

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

63rd Legislative Day

November 3, 1995

PRESIDING OFFICER: (SENATOR DUDYCZ) 18

Regular Session of the 89th General Assembly will come to 20
order. Will the Members please be at their desks and will our 21
guests in the gallery please rise. Our prayer today will be given 22
by Pastor Roger Ruhman, the Presbyterian Church, Paris, Illinois. 23
Pastor Ruhman.

PASTOR ROGER RUHMAN: 25

(Prayer by Pastor Roger Ruhman) 27

PRESIDING OFFICER: (SENATOR DUDYCZ) 29

...now say the Pledge of Allegiance, led by Senator Sieben. 31
Senator Sieben.

SENATOR SIEBEN: 33

(Pledge of Allegiance, led by Senator Sieben) 35

PRESIDING OFFICER: (SENATOR DUDYCZ) 37

Reading of the Journal. Senator Butler. 39

SENATOR BUTLER: 41

Mr. President, I move that reading and approval of the 43
Journals of Wednesday, November 1st, and Thursday, November 2nd, 44
in the year 1995, be postponed, pending arrival of the printed 45
Journals.

PRESIDING OFFICER: (SENATOR DUDYCZ) 47

Senator Butler moves to postpone the reading and approval of 49
the Journal, pending -- arrival of the printed transcripts. There 51
being no objection, it is so ordered. Committee Reports. 52

SECRETARY HARRY: 54

Senator Peterson, Chair of the Committee on Revenue, reports 56
Senate Amendment 1 to House Bill 1461 Be Adopted. 57

And Senator Cronin, Chair of the Committee on Education, 59
reports Senate Joint Resolutions 59 and 60 Be Adopted. 60

PRESIDING OFFICER: (SENATOR DUDYCZ) 62

Resolutions. 64

SECRETARY HARRY: 66

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Senate Resolution 118, offered by Senators Fitzgerald, Philip 68
and others.

It's a death resolution, Mr. President. 70

PRESIDING OFFICER: (SENATOR DUDYCZ) 72

Consent Calendar. Messages from the House. 74

SECRETARY HARRY: 76

A Message from the House by Mr. McLennand, Clerk. 78

Mr. President - I am directed to inform the Senate that 80
the House of Representatives has accepted the Governor's specific 81
recommendations for change, which are attached, to a bill of the 83
following title, in the adoption of which I am instructed to ask 85
the concurrence of the Senate, to wit:

House Bill 2465. 87

Adopted by the House, November 2nd, 1995. 89

A Message from the House by Mr. McLennand, Clerk. 91

Mr. President - I am directed to inform the Senate that 93
the House of Representatives has adopted the following joint 94
resolution, in the adoption of which I am instructed to ask the 95
concurrence of the Senate, to wit:

House Joint Resolution 43. 97

Adopted by the House, November 2nd, 1995. It's substantive. 99

Message from the House by Mr. McLennand, Clerk. 101

Mr. President - I am directed to inform the Senate that 103
the House of Representatives has concurred with the Senate in the 104
passage of a bill of the following title, to wit: 105

Senate Bill 598, with House Amendment No. 2. 107

We have a like Message on Senate Bill 908, with House 109
Amendment No. 1.

Both passed the House, as amended, November 2nd, 1995. 111

A Message from the House by Mr. McLennand, Clerk. 113

Mr. President - I am directed to inform the Senate that 115
the House of Representatives has refused to concur with the Senate 116

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in the adoption of their amendment to a bill of the following 117
title, to wit:

House Bill 1653, with Senate Amendment No. 1. 119

Non-concurred in by the House, November 2nd, 1995. 121

PRESIDING OFFICER: (SENATOR DUDYCZ) 123

Senator Hawkinson moves that the Senate refuse to recede from 125
the adoption of Senate Amendment No. 1 to House Bill 1653 and that 126
a conference committee be appointed. All those in favor, say Aye. 127
Opposed, Nay. The Ayes have it. Motion carries, and the 128
Secretary shall so inform the House. ...Madigan, for what purpose 129
do you arise?

SENATOR MADIGAN: 131

Thank you, Mr. President. Purposes of an announcement that 133
everyone, on their desk, has received a memorandum from the 136
Illinois Legislative Sportsmen's Caucus that our fund-raiser and 137
reception will be on -- at 6 o'clock when we come back for the
second week of veto Session on November the 14th at the Prairie 138
Capital Convention Center. And if you've got any items - and we 139
would request that you do have, for those Members of the 140
Sportsmen's Caucus - any items to be raffled or auctioned off, 141
we'd like to remind you for your help and courtesy, and help us 142
make this event a success. We're -- the proceeds of this will be
going to the youth and disabled hunting programs. Thank you, Mr. 143
President.

PRESIDING OFFICER: (SENATOR DUDYCZ) 145

...will stand at ease for five minutes while the Rules 147
Committee meets.

(SENATE STANDS AT EASE) 150

(SENATE RECONVENES) 152

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PRESIDING OFFICER: (SENATOR WEAVER) 155
...will come to order. For what purpose does Senator 157
Hawkinson seek recognition? 158
SENATOR HAWKINSON: 160
Thank you, Mr. President. Inquiry of the Chair. 162
PRESIDING OFFICER: (SENATOR WEAVER) 164
Yes, sir. 166
SENATOR HAWKINSON: 168
Mr. President, I notice we have a supplemental Calendar 170
dealing with House bills and amendatory vetoes. And the inquiry 171
is whether we have -- can have access to the Governor's amendatory 172
messages. The -- the book we have on our desks is -- is for 173
Senate bills only, and I think we would need to have access to the 174
amendatory messages.
PRESIDING OFFICER: (SENATOR WEAVER) 176
Let me check on that, Senator. ...answer to you, Senator 178
Hawkinson, the Governor's Messages are being duplicated and 180
they'll be on your desks before we act on them or bring them up. 181
Committee Reports.
SECRETARY HARRY: 183
Senator Weaver, Chair of the Committee on Rules, reports the 185
following Legislative Measures have been assigned to committees: 186
Referred to the Committee on Agriculture and Conservation - Senate 188
Amendment 3 to House Bill 965; and Approved for Consideration - 189
House Joint Resolution 43, Senate Amendment 4 to House Bill 820, 190
and Senate Amendment 2 to House Bill 1461.
PRESIDING OFFICER: (SENATOR WEAVER) 192
Introduction of Bills. 194
SECRETARY HARRY: 196
Senate Bill 1236, offered by Senator Klemm. 198
(Secretary reads title of bill) 200
And Senate Bill 1237, by Senator Dillard. 202

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(Secretary reads title of bill) 204

1st Reading of the bills. 206

PRESIDING OFFICER: (SENATOR WEAVER) 208

...page 2 of the Calendar, House Bills 3rd Reading. We have a 210
couple of bills there that need to be brought back to 2nd for the 211
purpose of amendments. So, Mr. Secretary -- Senator Maitland, do 212
you wish this bill returned to 2nd Reading for the purpose of 213
amendment? House Bill 820. Senator Maitland seeks leave of the 215
Body to return House Bill 820 to the Order of 2nd Reading for the
purpose of an amendment. Hearing no objection, leave is granted. 217
On the Order of 2nd Reading is House Bill 820. Mr. Secretary, are 218
there any Floor amendments approved for consideration? 219

SECRETARY HARRY: 221

Amendment No. 3, offered by Senator Maitland. 223

PRESIDING OFFICER: (SENATOR WEAVER) 225

Senator Maitland. 227

SENATOR MAITLAND: 229

Thank you, Mr. President, Members of the Senate. I would -- 231
wish to -- would move to table Floor Amendment No. 3, please. 233
There's a subsequent amendment to follow.

PRESIDING OFFICER: (SENATOR WEAVER) 235

Senator Maitland wishes to table Amendment No. 3 to House Bill 237
820. All those in favor, signify by saying Aye. Opposed, Nay. 239
The Ayes have it. Senate No. 3 is tabled. Any further Floor 240
amendments approved?

SECRETARY HARRY: 242

Amendment No. 4, offered by Senator Maitland. 244

PRESIDING OFFICER: (SENATOR WEAVER) 246

Senator Maitland. 248

SENATOR MAITLAND: 250

Thank you, Mr. President. First of all, as -- as a comment of 252
explanation, I plan to amend this bill today and then move it to 254

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3rd and not seek further action today, because there are some 255
questions about the issue. So Amendment No. 4 is an amendment 256
that expands ISAC's authority to originate student loans so that
we can -- with the thought in mind that federal loans are going 257
down. This is an issue where we -- where we will seek to expand 258
loans within the State using State institutions, State banks in 260
this State, rather than allowing these loans to go elsewhere. 261
Other states are following this concept. With that very brief
explanation, I would seek -- I would move to accept Floor 262
Amendment No. 4.

PRESIDING OFFICER: (SENATOR WEAVER) 264

Is there discussion? If not, the question is the adoption of 266
Amendment No. 4. All those in favor, signify by saying Aye. 267
Opposed, Nay. The Ayes have it. The amendment's adopted. Any 268
further amendments?

SECRETARY HARRY: 270

No further amendments reported, Mr. President. 272

PRESIDING OFFICER: (SENATOR WEAVER) 274

3rd Reading. Senator Watson, on 854? Do you wish -- excuse 276
me. 1461. Senator Watson, do -- do you wish this bill brought 278
back to 2nd Reading for the purpose of amendment? 279

SENATOR WATSON: 281

Yes, sir. 283

PRESIDING OFFICER: (SENATOR WEAVER) 285

Senator Watson seeks leave of the Body to return House Bill 287
1461 to the Order of 2nd Reading for the purpose of an amendment. 289
Hearing no objection, leave is granted. On the Order of 2nd 290
Reading is House Bill 1461. Mr. Secretary, are there any Floor 292
amendments approved for consideration?

SECRETARY HARRY: 294

Amendment No. 1, offered by Senator Watson. 296

PRESIDING OFFICER: (SENATOR WEAVER) 298

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Senator Watson. 300

SENATOR WATSON: 302

Yes. Thank you, Mr. President. There's three provisions of 304
this amendment. It was heard yesterday in the Revenue Committee. 306
First of all, the first provision adds Senate Bill 521, which 308
clarifies some TIF district language dealing with the Sears campus 309
in Hoffman Estates. Second provision allows for the Department of 310
Revenue to extend the period during which a taxpayer may respond 311
to a penalty, from twenty-one to thirty days. This is, again, a 312
technical amendment - some legislation that we had previously 313
passed, inadvertently, left the expansion of those days out. And 314
the third provision is one in which involves the Board of Trustees 315
of the Mass -- Metro East Mass Transit District, in which they've 316
increased the sales tax by referendum by one-half percent. We are 318
asking for consideration for those sales which are titled, 319
primarily -- new cars and used cars, to go to a fee structure 320
versus a sales tax; the reason being, because on an average, 321
two-hundred- to two-hundred-and-fifty-dollar difference in the 322
cost of a car will result as a result of the increase in the sales 323
tax. This fee structure will still allow for money to flow to the 324
mass transit district, but certainly would be at a lesser amount, 325
and as a result, the competitive nature and -- of the car business 326
will be somewhat neutralized. And this is a concern that the new 327
car dealers brought to all of us in the Metro East area, and we 328
all concur on that language. 329

PRESIDING OFFICER: (SENATOR WEAVER) 329

Is there discussion? Senator Cullerton. 331

SENATOR CULLERTON: 333

Yes. Would the sponsor yield? 335

PRESIDING OFFICER: (SENATOR WEAVER) 337

He indicates he would yield. 339

SENATOR CULLERTON: 341

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Senator, with regard to that sales tax issue with regard to 343
the new -- new car sales, instead of charging this extra sales tax 345
within a particular region, the -- the concern was that people 346
would just go outside that region and purchase the cars outside, I 347
take it, and would hurt the sales within that region. So instead, 348
in -- in an effort to -- to still bring in the revenues needed, 349
you indicated that they're going to a fee schedule. Now, is that 350
fee a -- an increase in the fee on -- on what? What fee is being
increased? 351

PRESIDING OFFICER: (SENATOR WEAVER) 353

Senator Watson. 355

SENATOR WATSON: 357

It's an -- a new fee that will be established by the Mass 359
Transit Board of up to twenty dollars. They will have the option 360
of -- of whatever dollar figure they want, up to twenty dollars. 361
And that would be on the new car and used car sales, or titled 362
sales, within the mass transit district.

PRESIDING OFFICER: (SENATOR WEAVER) 364

Senator Cullerton. 366

SENATOR CULLERTON: 368

So it's still on the transaction itself. It'll still be on 370
the purchase of the vehicle - there'll be this extra fee - instead 371
of a sales tax.

PRESIDING OFFICER: (SENATOR WEAVER) 373

Senator Watson. 375

SENATOR WATSON: 377

That is correct. 379

PRESIDING OFFICER: (SENATOR WEAVER) 381

Senator Hendon. 383

SENATOR HENDON: 385

Thank you, Mr. -- Mr. Chairman. Will the sponsor yield? 387

PRESIDING OFFICER: (SENATOR WEAVER) 389

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He indicates he will yield. 391

SENATOR HENDON: 393

What is the difference in the -- the dollar amount between 395
what the tax was going to be and what the fee is going to be? Was 396
the tax going to be around twenty dollars or...? 397

PRESIDING OFFICER: (SENATOR WEAVER) 399

Senator Watson. 401

SENATOR WATSON: 403

It would be the one-half percent that would be levied, or 405
would be assessed, on the sale of the vehicle. One-half percent. 406
Whatever that difference is. It'll be considerable, because the 407
new car dealers in the area that -- felt that this would put them 408
at an uncompetitive disadvantage with car dealers outside of the 409
mass transit region.

PRESIDING OFFICER: (SENATOR WEAVER) 411

Any further discussion? Senator Hendon. 413

SENATOR HENDON: 415

Well, my friends are telling me that they have worked this out 417
and they are happy with it. I don't understand any tax -- any tax 418
that comes through this -- this Body I'm going to be against it, 419
because I am truly an antitax Democrat, but I will have no further 420
questions because my friends told me to sit down and shut up. 421

PRESIDING OFFICER: (SENATOR WEAVER) 423

Which friend? Senator Watson, to close. 425

SENATOR WATSON: 427

Yes. Thank you. I would just appreciate the support of the 429
Body.

PRESIDING OFFICER: (SENATOR WEAVER) 431

Senator Watson's moved the adoption of Amendment No. -- Floor 433
Amendment No. 1 to House Bill 1461. All those in favor, say Aye. 435
Opposed, Nay. The Ayes have it, and the amendment is adopted. 437
Any further Floor amendments approved for consideration, Mr. 438

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Secretary?

SECRETARY HARRY: 440
 Amendment No. 2, offered by Senator Watson. 442
PRESIDING OFFICER: (SENATOR WEAVER) 444
 Senator Watson. 446
SENATOR WATSON: 448
 Yes. Thank you, Mr. President. This amendment comes to us 450
offered by the Secretary of State. It's strictly technical. It 452
allows for information to flow to the mass transit district on the 453
basis of zip code versus the boundary of the -- mass transit
district. The Secretary of State told us they could not comply 454
with the -- the language that -- and did not have the availability 456
of knowing what car sales were within the mass transit district
but they could supply it by zip code, and that's what this 457
amendment does. It clarifies that. 458
PRESIDING OFFICER: (SENATOR WEAVER) 460
 Is there discussion? If not, all in favor, signify by saying 462
Aye. Opposed, Nay. The Ayes have it, and the amendment is 463
adopted. Any further Floor amendments approved for consideration? 464
SECRETARY HARRY: 466
 No further amendments reported, Mr. President. 468
PRESIDING OFFICER: (SENATOR WEAVER) 470
 3rd Reading. On the Order of House Bills 2nd Reading, House 472
Bill 115. Senator Dudycz? Read the bill, Mr. Secretary. 474
SECRETARY HARRY: 476
 House Bill 115. 478
 (Secretary reads title of bill) 480
2nd Reading of the bill. No committee or Floor amendments, Mr. 482
President.
PRESIDING OFFICER: (SENATOR WEAVER) 484
 3rd Reading. Senator Sieben, on House Bill 854? Read the 486
bill, Mr. Secretary. 487

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SECRETARY HARRY: 489
House Bill 854. 491
(Secretary reads title of bill) 493
2nd Reading of the bill. The Committee on Education adopted 495
Amendments 3 and 4. 496
PRESIDING OFFICER: (SENATOR WEAVER) 498
Have there been any Floor amendments approved for 500
consideration?
SECRETARY HARRY: 502
No further amendments reported? 504
PRESIDING OFFICER: (SENATOR WEAVER) 506
3rd Reading. 508
PRESIDING OFFICER: (SENATOR DONAHUE) 510
We'll be proceeding to Senate Calendar Supplemental No. 1. 512
First motion to accept is House Bill 660. Senator Cronin. Read 513
the motion, Madam Secretary.
ACTING SECRETARY HAWKER: 515
I move to accept the specific recommendations of the Governor 517
as to House Bill 660, in manner and form as follows: 519
Amendment to House Bill 660 521
in Acceptance of Governor's Recommendations 522
Filed by Senator Cronin. 524
PRESIDING OFFICER: (SENATOR DONAHUE) 526
Senator Cronin. 528
SENATOR CRONIN: 530
We made a -- the Governor made a minor change here, but an 532
important one, that I urge the Senate to support, adding an 533
additional member - a public member - so that the public 535
representation is no less. I move that the Senate accept the 536
government -- the Governor's amendatory veto.
PRESIDING OFFICER: (SENATOR DONAHUE) 538
Senator Cronin has moved to accept the specific 540

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recommendations of the Governor as to House Bill 660. Is there 542
any discussion? Is there any discussion? Any discussion? Seeing 543
none, the question is, shall the Senate accept the specific
recommendations of change for the Governor as to House Bill 660, 544
in the manner and form just stated by Senator Cronin. The voting 546
is open. ...the record. On that question, there are 58 Ayes, no 548
Nays, none voting Present. The specific recommendations of the 549
Governor as to House Bill 660, having received the required 550
constitutional majority of vote of Senators elected, is declared 552
accepted. Senator Dudycz, on House Bill 679? Madam Secretary, 553
read the motion. 554

ACTING SECRETARY HAWKER: 556

I move to accept the specific recommendations of the Governor 558
as to House Bill 679, in manner and form as follows: 560

Amendment to House Bill 679 562

in Acceptance of Governor's Recommendations 563

Filed by Senator Dudycz. 565

PRESIDING OFFICER: (SENATOR DONAHUE) 567

Senator Dudycz. 569

SENATOR DUDYCZ: 571

Thank you, Madam President. Ladies and Gentlemen of the 573
Senate, earlier this year we passed, by a vote of 56 to nothing, 574
Senate -- House Bill 679, which clarifies that all foods sold from 576
vending machines shall be taxed at one percent, except for 577
products that are dispensed hot, and soft drinks, which shall be 578
continued to be taxed at six and a quarter percent. The Governor
made some technical, nonsubstantive changes to the bill. I know 579
of no objection. I -- and I would ask that the Senate accept the 580
specific recommendations of the Governor to House Bill 679. 581

PRESIDING OFFICER: (SENATOR DONAHUE) 583

Senator Dudycz has moved to accept the specific 585
recommendations of the Governor as to House Bill 679. Is there 587

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any discussion? Is there any discussion? Any discussion? Seeing 588
none, the question is, shall the Senate accept the specific 589
recommendations of the Governor as to House Bill 679, in the 590
manner and form just stated by Senator Dudycz. Those in favor 591
will vote Aye. Those opposed, Nay. The voting is open. Have all 593
voted who wish? Have all voted who wish? Have all voted who 594
wish? Take the record. On that question, there are 56 Ayes, no 595
Nays, none -- 1 voting Present. The specific recommendations of 596
the Governor as to House Bill 679, having received the required
constitutional majority of vote of the Senators elected, are 598
declared accepted. Senator Palmer, for what purpose do you rise? 600
SENATOR PALMER: 602

Thank you, Madam President. A point of personal privilege. 604
PRESIDING OFFICER: (SENATOR DONAHUE) 606

Please state your point. 608
SENATOR PALMER: 610

I'd like to introduce to the Body and ask you to welcome the 612
Urban Studies Program that's visiting us today. They are 613
university students who learn about what happens in cities. And 614
they're led by Kathleen Hogan, their professor. Could you rise 615
and be welcomed, please?
PRESIDING OFFICER: (SENATOR DONAHUE) 617

We... Yeah. Will you please rise and be recognized by the 619
Senate. Welcome. Senator Dudycz, on House Bill 1002? Read the 620
-- read the motion, Madam Secretary. 621
ACTING SECRETARY HAWKER: 623

I move to accept the specific recommendations of the Governor 625
as to House Bill 1002, in manner and form as follows: 627
Amendment to House Bill 1002 629
in Acceptance of Governor's Recommendations 630
Filed by Senator Dudycz. 632
PRESIDING OFFICER: (SENATOR DONAHUE) 634

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Senator Dudycz. 636

SENATOR DUDYCZ: 638

Thank you, Madam President. House Bill 1002, which was passed 640
by this Body last May, amended the Ticket Scalping Act by 642
requiring ticket brokers to register with the Secretary of State 643
and to certify to specific criteria. The Governor amendatorily 644
vetoed House Bill 202 <sic> because of the definition of a 645
professional association contained in the bill which a broker may 646
join to avoid the consumer protection requirements of the bill. 647
Governor asserted that it -- it is too narrowly drafted, might 648
provide one such organization with a monopoly. The amendatory 649
veto changes the definition of the professional organization to 649
mean associations organized under the laws of this State or 650
organized under the laws of any other state and authorized to 651
conduct business in Illinois that has been in existence at least 652
three years prior to the date of that broker's registration with 653
the Secretary of State. And I would also ask that the Senate 654
approve the -- accept the Governor's recommendations to the
amendatory veto of House Bill 1002. 655

PRESIDING OFFICER: (SENATOR DONAHUE) 657

Senator Dudycz has moved to accept the specific 659
recommendations of the Governor as to House Bill 1002. Is there 661
any discussion? Senator Welch.

SENATOR WELCH: 663

A question of the sponsor. 665

PRESIDING OFFICER: (SENATOR DONAHUE) 667

Indicates he'll yield, Senator Welch. 669

SENATOR WELCH: 671

Senator Dudycz, I'm wondering what the definition of a 673
broker... If you read the -- in the Sun-Times or Tribune, they 674
always have some ads in there about tickets for the Bulls games or 675
Bears games or something. What is the requirement to be a ticket 676

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broker? If -- if I have two tickets that I want to sell and I put an ad in, do I have to register with the Secretary of State? 677

PRESIDING OFFICER: (SENATOR DONAHUE) 680

Senator Dudycz. 682

SENATOR DUDYCZ: 684

Are you referring to tonight's game, Senator Welch? 686

PRESIDING OFFICER: (SENATOR DONAHUE) 688

Senator... 690

SENATOR DUDYCZ: 692

Senator -- Senator Welch, I can read to you the -- all the requirements that are listed in House Bill 1002, those that would require -- or would identify what is a ticket broker, if it is your desire. I can read the two and a half pages of the -- of the bill, but I believe you have it on your desk, and if you wish to read it yourself, you can do so also. 695 697 698 699 700

PRESIDING OFFICER: (SENATOR DONAHUE) 702

Senator Welch. 704

SENATOR WELCH: 706

Well, I don't have it on my desk and that's why I'm asking the question. I'm just wondering if -- is this -- is this an attempt by organized ticket brokers to chase out small individuals from selling tickets by advertising in the newspaper, by requiring them to pay a hundred-dollar fee? That's -- you know, this is tradition around here, as to how the big guys chase out the little guys out of business. 708 709 710 711 712 713 714

PRESIDING OFFICER: (SENATOR DONAHUE) 716

Senator Dudycz. 718

SENATOR DUDYCZ: 720

No, Senator Welch. This amendatory veto that the Governor is putting -- attempting to put into House Bill 1002 would prevent a monopoly of specific unscrupulous ticket brokers. And, as I stated earlier, the professional organization that was defined at 722 723 724 725

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we -- that we passed by a vote of 55 to 1 earlier this year was -- 726
was more clearly defined by the Governor's veto, and I think this 727
would prevent the monopoly and the unscrupulous brokers from --
from doing what you assert that they are attempting to do. 728
PRESIDING OFFICER: (SENATOR DONAHUE) 730
Further discussion? Senator Cullerton. 732
SENATOR CULLERTON: 734
Yes. I have a parliamentary inquiry. 736
PRESIDING OFFICER: (SENATOR DONAHUE) 738
State your point, sir. 740
SENATOR CULLERTON: 742
This particular bill has a immediate effective date. The 744
Governor did an amendatory veto, and so now we're acting on the 745
bill after June 30th. The question is: Does it require a 746
three-fifths vote or just a majority vote, since it has an 747
immediate effective date and since it would take effect today if 748
we were to pass it?
PRESIDING OFFICER: (SENATOR DONAHUE) 750
Senator Fawell, for what purpose do you seek recognition? 752
SENATOR FAWELL: 754
I'd like to ask the sponsor if he would yield for a question 756
for purpose of being on the record. Senator, if my... 757
PRESIDING OFFICER: (SENATOR DONAHUE) 759
Whoops. Senator Fawell, he will as soon as we get this 761
question resolved. All right? Thank you. Just hang on, Senator 763
Fawell. ...Cullerton, your inquiry has two points to it. And in 765
-- in response to the first request, first question: Pursuant to 766
Article IV, Section 9, paragraph (e), which I state in part,
quote, "the specific recommendations may be accepted by a record 767
vote of a majority of the members elected to each house", unquote. 768
And this bill shall require thirty votes for passage. In regard 769
to the second one, the Chair's response is: Your inquiry is, one, 771

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not for this Body to determine, but it is best addressed by 772
another branch of government. Senator Fawell, you had sought
recognition to ask a question, and the Senator indicates he'll 774
yield.

SENATOR FAWELL: 776

Thank you very much. Senator, can you tell me, if my son has 778
four seats to the Bears game or the -- or the Hawks game or the 780
Bulls game, which frankly he does have, and -- and he doesn't -- 782
he can't use two of them, under this bill would it be unlawful for 783
him to sell two of those tickets to anyone else? 784

PRESIDING OFFICER: (SENATOR DONAHUE) 786

Senator Dudycz. 788

SENATOR DUDYCZ: 790

No, Senator Fawell. This -- this bill is basically a consumer 792
protection -- or contains consumer protection provisions. And -- 794
and to answer Senator Welch's question, as well as yours, this -- 795
this legislation identifies a ticket broker as one who is not only 796
registered with the Office of the Secretary of State with -- as a 797
ticket broker, but it also identifies him as one who engages in 798
the resale from one or more permanent or fixed locations whereby 798
-- and he or she maintains as the principal residence <sic> 800
activity of those locations the resale of tickets; displays the -- 801
the license, the registration, at that location; maintains a 802
listing of all employees from that ticket broker's employ; 803
maintains a statewide toll-free number for consumer complaints; 804
has adopted a code of consumer protection or standard refund 805
policy, and other provisions in there which are -- are clearly 806
identified as consumer protection activity. And your son if he 807
meets all that criteria, then he would be identified as a -- as a 808
ticket broker; otherwise, he'd be free to sell his two tickets.

PRESIDING OFFICER: (SENATOR DONAHUE) 810

Further discussion? Senator Hendon. 812

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SENATOR HENDON: 814
Thank you, Madam President. Will the sponsor yield? 816
PRESIDING OFFICER: (SENATOR DONAHUE) 818
Indicates he'll yield, Senator Hendon. 820
SENATOR HENDON: 822
Senator Dudycz, if someone is a season ticket holder and 824
because of that there is a -- over the duration of the season, 826
they have fifty tickets and -- and they decide to boycott the 827
Bulls and Blackhawks game because I have called for that, would 828
they have to register as a broker to sell those tickets because
they do have a -- a large number of tickets over the course of the 829
season? 830
PRESIDING OFFICER: (SENATOR DONAHUE) 832
Senator Dudycz. 834
SENATOR DUDYCZ: 836
Senator Hendon, if that individual wishes to be identified as 838
a ticket broker and to be covered under the Ticket Brokers Act, he 839
would have to -- he would have to fulfill the criteria, as I 840
mentioned earlier, and he would have to be registered with the 841
Secretary of State. If he is -- is -- is -- desires to be a 842
ticket broker and engage in the resale of -- of a large block of
tickets, then -- then I would say yes. But if it's just, like, a 843
ticket broker -- for example, you're boycotting a -- a team and 845
you have season tickets, I do not believe, unless you meet that 847
criteria, you would be required or would be covered under this
Act. 848
PRESIDING OFFICER: (SENATOR DONAHUE) 850
Senator Hendon. ...discussion? Further discussion? Seeing 852
none, Senator Dudycz, to close. The question is, shall the Senate 854
accept the specific recommendations of the Governor as to House 855
Bill 1002, in the manner and form just stated by Senator Dudycz. 857
Those in favor will vote Aye. Opposed, Nay. The voting is open.

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Have all voted who wish? Have all voted who wish? Have all voted 858
who wish? Take the record. On that question, there are 58 Ayes, 859
no Nays, none voting Present. The specific recommendations of the 860
Governor as to House Bill 1002, having received the required 861
constitutional majority of vote of Senators elected, are declared 863
accepted. Senator Petka, on House Bill -- 1070? Madam Secretary, 864
read the motion. 865

ACTING SECRETARY HAWKER: 867

I move to accept the specific recommendations of the Governor 869
as to House Bill 1070, in manner and form as follows... 871

PRESIDING OFFICER: (SENATOR DONAHUE) 874

Senator Petka. 876

SENATOR PETKA: 878

Thank you, Madam President and Members of the Senate. The 880
amendment, which I'm asking for concurrence, was a technical 881
correction requested by the Illinois Municipal League. What it 882
basically did was add monetary contributions as part of the 883
pre-annexation agreement which would survive the expiration of the 884
pre-annexation agreement. When we first deliberated on this 885
measure, it passed 57 to zero. The Governor's amendatory message, 886
in my opinion, strengthens the legislation, and I move for its
adoption.

PRESIDING OFFICER: (SENATOR DONAHUE) 888

Senator Petka has moved to accept the specific recommendations 890
of the Governor as to House Bill 1070. Is there any discussion? 892
Senator Geo-Karis.

SENATOR GEO-KARIS: 894

Madam President, will the sponsor yield for a question? 896

PRESIDING OFFICER: (SENATOR DONAHUE) 898

Indicates he'll yield, Senator Geo-Karis. 900

SENATOR GEO-KARIS: 902

Is this bill a response to a Supreme Court decision which said 904

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that special use permits in an annexation agreement die when the annexation agreement dies? 905

PRESIDING OFFICER: (SENATOR DONAHUE) 907

Senator Petka. 909

SENATOR PETKA: 911

It is in response to a lawsuit originating in Lake County, Bank of Waukegan versus the Village of Vernon Hills, in which the Illinois Appellate Court for the Second District brought to light the fact that the Municipal Code was not clear on the zoning of territory after a pre-annexation agreement had expired. 913 914 916 917

PRESIDING OFFICER: (SENATOR DONAHUE) 919

Senator Geo-Karis. 921

SENATOR GEO-KARIS: 923

I know the case. I was the one who took it to the Supreme Court. And what this is doing then, in effect, since I have a conflict of interest, what is it -- it's doing, in effect, it's allowing annexation agreements which expire to retain special use permits for zoning, which they shouldn't have. So, therefore, I will be voting Present, since I have a conflict of interest on it. 925 926 927 928 930

PRESIDING OFFICER: (SENATOR DONAHUE) 932

Further discussion? Senator Klemm. 934

SENATOR KLEMM: 936

Thank you. Will the sponsor yield for a question? 938

PRESIDING OFFICER: (SENATOR DONAHUE) 940

Indicates he'll yield, Senator Klemm. 942

SENATOR KLEMM: 944

Senator Petka, I guess my concern would be: Does this bill allow, then, a municipality to continue to control, if you will, the use -- the land use, the zoning, the fees and that, even after a pre-annexation agreement expires, where it's no longer been incorporated within the municipal boundaries? 946 947 948 949

PRESIDING OFFICER: (SENATOR DONAHUE) 951

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Senator Petka. 953

SENATOR PETKA: 955

It permits the enforcement of the pre-annexation agreement. 957

That's correct. Madam President, since there appears to be 958

questions about this, I will -- I'd like to just take it out of 959

the record.

PRESIDING OFFICER: (SENATOR DONAHUE) 961

Out of the record. 963

SENATOR PETKA: 965

Right. 967

PRESIDING OFFICER: (SENATOR DONAHUE) 969

Senator Weaver, on House Bill 1106? Madam Secretary, read the 971

motion.

ACTING SECRETARY HAWKER: 973

I move to accept the specific recommendations of the Governor 975

as to House Bill 1106, in manner and form as follows: 977

Amendment to House Bill 1106 979

in Acceptance of Governor's Recommendations 980

Filed by Senator Weaver. 982

PRESIDING OFFICER: (SENATOR DONAHUE) 984

Senator Weaver. 986

SENATOR WEAVER: 988

Thank you, Madam President. In the amendatory veto the 990

Governor suggests that the Chief be the honored symbol of the 991

University in the future be permissive, still leaving it up to the 992

Board of Trustees to make that decision.

PRESIDING OFFICER: (SENATOR DONAHUE) 994

Senator -- Senator Weaver has moved to accept the specific 996

recommendations of the Governor as to House Bill 1106. Is there 997

any discussion? Is there any discussion? Any discussion? The 998

question is, shall the Senate accept the specific recommendations 999

of the Governor as to House Bill 1106, in the manner and form just 1000

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stated by Senator Weaver. Those in favor will vote Aye. Opposed, 1001
Nay. The voting is open. Have all voted who wish? Have all 1002
voted who wish? Have all voted who wish? Take the record. On 1003
that question, there are 54 Ayes, 2 Nays, 2 voting Present. On 1005
that question -- whoops. The specific recommendations of the
Governor as to House Bill 1106, having received the required 1006
constitutional majority of votes of the Senators elected, are 1008
declared accepted. Senator Woodyard, on House Bill 1202? Senator 1010
Woodyard. Senator Woodyard, on House Bill 1202? Madam Secretary, 1011
read the motion. 1012

ACTING SECRETARY HAWKER: 1014

I move to accept the specific recommendations of the Governor 1016
as to House Bill 1202, in manner and form as follows: 1018

Amendment to House Bill 1202 1020

in Acceptance of Governor's Recommendations 1021

Filed by Senator Woodyard. 1023

PRESIDING OFFICER: (SENATOR DONAHUE) 1025

Senator Woodyard. 1027

SENATOR WOODYARD: 1029

Thank you, Madam President. At the request of Senator Raica, 1031
would you take this out of the record? 1032

PRESIDING OFFICER: (SENATOR DONAHUE) 1034

Out of the record. Senator Geo-Karis, on House Bill 1221? 1036
Madam Secretary, read the motion. 1038

ACTING SECRETARY HAWKER: 1040

I move to accept the specific recommendations of the Governor 1042
as to House Bill 1221, in manner and form as follows: 1044

Amendment to House Bill 1221 1046

in Acceptance of Governor's Recommendations 1047

Filed by Senator Geo-Karis. 1049

PRESIDING OFFICER: (SENATOR DONAHUE) 1051

Senator Geo-Karis. 1053

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SENATOR GEO-KARIS: 1055

Madam President and Ladies and Gentlemen of the Senate, I move 1057
for the acceptance of the amendatory veto on this bill. I think 1058
the Governor made it a clearer case. This is a bill relating to 1059
adoptions. And this bill had conflicted with federal law in 1060
multiethnic placement of children, which would then jeopardize 1061
eligibility for federal foster care subsidies. And I -- this 1062
clears it up. It makes it in conformance with federal law, and -- 1062
has -- clears up the notification problem, and I ask for its 1064
favorable vote. 1064

PRESIDING OFFICER: (SENATOR DONAHUE) 1066

Senator Geo-Karis has moved to accept the specific 1068
recommendations of the Governor as to House Bill 1221. Is there 1069
any discussion? Senator Hendon.

SENATOR HENDON: 1071

Thank you, Madam President. Will the sponsor yield for one 1073
quick question?

PRESIDING OFFICER: (SENATOR DONAHUE) 1075

Indicates she'll yield, Senator Hendon. 1077

SENATOR HENDON: 1079

Thank you very much. Senator Geo-Karis, Representative 1081
Flowers raised an issue about the waiting period being eliminated, 1083
the sixty to ninety days that give you opportunity to take a good 1084
look at the prospective adoptive parents. And we all want 1086
adoptions to be as quickly as possible, but we felt a background
check was necessary. Is there any protection there, in lieu of 1087
the fact that the -- the waiting period has been eliminated? 1088

PRESIDING OFFICER: (SENATOR DONAHUE) 1090

Senator Geo-Karis. 1092

SENATOR GEO-KARIS: 1094

There's always a checking there. There are background checks. 1096
They were not eliminated. 1097

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PRESIDING OFFICER: (SENATOR DONAHUE) 1099
Further discussion? Senator Palmer. 1101
SENATOR PALMER: 1103
Thank you, Madam President. A question of the sponsor. 1105
PRESIDING OFFICER: (SENATOR DONAHUE) 1107
Indicates she'll yield, Senator Palmer. 1109
SENATOR PALMER: 1111
Senator Geo-Karis, I'm certainly in support of this bill, as I 1113
was last time, but I am concerned about one change that the 1114
Governor made. It eliminates the provision requiring DCFS to 1115
increase minority recruitment staff. Could you shed some light on 1116
why that was removed, please?
PRESIDING OFFICER: (SENATOR DONAHUE) 1118
Senator Geo-Karis. 1120
SENATOR GEO-KARIS: 1122
There was some language deleted. Right now it says special 1124
efforts shall include contacting and working with community 1125
organizations and religious organizations and may include 1126
contracting with these organizations, utilizing local media and 1127
other local resources. But basically they -- they went in with a 1128
more -- generic statement, Senator Palmer, in order to comply with 1129
the federal law. And that part was eliminated that you were 1131
talking about.
PRESIDING OFFICER: (SENATOR DONAHUE) 1133
Further -- further discussion? Senator Palmer. 1135
SENATOR PALMER: 1137
Thank you, Senator Geo-Karis. But usually when the Governor 1139
completely removes some portion of a bill that we have passed, 1141
there is some explanation. Is it -- and there must be some 1143
reason; otherwise, it's just summarily dismissed, and we, as a 1145
Body, voted for this.
PRESIDING OFFICER: (SENATOR DONAHUE) 1147

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Further discussion? Senator Trotter. Just a second. Senator 1149
Geo-Karis.

SENATOR GEO-KARIS: 1151

Senator Palmer, I believe the Governor did this to comply with 1153
the federal Act. There was a federal Act called the Metzenbaum -- 1155
Howard W. Metzenbaum Multiethnic Placement Act of 1994, which was 1156
signed into law by President Clinton on October 20th, 1994. And I 1157
think that was his reason for making that change, to comply with 1158
that Act.

PRESIDING OFFICER: (SENATOR DONAHUE) 1160

Further discussion? Senator Trotter. 1162

SENATOR TROTTER: 1164

Thank you very much, Madam President. Will the sponsor yield 1166
for one question, please? 1167

PRESIDING OFFICER: (SENATOR DONAHUE) 1169

Indicates she'll yield, Senator Trotter. 1171

SENATOR TROTTER: 1173

Yes. DCFS has, in the past, always used that as -- as its 1175
thrust in unification of the families, in bringing the families 1176
back together. They've also deleted in this -- in this current 1177
form that provision that would have emphasized bringing the family 1178
reunification. Is there a rationale behind that? 1179

PRESIDING OFFICER: (SENATOR DONAHUE) 1181

Senator Geo-Karis. 1183

SENATOR GEO-KARIS: 1185

This would not prevent families being brought in together. 1187
This bill does not prevent that. 1188

PRESIDING OFFICER: (SENATOR DONAHUE) 1190

Senator Trotter. 1192

SENATOR TROTTER: 1194

...not preventing it, but there's not an emphasis on trying to 1196
assure that that is done first, assuming, of course, that families 1197

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work better together versus an outside party coming in; whereas, 1198
the original language of the bill did have that provision in it, 1199
again, assuring that we -- we did get that "family first" 1200
initiative.

PRESIDING OFFICER: (SENATOR DONAHUE) 1202

Senator Geo-Karis. 1204

SENATOR GEO-KARIS: 1206

For the record, I would say that the reason it was done this 1208
way is to prevent lack -- lack -- a lot of waste of time in an 1209
adoption. And you can bring in a family, you might say, but let 1210
them prove themselves. Suppose it's an incestuous family. I 1211
mean, there's things to consider if we're going to look at the 1212
best interests of the child for adoption. And I think the 1213
Governor's amendatory veto was correct.

PRESIDING OFFICER: (SENATOR DONAHUE) 1215

Further discussion? Senator Trotter. 1217

SENATOR TROTTER: 1219

Well, which was -- which did bring sort of some -- a little 1221
concern as far as some Members of this side, because they did take 1222
away the -- the waiting period time in which there could have been 1223
a longer opportunity in which these investigations could have been 1224
held. So what's happening, this -- this bill which -- when it was 1226
initially brought forth during the spring Session was good bill,
but I think it's seriously flawed at this particular time. 1227

PRESIDING OFFICER: (SENATOR DONAHUE) 1229

Is there further discussion? Further discussion? Senator 1231
Geo-Karis, to close. 1232

SENATOR GEO-KARIS: 1234

Madam President and Ladies and Gentlemen of the Senate, this 1236
is a bill about multiracial adoptions and a bill to expedite 1237
adoptions. And you and I all know that with all the pressure of 1238
the Baby Richard case and the Baby Jane case, people are going to 1239

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be far more careful in their checks - background checks - on 1240
adoptions. And -- and the bill is destined to hasten adoptions,
rather than let the children be out on a limb. And I ask for 1241
favorable consideration of this amendatory veto. 1242

PRESIDING OFFICER: (SENATOR DONAHUE) 1244

The question is, shall the Senate accept the specific 1246
recommendations of the Governor as to House Bill 1221, in the 1247
manner and form just stated by Senator Geo-Karis. Those in favor 1249
will vote Aye. Opposed, Nay. The voting is open. Have all voted 1250
who wish? Have all voted who wish? Have all voted who wish? 1251
Have all voted who wish? Take the record. On that question, 1252
there are 42 Ayes, 5 Nays, 8 voting Present. The specific 1253
recommendations of the Governor as to House Bill 1221, having 1255
received the required constitutional majority vote of the Senators
elected, are declared accepted. Senator Clayborne, for what 1257
purpose do you seek recognition? 1258

SENATOR CLAYBORNE: 1260

To clarify for the record on House Bill 1106, I -- the record 1262
shows that I voted a No. I intended to vote Yes on that. 1264

PRESIDING OFFICER: (SENATOR DONAHUE) 1266

The record will so reflect. House Bill 1498. Senator 1268
Geo-Karis. Madam Secretary, read the motion. 1270

ACTING SECRETARY HAWKER: 1272

I move to accept the specific recommendations of the Governor 1274
as to House Bill 1498, in manner and form as follows: 1276

Amendment to House Bill 1498 1278

in Acceptance of Governor's Recommendations 1279

Filed by Senator Geo-Karis. 1281

PRESIDING OFFICER: (SENATOR DONAHUE) 1283

Senator Geo-Karis. 1285

SENATOR GEO-KARIS: 1287

Madam President and Ladies and -- Ladies and Gentlemen of the 1289

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Senate, the Governor had amendatorily vetoed this bill due to 1290
concerns raised by the Mayor of the City of Chicago with changes 1291
made to the Municipal Code with regard to O'Hare Airport 1292
purchases, and financial interest disclosures of those bidding on 1293
municipal contracts and, three, provisions which require
forfeiture of office of officials who knowingly and intentionally 1295
let a contract in violation of the Code's competitive bidding 1296
requirements. The Mayor felt that this would be -- affect and 1297
interfere with the home rule powers of the municipality. And I
ask for a favorable vote. 1298

PRESIDING OFFICER: (SENATOR DONAHUE) 1300

Senator Geo-Karis has moved to accept the specific 1302
recommendations of the Governor as to House Bill 1498. Is there 1303
any discussion? Senator Cullerton.

SENATOR CULLERTON: 1305

Yes. Would the sponsor yield? 1307

PRESIDING OFFICER: (SENATOR DONAHUE) 1309

Indicates she'll yield, Senator Cullerton. 1311

SENATOR CULLERTON: 1313

Senator, this bill deals with - not the amendatory veto so 1315
much as the original bill - deals with a ban on the acceptance of 1317
honorarium by Members of the General Assembly. Is that correct? 1318

PRESIDING OFFICER: (SENATOR DONAHUE) 1320

Senator Geo-Karis. 1322

SENATOR GEO-KARIS: 1324

Originally, yes. 1326

PRESIDING OFFICER: (SENATOR DONAHUE) 1328

Senator Cullerton. 1330

SENATOR CULLERTON: 1332

Well, if it's still in the bill, and I think it is, I wonder 1334
if you could clarify something for me. There's a definition of 1335
honorarium which -- which means the payment of money to a Member 1336

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of the General Assembly for an appearance or speech, and then it 1337
excludes travel expenses. I'm wondering if this is -- if your 1338
legislative intent, if you will, is -- is such that it's meant to 1339
cover speeches that we might give in our capacity as Members of
the General Assembly, as opposed to, say, an insurance agent who 1340
might be asked to give a speech to a convention of insurance 1341
agents and wherein he or she receives a -- a fee? Or in my case, 1342
I'm sometimes asked to give speeches which are more like comedy 1343
routines than they are speeches on matters of -- involving the 1344
Members of the General Assembly. And sometimes I am afforded an 1346
honorarium, and I'm just wondering whether or not this is
something which is covered by this legislation or -- or not. 1347
Because if you look at the definition, it just says for an 1348
appearance or speech.

PRESIDING OFFICER: (SENATOR DONAHUE) 1350

Senator Geo-Karis. 1352

SENATOR GEO-KARIS: 1354

I hardly think that speeches for comedy routines would be 1356
covered by the absence of honorariums. That's not an honorarium; 1357
that's payment for your good services and as a good comedy 1358
interpreter. As far as the -- it goes, travel expenses and hotel 1359
expenses are given to a speaker, to a -- to a legislator if he or 1360
she appears before any lobby groups and so forth, but they cannot
be paid an honorarium. 1361

PRESIDING OFFICER: (SENATOR DONAHUE) 1363

Senator Cullerton. 1365

SENATOR CULLERTON: 1367

Well, you know, I just -- I just gave a speech the other day 1369
and the lady in charge offered me an honorarium, and then she said 1370
-- she said, "Senator, here's your honorarium, but I'm wondering 1372
if you wouldn't mind donating this honorarium to our charity." 1373
And I said, "Sure. I donate to charity all the time. But just 1374

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out of curiosity, what is your charity?" She said, "Well, we're 1375
trying to raise some money so that next year we can get a better
speaker." 1376

PRESIDING OFFICER: (SENATOR DONAHUE) 1378

Further discussion? Senator Geo-Karis, to close. 1380

SENATOR GEO-KARIS: 1382

Sometimes all of these discussions are comedy routines, even 1384
here. I ask for a favorable vote on this bill. 1385

PRESIDING OFFICER: (SENATOR DONAHUE) 1387

The question is, shall the Senate accept the specific 1389
recommendations of the Governor as to House Bill 1498, in the 1390
manner and form just stated by Senator Geo-Karis. Those in favor 1391
will vote Aye. Opposed, Nay. The voting is open. Have all voted 1392
who wish? Have all voted who wish? Have all voted who wish?
Have all voted who wish? Take the record. On that question, 1393
there are 52 Ayes, no Nays, 6 voting Present. The specific 1394
recommendations of the Governor as to House Bill 1498, having 1395
received the required constitutional majority vote of the Senators 1396
elected, are declared accepted. Senator Sieben, on House Bill 1397
1693? Madam Secretary, read the motion.

ACTING SECRETARY HAWKER: 1399

I move to accept the specific recommendations of the Governor 1401
as to House Bill 1693, in manner and form as follows: 1403

Amendment to House Bill 1693 1405

in Acceptance of Governor's Recommendations 1406

Offered by Senator Sieben. 1408

PRESIDING OFFICER: (SENATOR DONAHUE) 1410

Senator Sieben. 1412

SENATOR SIEBEN: 1414

Thank you, Madam President. The Governor merely changed the 1416
word from "shall" to "may" in this program, making it 1417
discretionary rather than mandatory. I know of no opposition and 1418

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I'd ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DONAHUE) 1420

Senator Sieben has moved to accept the specific 1422
recommendations of the Governor as to House Bill 1693. Is there 1423
any discussion? Any discussion? Any discussion? Seeing none, 1424
the question is, shall the Senate accept the specific 1425
recommendations of the Governor as to House Bill 1693, in the 1426
manner and form just stated by Senator Sieben. Those in favor 1428
will vote Aye. Opposed, Nay. The voting is open. Have all voted 1429
who wish? Have all voted who wish? Have all voted who wish? 1430
Take the record. On that question, there are 58 Ayes, no Nays, 1431
none voting Present. The specific recommendations of the Governor 1432
as to House Bill 1693, having received the required constitutional
majority vote of the Senators elected, are declared accepted. 1433
Senator Weaver, on House Bill 1696? Read the motion, Madam 1434
Secretary.

ACTING SECRETARY HAWKER: 1436

I move to accept the specific recommendations of the Governor 1438
as to House Bill 1696, in manner and form as follows: 1440

Amendment to House Bill 1696 1442

in Acceptance of Governor's Recommendations 1443

Offered by Senator Weaver. 1445

PRESIDING OFFICER: (SENATOR DONAHUE) 1447

Senator Weaver. 1449

SENATOR WEAVER: 1451

Thank you, Madam President. As this bill went to the 1453
Governor, it allowed the Secretary of State to issue plates for 1454
any private or public college or university located in the State. 1455
The Governor recommends that the -- those private colleges or 1456
universities eligible for the program be limited to
degree-granting, not-for-profit private colleges or universities 1457
in order to eliminate schools which are only temporary or 1459

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privately operated businesses. The Governor also added language 1461
to clarify that any money distributed is for the sole purpose of 1462
scholarships. And lastly, the changes are made to provide that
the Secretary of State has the authority to determine the 1463
eligibility of participation in collegiate license plate programs, 1464
including setting the minimum amount of requests required to 1465
approve the creation of the plate. I'd move for its adoption. 1466
PRESIDING OFFICER: (SENATOR DONAHUE) 1468

Senator Weaver has moved to accept the specific 1470
recommendations of the Governor as to House Bill 1696. Is there 1472
any discussion? Any discussion? Any discussion? Seeing none, 1473
the question is, shall the Senate accept the specific 1474
recommendations of the Governor as to House Bill 1696, in the 1475
manner and form just stated by Senator Weaver. Those in favor 1477
will vote Aye. Opposed, Nay. The voting is open. Have all voted 1478
who wish? Have all voted who wish? Have all voted who wish? 1479
Take the record. On that question, there are 56 Ayes, no Nays, 1480
none voting Present. The specific recommendations of the Governor 1481
as to House Bill 1696, having received the required constitutional 1483
majority vote of the Senators elected, are declared accepted. 1485
Senator Walsh, on 2070? Madam Secretary, read the motion. 1486
ACTING SECRETARY HAWKER: 1488

I move to accept the specific recommendations of the Governor 1490
as to House Bill 2070, in manner and form as follows: 1492

Amendment to House Bill 2070 1494

in Acceptance of the Governor's Recommendations 1495
Offered by Senator Walsh. 1497

PRESIDING OFFICER: (SENATOR DONAHUE) 1499

Senator Walsh. 1501

SENATOR WALSH: 1503

Thank you, Madam President. The Governor asked for two 1505
changes to House Bill 2770 <sic> (2070). First of all, he wants 1506

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to clarify that those persons aging out of special education are 1508
eligible for home-based support services, subject to the 1509
availability of funds. And secondly, the -- the Governor 1510
recommends deleting the provision of House Bill 2070 which 1510
provides for the termination of the program if the court 1512
determines that the program is an entitlement. And I'd ask for a
favorable vote. I know of no opposition. 1513

PRESIDING OFFICER: (SENATOR DONAHUE) 1515

Senator Walsh has moved to accept the specific recommendations 1517
of the Governor as to House Bill 2070. Is there any discussion? 1519
Senator Smith.

SENATOR SMITH: 1521

Thank you, Madam President. I merely stand to encourage the 1523
Members on this side to support this amendatory veto. Thank you. 1524

PRESIDING OFFICER: (SENATOR DONAHUE) 1526

Thank you, Senator Smith. Is there any further discussion. 1528
Any further discussion? Senator Walsh, to close. The question 1530
is, shall the Senate accept the specific recommendations of the
Governor as to House Bill 2070, in the manner and form just stated 1531
by Senator Walsh. Those in favor will vote Aye. Opposed, Nay. 1533
The voting is open. Have all voted who wish? Have all voted who 1534
wish? Have all voted who wish? Take the record. On that 1535
question, there are 58 Ayes, no Nays, none voting Present. The 1537
specific recommendations of the Governor as to House Bill 2070, 1538
having received the required constitutional majority vote of the 1539
Senators elected, are declared accepted. Senator Sieben, on House 1542
Bill 2141? Read the motion, Madam Secretary.

ACTING SECRETARY HAWKER: 1544

I move to accept the specific recommendations of the Governor 1546
as to House Bill 2141, in manner and form as follows: 1548

Amendment to House Bill 2141 1550

in Acceptance of Governor's Recommendations 1551

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Offered by Senator Sieben. 1553

PRESIDING OFFICER: (SENATOR DONAHUE) 1555

Senator Sieben. 1557

SENATOR SIEBEN: 1559

Thank you, Madam President. The Governor made a couple of 1561
changes in this legislation. The first one of significance was 1562
the removal of the provision that would have required a -- an 1563
individual or an entity to refund tax incentives that they had 1564
received for locating in an area. And he removed that totally. 1565
That was the same provisions that Senator Dunn had in his Senate 1566
Bill 203 that he took out of the record yesterday after the 1567
Governor had vetoed that. And then the other change that the 1568
Governor made -- that the Governor made relating to tax-exempt 1569
property of historical districts, he expanded that to also include 1570
those properties that would be in more than one county. I know of 1571
no opposition and I would move for the acceptance of the 1572
amendatory veto. 1573

PRESIDING OFFICER: (SENATOR DONAHUE) 1573

Senator Sieben has moved to accept the specific 1574
recommendations of the Governor as to House Bill 2141. Is there 1575
any discussion? Senator Palmer. 1576

SENATOR PALMER: 1580

Thank you, Madam President. A question of the sponsor. 1582

PRESIDING OFFICER: (SENATOR DONAHUE) 1584

Indicates he'll yield, Senator Palmer. 1586

SENATOR PALMER: 1588

Senator Sieben, you said there is no opposition to this bill, 1590
and yet it has removed the Section that would require a business 1591
to repay any tax benefits if it relocates outside the taxing 1592
district. Could you -- I -- the Municipal League and others who 1593
-- towns and villages that would benefit from getting their tax 1594
dollars back are not opposed to removing this Section?

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PRESIDING OFFICER: (SENATOR DONAHUE) 1596

Senator Sieben. 1598

SENATOR SIEBEN: 1600

Thank you. Senator Palmer, we have heard from no one 1602
objecting to the removal of this Section. We have heard, however, 1604
from businesses such as Deere & Company, who would be 1605
significantly impacted if these provisions were taking effect. 1606
And I know they've discussed this with Senator Dunn, and that was
the reason that we've -- we've taken this provision out of this 1608
bill as well.

PRESIDING OFFICER: (SENATOR DONAHUE) 1610

Further discussion? Senator Thomas Dunn. 1612

SENATOR DUNN: 1614

Thank you, Madam President. To address Senator Palmer's 1616
question: Senator Sieben is exactly correct. I had a bill, 1618
entitled Senate Bill 703, which did exactly that. And as a 1620
safeguard, I also put it in this bill. And I have agreed with
Deere & Company and the Taxpayers' Federation and Dave Vite and 1621
one or two other people to come back with a bill that will do, in 1622
principle, exactly what 703 and what this provision, that was 1623
amendatorily vetoed out, would do. So I expect to have a bill in 1625
the spring that will be a meaningful bill to accomplish the same
end.

PRESIDING OFFICER: (SENATOR DONAHUE) 1627

Is there any further discussion? Further discussion? Seeing 1629
none, Senator Sieben, to close. The question is, shall the Senate 1631
accept the specific recommendations of the Governor as to House 1632
Bill 2141, in the manner and form just stated by Senator Sieben. 1633
Those in favor will vote Aye. Opposed, Nay. The voting is open. 1634
Have all voted who wish? Have all voted who wish? Have all voted 1636
who wish? Take the record. On that question, there are 58 Ayes, 1637
no Nays, none voting Present. The specific recommendations of the 1638

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Governor as to House Bill 2141, having received the required 1640
constitutional majority of vote of the Senators elected, are 1641
declared accepted. ...will now return to your regular Calendar.

On the bottom of page 4, under Motions in Writing to Accept 1643
Specific Recommendations for Change, is Senate Bill 46. Madam 1644
Secretary, will you read the motion, please. 1646

ACTING SECRETARY HAWKER: 1648

I move to accept the specific recommendations of the Governor 1650
as to Senate Bill 46, in manner and form as follows: 1652

Amendment to Senate Bill 46 1654

in Acceptance of the Governor's Recommendations 1655
Offered by Senator Mahar. 1657

PRESIDING OFFICER: (SENATOR DONAHUE) 1659

Before we continue, WGEM-TV out of Quincy requests permission. 1661
Is -- is the request granted? Request is granted. Okay. Senator 1662
Mahar, on Senate Bill 46.

SENATOR MAHAR: 1664

Thank you, Madam President. Senate Bill 46 is the Brownfields 1666
legislation which we adopted in the spring Session. And for all 1668
of my colleagues in this Chamber who stood in strong opposition to 1669
this bill because of the issue of proportionate share, you have 1670
found an ally on the Second Floor, and that particular element has 1671
been vetoed out of the bill. The rest of the bill, which we think 1672
is important, which establishes the tiered, risk-based approach to 1673
determining the appropriate level of cleanup, remains. So I would
move that we accept the Governor's specific recommendations for 1674
change.

PRESIDING OFFICER: (SENATOR DONAHUE) 1676

Senator Mahar has moved to accept the specific recommendations 1678
of the Governor as to Senate Bill 46. Is there any discussion? 1680
Senator Berman.

SENATOR BERMAN: 1682

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I -- a question of the sponsor. 1684

PRESIDING OFFICER: (SENATOR DONAHUE) 1686

Indicates he'll yield, Senator Berman. 1688

SENATOR BERMAN: 1690

With the Governor's amendatory veto, am I correct in stating 1692
that the prior law, which was a joint and several liability, is 1693
reinstated? Which means that if I can be shown -- if it can be 1694
shown that I contributed any level of contamination to this 1695
particular site, regardless of everybody else who contributed, who 1696
may be broke, and I'm the only one that has money, I could be held 1697
responsible for the whole cost, even though my, quote, 1698
"contribution" to the bad environmentally polluted site was only 1698
ten percent. Is that what this amendatory veto does? 1699

PRESIDING OFFICER: (SENATOR DONAHUE) 1701

Senator Mahar. 1703

SENATOR MAHAR: 1705

Unfortunately, it does that. 1707

PRESIDING OFFICER: (SENATOR DONAHUE) 1709

Is there further discussion? Oh! Senator Berman. 1711

SENATOR BERMAN: 1713

I would urge that we support the Governor's amendatory veto. 1715
It's better -- I didn't like the bill when it passed, but I think 1716
that the amendatory veto helps us in the concerns regarding the 1717
environmental impact of these polluters. So I think a half a loaf 1718
is better than none, and we're offered a half a loaf under this 1719
situation.

PRESIDING OFFICER: (SENATOR DONAHUE) 1721

Is there further discussion? Senator Welch. 1723

SENATOR WELCH: 1725

I have a question of the sponsor. 1727

PRESIDING OFFICER: (SENATOR DONAHUE) 1729

Indicates he'll yield, Senator Welch. 1731

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SENATOR WELCH: 1733
Senator Mahar, how will you determine proportionate share if 1735
you find a landfill that's contaminated and the people started 1736
dumping in that landfill back in 1960? 1737
PRESIDING OFFICER: (SENATOR DONAHUE) 1739
Senator Mahar. 1741
SENATOR MAHAR: 1743
The issue of proportionate share has been totally removed from 1745
this bill, and that issue will -- as you describe it, will be 1746
handled the same way it has been handled. 1747
PRESIDING OFFICER: (SENATOR DONAHUE) 1749
Senator Welch. 1751
SENATOR WELCH: 1753
No. Okay. 1755
PRESIDING OFFICER: (SENATOR DONAHUE) 1757
All right? 1759
SENATOR WELCH: 1761
Good. 1763
PRESIDING OFFICER: (SENATOR DONAHUE) 1765
Okay? Further discussion? Further discussion? Seeing none, 1767
Senator Mahar, to close. Senator Mahar has moved to accept the 1769
specific recommendations of the Governor as to House Bill -- 1771
Senate 46. The question is, shall the Senate accept the specific 1772
recommendations of the Governor as to Senate Bill 46. Those in 1774
favor will vote Aye. Opposed, Nay. The voting is open. Have all 1775
voted who wish? Have all voted who wish? Have all voted who 1776
wish? Take the record. On that question, there are 55 Ayes, 3 1777
Nays, none voting Present. The specific recommendations of the 1779
Governor as to Senate Bill 46, having received the required 1780
constitutional majority vote of the Senators elected, are declared 1781
accepted. ...will now proceed to Supplemental Calendar No. 2, 1782
Secretary's Desk, Resolutions. Senate Joint Resolution 59, 1783

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offered by Senator Cronin. Read the resolution, Madam Secretary.

ACTING SECRETARY HAWKER: 1783

Senate Joint Resolution 59. 1785

There are no committee amendments. 1787

PRESIDING OFFICER: (SENATOR DONAHUE) 1789

Senator Cronin. 1791

SENATOR CRONIN: 1793

Thank you, Madam Speaker. Senate Joint Resolution 59 is a 1795
shell. We have been negotiating and discussing and debating the 1796
issue of mandate waivers for a number of weeks now. And we have 1797
made some progress and we will continue to negotiate in good faith 1798
with the Minority Party and with our colleagues from the House, 1800
and I'm confident we will be able to resolve this issue very soon.
So, I ask for your favorable support to move the process along. 1802

PRESIDING OFFICER: (SENATOR DONAHUE) 1804

Is there any discussion? Any discussion? Senator Berman. 1806

SENATOR BERMAN: 1808

Thank you, Madam President. Ladies and Gentlemen of the 1810
Senate, I had thought as of yesterday that we had had some 1811
specifics that would have met most of the desires of most of the 1812
Members on this Floor. I was advised this morning that that 1813
tentative agreement was withdrawn. I have filed an amendment that 1814
includes what the Chairman and I talked about yesterday. And I 1815
have suggested and I'm -- I'm stating this publicly because I 1816
think it's important for each of us to understand the very, very 1817
serious problem that this issue presents to us. And I compliment 1818
the Chairman for at least obtaining the consent to move this -- 1819
the -- the shell resolutions forward. And it's my intention to
vote Yes on the shell resolutions. But I will tell you that I am 1820
disturbed that there wasn't included in at least one of these 1821
shells some specifics. And the specifics that I'm talking about 1822
would have been a disallowance of the two school districts that 1823

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want to reinstate corporal punishment and the five school
districts that want to be relieved of any accreditability 1824
accountability requirements under the State law at all, and those 1825
-- and to two school districts that want to put children into 1826
schools without having sprinkler systems, which is presently 1827
required by State law. Now those are three subjects that if -- if 1828
I were the Chair and I were the sponsor, those three elements 1829
would be in these resolutions. Now, for reasons that are not 1830
available to me, these three items are not in these resolutions. 1831
I want the record to be clear that it's my impression that I and 1832
virtually all, if not all, of the Members on this side of the 1833
aisle would have supported these resolutions to disallow the
waivers dealing with sprinkler systems, accountability and 1834
corporal punishment. Now, I hope that the House does at least 1835
those three and sends it back to us on November 14, 15 and 16, 1836
because I think it would be outrageous - outrageous - to allow 1837
those waivers under those three categories to take effect. But 1838
I'm going to support Senator Cronin's shell resolutions, and
hopefully that he and I can convince the House that at least those 1840
three categories and perhaps more should be included. But I am 1841
very upset with the lack of preparation, the lack of head 1842
counting, the lack of a substantive resolution, addressing at 1843
least those three categories. And I hope that the Majority Party
and the Chairman of this committee and this side can work towards 1844
clarifying in January a bill that will allow us to do what we 1845
ought to do come the May deadline in 1996. So I'm going to 1846
support it. It's only a shell; it ought to be substantive. But 1847
-- and I guess one of my colleagues has asked whether, when it 1848
comes back from the House - hopefully it comes back from the House
- will we see it in committee. I'll defer to the Chairman to 1849
answer in his closing remarks. But this is what I was worried 1850
about in the spring and here we are with only shells, and I hope 1851

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the House acts responsibly. Thank you, Madam President. 1852

PRESIDING OFFICER: (SENATOR DONAHUE) 1854

Senator Cronin. 1856

SENATOR CRONIN: 1858

Thank you, Madam Speaker. And in response to my colleague: 1860
Senator Berman, by moving this shell does not mean, or does not 1862
indicate, that those issues - namely the sprinklers, the 1863
accountability, corporal punishment and a number of others - will 1864
not be part of the ultimate resolution. We have negotiated in 1865
good faith. I think by the virtue of the fact that we are making 1865
such a diligent effort to talk to all Members, to get input from 1866
so many different interests, that -- that this process is taking a 1867
little bit longer than originally anticipated. This is the first 1868
time we've gone through this waiver process. It's not an easy 1869
issue to resolve. We're trying to strike the right balance 1870
between local control and State direction or leadership. So, we 1871
will continue to negotiate in good faith with the Minority Party 1871
and our colleagues in the House, and I'm confident that you will 1872
have a resolution at the end that will include some of these 1874
proposals and, hopefully, you will be able to support it. Whether 1875
or not we debate it in committee, I can assure you that we will 1875
comply with the Senate Rules. Thank you. 1876

PRESIDING OFFICER: (SENATOR DONAHUE) 1878

Further discussion? Senator Palmer. 1880

SENATOR PALMER: 1882

Thank you, Madam President. A question of the sponsor. 1884

PRESIDING OFFICER: (SENATOR DONAHUE) 1886

Indicates he'll yield, Senator Palmer. 1888

SENATOR PALMER: 1890

Senator Cronin, I know this must be very difficult and I can 1892
appreciate that, trying to negotiate between local and State 1893
matters. But I've started getting a lot of calls on this, and 1895

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just as Senator Berman has said, I'm very concerned about those 1896
three. But I'm also asking you, as a matter of record: Do you 1897
have a procedure in mind, so that should we vote Yes on this we 1897
can know how we can participate in that debate and whether or not 1898
as we receive calls, we can add them to this list that I have of 1899
concerns -- areas of concern? Is there a procedure, in other 1900
words?

PRESIDING OFFICER: (SENATOR DONAHUE) 1902

Senator Cronin. 1904

SENATOR CRONIN: 1906

Well, as you know, Senator, any Member of this Body is capable 1908
of -- of filing a resolution to take up an issue that they may 1911
feel is near and dear to them. If there is a request for a waiver 1912
before the State Board that's been brought to your attention that 1913
you find troubling, you're well within your right to file a
resolution and try to advance it through the process, like any 1914
other bill. What we are attempting to do here is to put all of 1915
those considerations through the Senate Education Committee. 1916
We've had lengthy hearings the last two days and -- to put one -- 1917
a resolution together that -- that is supported by the Majority 1918
Members of that committee, and I am asking for the Minority
Members to join in that majority. So that's the only way I know 1919
how to answer your question. 1920

PRESIDING OFFICER: (SENATOR DONAHUE) 1922

Further discussion? Senator Palmer. 1924

SENATOR PALMER: 1926

Thank you, Madam President. Thank you, Senator Cronin. But 1928
it's my understanding that -- and correct me if I'm wrong - that 1931
these resolutions that have been filed are still in the Rules
Committee. So that's why I'm asking about what the procedure is. 1932
You said we could file them. Well, they have been filed by 1933
Members on both sides of the aisle. So, what is the procedure for 1934

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engaging in this debate if they are held in Rules and if this is a 1935
vehicle and there's nothing specific about next steps? 1936
PRESIDING OFFICER: (SENATOR DONAHUE) 1938
 Senator Cronin. 1940
SENATOR CRONIN: 1942
 Like a bill that may be before the Rules Committee, you would 1944
have to bring your -- you know, make your argument to the Rules 1945
Committee. You may try to amend the resolution that's -- that -- 1946
that may be advancing through the process. You know the rules. 1947
PRESIDING OFFICER: (SENATOR DONAHUE) 1949
 Further discussion? Senator Demuzio. 1951
SENATOR DEMUZIO: 1953
 This is -- thank you, Madam President. I know this is a 1955
confusing issue, and we're dealing with a resolution that doesn't 1956
do anything. I -- I'm willing to go along with the notion that 1957
has been expressed by Senator Berman on this side, but I don't 1959
want my vote to be interpreted that somehow or other I favor any
of these waivers. And I'm also told that we would have enough 1960
time during the period when which we come back to further resolve 1961
this if it's necessary, depending upon what action that the House 1962
takes.
PRESIDING OFFICER: (SENATOR DONAHUE) 1964
 Is there any further discussion? Further discussion? Seeing 1966
none, Senator Cronin, to close. 1967
SENATOR CRONIN: 1969
 I ask for your favorable consideration. 1971
PRESIDING OFFICER: (SENATOR DONAHUE) 1973
 Senator Cronin moves the adoption of Senate Joint Resolution 1975
59. Those in favor, say Aye. Opposed, Nay. The Ayes have it, 1977
and the resolution is adopted. Consent Calendar. We will now 1978
proceed to the Order of Resolutions of Consent Calendar. With 1979
leave of the Body, all those that are read in today will be added 1980

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to the Consent Calendar. Mr. Secretary, have there been any
objections filed to any resolutions? 1981

SECRETARY HARRY: 1983

No objections have been filed, Madam President. 1985

PRESIDING OFFICER: (SENATOR DONAHUE) 1987

Is there any discussion? If not, the question is, shall the
resolutions on the Consent Calendar be adopted. All those in
favor, say Aye. Opposed, Nay. The Ayes have it, and the motion
carries and the resolutions are adopted. Resolutions. 1989
1990
1991
1992

SECRETARY HARRY: 1994

Senate Joint Resolution 68, offered by Senator Weaver. 1996

(Secretary reads SJR No. 68) 1998

PRESIDING OFFICER: (SENATOR DONAHUE) 2000

Senator Weaver moves to suspend the rules for the purpose and
immediate consideration and adoption of Senate Joint Resolution
68. Those in favor will say Aye. Opposed, Nay. The Ayes have
it, and the rules are suspended. Senator Weaver now moves the
adoption of Senate Joint Resolution 68. Those in favor, say Aye.
Opposed, Nay. The Ayes have it, and the resolution is adopted.
...could have your attention of the Membership for just a moment,
please. We have, in essence, concluded our business for today.
We will not adjourn upon our final order of business so we can
keep the Office or the Well opened to accept messages, but there
will be no further business. And I would like to ask all Members
to be in their seat to consider a resolution. Messages from the
House. 2002
2003
2005
2006
2007
2009
2010
2011
2012
2013
2014

SECRETARY HARRY: 2016

Message from the House by Mr. McLennand, Clerk. 2018

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: 2020
2021
2022

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House Joint Resolution 63. 2024
(Secretary reads HJR No. 63) 2025
Adopted by the House, November 3rd, 1995. 2027
PRESIDING OFFICER: (SENATOR DONAHUE) 2029
Senator Klemm. 2031
SENATOR KLEMM: 2033
Well, thank you, Madam President. I move to suspend Senate 2035
Rule 3-6(a), which restricts the consideration of resolutions. 2036
PRESIDING OFFICER: (SENATOR DONAHUE) 2038
Senator Klemm has moved to suspend Rule 3-6(a). All those in 2040
favor, say Aye. Opposed, Nay. The Ayes have it, and the rules are 2041
suspended. Senator Klemm.
SENATOR KLEMM: 2043
I'd like to now move to suspend the rules for the immediate 2045
consideration and adoption of House Joint Resolution 63. 2046
PRESIDING OFFICER: (SENATOR DONAHUE) 2048
Senator Klemm has moved to suspend the rules for the purpose 2050
of the immediate consideration and adoption of House Joint 2051
Resolution 63. Those in favor will say Aye. Opposed, Nay. The 2052
Ayes have it, and the rules are suspended. Senator Klemm. 2053
SENATOR KLEMM: 2055
Thank you, Madam President. I now move to adopt House Joint 2057
Resolution 63. And it's difficult, really, to stand here and add 2058
really much more than what's been said. We've had seven young 2059
people that lost their lives so early. We want to pay tribute to 2060
all those that have helped in this trying time and extend our 2061
sympathies to the families. Hope this will never happen again.
Pay tribute to them and put a marker that the young people in the 2062
schools have so indicated is important. And I ask for your 2063
adoption. Thank you.
PRESIDING OFFICER: (SENATOR DONAHUE) 2065
Senator Klemm moves the adoption of House Joint Resolution 63. 2067

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All those that are in favor of this resolution, please rise. 2069
Resolution is adopted. Messages from the House. 2070
SECRETARY HARRY: 2072
 A Message from the House by Mr. McLennand, Clerk. 2074
 Mr. President - I am directed to inform the Senate that 2076
the House of Representatives has adopted the following joint 2077
resolution, in the adoption of which I am instructed to ask the 2078
concurrence of the Senate, to wit:
 House Joint Resolution 26. 2080
Adopted by the House, November 2nd, 1995. It is substantive. 2082
 Message from the House by Mr. McLennand, Clerk. 2084
 Mr. President - I am directed to inform the Senate that 2086
the House of Representatives has passed a bill of the following 2087
title, the Governor's specific recommendations for change 2088
notwithstanding, in the passage of which I am instructed to ask 2089
the concurrence of the Senate, to wit:
 House Bill 1149. 2091
Passed the House, November 3rd, 1995, by a three-fifths vote. 2093
 Message from the House by Mr. McLennand, Clerk. 2095
 Mr. President - I am directed to inform the Senate that 2097
the House of Representatives has passed a bill of the following 2098
title, the veto of the Governor notwithstanding, in the passage of 2099
which I am instructed to ask the concurrence of the Senate, to 2100
wit:
 House Bill 1810. 2102
Passed the House, November 3rd, 1995, by a three-fifths vote. 2104
PRESIDING OFFICER: (SENATOR DONAHUE) 2106
 Introduction of Bills. 2108
SECRETARY HARRY: 2110
 Senate Bill 1238, offered by Senator Madigan. 2112
 (Secretary reads title of bill) 2114
1st Reading of the bills. 2116

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SENATE TRANSCRIPT

63rd Legislative Day

November 3, 1995

PRESIDING OFFICER: (SENATOR DONAHUE) 2118
Mr. Secretary, have there been any motions filed? 2120
SECRETARY HARRY: 2122
Yes, Madam President. Senator Hawkinson has filed a motion 2124
with respect to House Bill 1149 and Senator Peterson has filed a 2126
motion with respect to House Bill 1810. 2127
PRESIDING OFFICER: (SENATOR DONAHUE) 2129
Mr. Secretary, the Chair requests that these motions be 2131
printed on the Calendar. So ordered. Senate will stand at ease 2132
pending further perfunctory business. Senate is at ease. 2133

(SENATE STANDS AT EASE) 2136

(SENATE RECONVENES) 2138

SECRETARY HARRY: 2141
...will convene in perfunctory Session. On the Order of 2143
Messages:
A Message for the Governor by Deno Perdiou, Director of 2145
Legislative Affairs. 2146
Mr. President - The Governor directs me to lay before the 2148
Senate the following Message: 2149
To the Honorable Members of the Senate, 89th General 2151
Assembly - I have nominated and appointed the following named 2152
persons to the offices enumerated below and respectfully ask 2153
concurrence in and confirmation of these appointments of your 2154
honorable Body.
A Message for the Governor by Deno Perdiou, Director of 2156
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honorable Body.

Both Messages filed November 3rd, 1995. 2167

There being no further business to come before the Senate, 2169
pursuant to the adjournment resolution, the Senate will stand 2170
adjourned until Tuesday, November 14th at the hour of noon. 2171

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