local government. Secondly, it provides that after the effective term of any such agreement, any ordinance which has been passed relating to the zoning of the land which was provided in the agreement shall remain in effect. And lastly, it provides language dealing with boundary agreements that basically puts a statute of limitations on -- on such agreements. I know of no

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

such opposition. This was brought to us by the Illinois Municipal League, and I would request a -- an affirmative vote.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any further discussion? If not, the question is, shall House Bill 1070 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. And House Bill 1070, having received the required constitutional majority, is declared passed. On the top of page 7 of your regular Calendar are House Bills on the Order of 3rd Reading. Senator Petka, for what purpose do you rise?

SENATOR PETKA:

A point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR DUDYCZ)

State your point.

SENATOR PETKA:

Mr. President and Members of the Senate, I'd like to welcome to Springfield Josh Hassert, the son of State Representative Brent Hassert. The -- and the R.C. Hill Elementary fourth grade and their teacher, Mrs. Wilson, are found in the gallery to my right.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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

SENATOR WATSON:

Yes, thank you, Mr. President. For a similar consideration and a point...

PRESIDING OFFICER: (SENATOR DUDYCZ)

State your point.

SENATOR WATSON:

We have with us in the gallery, in the President's Gallery, unfortunately on -- on the Democrat side of the aisle, but they're

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

in the President's Gallery, is the Young Republican Club, teenage Republicans from Fayette County: Randy Schroyer and Steve Barker and the group -- Chris Mason and the group from Fayette County, and I'd like to welcome them here and -- and certainly acknowledge their presence and wish they would stand and be recognized.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Will our guests please rise and be recognized. Welcome to Springfield. On the top of page 7 of your regular Calendar are House Bills on the Order of 3rd Reading. House Bill 1116. Senator Dillard. Out of the record. House Bill 1212. Senator Peterson, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Peterson. Out of the record. House Bill 1258. Senator Sieben. Out of the record. House Bill -- I beg your pardon. House Bill 1258. Senator Sieben. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1258.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Mr. President. This legislation amends the Illinois Uniform Commercial Code by -- by deleting the requirement that crop security agreements and financing statements contain description of the real estate concerned on which those growing crops are located. No opposition to this legislation. I'd ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 1258 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. And House Bill 1258, having received the required constitutional majority, is declared passed. House Bill 1268. Senator Hawkinson. Out of the record. House Bill 1320. Senator Walsh. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1320.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Walsh.

SENATOR WALSH:

Thank you, Mr. President and Members of the Senate. House Bill 1320 is the Hospice Residence <sic> Licensing Act. The bill defines a hospice residence as a building at which hospice services are provided to building residents. It limits the number of persons living in a hospice residence to sixteen. It requires the Illinois Department of Public Health to establish standards for hospice residents, and it also sets the standards. And it requires that a licensed full hospice must own or operate the residence and provide the hospice services. I know of no opposition to the bill, and I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any -- any discussion? Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I want to say to my colleague, Senator Walsh, I'm happy this time to give you a vote. You've got a good bill this time. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, the question is, shall House

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Bill 1320 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 54 Ayes, no Nays, none voting Present. And House Bill 1320, having received the required constitutional majority, is declared passed. House Bill 1322. Senator Dillard. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1322.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This bill amends the Alternative Health Care Delivery Act and adds a new demonstration model known as "children's respite care centers". It also increases the number of postsurgical recovery care centers in Illinois from eight to twelve, and adds a provision that is actually Senate Bill 445, sponsored by the Chairman of Public Health, Senator Raica, relating to organ transplants. It makes clarifying changes pending with the federal government, and also makes clarifying changes in the base bill at the request of the nursing home industry and the Illinois Department of Public Aid. And I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Syverson.

SENATOR SYVERSON:

Just for legislative intent. I'm told that a department in one of the Rockford area hospitals provides organs to the Regional Organ Bank of Illinois, while the remainder of the hospital

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

provides organs to the University of Wisconsin Organ Bank in Madison. Will this bill require any change in the existing relationships that they have?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Dillard.

SENATOR DILLARD:

No, Senator.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, the question is, shall House Bill 1322 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish. Take the record. On that question, there are 55 Ayes, 1 Nay, none voting Present. And House Bill 1322, having received the required constitutional majority, is declared passed. House Bill 1363. Senator Garcia. Do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Garcia seeks leave of the Body to return House Bill 1363 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 1363. Madam Secretary, are there any Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 2, offered by Senator Garcia.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Garcia.

SENATOR GARCIA:

Thank you, Mr. President. Senate -- House Bill 1363, as amended by Senate Amendment No. 1, is retained in this bill. Senate Amendment No. 2 is Senate Bill 1195, which had previously been passed by the Senate on a vote of 55 to 2, and it's currently in the House. It was in Rules, so we want to make sure that this is passed.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Palmer.

SENATOR PALMER:

Thank you, Mr. President. I am sorry. I apologize. I was talking to my family, and I inadvertently hit a No button on 1322. Had I been paying attention, as I should have, I would have voted Yes on that bill. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

The record -- the record will so reflect. Is there any further discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 3, offered by Senator Severns.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 3 is identical to Senate Bill 1097, which passed this Chamber 57 to nothing, and it is in House Rules Committee. It is -- it is the self-sufficiency Act. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any -- any further discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. House Bill 1398. Senator Clayborne. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

House Bill 1398.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Clayborne.

SENATOR CLAYBORNE:

Thank you, Mr. President and Ladies and Gentlemen of the -- of the Senate. This is a bill that would allow for a feasibility study at Parks College to be conducted to determine whether or not it is economically and educationally feasible for Parks College to remain in Cahokia, Illinois, as well as other uses for this college. This is a college that has been in Cahokia since 1927 and has been affiliated with the -- St. Louis University since 1946. We would like to maintain this college in -- in Illinois as long as possible. They are currently thinking about merging or moving to the main campus, which is about fifteen minutes away. This college basically provides aeronautical studies for students in this area. And we're asking that a study be conducted in order to determine whether it's viable or feasible for this college to remain in Cahokia, as well as other alternatives. I'd ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 1398 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. And House Bill 1398, having received the required constitutional majority, is declared passed. House Bill 1470. Senator Cronin. Senator Cronin. House Bill 1486. Senator Petka. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

House Bill 1486.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Petka.

SENATOR PETKA:

Thank you, Mr. President, Members of the Senate. House Bill 1486 amends the Surface-Mined Land Conservation and Reclamation Act. Among other things, it authorizes the Department of Mines and Minerals to establish rules governing blasting operations with aggregate mining operations. And it also provides that the regulation of blasting operations is a State function exclusively. It would authorize under this Act a collection of fees for the purpose of enforcement of the Act, also would create a depository for those fees, which would be called the Aggregate Operations Regulatory Fund. The bill was reported out of committee 6 to 0. I know of no opposition at this time. I would urge its adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Fawell.

SENATOR FAWELL:

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

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Fawell.

SENATOR FAWELL:

Senator, we have some -- some quarries in our area that are -- do have some blasting operations. I know there's one in Elmhurst that's still very active. Is -- how is this going to affect them?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Petka.

SENATOR PETKA:

That's an excellent question, and I'm glad it was asked. What this bill would do would be, in order for the proper inspection to

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

be made, that there would be records that would be kept every time there is a blast, in terms of the -- the charge that is detonated and the use of a -- a counter so that the force of that blast can be measured. Additionally, there would be a monitoring device which would be located just off of the place where aggregate blasting is -- is occurring so that the Department can make a determination of whether or not there is compliance with the amount of detonation which is permitted under State law.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any further discussion? If not, the question is, shall House Bill 1486 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. And House Bill 1486, having received the required constitutional majority, is declared passed. House Bill 1633. Senator Sieben. Senator Sieben. Out of the record. With leave of the Body, we shall return to House Bill 1699. House Bill 1721. Senator Cullerton. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1721.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cullerton.

SENATOR CULLERTON:

Yes. Thank you, Mr. President, Members of the Senate. This bill amends the Condominium Property Act. It's identical to Senate Bill 447, which passed the Senate 55 to nothing. And it's fate is always uncertain over in the -- in the House. This is the House bill. This, to refresh your memory, makes Condominium Property Act applicable to condominium instruments. It changes

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

the method of filling vacancies on boards of managers. Makes changes concerning agreements made prior to the election of a majority of the board of managers and to the powers and duties of the board to make expenditures for capital additions or improvements. Has other minor provisions which basically change a lot of the laws that former Representative Ellis Levin passed when he was here in the General Assembly. So I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any discussion? Senator Fawell.

SENATOR FAWELL:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Fawell.

SENATOR FAWELL:

Senator, did you say that you did pass this by your former Representative, Mr. Levin?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cullerton.

SENATOR CULLERTON:

No, actually, the opposite is what I said. This changes a lot of the bills that he passed when he was here.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Trotter.

SENATOR TROTTER:

Yes. Thank you. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Trotter.

SENATOR TROTTER:

Senator Cullerton, what is your intent in rescinding all the contracts made by those condominium owners once new management comes in?

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cullerton.

SENATOR CULLERTON:

I'm sorry. I have to have him repeat the question. I didn't hear the second part.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Trotter.

SENATOR TROTTER:

Well, what I'm reading here is that upon there becoming new board managers, that all previous contracts will be rescinded. What is your intention here?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cullerton.

SENATOR CULLERTON:

Mr. President, Representative <sic> Trotter has a question, and this is a technical bill, so I would like to take it out of the record so I can answer that question for him.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Out of the record. House Bill 1730. Senator Palmer. Senator Palmer. Out of the record. House Bill 1843. Senator Peterson. Out of the record. House Bill 1850. Senator Petka. Out of the record. House Bill 1940. Senator Sieben. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

House Bill 1940.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Sieben.

SENATOR SIEBEN:

Thank you -- thank you, Mr. President. This legislation amends the Farm Nuisance Suit Act to provide that a prevailing

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

defendant in a farm nuisance action shall be awarded reasonable attorney's fees, costs, and expenses. The farm nuisance suits are those things dealing with odor, dust, and noise. Appreciate an Aye vote.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall House Bill 1940 pass. Those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. And House Bill 1940, having received the required constitutional majority, is declared passed.

PRESIDING OFFICER: (SENATOR DONAHUE)

House Bill 2123. Senator Karpziel. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2123.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Karpziel.

SENATOR KARPIEL:

Thank you -- thank you -- thank you, Madam President. All right now? Okay. Thank you, Madam President. Senate -- House Bill 2123, as amended, provides that if a school district has completed all of its school improvement plans and a school within that district has a composite IGAP score that in two of the last three years places it in the State Board's "exceeds" category -- "Exceeds Standards" category or in the top fifteen percent of the "Meets Standards" category, that school then shall be exempt for the next two succeeding school years from all requirements relating to the school improvement plan and from quality review

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

visits. The amendment has an immediate effective date. This is to relieve some of the top performing schools from some of the burdens and paperwork that has to do with the quality review and to allow the State Board to focus its efforts on some of the lower performing schools that need assistance.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Seeing none, the question is, shall House Bill 2123 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 2123, having received the required constitutional majority, is declared passed. Senator Madigan, do you wish to have this returned to 2nd Reading? Senator Madigan seeks leave of the Body to return House Bill 2177 to the Order of 2nd Reading for the purposes of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 2177. Read the bill, Madam Secretary. Or -- are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 3, offered by Senator Madigan.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Madigan, on Amendment No. 3.

SENATOR MADIGAN:

Thank you, Madam President and Members of the Senate. Floor Amendment No. 3 to House Bill 2177 encompasses some pension provisions that have previously been passed out of this House: Senate Bill 95, which was sponsored by Senator Severns, to amend the Downstate and Suburban Police Pension Article of the Pension Code to permit surviving spouses to remarry without loss of benefits; Senate Bill 101, sponsored by Senator Petka, which was attempting to come into compliance with the American Disabilities

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Act <sic> - Senate's passed this five or six times, but we're going to try it again; Senate Bill 738, which would allow sheriffs' law enforcement employees to transfer credits under those Articles to the IMRF and would allow downstate and suburban police and sheriffs to transfer time from local pension funds to IMRF or the State Employee System or the other way around, and it is -- the employee would assume all -- all costs of that -- of that provision. These bills passed 53 to nothing, 54 to nothing, and 56 to nothing. I would be glad to answer any questions on Floor Amendment No. 3 to House Bill 2177.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion on Amendment NO. 3? Hearing none, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Weaver, on House Bill 2407? Senator Weaver? Senator Rauschenberger, on House Bill 2429. Earlier leave was asked to return to House Bill 1699 for Senator Dudycz. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1699.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Madam President, Members of the Senate. House Bill 1699 does four basic things. It deletes the requirement that the City Colleges of Chicago appears before the City Council each year

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

for approval of the annual tax levy for the community college district. It deletes a provision that prohibits federal funds received for a capital construction project from being used by a local community college as its twenty-five percent match. It amends current bonding language to clarify that community college districts may issue bonds to refund short-term indebtedness. And finally, it clarifies that all persons participating in the State Universities Retirement System who don't receive health insurance when they are -- when they retire are eligible for an annual health insurance grant from the Illinois Community College Board. I have been told that it only affects one person, at no cost to the State, and I know of no opposition. It passed the House unanimously, and it was passed out of the committee on an Agreed Bill List and I would seek your affirmative support.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Senator del Valle.

SENATOR DEL VALLE:

Thank you, Madam President. A question for the sponsor.

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates he'll yield, Senator del Valle.

SENATOR DEL VALLE:

Senator Dudycz, the appearance before the City Council by the City Colleges for approval of the annual tax levy is really the only opportunity that the City Council has, and -- and particularly the Education Committee has, for looking at what is happening in the city college system and for asking questions, such as questions regarding the dollars that disappeared as a result of the problems with the bonds, and other kinds of questions regarding cuts in programming, such as the cuts in adult education and -- and credit courses, et cetera. Why are we, with this bill, eliminating the requirement that they appear at least once a year before the City Council?

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCZ:

Well, Senator del Valle, I have been told that the City Colleges of Chicago are the only body that appears before the City Council in this manner. All other districts do not. Also, that the City Council just hears the -- the City Colleges. They don't vote either for or against anything. They just listen to what they have to say, and it's -- it's agreed upon by those who represent the City, as well as those who represent the City Colleges, to eliminate this provision.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Molaro.

SENATOR MOLARO:

Yes. I rise in support of this bill. The part about being able to do the bonding - there is this debt out there. We're getting short-term loans on it. It's costing us money. The short-term loans cost us more money than the bonds would. This is very, very narrowly drafted just to talk about an existing loan that's out there that we cannot get rid of that has to be paid off. And instead of paying anywhere from seven-, eight-, nine-, ten-percent interest, we would get a much lower rate. So I agree with that. The part that Senator del Valle just brought up - this tax levy is just something that's reported to the City so they could put it on the tax bill. To let -- let the City of Chicago aldermen get up there, be able to debate this and micromanage the City Council system -- or, the city community college system I think would be wrong. And I think this bill is headed in the right direction, so I support it. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Collins. Senator Collins. Oh! I got you. Senator Fitzgerald.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

SENATOR FITZGERALD:

Yes. Question of the sponsor, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates he'll yield, Senator Fitzgerald.

SENATOR FITZGERALD:

Senator Dudycz, I just have a question about -- my analysis says it amends current bonding language to clarify that community college districts may issue bonds to refund short-term indebtedness. Senator Molaro said this is narrowly crafted just so that they can take their existing debt, which has kind of become long term and they keep refinancing and rolling over. Will it not apply to future short-term obligations, so that it is only this onetime debt that they're going to be allowed to make long-term?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCZ:

I have been reliably informed it's just for this -- is narrowly written, as Senator Molaro has explained.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fitzgerald.

SENATOR FITZGERALD:

Does it apply to other community colleges, or is it also narrowly enough drafted so that it doesn't apply to community colleges around the State?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCZ:

Senator -- Senator Fitzgerald, if you read the bill, you'd see that it's specifically written for the City Colleges of Chicago. It's very narrowly written.

PRESIDING OFFICER: (SENATOR DONAHUE)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Further discussion? Senator Shaw.

SENATOR SHAW:

Thank you, Madam President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates he'll yield, Senator Shaw.

SENATOR SHAW:

When you remove the -- the -- the City Council out of the process in terms of the check-and-balance system of what's going on with the -- over there at the College Board, who do you bring into the process? Who do we have checking?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCZ:

Could you please repeat that question, Senator Shaw? I didn't hear you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Shaw.

SENATOR SHAW:

When you remove the City Council out of the process, understanding that the State law mandates that the City Council have to approve, they can't disapprove, of the budget, but when you move them totally out of the process, where's the check-and-balance system, in terms of raising questions for the public interest?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCZ:

Senator Shaw, the City Colleges of Chicago are the only ones currently that are required to appear before the City -- before the City Council. Nowhere else in the State is there a requirement like this. This has been agreed to by the city -- those representing the City Colleges, as well as the City of

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Chicago, down here.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Shaw.

SENATOR SHAW:

What -- what check-and-balance system does the community colleges have in other districts around the State?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCZ:

Well, I don't know how to answer that question, Senator. The city -- the City Council can currently require -- or can request and require the city -- that the City Colleges appear before the Council and present their statements, as they're doing now. They just could not -- would not be requiring it, as they do now.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Jones.

SENATOR JONES:

Yes, thank you, Madam President. And I -- and I concur with some Members on this side who have concern about the tax levy and the City Council approval as such. I recall the Chicago Board legislation that we passed that took them out equally as well. I believe that many Members on this side do have some concerns not about micromanaging, but as it relate to City Colleges. But the only difference, Senator Dudycz, is that the members of the Chicago City Council Board, they are appointed, and the rest -- the rest outside the City, they are elected. That's the difference in the two, when you are imposing a tax. However, those who -- who serve on the Board of the City Colleges must be approved by the City Council, so therefore the input would be there. We recognize that the tax levy itself is something that the -- the City Council must pass. But by the same token, I believe that the -- the members who are appointed who have to

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

appear before the Council to be approved will provide that input, Bill. So, therefore, even though I -- I don't like the Council being out of it, but taking them out of it is the same thing we did for the Chicago public schools.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Hendon.

SENATOR HENDON:

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

PRESIDING OFFICER: (SENATOR DONAHUE)

He indicates he'll yield, Senator Hendon.

SENATOR HENDON:

Senator Dudycz, does your bill at all address the ninety million dollars that came up missing at the Chicago City Colleges?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCYZ:

No.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hendon.

SENATOR HENDON:

I'm sorry, but I really -- did you say no, Walter? I didn't...

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCYZ:

My -- my answer was no.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hendon.

SENATOR HENDON:

So now -- and, Madam President, if I -- 'cause I can barely hear myself, I know no nobody can hear me, and this is a very

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

important bill because we're about to give taxing authority -- we're about to give taxing authority to a board that just lost ninety million dollars, that nobody wants to talk about. And I don't understand why we would give them this taxing authority. Now we just passed tax caps for Cook County. Would -- would this bill allow the City Colleges to get around the tax cap?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCZ:

No.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Hendon.

SENATOR HENDON:

Can you explain to us why they -- can you -- I'm having all kind of trouble.

PRESIDING OFFICER: (SENATOR DONAHUE)

I'm going to ask you to take your conferences off the -- off the Floor again, and keep your voices down. Senator Shaw. Senator Hendon, you have the Floor.

SENATOR HENDON:

Thank you, Madam President. I'll just close 'cause it's clear to me that everyone is anxious to get out of here or whatever. But I think that it is a travesty for us as -- as Senators to let a bill like this -- and I know a lot of bills have gone out of here lately that really aren't that urgent, but this is a very urgent bill. We are going to allow, without asking them to come and explain at all, the City Colleges of Chicago to levy taxes, God knows how much; it's up to them. There's no limits here as to how much they can raise, and they just lost ninety million dollars. Ninety million taxpayers' dollars down the drain by the City Colleges and instead of calling them to the carpet, we're going to give them authority to now raise as many damn taxes as

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

they want without even going before the City Council of the City of Chicago. I think this is a bad precedent. I think it is wrong, and I think what we ought to be doing is demanding that they come down here and explain to us whose pockets that ninety million dollars ended up in. Because they still haven't answered that question, and they never are going to answer that question. And now we're going to bail them out and let them raise taxes to cover up for the ninety million dollars that's on somebody's yacht or somebody's farm or somebody -- in somebody's lover's pocket. I think it is bad. I think it is wrong. I think we should be calling them to the carpet to explain the ninety million dollars, and I think it's suspect that we're not.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Demuzio.

SENATOR DEMUZIO:

I'd like to ask the sponsor a question, if I may.

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates he'll yield, Senator Demuzio.

SENATOR DEMUZIO:

Senator Dudycz, you indicated that this amendment -- or this bill is only applicable to the City Colleges of Chicago. I'm not concerned about the appearance before the City Council. Does this have any impact at all on the other community colleges in Illinois outside of the City?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCYZ:

No, Senator Demuzio. The -- the portion -- are we talking about the -- one second.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCYZ:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Senator Demuzio, the portion amending the current bonding language clarified that community college districts may issue bonds to refund short-term indebtedness. That could affect others, but I believe that the -- answering the -- the question of the previous speaker, regarding the City Colleges appearing before the City Council, that question was that that's the only city college in the State that has that requirement.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Demuzio.

SENATOR DEMUZIO:

I'm not concerned about their appearance before the City Council. Do community colleges currently issue bonds for working cash funds, and in fact, are they authorized to have working cash funds?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCYZ:

...don't know. I don't know. I don't know, Senator Demuzio.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Demuzio.

SENATOR DEMUZIO:

Well, I guess that's my point. My point is: Are we establishing a new bond category for community colleges, and in fact, if we are, are we now then allowing them the same opportunity for working cash money as we do the elementary and secondary units of -- elementary and secondary education? Why don't you take it out of the record and let's clarify it?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCYZ:

That's a wonderful idea.

PRESIDING OFFICER: (SENATOR DONAHUE)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Out of the record. Earlier we... Earlier on House Bill 1721, we took it out of the record to have it further discussed privately. Senator Cullerton, on House Bill 1721. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1721.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Madam President, Members of the Senate. I did take this bill out of the record. Senator Trotter had a question. As I indicated, it's a very technical bill, not controversial but technical. And he did ask a question and I thought I'd put it on the record and give an answer for it. There's a Section of the Act that provides a method for condominium associations to terminate certain long-term contracts made prior to the turnover of the control from the developer to the unit owners, and it's loosely based on federal and some Florida Statutes. The existing Section is poorly drafted, and a reading of two reported Illinois appellate level decisions concerning this Section produces contradictory dates from which the cancellation period commences. And that happens a lot with the appellate courts; they don't check with each other very often. One decision implies that the cancellation period runs from the recording of the declaration, and the other decision implies that it runs from the date that the contract is entered. But under either scenario, the cancellation period could expire prior to the turnover of the control from the developer to the unit owners, which is inconsistent with the intent of the Section. So the proposed language provides that the cancellation period commences with the election of the first unit

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

owner board of managers and runs for a period of six months from the election, and it clarifies that it applies to contracts made by the developer or its affiliates and provides that the cancellation is effective thirty days after the mailing notice to the other party to the contract. So I hope that answers his question. Again, as I indicated, this is a bill which was drafted by the condominium subcommittee of the Chicago Bar Association. It's provisions were contained in Senate Bill 447, which passed unanimously, and I'd be happy to answer any other questions and ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, the question is, shall House Bill 1721 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 1721, having received the required constitutional majority, is declared passed. Earlier we sought leave of the Body to go back to House Bill 598. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 598.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Watson.

SENATOR WATSON:

Yes. Thank you, Madam President. I appreciate you going back to this order of business, and I thank the Membership for their consideration. House Bill 598 provides that Missing in Action and POW Scholarships may be used by a spouse or a child without regard to age. Currently the requirement is that this scholarship must

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

be utilized before their twenty-sixth birthday. We heard in committee from a young man who was in his thirties who, after his father had been -- who had been killed in Vietnam, had responsibility of the family. He now would like to go back to school. Under the current legislation or current Act, he cannot do so. This only impacts, I believe, about five individuals in the State of Illinois. It has a minimal fiscal impact of about ten thousand dollars. But I know of no opposition and would be glad to answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, the question is, shall House Bill 598 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 598, having received the required constitutional majority, is declared passed. On page 15 is Secretary's Desk, Concurrence. As I indicated, on page 15, Secretary's Desk, Concurrence. We will be doing those that have the motions filed and approved. Senate Bill 14. Senator Fitzgerald. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 14.

Filed by Senator Fitzgerald.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fitzgerald.

SENATOR FITZGERALD:

Thank you, Madam President. Ladies and Gentlemen of the Senate, House Amendment No. 1 allows wages of postal employees to be garnished to satisfy judgments. It represents an agreement between the Postal Service and the Illinois Credit Union System.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

This is the same legislation that we passed out here unanimously in Senate Bill 435, sponsored by Senator Hawkinson. So we are just adding that legislation to Senate Bill 14, and I would appreciate a favorable vote, concurring in House Amendment No. 1. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, this is final action. This is final action. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 14. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 14, and having received the required constitutional majority, is declared passed. Senator Butler. Senator Geo-Karis. Madam Secretary.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 206.

Offered by Senator Geo-Karis.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. -- Madam President and Ladies and Gentlemen of the Senate, House Amendment No. 1 has been -- was -- had been agreed to by me after the bill left here, and it provides that municipalities with corporate boundaries that are both adjacent to and at the southern terminus of the Agency's jurisdiction over the Fox River shall retain the right to establish reasonable no-wake zones within their corporate boundaries. And I ask for favorable consideration.

PRESIDING OFFICER: (SENATOR DONAHUE)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Is there any discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates she'll yield, Senator Cullerton.

SENATOR CULLERTON:

Senator, I can't remember what was so controversial about the original bill. Do you remember? I know it passed 62 to 50 over in the House and 32 to 15 here. I don't have a copy of the original bill, just an analysis of the amendment, which I take it is not controversial.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

I think this might have been one of the items, but this has been addressed in the House. As far as I know, that was the only matter of controversy that came up before the committee hearing that I attended for this bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Demuzio.

SENATOR DEMUZIO:

I think I know why it only got 32 votes when it was here the first time. Is this not the bill that now establishes increases in fees and gives increases in salaries and all kinds of things now to the board that manages the Chain O' Lakes? Isn't that what the original bill was, and didn't the House -- the House do anything to that?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Senator, no, the House did not do anything in that. The increase -- this is -- finally they are having a fee, the sum up

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

to three thousand dollars per year for each director and up to five thousand dollars per year for the chairman. If you know anything about the Chain O' Lakes area, you will find that these people work very hard to run a good show and a good shop, so to speak, and I think they're entitled to it.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well, I think it gives them a substantial increase. I assume that the -- the new fees, I guess, go to -- go to pay for the pay raises, I guess, in -- in the Chain O' Lakes. Since the House didn't do anything to change that, I suspect that I'll probably have to be voting the same way as it was the first time.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Klemm.

SENATOR KLEMM:

Well, I want to speak on what we're concurring with, and that's the amendment. The amendment certainly was agreed to, and we had worked it out beside -- between municipalities in the area and the Agency itself. This -- this was some legislation - going back to the original bill over ten years ago - that Senator Peterson and Senator Geo-Karis and myself and others had sponsored creating this Agency which requires local people to try to spend and pay from fees, trying to clean up a area that's vital to the economic and recreational well-being of McHenry and Lake Counties and going down up to Kane County. They worked for ten years to establish an organization that has not come to the State for dollars for subsidizing, other than trying to do some work of dredging and that. It's probably one of the success stories we've had of where we let local communities vote for their directors, created an agency that we don't keep coming hat in hand to the State and trying to do something to do a decent job for that

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

economic and recreational area. The bill is vital. A referendum was had by the voters to see if it would continue this. It was put to the voters after ten years. We put a sunset clause. The voters overwhelmingly - eighty-some percent - said, yes, continue the good work this place is doing. Now, we feel that there are some provisions that we should allow them to do. It's become a larger organization because of the requests that the locals have made on it. We have a professional executive director. That's what they wanted. The community wants this. They want that person to be professional, work with IDOT, work with the Department of -- of U.S. Corps of Engineers, people that will now help that program succeed. That's what the Senator wants us to do, is to concur with the amendment, which was agreed to, concur and pass this bill, Senate Bill 206, so that we can send to the Governor to allow that community to do its good works. I ask for all of your support.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Further discussion? Senator Geo-Karis, to close.

SENATOR GEO-KARIS:

Madam President, Ladies and Gentlemen of the Senate, may I remind my colleagues on the other side that this bill prohibits - absolutely prohibits - the imposition of any property tax. User fees will be used, and I ask for a favorable vote because we need it badly in the Chain O' Lakes area.

PRESIDING OFFICER: (SENATOR DONAHUE)

Again, this is final action. The question is, shall Senate concur in House Amendment No. 1 to Senate Bill 206. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 39 Ayes, 11 Nays, 8 voting Present. The Senate does concur in House Amendment

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

No. 1 to Senate Bill 206, and having received the required constitutional majority, is declared passed. Senator Clayborne, for what purpose do you rise?

SENATOR CLAYBORNE:

Yes, Madam President, I rise for points -- point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

State your point.

SENATOR CLAYBORNE:

Yes. In the Democratic Gallery I have constituents from my district, from the American Cancer Society, and I would ask that the Senate welcome them.

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you please rise and be recognized? Welcome to Springfield. On page 16 is Senate Bill 407. Senator Fitzgerald. Madam Secretary.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 407.

Filed by Senator Fitzgerald.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fitzgerald.

SENATOR FITZGERALD:

Thank you, Madam President. Ladies and Gentlemen of the Senate, Senate Bill 407 simply added provisions to our Code which allowed for the perfection of an assignment of rents. The bill passed unanimously out of the Senate. The House proposed an amendment which was entirely technical. All it does is move the entire text from the Code of Civil Procedure to the Conveyances Act, and that was our original intent. So that's all this amendment does. I urge your concurrence. It's entirely technical on a bill that passed the Senate without any opposition.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none - this is final action - the question is, shall the Senate concur in the House Amendment No. 1 to Senate Bill 407. All those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, 1 voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 407, and having received the required constitutional majority, is declared passed. Senator Sieben? Senator Sieben. Senator Weaver, on Senate Bill 567. Read the -- or, Madam Secretary.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 567.

Offered by Senator Weaver.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Weaver.

SENATOR WEAVER:

Thank you, Madam President. House Amendment 1 amends the definition of a closed military installation by lowering the acreage requirement from eight hundred acres to five hundred acres. The House put this on in order to accommodate the Melvin Price Support Center so that they might utilize the provisions of this legislation. That's all it does.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none - this is final action - the question is, shall Senate Bill -- Senate concur in House Amendment No. 1 to Senate Bill 567. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 54 Ayes, no

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Nays, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 567, and having received the required constitutional majority, is declared passed. Leave of the Body, we'll come back to Senate Bill 992. Senator Cullerton, for what purpose do you rise?

SENATOR CULLERTON:

Yes. Thank you, Madam President. In between bills, on a point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR CULLERTON:

I'd like to introduce in the gallery above the Democratic side an appellate court judge whose father was a former State Representative. His name was Kenneth Wendt, and her name is Mary Jane Wendt Bridget Theis. And she's here, and I'd like to acknowledge her presence here in the gallery.

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you please rise and be recognized. Senator Cronin, for what purpose do you rise?

SENATOR CRONIN:

On a point of personal privilege, in between bills here. I just want to commend Senator Cullerton for rising in between bills, as the protocol dictates. So much nicer to do it that way, isn't it?

PRESIDING OFFICER: (SENATOR DONAHUE)

To accommodate our Members, we are going to go back to the Order of 2nd Reading.

END OF TAPE

TAPE 3

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR DONAHUE)

...(microphone cutoff)...would encourage all of you to move those bills. It's coming down to the wire. Senator Cronin, on House Bill 16? Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 16.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Fitzgerald, on House Bill 241? Out of the record. Senator Cullerton, on House Bill 320? Out of the record. Senator Maitland, on House Bill 505. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 505.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Peterson, on House Bill 507? Senator Cronin, on House Bill 573. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 573.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Cronin, on House Bill 589. Read the

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 589.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Rauschenberger, on House Bill 803? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 803.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Rauschenberger, on House Bill 809. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 809.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Maitland, on House Bill 820? Out of the record. Senator Woodyard, on House Bill 823? Out of the record. ... (microphone cutoff) ... going to pause for one minute to do Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

following Legislative Measures have been assigned committees: Referred to the Committee on Education - Senate Amendments 4 and 5 to House Bill 2076; to the Committee on Executive - Senate Amendment 1 to House Bill 1270 and Senate Amendment 2 to 2407; to the Committee on Higher Education - the motion to concur with House Amendments 1 and 2 to Senate Bill 210; to the Committee on Insurance, Pensions and Licensed Activities - Senate Amendments 2 and 3 to House Bill 2108, the motion to concur with House Amendments 1 and 2 to Senate Bill 225, motion to concur with House Amendment 1 to Senate Bill 442, and the motion to concur with House Amendment 1 to Senate Bill 534; to the Committee on Judiciary - Senate Amendment 1 to House Bill 36, Amendment 1 to House Bill 1116, and Amendment 1 to House Bill 1792; to the Committee on Local Government and Elections - Senate Amendment 2 to House Bill 270, Amendments 1 and 2 to House Bill 340, the motion to concur with House Amendments 1 and 4 to Senate Bill 256; to the Committee on Revenue - Senate Amendment 11 to House Bill 1212; to the Committee on State Government Operations - Senate Amendment 2 to House Bill 823; to the Transportation Committee - Senate Amendment 1 to House Bill 939, Amendment 1 to House Bill 1587 and Amendment 1 to House Bill 1633; and Be Approved for Consideration - motion to concur with House Amendments 1 and 2 to Senate Bill 162, Senate Amendment 7 to House Bill 3, Amendment 1 to House Bill 241, Amendment 2 to House Bill 314, Amendment 1 to House Bill 1237 and Amendment 2 to House Bill 1696.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator O'Malley, on House Bill 865? Senator O'Malley? Out of the record. Senator Dudycz, on House Bill 913. Senator Dudycz. Out of the record. Senator Woodyard, on House Bill 965. Senator Woodyard, on House Bill 965? Out of the record. Senator Dudycz, on House Bill 1002. Senator Dudycz, on House Bill 1002? Out of the record. Senator Rauschenberger, on House Bill 1016.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1016.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Rauschenberger, on House Bill 1018.

Read the bill, Mr. -- Mr. Secretary.

SECRETARY HARRY:

House Bill 1018.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Berman, on House Bill 1023. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1023.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Berman has taken over sponsorship of this legislation. Senator Berman. Any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Rauschenberger, on House Bill 1083.

Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1083.

(Secretary reads title of bill)

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

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Mahar, on House Bill 1089. Out of the record. Senator Raica, on House Bill 1108. Senator Raica. Out of the record. Senator Petka, on House Bill 1237. Senator Petka. Out of the record. Senator Petka, on House Bill 1437. Senator Petka. Out of the record. Senator Mahar, on House Bill 1461. Out of the record. Senator Weaver, on House Bill 1473. Out of the record. Senator Weaver, on House Bill 1474. Out of the record. Senate -- Senator Petka, on House Bill 1654. Out of the record. Senator Weaver, on House Bill 1696. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1696.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Weaver, do you seek leave of the Body to return House Bill 1696 to the Order of 2nd Reading for the purposes of amendment? Senator Weaver seeks leave of the Body to return House Bill 1696 to the Order of 2nd Reading for the purposes of an amendment. Mr. Secretary, have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Weaver.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Weaver, on Amendment No. 2.

SENATOR WEAVER:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Thank you, Madam President. This is an amendment that we -- clears up some concerns that the Secretary of State has, and I'd move its adoption.

PRESIDING OFFICER: (SENATOR DONAHUE)

...there any discussion? Any discussion? Seeing none, all those in favor, say Aye. Opposed, Nay. The Ayes have it. And the amendment is adopted. Have there been any other Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Rauschenberger, on House Bill 1797. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 1797.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Sieben, on House Bill 2076. Out of the record. Senator Mahar, on House Bill 2294. Out of the record. Senator Welch, for what purpose do you seek recognition?

SENATOR WELCH:

A -- a point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR WELCH:

Ladies and Gentlemen of the Senate, in the gallery on the Republican side, we have the eighth grade class from Seneca, Illinois. If they would rise and receive a welcome from the State Senate.

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you please rise and be recognized by the State Senate.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Welcome to Springfield. Senator Fawell, for what purpose do you rise?

SENATOR FAWELL:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR FAWELL:

I just want to announce that the Transportation Committee will meet at 10:30, tomorrow morning, in Room 400. 10:30 to handle some amendments.

PRESIDING OFFICER: (SENATOR DONAHUE)

Folks, I -- I don't know where we're all getting this idea that we're winding down, we are still rolling and we are going to continue to roll for a little while longer. So hold your announcements till we come to a close, and I'll let you know when that is. With leave of the Body, we requested earlier to go back to House Bill 1002 for Senator Dudycz. On the Order of 2nd Reading is House Bill 1002. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 1002.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Cullerton, on House Bill 320. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 320.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. On the top of page 10 is House Bill 507. Senator Peterson. Read the bill, Mr. Secretary.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

SECRETARY HARRY:

House Bill 507.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Ladies and Gentlemen, back on the Order of Concurrence, page 17. Senate Bill 992. Senator Donahue. Read the bill, Mr. Secretary.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 992.

Filed by Senator Donahue.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Donahue.

SENATOR DONAHUE:

Thank you very much, Mr. President. House Amendment No. 1 is a -- a noncontroversial transfer of land in Will County for a juvenile detention facility. And it's -- the original part of the bill provided a transfer of property within the City of Macomb. Again, one that is agreed. So I would just ask for your approval of House Amendment No. 1 to Senate Bill 992.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Senator Tom Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. I just want to join Senator Donahue and say, yes, it is agreed, and ask for an Aye vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Ladies and Gentlemen, this is final action. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 992. Those in favor will vote Aye. Opposed, Nay.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 55 Ayes, no Nays, no Members voting Present. The Senate does concur in House Amendments No. 1 to Senate Bill 992, and the bill, having received the required constitutional majority, is declared passed. All right. Bottom of page 16, Ladies and Gentlemen, on the Order of Concurrence, is Senate Bill 458. Read the bill, Mr. Secretary.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 458.

Filed by Senator Sieben.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Mr. President and Members of the Senate. House Amendment No. 1 added the contents, to this conveyance bill, of Senate Bill 66 that was last year's conveyance bill. It also preserves the -- all the conveyance items that were in 458 in the underlying bill. I think just about every Member of the Senate here has a parcel in this land conveyance. The amendment has been agreed to, and I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not -- if not, Ladies and Gentlemen, this is final action. The question is, shall the Senate concur in House Amendments -- House Amendment No. 1 to Senate Bill 458. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 58 Ayes, no Nays, no Members voting Present. The Senate does concur in House Amendments No. 1 to Senate Bill 458, and the bill, having received

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

the required constitutional majority, is declared passed.
Committee Reports.

SECRETARY HARRY:

Senator Barkhausen, Chair of the Committee on Financial Institutions, reports House Bills 473, 1319, 1596, 1608, 1833, 1882, 1894 and 2370 Do Pass; House Bills 377, 2346 Do Pass, as Amended, and Senate Bill 440 - the motion to concur with House Amendment No. 1 Be Adopted.

PRESIDING OFFICER: (SENATOR MAITLAND)

House Bills 1st Reading.

SECRETARY HARRY:

House Bill 1798, offered by Senator Burzynski.

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDING OFFICER: (SENATOR MAITLAND)

Motions. Mr. Secretary, have there been any motions filed?

SECRETARY HARRY:

Yes, Mr. President. Senator Berman has filed a motion with respect to House Bill 1940.

PRESIDING OFFICER: (SENATOR MAITLAND)

Mr. Secretary, the -- Mr. Secretary, the Chair requests that these motions be printed on the Calendar. Hearing no objection, so ordered. Senator Mahar, for what purpose do you arise, sir?

SENATOR MAHAR:

If this is the appropriate time, for the purpose of an announcement.

PRESIDING OFFICER: (SENATOR MAITLAND)

It is. It is.

SENATOR MAHAR:

Okay. The Senate Environment and Energy Committee will be meeting at 4 o'clock in Room 400 to consider one amendment.

PRESIDING OFFICER: (SENATOR MAITLAND)

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

All right. Thank you. Senator Hawkinson, for what purpose do you arise?

SENATOR HAWKINSON:

Thank you, Mr. President. For purposes of an announcement. The Senate Judiciary Committee will meet tomorrow morning at 10 a.m. in Room 400 to consider, I believe, three amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Thank you. Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. Just for the purpose of an announcement. The Executive Committee will meet tomorrow morning at 9 a.m. in Room 212. We have a few amendments to consider. Thank you.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Thank you. Senator Klemm, for what purpose do you arise, sir? Senator Peterson, for what purpose do you arise, sir?

SENATOR PETERSON:

Thank you, Mr. President. For purposes of an announcement. The Revenue Committee will meet at 4 p.m. in Room 212 to consider Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Thank you. Senator Madigan, for what purpose do you arise?

SENATOR MADIGAN:

Thank you, Mr. President. Purpose of an announcement, that the Insurance, Pensions and Licensed Activities Committee will meet at 9 a.m. tomorrow morning in Room 400 to consider Floor amendments.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Thank you. Senator Klemm, for what purpose do you arise, sir?

SENATOR KLEMM:

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

Thank you, Mr. President. For purpose of an announcement. The Committee on Local Government and Elections will meet tomorrow morning at 10 a.m. in Room A-1 at the Stratton Building.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Ladies and Gentlemen, we have effectively concluded our business for today. What we will do, we will have a perfunctory Session later in the -- for a perfunctory Session later in the day, so the -- the -- the Senate will stand in -- in recess. Let me just indicate to you that, for those of you who may not happen to be here, we will be reconvening tomorrow at 11 a.m., Thursday, May 18th. So the Senate now stands in recess. I'm sorry. Senator Demuzio.

SENATOR DEMUZIO:

Senator Maitland, there's been a number of inquiries on this side of the aisle as to what the schedule might be for the weekend. Some people want to know what to do with their rooms, and whether or not they should -- so if you could get us some idea about that, we'd be grateful.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator, that has been the subject of some discussion today. We don't know exactly what it is yet, but as soon as we know, we'll let you know as soon as possible. Thank you. Senate stands in recess.

(SENATE STANDS IN RECESS)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR DeANGELIS)

The Senate will reconvene. Committee Reports.

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

51st Legislative Day

May 17, 1995

SECRETARY HARRY:

Senator Peterson, Chair of the Committee on Revenue, reports Senate Amendment 11 to House Bill 1212 Be Adopted.

And Senator Mahar, Chair of the Committee on Environment and Energy, reports Senate Amendment 2 to House Bill 41 Be Adopted.

PRESIDING OFFICER: (SENATOR DeANGELIS)

If there be no further business to come before the Body, the Senate stands adjourned till 11 a.m. tomorrow. Thank you.

MAY 17, 1995

HB-0005	RECALLED	PAGE	22
HB-0016	SECOND READING	PAGE	91
HB-0023	THIRD READING	PAGE	25
HB-0036	SECOND READING	PAGE	4
HB-0040	SECOND READING	PAGE	4
HB-0113	SECOND READING	PAGE	4
HB-0122	SECOND READING	PAGE	4
HB-0153	SECOND READING	PAGE	5
HB-0160	SECOND READING	PAGE	5
HB-0175	RECALLED	PAGE	27
HB-0197	SECOND READING	PAGE	5
HB-0199	SECOND READING	PAGE	6
HB-0211	THIRD READING	PAGE	28
HB-0226	SECOND READING	PAGE	6
HB-0249	THIRD READING	PAGE	29
HB-0258	SECOND READING	PAGE	6
HB-0270	SECOND READING	PAGE	6
HB-0301	SECOND READING	PAGE	7
HB-0309	SECOND READING	PAGE	7
HB-0314	SECOND READING	PAGE	7
HB-0315	THIRD READING	PAGE	30
HB-0320	SECOND READING	PAGE	97
HB-0323	THIRD READING	PAGE	31
HB-0340	SECOND READING	PAGE	8
HB-0355	SECOND READING	PAGE	8
HB-0398	THIRD READING	PAGE	43
HB-0410	THIRD READING	PAGE	44
HB-0471	THIRD READING	PAGE	49
HB-0497	SECOND READING	PAGE	8
HB-0505	SECOND READING	PAGE	91
HB-0507	SECOND READING	PAGE	97
HB-0513	THIRD READING	PAGE	49
HB-0573	SECOND READING	PAGE	91
HB-0589	SECOND READING	PAGE	91
HB-0597	SECOND READING	PAGE	8
HB-0598	THIRD READING	PAGE	82
HB-0632	THIRD READING	PAGE	50
HB-0652	SECOND READING	PAGE	9
HB-0653	RECALLED	PAGE	51
HB-0660	SECOND READING	PAGE	10
HB-0689	SECOND READING	PAGE	10
HB-0731	SECOND READING	PAGE	10
HB-0741	SECOND READING	PAGE	10
HB-0760	THIRD READING	PAGE	52
HB-0797	SECOND READING	PAGE	11
HB-0803	SECOND READING	PAGE	92
HB-0809	SECOND READING	PAGE	92
HB-0838	SECOND READING	PAGE	11
HB-0859	SECOND READING	PAGE	11
HB-0897	THIRD READING	PAGE	53
HB-0939	SECOND READING	PAGE	12
HB-0974	SECOND READING	PAGE	12
HB-0988	THIRD READING	PAGE	55
HB-1002	SECOND READING	PAGE	97
HB-1016	SECOND READING	PAGE	93
HB-1018	SECOND READING	PAGE	94
HB-1023	SECOND READING	PAGE	94
HB-1069	SECOND READING	PAGE	13
HB-1070	THIRD READING	PAGE	57
HB-1083	SECOND READING	PAGE	94
HB-1093	SECOND READING	PAGE	13
HB-1119	SECOND READING	PAGE	13
HB-1246	SECOND READING	PAGE	14
HB-1248	SECOND READING	PAGE	14

DAILY TRANSCRIPTION OF DEBATE INDEX

MAY 17, 1995

HB-1258	THIRD READING	PAGE	59
HB-1320	THIRD READING	PAGE	60
HB-1322	THIRD READING	PAGE	61
HB-1363	RECALLED	PAGE	62
HB-1398	THIRD READING	PAGE	63
HB-1459	SECOND READING	PAGE	14
HB-1462	SECOND READING	PAGE	15
HB-1486	THIRD READING	PAGE	64
HB-1498	SECOND READING	PAGE	15
HB-1587	SECOND READING	PAGE	15
HB-1650	SECOND READING	PAGE	16
HB-1662	SECOND READING	PAGE	16
HB-1696	SECOND READING	PAGE	95
HB-1696	RECALLED	PAGE	95
HB-1699	THIRD READING	PAGE	71
HB-1699	OUT OF RECORD	PAGE	81
HB-1706	SECOND READING	PAGE	16
HB-1708	SECOND READING	PAGE	16
HB-1721	THIRD READING	PAGE	66
HB-1721	THIRD READING	PAGE	81
HB-1721	OUT OF RECORD	PAGE	68
HB-1741	SECOND READING	PAGE	16
HB-1792	SECOND READING	PAGE	17
HB-1797	SECOND READING	PAGE	96
HB-1798	FIRST READING	PAGE	100
HB-1816	SECOND READING	PAGE	17
HB-1825	SECOND READING	PAGE	17
HB-1878	SECOND READING	PAGE	18
HB-1891	SECOND READING	PAGE	18
HB-1910	SECOND READING	PAGE	18
HB-1940	THIRD READING	PAGE	68
HB-1940	MOTION FILED	PAGE	100
HB-2123	THIRD READING	PAGE	69
HB-2177	RECALLED	PAGE	70
HB-2236	SECOND READING	PAGE	19
HB-2317	SECOND READING	PAGE	19
HB-2338	SECOND READING	PAGE	19
SB-0014	CONCURRENCE	PAGE	83
SB-0206	CONCURRENCE	PAGE	84
SB-0407	CONCURRENCE	PAGE	88
SB-0458	CONCURRENCE	PAGE	99
SB-0567	CONCURRENCE	PAGE	89
SB-0992	CONCURRENCE	PAGE	98

SUBJECT MATTER

SENATE TO ORDER-SENATOR WEAVER	PAGE	1
PRAYER-THE REVEREND DARYL FANSLER	PAGE	1
PLEDGE OF ALLEGIANCE	PAGE	1
JOURNAL-APPROVED	PAGE	1
JOURNALS-POSTPONED	PAGE	1
COMMITTEE REPORTS	PAGE	2
MESSAGES FROM THE HOUSE	PAGE	3
INTRODUCTION OF GUESTS-SENATOR WATSON	PAGE	20
GUEST SPEAKER-REPRESENTATIVE STEPHENS	PAGE	20
SENATOR WATSON READS PROCLAMATION-EDDLEMAN	PAGE	21
GUEST SPEAKER - DIKE EDDLEMAN	PAGE	21
COMMITTEE REPORTS	PAGE	92
COMMITTEE REPORTS	PAGE	100
SENATE STANDS IN RECESS	PAGE	102
SENATE RECONVENES	PAGE	102
COMMITTEE REPORTS	PAGE	102
ADJOURNMENT	PAGE	103