

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

108th Legislative Day

May 20, 1996

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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 Pastor Jerene Howser of St. John's Lutheran Church, Springfield, Illinois. Pastor Howser.

PASTOR JERENE HOWSER:

(Prayer by Pastor Jerene Howser)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you, Pastor Howser. Senator Sieben will lead us in the Pledge of Allegiance.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Reading of the Journal.

SECRETARY HARRY:

Senate Journals of Tuesday, May 14th and Wednesday, May 15th, 1996.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Butler.

SENATOR BUTLER:

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

There being no objection, it is so ordered. Senator Butler.

SENATOR BUTLER:

I move that reading and -- and approval of the Journal of Thursday, May 16th, in the year 1996, be postponed, pending arrival of the printed Journal.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

There being no objection, so ordered. Messages from the

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House.

SECRETARY HARRY:

Message from the House by Mr. McLennand, Clerk.

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

House Joint Resolution 104.

We have like Messages on House Joint Resolution 114 and House Joint Resolution 124.

All {sic} adopted by the House, May 16th, 1996, and they're all substantive.

Message from the House by Mr. McLennand, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their amendment to a bill of the following title, to wit:

House Bill 2524, with Senate Amendment 1.

Non-concurred in by the House, May 17th, 1996.

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 11, 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. 3.

We have like Messages on Senate Bill 217, with House Amendment 2; Senate Bill 363, with House Amendment 1; Senate Bill 586, with House Amendment 2; Senate Bill 1288, with House Amendments 1, 2, and 3; Senate Bill 1327, with House Amendments 1 and 4; Senate Bill 1390, with House Amendments 1 and 3; Senate Bill 1511, with

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House Amendments 1 and 4; Senate Bill 1664, with House Amendment 1; Senate Bill 1669, with House Amendment 4; Senate Bill 1684, with House Amendment 1; Senate Bill 1757, with House Amendment 1; Senate Bill 1780, with House Amendments 1, 2, and 3 {sic} (1, 2, 3, 10); and Senate Bill 1912, with House Amendments 1 and 3.

All {sic} passed the House, as amended, May 17th, 1996.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

On page 5 of today's Calendar is the Order of Secretary's Desk, Concurrence of Senate Bills. ...like to request that all the Senators be in their seats, to be ready for action. ...like to begin our work. We hope that all the Senators have heard the plea and the bell. Please come in to the Chambers 'cause we are ready to proceed, as soon as we see more of your bodies in this Chamber. Resolutions, Mr. Secretary.

SECRETARY HARRY:

Senate Resolution 217, offered by Senators Jones, Collins, Dudycz, and all Members.

It's a death resolution, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Consent Calendar. ...what purpose do you rise, sir?

SENATOR DEMUZIO:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Please state your point.

SENATOR DEMUZIO:

I was going to introduce Senator Cullerton, who was in the gallery with some of his constituents, Mr. and Mrs. Doria. The Dorias are still here with their children, so I'd like to have Mr. and Mrs. Doria to stand and be recognized by the Senate, if they would, please.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Would you stand, Mr. and Mrs. Doria, and we welcome you here.

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We're delighted that you're visiting the Senate today. Welcome.
Yes, Senator Demuzio.

SENATOR DEMUZIO:

And I want to welcome Senator Cullerton back to the Floor. He was a spectator in the gallery, but he's back now.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He would never be a spectator in the gallery. Thank you. Senator Clayborne, for what purpose do you rise, sir?

SENATOR CLAYBORNE:

Madam President, I rise for a point of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point, sir.

SENATOR CLAYBORNE:

Senator Collins, Senator Palmer, Senator Shaw, Senator Trotter, and I would like to introduce the children from Teacher's Pet Child Care, located in the Village of Southern View, Senator Bomke's district, south of Springfield, along with their teachers, Judy DeSilva, Ms. Nancy Pressler, whom own and operate this facility, which is licensed to operate twenty-four hours a day. Due to the commitment of the children -- of the teachers and staff at this facility, the General Assembly, Senator Palmer, and Collins, and I sponsored Senate Bill 1661, which was a recommendation of the facility. Senate Bill 1661 is currently on the Governor's desk, and it will help the facility -- other facilities like theirs to better detect child abuse and neglect cases. They're in the Democratic Gallery behind me. Would they please rise?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Will you please rise? And we welcome you here today. And we certainly thank you for your efforts, Senator Clayborne and your other associates. We are ready to proceed with the business of the Senate by going to page 6 on Motions to Concur, starting with

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Senate Bill 681. Senator Syverson? Senator Syverson? Senator Syverson, are you ready for Senate Bill 681? Mr. Secretary, will you read the bill?

SECRETARY HARRY:

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

681.

SECRETARY HARRY:

...681.

Filed by Senator Syverson.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Madam President. There were just some technical changes that were made in the House. I know of no opposition. It passed unanimously previous to this.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Hearing none - this is final action - the question is, shall the Senate concur in House Amendment 1 to Senate Bill 681. Those in favor, vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Mr. Secretary, take the record. On that issue, there are 53 voting Aye, none voting No, none voting Present. And the Senate does concur in House Amendment 1 to -- to -- to Senate Bill 681, and the bill, having received the required constitutional majority, is hereby declared passed. Senate Bill 817. Senator Raica? On the -- on page 6, Senate Bill 817, on the Order of Concurrence. Mr. Secretary, will you read the motion?

SECRETARY HARRY:

I move to concur with the House in the adoption of their

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Amendment No. 1 to Senate Bill 817.

Filed by Senator Raica.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Raica.

SENATOR RAICA:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This has to do with the Fire Fighters' Memorial plates and the Fire Fighters' Memorial, which would be erected outside of the Capitol Building. And I would just ask for concurrence.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Is there any further discussion? Senator Cullerton.

SENATOR CULLERTON:

Would the sponsor yield?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates that he will.

SENATOR CULLERTON:

Yes, Senator. What does the House amendment do to the Senate bill?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Raica.

SENATOR RAICA:

John, this was proposed by the Secretary of State's Office. It makes technical changes. It allows the plates to be put on recreational vehicles, and it increases the fee from twenty-five dollars to twenty-seven dollars, and then for renewal from fifteen to seventeen dollars. That's all it does.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? This is final action. The question is, shall the Senate concur in House Amendment 1 to Senate Bill 817. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who

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wished? Mr. Secretary, take the record. On that question, there are 54 voting Aye, none voting No, none voting Present. And the Senate does concur in House Amendment 1 to Senate Bill 817, and the bill, having received the required constitutional majority, is hereby declared passed. Senator Mahar, for what purpose do you rise, sir?

SENATOR MAHAR:

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point, sir.

SENATOR MAHAR:

Visiting us today, in the gallery on the Republican side -- or, behind the Republican side, is a group of kids from my district and Senator DeAngelis' district from St. Joseph's Grade School in Homewood, and I would ask that the Senate join me in welcoming them to Springfield.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Will our guests in the gallery please rise? And welcome to the Senate. We're delighted you're visiting us today. Senate Bill 946. Senator Dillard? Senator Dillard? Out of the record. Senate Bill 1389. Senator Sieben? Mr. -- on the Order of Concurrence is Senate Bill 1389. Mr. Secretary, will you read the motion?

SECRETARY HARRY:

I move to concur with the House in the adoption of Amendment No. 1 to Senate Bill 1389.

Filed by Senator Sieben.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This is IDOT's annual conveyance bill, and what the House

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did is they added Amendment No. 1 which authorizes the release of easements over certain land in Lake County, Will County, and Clark County upon the payment of specific amounts. I know of no objection, and I would move for the concurrence with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any -- any further discussion? Any further discussion? Hearing none - this is final action - the question is - excuse me - shall Senate Bill 1389 -- just a moment. The question is, shall the Senate concur in House Amendment 1 to Senate Bill 1389. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Mr. Secretary, take the record. On that question, there are 57 voting Aye, none voting No, none voting Present. And the Senate does concur in House Amendment 1 to Senate Bill 1389, and the bill, having received the required constitutional majority, is hereby declared passed. Senate Bill 1424. Senator Fitzgerald, are you asking leave to handle this bill for Senator Madigan, who's still ill? Out of the record. Senate Bill 1473. Senator Woodyard? Mr. Secretary, would you read the motion for Senate Bill 1473?

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendments 1 and 2 to Senate Bill 1473.

Filed by Senator Woodyard.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Madam President, Members of the Senate. I don't know of anything controversial in this motion to concur with those two House amendments, but, briefly, let me indicate to you, 1473 started out as an administration bill with Department of

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Agriculture. That provision, that part of the language, is still there, and I don't know of anything controversial in that. Also, we -- the House added, and certainly with our support, to continue this program that does pesticide container recycling, and, quite frankly, this has been a very successful program. We understand that a corporation out of California probably will be setting up a -- a major plant -- recycling plant in Atlanta, Illinois. There is money there to do that. EPA originally put a million four hundred thousand. There's four hundred thousand left that will do that. Also, it looks like there will be another plant in -- in Heyworth, Illinois. This House Amendment No. 1 also pushes back the time frame, or the effective date, on changing the ethanol incentive for one year. And then there was another provision the House added, which I support, which dealt with weights and measures in Department of Ag. There was a problem, evidently, that cropped up with some of these uncertified or -- or portable scales, and this tends to take care of that. I'd be glad to answer any questions or ask for a favorable vote on concurrence.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Fawell.

SENATOR FAWELL:

Would the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates that he will.

SENATOR FAWELL:

Can you tell me what -- what did we do with the ethanol thing?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Woodyard.

SENATOR WOODYARD:

Senator, on the 1st of June, the ethanol incentive was scheduled to go from, I believe, seventy percent to eighty-five percent. There is a gray area in there, due to the fact our

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fiscal year is the 1st of July. The Department of Revenue did not feel that -- did not feel comfortable about changing that sales tax incentive on -- by the first day of June. So what we've done is put this effective date off till July 1 of 1997, moving from -- that incentive up to eighty-five percent. Now, the incentive is -- is not what it sounds like. Presently, they get a thirty-percent incentive. They would get a fifteen-percent incentive with the passage of this bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any -- any further discussion? Any further discussion? Hearing none, the -- this is final action. The question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 1473. Those who are in favor shall vote Aye. Those opposed shall vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Had all voted who wished? On that -- take the record. There are 55 voting Aye, none voting No, none voting Present. And this bill -- in this bill, the Senate does concur in House Amendments 1 and 2 to Senate Bill 1473, and the bill, having received the required constitutional majority, is hereby declared passed. Senate Bill 1490. Senator Lauzen? Senate Bill 1546. Senator Lauzen? Senate Bill 1546? Out of the record. Senate Bill -- on a motion to non-concur, Senate Bill 1691. Senator Petka? Senate Bill 1766? Senator Philip? Page 9. We're going to the Order of Non-concurrence on Secretary's Desk. Top of the page. House Bill 3436. Senator Klemm? Read the motion, Mr. Secretary.

SECRETARY HARRY:

I move to refuse to recede from Senate Amendment 4 to House Bill 3436 and request that a conference committee be appointed. Filed by Senator Klemm.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Klemm.

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SENATOR KLEMM:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Senate Amendment No. 4 was a provision that was requested by my chief of police in Fox River Grove where the accident happened of the bus and the seven children that died. The House refused to concur with that. It's some language questions that we want to resolve, and I'd like to have a conference committee formed on that House Bill 3436.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Any discussion? Senator -- hearing none, Senator Klemm moves that the Senate refuse to recede from the adoption of Senate Amendment 4 to House Bill 3436 and that a conference committee be appointed. All those in favor, say Aye. All those opposed. In the -- in the opinion of the Chair, the Ayes have it, and the motion carries and the Secretary shall so inform the House. Senator Demuzio, for what purpose do you rise, sir?

SENATOR DEMUZIO:

Thank you. While we're at a lull, I'd like the record to reflect that Senator Palmer is not here today due to -- being absent because of personal business.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

It'll be so noted. Thank you. Senator Mahar, for what purpose do you rise?

SENATOR MAHAR:

Purpose of an announcement, Madam President. The Senate Environment and Energy Committee will meet tomorrow morning at 9 a.m., in Room 400, for the purpose of skewering the Governor's appointments to the Commerce Commission.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The Energy Committee, under Senator Mahar, has announced that the Senate Committee on Environment and Energy is meeting tomorrow

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morning at 9 a.m., in Room 400, for the purpose of going over some amendments {sic}. Senator Jacobs, for what purpose do you rise, sir?

SENATOR JACOBS:

Thank you, Madam Chairman. Just a question on the last announcement. It appears to me that -- being a Member of the Energy and Environment Committee, and I understand the -- the thirst and the quest for knowledge, but it appears to me that we currently have a process by which appointees are grilled, if you will, skewered, if you will, in order to be able to decide their fitness to be appointed. That is still going on, and I just question the need or the advisability or even, for that matter, the -- the responsibility that that committee may have in trying to meet with the Commerce Commission members prior to the time that they are appointed. I -- I feel that's what we have offices for. If any Senator has a problem with any of the appointees, it would be my suggestion they call them into their office, discuss it with them, and then leave the judgement to the Executive Appointments Committee, and then until which time this Body meets, and then this Body can then make their determination at that point. I just feel that the request to have that meeting is without precedent and is really unnecessary.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further -- Senator Welch, for what purpose do you rise, sir?

SENATOR WELCH:

An inquiry of the Chair, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Go right ahead, sir.

SENATOR WELCH:

At 9:30 I'm on the Executive Appointments Committee, and we -- I thought we were going to review the appointees to the Commerce Commission, but since Senator Mahar wants to do it, will the

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Executive Appointments Committee meeting be canceled?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator -- Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President. In response to the last two speakers: No, the Senate Executive Appointments Committee will not be canceled. And, in fact, also, Senators, the -- this is not precedent-setting. We've done this before, where we've had a couple of appointees go through the substantive committee, as well as through the Executive Appointments Committee.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Welch.

SENATOR WELCH:

I'd like to ask a question of Senator Burzynski on that point.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your question.

SENATOR WELCH:

Senator Burzynski, could we have the Chairman of the Energy and Environment Committee -- could we have the Chairman of the Energy and Environment Committee, Senator Mahar, appear before the Executive Committee as well, so we can ask him questions?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Madam President, Members of the Senate. For an announcement. Senator Madigan is again absent today due to illness, and I'd like the record to so indicate.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The record will so reflect, sir. Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Madam President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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State your point.

SENATOR O'MALLEY:

I would like to welcome the eighth-grade class from St. Benedict's School in Blue Island. They are in the Republican Gallery, immediately behind me, and I would appreciate if all the Senate would join me in welcoming them.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Welcome to the Senate. Will you please rise to be acknowledged? We're glad you're here. Senator Farley, for what purpose do you rise?

SENATOR FARLEY:

Yes, Madam President. Back to the issue of the Environment and Energy meeting tomorrow. Am I to understand that this is a -- a prerequisite to the approval of the commissioners in the Executive Appointment Committee, that the Environment and Energy Committee is going to screen these appointees and then send them on to the Executive Appointee -- Appointments Committee?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

I think I would suggest to you that you talk over -- walk over and talk to the chairman of the committee. I don't think this is the proper venue for it right now. We have committees set up by our rules to handle matters, and I'm sure that they're following the rules. Just be at ease for a few moments. The order of business will be on page 5, Secretary's Desk, Resolutions. Is Senator Cronin here? Senator Jacobs, for what purpose do you rise, sir?

SENATOR JACOBS:

Thank you, Madam President. Just a point of personal privilege. I just wanted to have the Senate recognize Senator Demuzio on the Republican side of "Meet the Press".

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Well, I'm glad that he has had the good sense and forthcoming

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thoughts to do so. Thank you. On Senate Resolution -- Senate Joint Resolution 98. Senator DeAngelis? Mr. Secretary.

SECRETARY HARRY:

Senate Resolution -- or, Senate Joint Resolution 98, offered by Senator DeAngelis.

The Committee on Executive adopted Amendment No. 1. There are no Floor amendments, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Madam President. Senate Joint Resolution 98 designates the Calumet Expressway portion as the Bishop Louis Henry Ford Memorial Freeway. Bishop Ford, who headed the entire midwest region of the National Church of God in Christ, is a man who devoted his entire life to doing for others. I got into this kind of late. I had always known who he was, but never had the opportunity to meet him, but as I went further along, I became more amazed by the extraordinary talent and ability and dedication of this man. And I stand very pleased and proud to offer this resolution, and I would urge all Members of the Body to do so.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Jones.

SENATOR JONES:

Thank you, Madam President and Members of the Senate. I rise in support of Senate Joint Resolution 98 because this does a -- does justice to one who has represented many people throughout the State of Illinois. The late Bishop Ford was one who has met and counseled with Presidents, be it Democrat or a Republican, and he's -- he's one who -- who sought the betterment of people regardless of where they lived or where they came from. The -- Senate Joint Resolution 98 is the resolution, as you know, that I put in earlier, but I'm so glad to see my colleague on the other

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side of the aisle, Senator DeAngelis, also join in support of such. When we do these things as it relate to honoring people who have served our communities, we should do so in a very nonpartisan way, and this recognizes the good that -- that these individuals were, as relate to our society as a whole. So I join in support of Senate Joint Resolution 98.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Smith.

SENATOR SMITH:

Thank you, Madam President and Ladies and Gentlemen of the Senate. I stand in support of this resolution. The Reverend -- late Reverend Louis Henry Ford was Bishop for the Church of God in Christ. He was not a local person, but he was a worldwide person. His church, St. Paul Church of God in Christ, is located in my district, and I have been going there since I was a child. I knew him and knew his wife, his family. And I'm just sort of like part of the family of the church there. And I'm delighted to have the privilege of standing here and to encourage all of the people here of our Body to join in and vote for this expressway. I know that the Church -- they spoke about it on television -- on radio, yesterday in Chicago, and they're very elated, and all of the ministers across the State of Illinois who have churches in their diocese are just pleased with the State Legislature here in the State of Illinois. So I join with you and ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you, Senator Smith. Further discussion? Senator Shaw.

SENATOR SHAW:

Thank you, Madam President. I rise in support of Senate Joint Resolution 98 because Bishop Ford was a outstanding religious leader and who headed a church that represented over eight and a half million people, and not only in Illinois - across the world.

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And I think it would be no better honor than to have I-94 named after a great religious leader like Bishop Ford. And I understand that all -- all religious leaders have signed onto this, including the Cardinal Bernardin of Chicago, and -- along with other religious leaders. And I think that this resolution should be passed, and I urge the passage and an Aye vote on this resolution.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Hendon.

SENATOR HENDON:

Thank you, Madam President. I rise in support of this resolution. Bishop Ford was a great man, a wonderful person. The last time I saw him it was raining on us as we did a -- a dedication of a church -- I mean, a street in my -- in my district after a member of his congregation, one of his pastors. And Bishop Ford was cracking jokes and laughing and having a wonderful time. Even though it was raining like crazy on us, he went on forward, and he will be missed. And this is an honorable way of remembering him. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SENATOR DeANGELIS:

Thank you, Madam President. I just want to say I'd like to have a favorable vote, but I want to point out that all other religious groups have signed onto this, including the Jewish Federation, the Cardinal Bernardin, and other protestant groups, too.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator DeAngelis moves the adoption of Senate Joint Resolution 98. Those in favor, say Aye. Aye. All opposed. Hearing none, the Ayes have it, and the resolution is adopted.

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Senate Joint Resolution 103. Senator Dudycz. Mr. Secretary, read the resolution.

SECRETARY HARRY:

Senate Joint Resolution 103, offered by Senator Dudycz.

No committee or Floor amendments, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dudycz.

SENATOR DUDYDZ:

Thank you, Madam President. Ladies and Gentlemen of the Senate, Senate Joint Resolution 103 designates that portion of United States Route 14 that is known in our State as Northwest Highway as the Ronald Reagan Highway. The preamble says quite a bit about the former President. I just will mention a few of the highlights of the -- of Mr. Reagan's life. He served as the fortieth President of the United States. He was born in Illinois on February 6th, 1911. He went to high school, played football, basketball, track, served as -- served as president of the student body, and even performed first as an actor in our wonderful State. He graduated from Eureka College, 1932. Ronald Wilson Reagan went on to become a sportscaster, an actor, Governor of California, and President of the United States. The -- I have been told by the Department of Transportation that it will not be necessary for the local communities to change their -- their names. The businesses and residents along the Northwest Highway strip do not have to -- identify themselves as living on Ronald Reagan Highway if they choose not to. Currently, Northwest Highway already has a variety of names in different municipalities. In Des Plaines it's called Miner Street. It's Hicks Road in Palatine, and in Crystal Lake it's Virginia Street. We have no authority. The law -- the federal law has been changed, that we have no authority to do what we used to do with roads like the Kennedy Expressway or Eisenhower Expressway. We cannot do that any longer. This is primarily a

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commemorative identification of the highway. There will be a plaque placed at the beginning and at the end of either part of the -- of the highway, and if there should happen to be a rest stop, it will also be a -- have a plaque on it. So the cost is minimal, and this is a very fitting tribute to a former President who happens to be a son of Illinois.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Hendon.

SENATOR HENDON:

Thank you, Madam President. As I told the sponsor last year when we were attempting -- or, year before last when we were attempting to name I-57 after the late Honorable Thurgood Marshall, that I would support a resolution naming a highway after former President Ronald Reagan, and I'm going to do that today, in keeping with my word and the word of others on this side of the aisle who would still, in the future, like to see I-57, part of it, named after Thurgood Marshall. And I want to commend the sponsor for picking U.S. 14 and not I-57 for this, so that we won't have any conflict. And, Walter, I really appreciate it.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Welch.

SENATOR WELCH:

I had a question of the sponsor.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates he will...

SENATOR WELCH:

Senator Dudycz, I was just wondering. This road is in the middle of the City of Chicago. What right do we have as a State Legislature to rename a road in the City, and can -- can this be done in any other city, as well?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dudycz.

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SENATOR DUDYCZ:

Senator Welch, you may not have heard my initial statements, but the City is not required, neither is any city in the State of Illinois where Route 14 travels through is required to identify that strip of Northwest Highway as Ronald Reagan Highway. It -- it does begin in my district - in my legislative district - and ends in the Illinois-Wisconsin border. All this would be is a commemorative way of -- of recognizing a truly great son of Illinois, former President Reagan, and -- and it's... Like I say, it does not mandate -- according to IDOT, it does not mandate any municipality that they must place any different placards or any changes of -- of streets or roadways.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Welch.

SENATOR WELCH:

Well, it sounds like what we're going to do is rename this road and the cities can change the name if they want to, but they don't have to. And if they do, they'll change it to Ronald Reagan. Well that sounds like an appropriate tribute to Ronald Reagan.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further -- any further discussion? Any further discussion? Senator Dudycz moves the adoption of Senate Joint Resolution 103. Those in favor, say Aye. All opposed. Hearing none, in the opinion of the Chair, the Ayes have it, and the resolution is hereby adopted. Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measures have been assigned: Referred to the Committee on Education - a motion to concur with House Amendment 1 to Senate Bill 18; to the Committee on Executive - Senate Resolution 182, House Joint Resolution 124, the motion to concur with House Amendment 1 to Senate Bill 1494; to the

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Committee on Higher Education - the motion to concur with House Amendments 1 and 3 to Senate Bill 690; to the Committee on Insurance, Pensions and Licensed Activities - motion to concur with House Amendments 1 and 2 to Senate Bill 1456; to the Committee on Local Government and Elections - a motion to concur with House Amendment 1 to Senate Bill 1604; to the Committee on Public Health and Welfare - a motion to concur with House Amendments 1 and 4 to Senate Bill 1327; to the Committee on Revenue - the motion to concur with House Amendments 1 and 4 to Senate Bill 1511; and Be Approved for Consideration - Conference Committee Report 2 to Senate Bill 1140, the motion to recede from Senate Amendment 2 to House Bill 907, motions to concur with House Amendment 3 to Senate Bill 1380 and House Amendments 1 and 3 to Senate Bill 1390.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Weaver.

SENATOR WEAVER:

Thank you, Madam President. I'd like to announce a committee meeting of Higher Education at 3 o'clock, in A-1.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Committee on Education is going to meet at 3 p.m., in Room A-1 in the Stratton Building. Higher Education, is that correct? Room A-1, 3 p.m., for Committee on Higher Education. ...ease just for a few minutes more. Senator Peterson, for what purpose do you rise, sir?

SENATOR PETERSON:

A point of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point, sir.

SENATOR PETERSON:

I'd like to introduce Kyle Haevers, who is a Page today. He's one of your constituents, and he's my grandson.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Welcome, Kyle, to the Senate. We're glad to see you here, particularly in view of the fact you're my constituent. ...now go into the Order of Conference Committee Reports on page 9. Conference Committee Reports on page 9. House Bill 270. Mr. -- Senator Petka? Mr. Secretary.

SECRETARY HARRY:

First Conference Committee Report on House Bill 270.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The Chair recognizes Senator Petka.

SENATOR PETKA:

Thank you, Madam Chairman and Members of the Senate. House Bill 270 and Conference Committee Report contains a -- a number of provisions which had been requested by Members. First of all, it contains a request to permit Boone County Community Building Complex to sell liquor in buildings owned by the committee so long as the dram shop liability is available. There's a request to allow the Village of Schaumburg to allow a temporary quick-take power to obtain two easements of air rights to meet the requirements for the Schaumburg Airport. No land will be taken on this; we're talking about air rights. There is a request to allow township officers in small -- to do business with a township as long as they don't vote on the contract. There's a request to allow participation in the Illinois group insurance pool for the members of the Illinois Municipal Utilities Association. Additionally, there is a request that would specify that, for purposes of establishing a multi-township assessment district, townships are contiguous if they share a common boundary line or meet at any point, which I understand is referred to as a euclidean point. There is a -- in this Report, an amendment to Public Act 89-134, which we passed last year, which unfortunately contained an inaccurate legal description, and that would be for

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the purpose of clearing up that legal description. Additionally, there would be temporary quick-take powers to construct a sewage treatment facility which would serve a new prison in south -- southern Illinois. Also, there is a request from the Cook County Board to add off-trail bicycling, sledding, tobogganing to the list of activities from which a local public entity will not be liable. Additionally, there is the underlying bill, Madam President, Members of the Senate, which has been explained a number of times here in the Senate. I would entertain any questions which might be forthcoming.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Indicates that he will.

SENATOR CULLERTON:

Senator, Senator Trotter is temporarily off the Floor, so I've been handed a script of questions to -- to ask. So I'm not really aware of all the significance of what I'm asking, but perhaps there -- it would be helpful. Why are you including a provision that permits township officials and employees that do not act or vote upon a contract to have a pecuniary interest in township contracts? Would this bill allow a town clerk that was an insurance agent supply insurance to the township? These officers would have an inside track that persons or businesses on the outside would not have. I guess that's one question.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Senator, I'll answer the second question first. The answer is yes. Often, sir, in -- in -- especially in the smaller counties

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and smaller townships, there -- it's very, very difficult to find people who -- who are willing to serve in government and who will run for office. Please understand that the individuals in question will not be voting upon the -- the contracts in question, and that the -- the mere fact that they may be -- have been elected to an office does not necessarily give them the right to vote. In fact, it does not. So that is the reason for it.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Welch.

SENATOR WELCH:

Well, I wanted to talk on that specific issue, on the township member. It -- it seems that this would allow for individuals to run for township boards and then just not vote on particular issues where they would get the contract. Now, in a Body like this, where people are separated from each other, more than in a township, where everybody lives, usually, in the same city, it would seem that there'd be a lot more influence on the other members of the board to vote a contract for another member who says "I'm just not going to vote this time." So, to that extent, I don't think that provision makes a lot of sense to be in this bill that otherwise doesn't seem to be that bad. I would urge the -- the sponsor to come up with a new conference committee report and leave that particular provision out; otherwise, I would -- I would urge a No vote on this at this time, because there's certainly an ethical question here that should be resolved by taking it out of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Viverito.

SENATOR VIVERITO:

Senator Petka -- may I ask a question of the Senator?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates he will...

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SENATOR VIVERITO:

I think -- I've been in township government now, Senator, in all due respect, for twenty-three years, and I had said in committee, as well, that I thought that this bill, frankly, is a very dangerous situation. People will easily misinterpret a clerk, a highway commissioner, being able to sell insurance, and I think it really would behoove you to, at least, eliminate anyone that's working with the township to be able sell insurance. I don't think it's in the best interests to any township official to have that included.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka. Senator Petka.

SENATOR PETKA:

Madam Chairman, I'd like to respond to that. In the -- in the Conference Committee Report, there is a statement about which officers or employees, and their interests in certain contracts. In a situation where we have the insert here, Madam President, what we're talking about is that a person who is an officer who may not be called upon to vote, such as a township clerk. We're not talking about the township trustees. We're -- actually, we're only dealing with the township clerk, so that a person who is running for a township office who is not -- who is not going to be voting upon any contracts being let will not be precluded simply because of the fact that they -- they've run for office.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Viverito.

SENATOR VIVERITO:

Yes. I would like very much to give you an example. I think in Berwyn Township, the supervisor's brother is also the clerk, and I think there would be an -- a for instance that someone would think there was some type of a collusion between the two. And I only use that as an example.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Senator, I'm sure that in -- in looking throughout the State of Illinois, that we -- we could point to instances where we could pose a hypothetical where there may be a problem. What I was -- trying to address specifically is instances where a person who ordinarily does not vote within the township; simply because they are elected to office that they would not then be precluded from -- from doing business, because they're never going to vote upon the thing at all.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Viverito.

SENATOR VIVERITO:

I appreciate what you're saying, but I do urge our Body to give it consideration. I'd vote No on this particular bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Walsh.

SENATOR WALSH:

Thank you, Madam President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates that he will.

SENATOR WALSH:

Just quickly, Senator. In the provision that calls for the multi-township assessment district, I'm wondering if Cook County and the collar counties would be included in that.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Senator Walsh, I would like to defer that to -- to Senator Watson, who made the request.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Senator Watson.

SENATOR WATSON:

Yes. Well, thank you. That -- that particular measure of the Conference Committee Report involves only, from what I understand, one area of the State, and that's Bond County. And what happens is, when you have townships that touch at the point of the -- of the boundaries - on the point - then, according to the Department of Revenue, they are not considered - what is it? - concurrent, or -- townships. Contiguous. Thank you. Contiguous townships. So, this is language that's going to allow for those two townships to continue with the multi-township assessor provision and clean up the problem the Department of Revenue had.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Trotter.

SENATOR TROTTER:

Thank you very much, Madam President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates that he will.

SENATOR TROTTER:

Thank you. Just -- in particular, before -- before I ask the question of the sponsor, the language that Senator Watson was referring to is not specifically the issue that we're discussing at this point in time. This being a conference report, there's a lot of issues. The insurance issue - and the question for you, Senator Petka - doesn't that impact on the thousand-plus townships throughout the State and not just one -- one county?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

The legislation is universal in nature, correct.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Trotter.

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SENATOR TROTTER:

Okay. So again, so the issue that Senator Watson was referring to is not this particular issue that we're discussing at this -- this point. Correct? 'Cause it sort of confused me, at -- at one point, as well.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

The issue that Senator Watson addressed was from a question from Senator Walsh dealing with assessments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Trotter.

SENATOR TROTTER:

To the insurance issue: If the purpose of this bill is to permit a town clerk in a small township to provide insurance to that township, then this bill would not specifically accomplish that. Wouldn't this -- the town clerk have to write an insurance policy for that township, acting as a -- acting upon the bill -- or acting upon that issue, which is prohibited, I suppose, by this legislation?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Senator, I -- I didn't hear a part of your question, but I think I -- I'll -- I think -- if this is the same question you asked in committee, I think I'll... Okay. What we're trying to do here, Senator, is simply permit a -- a person who may - who may - be in a position to be able to sell insurance, if they run for office, especially in the smaller townships where very -- it's very difficult to get people to -- to -- to run for office, that in the event that they are elected to office, provided that they do not vote on the issue or -- or could ever be called upon to

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vote, that that simply would not preclude them in the first instance. It doesn't necessarily mean they're going to get it.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Trotter.

SENATOR TROTTER:

Thank you. Just another issue in the conference committee. And I -- I'm sorry, 'cause I walked in a little bit late. Excuse me. Why are we adding two more members to the Aurora Board?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Senator, a number of times that we have debated this issue, I have indicated that this affects the district in which I live. Aurora Sanitary District, which is now known as the Fox Metro, is the only district in the State that has four counties in it. We are trying to increase the number of -- of trustees to the Board. It is my opinion that that is in the best interests of the Aurora Sanitary District, or otherwise known as Fox Metro, and I do not believe that -- that we simply should have a quota system; that we should strive to pick the very, very best people regardless of their political identify or their Party affiliation.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Trotter.

SENATOR TROTTER:

To the bill, Madam President and -- and Senator Petka: I very reluctantly am going to vote No on this legislation. Senator Petka was -- was gracious enough to add a piece of legislation for the County of Cook for me, which certainly I -- I do appreciate, sir, but because of the other issues that are in this bill, which override what I thought of the positive things of -- of the Cook County legislation and the Aurora piece that he referred to, I'm going to have to vote No on this legislation and ask the other

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Members of this Body to do as well.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Woodyard.

SENATOR WOODYARD:

Thank you, Madam President, Members of the Senate. Question of the sponsor, please.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates that he will yield.

SENATOR WOODYARD:

Senator Petka, I don't think I heard in your presentation, or if I did, I missed it. Is the Township Officials' Association for the portion that deals with townships, or are they opposed or neutral or what?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

They are neutral on the legislation. They...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Woodyard.

SENATOR WOODYARD:

Also, did you mention something about quick-take on -- at Tamms or something like that?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Senator, I share your concern about quick-take. In this instance, Senator, it deals with the taking of air rights, not property, and this is for the purpose of accommodating the Village of Schaumburg. Additionally, last year we -- we passed quick-take for the building of a bridge in my district. Unfortunately, we did not use the proper legal description, and so we're coming back to simply undo that and do it the right way this time.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Jacobs.

SENATOR JACOBS:

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates that he will.

SENATOR JACOBS:

Along that same line, Senator, there appears to be a provision here for quick-take for the City of Pinckneyville, and it's not limited, as we see it, to the prison construction. It also includes for industrial and commercial purposes in general. So here we are again allowing the State's power of quick-take to come in and -- big government coming into local government to ensure that things can be done in one community. What is the reason for that being in there, Senator?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Well, thank you for bringing that to our attention, Senator. The purpose for that is to construct a sewage treatment facility which would be used to serve the new prison facility in Pinckneyville.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Jacobs.

SENATOR JACOBS:

That part I understand, Senator, but according to our analysis anyway, it also says for industrial -- excuse me -- industrial and commercial purposes in general, that quick-take is extended to that.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

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SENATOR PETKA:

Well, Senator, I do not have an answer to that specific objection. The -- it was -- this provision was inserted for the purpose of building a sewage treatment plant. If I can just find the provision, perhaps I can answer it more specifically.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Jacobs.

SENATOR JACOBS:

Senator, that -- that's okay. I -- the -- the issue, just to me, it appears, you know, what -- the way you explain it, that makes sense from that end, but it appears to me that we are extending it beyond the parameters of the prison itself, and that reason becomes a little muddy and a little murky. 'Cause I know a lot of communities would also like to share in that quick-take for industrial and commercial purposes, and this appears, in some respect, at least according to our analysis, that we are giving a little unfair or undue treatment beyond what is necessary for the prison.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Molaro.

SENATOR MOLARO:

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates that he will.

SENATOR MOLARO:

Unless I did miss it, what is the initiative about -- about this part where we're allowing changing the trustee conflict of interest law? We're allowing nonvoting officials to become part of the process, either as finders or owners of the -- of the contract. What -- what was the initiative? Who brought that? I mean, was it an idea that was spurned {sic} by your office? Or

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did someone come to you, that we have an overriding interest in a township or two that would make conflicts and ethical dilemmas rise? If he could -- could you answer where that came from?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Senator, first of all, this was a request from Representative Cross in the House. I -- I think that this thing is really being widely misconstrued. In -- in -- we -- we passed an ethics package, I believe, within the last three years. In the process of doing that, sir, we have included a cast of individuals that are never going to vote upon a contract. They're not going to be called upon to vote on the contract, and because of the way that we wrote the contract -- we wrote our legislation, we -- we will be excluding them. The mere fact that they may have -- may have been elected to public office, Senator, and -- and that we have basically said, "Well, look, if you want to continue your business", especially in townships where we have a hard time even getting people to run, we say don't -- "Just drop out of it. Get somebody else."

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Molaro.

SENATOR MOLARO:

Well, one quick question you can answer in closing, so then I -- we -- we don't have to come back to myself. When it says here people who have to vote or are voting on the legislation, does that mean that if you have a alderman who may -- or township supervisor or township trustee who's voting on the issue, can he get around this by abstaining or not being there? That's one. But let -- let me make this point: In certain -- you say certain townships. You had a -- certain townships where you have a hard time finding people to run. However, there's certain townships,

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whether it be Barrington or -- or Stickney Township, where millions and millions of dollars are changing hands in contracts. You may have the township clerk, who isn't a trustee, who puts up an RFP to -- for ballots that involve millions of dollars. Now, he's not voting. According to this, he could be part of the contract. He could take a finder's fee. And I will tell you this: That county -- that county clerk will have so much influence over -- over the trustees that ethical dilemmas will be popping up all over the place. And to have all these ethical dilemmas just because there's a few rural townships that may have a problem, I think what happens is - we all have conflicts here - you give that up when you become part of public service. No one's telling you to be a public servant. No one's forcing you to be a public servant. There isn't anybody in this room whose business hasn't suffered because of conflicts of interest, because of the time we have to spend down here. Why don't we extend this to say as long as you're not voting on it, why not have it where the person who's the secretary or head of Department of Transportation can have an interest as to what trucks are being put on by the State? This doesn't make sense. It's opened us up to conflict of interest, and I urge a No vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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

SENATOR PETKA:

Well, thank you, Madam President, Members of the Senate. When we went forward a couple of years back dealing with our conflicts of interest Section, we provided a number of situations right within the Statute in which a person can still participate in the process, even though on the surface he may have had a -- an apparent conflict. I'm dealing specifically in the situation where an interested member had a seven and a half -- or less than

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a seven and a half share -- seven-and-a-half-percent share in the ownership. What we have attempted to do here - and this is actually looking at the smaller counties - in the situation where a person runs for office who is never, every going to vote upon the contract in question, that he -- he or she would not be precluded as a result of this. Dealing with another Senator's question on -- on quick-take: For matters of legislative intent, it is the intent of the sponsor that the quick-take for Pinckneyville will be used only for the purpose of conducting a sanitary system for the prison. With that, Madam President, I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The question is, shall the Senate adopt Amendment -- Senate -- the First Conference Report on House Bill 270. Those in favor, vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Have all voted who wished? On that question -- take the record, Mr. Secretary. On that question, there are 23 voting Aye, 29 {sic} (28) voting Nay, 2 voting Present. And this Conference Committee Report, not having received the required constitutional votes, is not adopted, and the Secretary shall so inform the House. Mr. Petka. Senator Petka.

SENATOR PETKA:

Thank you, Madam President. As the sponsor of House Bill 270, I would request a Second Conference Committee Report.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Second Conference Report is requested. Senator Burzynski, on House Bill 2349? Mr. Secretary, read the motion.

SECRETARY HARRY:

First Conference Committee Report on House Bill 2349.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Burzynski.

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SENATOR BURZYNSKI:

Thank you, Madam President. Basically what this bill does is clarifies the Nursing Act. An individual has only three years to pass the Illinois nursing exam and be licensed in Illinois and -- from the date the individual first taken a nursing exam in any jurisdiction. I know of no opposition to this bill. There were a couple of -- or, components to the bill that were controversial. Those have been removed.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? This is final action. Then the question is, shall the Senate adopt the Conference Committee Report on House Bill 2349, with the Senate Amendment No. 2. All those in favor, vote Aye. All opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Mr. Secretary, take the record. On that question, there are 56 voting Aye, none voting No, none voting Present. And the Conference Committee Report is hereby adopted, and the -- and the bill, having received the required constitutional majority, is hereby declared passed. What else? Senator Hawkinson. I'm sorry. I didn't...

SENATOR HAWKINSON:

Thank you, Madam President. Purposes of an announcement.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Purpose of announcement by Senator Hawkinson. State your purpose.

SENATOR HAWKINSON:

The Senate Judiciary Committee will meet at 1:15, in Room 400. Should be a short meeting if Members are all there. 1:15, in Room 400.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

...that today. The Senate Judiciary Committee is going to meet in Room 400, at 1:15 today. Any further announcements?

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Senator Klemm.

SENATOR KLEMM:

Yes, thank you, Madam President. I just wanted to remind the Members of the Local Government, Elections Committee, we do have a meeting at 1 o'clock, in Room A-1. It should be short, so I appreciate your prompt attendance. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Klemm, that's Room A-1, for Local Government's Committee, today, at 1 o'clock. Is that correct, sir? Today. Thank you. Any further announcements? ...Weaver, for what purpose do you rise, sir?

SENATOR WEAVER:

Thank -- thank you, Madam President. I would like to make a correction on the time of the meeting of Higher Education. We'd like to move it up till 2 o'clock, instead of 3 o'clock, so we shall.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The Committee of -- on Higher Education shall convene at 2 o'clock. And was that in Room 400? 2 o'clock, instead of 3 o'clock, today. ...Senate will recess until 2:30, at which time we will reconvene to consider other business before the Senate. We will reconvene at 2:30. We will recess at this moment, until 2:30. Please be back here at 2:30. Thank you.

(SENATE STANDS IN RECESS)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR WEAVER)

The Senate will be in order. Messages from the House.

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SECRETARY HARRY:

Message from the House by Mr. McLennand, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their amendments to a bill of the following title, to wit:

House Bill 22, with Amendments -- Senate Amendments 3 and 4.

We have like Messages on House Bill 2651, with Senate Amendment 1; and House Bill 3694, with Senate Amendment 1.

All non-concurred in by the House, May 20th, 1996.

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 adoption of their amendments to a bill of the following title, to wit:

House Bill 347, with Senate Amendments 1, 2, and 5.

I am further directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of Amendment No. 4.

Action taken by the House, May 20th, 1996.

PRESIDING OFFICER: (SENATOR WEAVER)

Committee Reports.

SECRETARY HARRY:

Senator Hawkinson, Chair of the Committee on Judiciary, reports Senate Bill 1467, the motion to concur with House Amendments 1 and 2 Be Adopted; and Senate Bill 1527, the motion to concur with House Amendment 1 Be Adopted.

Senator Klemm, Chair of the Committee on Local Government and Elections, reports Senate Bill 67, the motion to concur with House Amendment 1 Be Adopted; Senate Bill 1604, the motion to concur with House Amendment 1 Be Adopted; and Senate Bill 1673, the

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motion to concur with House Amendment -- Senate Bill 1673, the motion to concur with House Amendment 1 Be Adopted.

And Senator Weaver, Chair of the Committee on Higher Education, reports Senate Bill 690, the motion to concur with House Amendments 1 and 3 Be Adopted.

PRESIDING OFFICER: (SENATOR WEAVER)

If the Members would please come to the Floor, we will address Supplemental Calendar No. 1. There are some concurrences, some non-concurrences and conference committee reports on Supplemental Calendar. ...Rauschenberger, are you ready on Senate Bill 1390, concurrence in Amendment No. 1 and 3? Senate will be in order. Madam Secretary.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendments 1 and 3 to Senate Bill 1390. Offered by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President. House Amendments 1 and 3 to Senate Bill 1390 restore the very important fee structure that was established last year by the Senate and the House in the bill which Judge Jaffe ruled unconstitutional because of inclusion of unrelated items on a single bill. This permits or imposes a sixty-dollar per seven-thousand-five-hundred-gallon tank load on deliveries of petroleum for retail sale. It funds the -- Leaking Underground Storage Tank refund Fund to deal with property owners who have dealt with their leaking underground tanks. It's an important funding source to deal with more than fifty-three million in unreimbursed claims. I would urge support and be happy to answer questions.

PRESIDING OFFICER: (SENATOR WEAVER)

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Is there discussion? If not, Senator Rauschenberger moves that the Senate concur with House Amendments No. 1 and 3. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are 1, none voting Present. The Senate does concur in House Amendments 1 and 3 to Senate Bill 1390, and the bill, having required {sic} the constitutional majority, is declared passed. On the Order of Non-concurrence is House Bill 907. Senator Rauschenberger, do you wish to -- excuse me, Fitzgerald. Read the motion, Madam Secretary.

ACTING SECRETARY HAWKER:

I move to recede from Senate Amendment No. 2 to House Bill 907.

Offered by Senator Fitzgerald.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Fitzgerald.

SENATOR FITZGERALD:

Thank you, Mr. President, Ladies and Gentlemen of the House. This is that bill that allows municipalities in Cook County to regulate the raising of pigeons. And, in fact, if you notice, this bill was endorsed by the Chicago Sun-Times in an editorial. In any case, the House -- refused to approve a -- a Senate amendment to this bill which had to do with coal. And I am receding from that Senate amendment and leaving the portion respecting pigeons on.

PRESIDING OFFICER: (SENATOR WEAVER)

Any discussion? Senator Rea.

SENATOR REA:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR WEAVER)

He indicates he would yield.

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SENATOR REA:

Thank you. Senator, as I recall there's two amendments there: One dealing with the pigeons and one dealing with coal. And, of course, coal is very important to southern Illinois and to all the State of Illinois, especially with the Coal Development Board administering millions for coal research and development and helping us expedite the processing of -- or, at least, getting to the point of -- of desulfurization of coal, which would increase our markets and -- for coal, as well as jobs in the State. Could you tell me why the sponsor may have decided not to include this amendment on the bill?

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Fitzgerald.

SENATOR FITZGERALD:

Yes. Senator Rea, I was actually surprised. But the House sponsor, Representative Woolard, apparently concluded that pigeons were more important to southern Illinois than coal, and therefore, he did not approve of that amendment dealing with coal.

PRESIDING OFFICER: (SENATOR WEAVER)

Further discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Thank you, Mr. President, Members of the Senate. Senator, this would be final action and I -- I think I tend to agree with you, but I -- I think it's important for us to consider now, in light of Judge Jaffe's ruling last week, or a couple of weeks ago, where we talked about the fact that we have to have a single subject. I was curious when I heard that we put this amendment on - a coal amendment to a pigeon bill - what the Act -- what would be the title of an Act. And I just looked it up. And you know what it says? "AN ACT concerning government." That's -- that's literally what it says; which -- which would probably encompass a lot of different bills, you -- you would think. So I

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-- I think, in spite of the fact that there might be nothing wrong with the coal amendment, it may not be appropriate to be on this pigeon bill, because I -- I think they could have been a little bit more inventive, perhaps, with regard to the title, than "AN ACT dealing with government." But if we allow this to -- to become law, then we'd never ever have a question about single subject ever.

PRESIDING OFFICER: (SENATOR WEAVER)

Is there further discussion? If not, the question is, shall the Senate recede from Senate Amendment No. 2 to House Bill 907. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 42, the Nays are 12, none voting Present. The Senate recesses from Amendment No. 2 to House Bill 907. And the bill, having received the required constitutional majority, is declared passed. ...the Order of Conference Committee Reports, Senator Fitzgerald, on 1140? Senate Bill 1140? Madam Secretary, do you have on file a Conference Committee Report on Senate Bill 1140?

ACTING SECRETARY HAWKER:

Yes. Second Conference Committee Report on Senate Bill 1140.

PRESIDING OFFICER: (SENATOR WEAVER)

The Chair recognizes Senator Fitzgerald.

SENATOR FITZGERALD:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 1140 just adds an immediate effective date with language which has already passed that prohibits the licensure of same-sex marriages. The bill doesn't do anything new. The ban on licensure of same-sex marriages passed the Senate 42 to 9, and the House 87 to 13. This bill just adds an immediate effective date to that legislation. The immediate effective date was inadvertently left out before. And I'd be happy to answer any

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questions.

PRESIDING OFFICER: (SENATOR WEAVER)

Is there any discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR WEAVER)

He indicates he will.

SENATOR CULLERTON:

Senator, this is, then, identical to the bill that we voted on before that attempted to ban same-sex marriages? I forgot to ask you during the debate on that bill, and I'll ask you now, because I think you mentioned it in closing: Does this bill have anything to do at all with adoption? Does this bill in any way affect the ability of people who are the same gender to adopt? My understanding is that it does not, that they are allowed to adopt now and that they do. Although, you did mention in your closing on the last bill that you thought that we should pass this bill so that they couldn't. I'm -- just want to know if you could clarify that?

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Fitzgerald.

SENATOR FITZGERALD:

The bill does not amend the adoption Statute, and it's interesting that you mention that, because I got a call from a Circuit Court judge in Cook County who said that we need to amend our adoption Statutes in the State of Illinois. As I understand it, there have been five same-sex couples that have been allowed to adopt in Illinois. And this bill does not amend the adoption Statute. I would favor legislation in future years to amend the adoption Statute to prohibit same-sex couples from adopting. I'm sure I'm not able to articulate it as well as some experts in the field, but even to a layman like me, there's something intuitive

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to the notion that both a mom and a dad provide some important dimension to a child's development that the other does not.

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Welch.

SENATOR WELCH:

I have a question of the sponsor.

PRESIDING OFFICER: (SENATOR WEAVER)

He indicates he would yield.

SENATOR WELCH:

Senator Fitzgerald, I'm wondering what happened to this initial part of the bill that required a woman who is unmarried to identify the father to DCFS. Is that on another bill, or if not, why is it *off* of this bill?

END OF TAPE

TAPE 2

PRESIDING OFFICER: (SENATOR WEAVER)

Senator Fitzgerald.

SENATOR FITZGERALD:

I believe that was language that Senator Geo-Karis originally had, and she yielded this bill as a vehicle to me, and it's still -- her language is still being negotiated, as I understand it.

PRESIDING OFFICER: (SENATOR WEAVER)

Any further discussion? The question is, shall the Senate adopt the Conference Committee Report on Senate Bill 1140. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 43, the Nays are 7, 4 voting

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Present. The Senate does adopt the Conference Committee Report on Senate Bill 1140, and the bill, having received the required constitutional majority, is declared passed. The Senate will stand in recess for thirty minutes. There will be a Rules Committee meeting at 3:30. Thirty minutes. For what purpose Senator Trotter arise?

SENATOR TROTTER:

A point of personal privilege.

PRESIDING OFFICER: (SENATOR WEAVER)

State your point, sir.

SENATOR TROTTER:

In the gallery, on the Democrat and Republican side, are the students from the Lady of Guadalupe School, which is one of the schools in my district, and I would like the Senate to welcome them.

PRESIDING OFFICER: (SENATOR WEAVER)

Will our guests in the gallery please rise? And welcome to Springfield. The Senate will stand in recess till quarter till four. Oh. Senator Smith, excuse me.

SENATOR SMITH:

Thank you, Mr. President. A point of personal privilege. I have, sitting next to me, one of my aides from Chicago. Lives in my district and she's down visiting with us today. Ms. Sharon Moore. Please give her a hand.

PRESIDING OFFICER: (SENATOR WEAVER)

Good to have you with us.

(SENATE STANDS IN RECESS)

(SENATE RECONVENES)

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PRESIDING OFFICER: (SENATOR DONAHUE)

...will come to order. Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measures have been assigned: Referred to the Committee on Commerce and Industry - the motion to concur with House Amendment 4 to Senate Bill 1669; referred to the Committee on Education - House Joint Resolution 98, the motion to recede from Senate Amendment 1 to House Bill 3052; re-referred from the Executive Committee to Rules Committee - Senate Resolution 182 and House Joint Resolution 124; referred to the Committee on Financial Institutions - motion to concur with House Amendment 1 to Senate Bill 1648; to the Committee on Public Health and Welfare - motion to concur with House Amendment 2 to Senate Bill 217; referred to the Committee on Transportation - the motion to concur with House Amendment 1 to Senate Bill 363; and Be Approved for Consideration - Senate Resolution 182 and House Joint Resolution 124.

PRESIDING OFFICER: (SENATOR DONAHUE)

There any further business to come before the Senate? Any further business? If not, the Senate will stand adjourned until 10 a.m., Tuesday, May 21st. Senate stands adjourned.

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