

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

120th Legislative Day

December 5, 1996

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The regular Session of the 89th General Assembly will come to order. Will the Members please be at their desks, and will our guests in the gallery please rise. Our prayer today will be given by Pastor Gerald Nichols, First United Methodist Church, from Springfield, Illinois. Pastor Nichols.

PASTOR GERALD NICHOLS:

(Prayer by Pastor Gerald Nichols)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you, Pastor Nichols. We'll now have the Pledge of Allegiance. Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Reading of the Journal. Senator Dudycz.

SENATOR DUDYCYZ:

Madam President, I move that reading and approval of the Journals of Tuesday, December 3rd, and Wednesday, December 4th, in the year 1996, be postponed, pending arrival of the printed Journals.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

There being no objection, it's so ordered. Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Madam President. On a point of personal privilege if I might.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Please state your point.

SENATOR DEMUZIO:

We have visiting with us today, standing behind me in the rear of the -- of the Chamber here, three exchange students from Russia, who are here with their -- their sponsor today, Earl Sorrells. And it's Laressa, Alexandr, and Alexei. And I would

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introduce them to the Senate and ask the Senate to please recognize them, if -- if you might.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Welcome, visitors from Russia. Let's welcome our visitors from Russia. Mr. Sorrells, thank you for bringing them here. Committee Reports, Mr. Secretary.

SECRETARY HARRY:

Senator Madigan, Chair of the Committee on Insurance, Pensions and Licensed Activities, reports Senate Bill 454, the First Conference Committee Report, Be Approved for Consideration.

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...now go to Executive Session for the purpose of advice and consent. Mr. Secretary, Committee Reports.

SECRETARY HARRY:

Senator Burzynski, Chair of the Committee on Executive Appointments, to which was referred the Governor's Message of November 20th, 1996, reported the same back with the recommendation that the Senate advise and consent to the following appointments.

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Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President. I move the Senate resolve itself into Executive Session for purpose of acting on the Governor's appointments set forth in his Messages from November 20th, November 21st. Madam President, with respect to the Governor's Message of November 20th, I will read the -- 21st {sic} (20th), I will read the salaried appointments to which the Senate Committee on Executive Appointments recommends the Senate do advise and consent:

To be a member of the Illinois Educational Labor Relations Board for a term ending February 1st, 2002, Michael Gavin of

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To be a member of the Illinois Industrial Commission for a term ending January 18th, 1999, John Hallock, Jr.

To be a member of the Illinois Liquor Control Commission for a term ending February 1st, 2002, Myrna Pedersen.

To be a member of the Pollution Control Board for a term ending July 1st, 1999, Ronald Flemal and Kathleen Hennessey.

Madam President, having read the salaried appointments, I now seek leave to consider these appointments on a roll call. And, Madam President, will you put the question as required by our rules?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Any discussion? Hearing none, the question is, does the Senate advise and consent to the nominations just made. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Take the record. On that question, the Ayes are 57, and the Nays are none, and the Present are none. And this -- this matter, having received a majority of Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President. With respect to the Governor's Message from November 20th, I will read the unsalaried appointments to which the Senate Committee on Executive Appointments recommends the Senate do advise and consent:

To be a member of the Board of Aeronautical Advisors for a term ending January 20th, 1997, Gerald Stephens of Peoria.

To be members of the Board of Agricultural Advisors for a term ending January 18th, 1999, Maria {sic} (Marla) Behrends, Amy Bouvet, Karen Droste and Donald Holt.

To be members of the Illinois Committee for Agricultural

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Education for terms ending March 13th, 1998, Donald Krug, Thomas Reedy, Randey Wall.

To be a member of the Illinois Committee for Agricultural Education for term ending March 13th, 1999, Lynn Boughton, Heather Hampton, Leonard Harzman, Elaine Hodel and Gail Petersdorff.

To be a member of the Capital Development Board for a term ending January 18th, 1999, Joby Berman.

To be a member of the Capital Development Board for a term ending January 17th, the year 2000, Robert Oxtoby.

To be members of the Carnival Amusement Safety Board for terms ending January -- 17th, 2001, Nicholas Dispensa of Downers Grove, Lee Sullivan of Jacksonville.

To be a member of the Children and Family Services Advisory Board for a term ending January 15th, 2001, James D. Nowlan of Galesburg.

To be members of the Illinois Coal Development Board for terms ending July 1st, 1999, Richard Brooks of Carbondale and Donald Tolva of Oak Brook.

To be a member of the Illinois Community College Board for a term ending June 30th, 2001, Lee H. Walker of Burr Ridge.

To be a member of the East St. Louis Financial Advisory Authority for a term ending August 30th, 1999, Earl Lazerson of Edwardsville.

To be members of the Illinois Electronic Data Processing Advisory Committee for terms ending December 13th {sic} (31), 1997, Bruce Cleland of Northbrook, Priscilla Maniscalco.

To be members of the Illinois Electronic Data Processing Advisory Committee for terms ending December 31st, 1998, Arnold Myers of Lansing.

To be members of the Illinois Electronic Data Processing Advisory Committee for terms ending December 31st, 1999, Robert S. Eckenberg of Metropolis.

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To be members of the Illinois Electronic Data Processing Advisory Committee for terms ending December 31st, 2000, Larry Kallembach of Champaign, and Nancy Phipps of Bethany.

To be members of the Illinois Electronic Fund Transfer Advisory Committee for terms ending December 31st, 1997, Diane McCluskey.

To be members of the Illinois Electronic Fund Transfer Advisory Committee for terms ending December 31st, 1998, James Hayes of Northfield.

To be members of the Illinois Electronic Fund Transfer Advisory Committee for terms ending December 31st, 1999, Mark Horwedel of Rockford.

To be members of the Illinois Electronic Fund Transfer Advisory Committee for terms ending December 31st, 2000, Allen Koranda of Hinsdale.

To be members of the Employment Security Advisory Board for terms ending January 20th, 1997, James Helfrich of Belleville.

To be members of the Employment Security Advisory Board for terms ending January 18th, 1999, Gregory Baise of Lemont, George "Don" Cochrane of Palos Heights, Louis Jones of Flossmoor, David Vite of Woodstock.

To be member of the Illinois Farm Development Authority Board for terms ending January 17th, the year 2000, Gary Luth of Allerton, Robert Webb of Simpson.

To be members of the Illinois Farm Development Authority Board for terms ending January 15th, 2001, Carolyn Stone of Springfield.

To be members of the Illinois Fiduciary Advisory Committee for terms ending January 1st, 1998, Robert Cochran of Champaign, Robert Mauser of Downers Grove.

To be members of the Illinois Fiduciary Advisory Committee for terms ending January 1st, 1999, Richard Firebaugh of Peoria.

To be members of the Illinois Fiduciary Advisory Committee for

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terms ending January 1st, 2001 {sic} (2000), Katherine Blumenthal of Chicago.

To be members of the Illinois Fiduciary Advisory Committee for terms ending January 1st, 2001, Frank McFarland of Quincy.

To be members of the Illinois Gaming Board for terms ending July 1st, 1999, William Browder of Wilmette, Byron Cudmore of Springfield.

To be members of the Guardianship and Advocacy Commission for terms ending June 30th, 1998, Joseph Lassner of Park Forest, Aaron Schmidt of Chicago.

To be a member of the Guardianship and Advocacy Commission for a term ending June 30th, 1999, Mary Thrash Reddick of East St. Louis.

To be members of the State Board of Health for terms ending November 1st, 1997, Donald Ross of Springfield, Michael Williams of Rockford.

To be members of the State Board of Health for terms ending November 1st, 1999, Colin McRae of Mundelein, Ernst Ott of Libertyville.

To be a member of the Illinois Health Care Cost Containment Council for a term ending September 5th, 1999, Herman Strahan of Park Forest.

To be a member of the Illinois Health Facilities Authority for a term ending June 30th, 1998, James Hamilton of Winnebago.

To be a member of the Illinois Health Facilities Authority for a term ending June 30th, 2002, Roger D. Herrin of Harrisburg.

To be a member of the Health Facilities Planning Board for a term ending June 30th, 1997, Stuart Levine of Chicago.

To be a member of the Health Facilities Planning Board for terms expiring June 30th, 1998, Majorie Albrecht of Princeton, Fred Benjamin of Glencoe, William Marshall of Plainfield, Robert Schroyer of Highland Park, Bernard Weiner of Kankakee.

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To be members of the Health Facilities Planning Board for terms ending June 30th, 1999, Ernest Jenkins of Chicago, Philip Kennedy of Elk Grove Village, Pamela Taylor of Danville, Joyce Washington of Chicago, Richard Wright of Peoria.

To be members of the Board of Higher Education for terms ending January 31st, 2003, Jerry D. Blakemore of Chicago, Bruce Chelberg of Arlington Heights, Edwin H. Moore of Lake Forest.

To be a member of the Illinois Affordable Housing Advisory Commission for a term ending October 1st, 1997, Peter Lennon of Chicago.

To be members of the Comprehensive Health Insurance Planning Board for terms ending July 1st, 1998, Raymond DeFilippo of Normal, James Meyer of Naperville.

To be members of the Comprehensive Health Insurance Planning Board for terms ending July 1st, 1999, Howard Bolnick of Chicago, Janis Orlowski of River Forest, Bryan Swank of Grayslake.

To be a member of the Illinois State Board of Investment for a term ending January 20th, 1997, Joseph Cacciatore of Glenview.

To be member of the Illinois State Board of Investment for term ending January 18th, 1999, Dixie Axley of Bloomington, James Lancaster of Barrington Hills.

To be a member of the Illinois State Board of Investment for a term ending January 17th, the year 2000, Marshall Burman of Chicago, Edward {sic} (Erhard) Chorle of Chicago.

To be members of the Joliet Arsenal Development Authority for terms ending January 20th, 1997, Raymond Rossi of Frankfort, Joseph Ward of Joliet.

To be members of the Joliet Arsenal Development Authority for terms ending January 18th, 1999, Warren Dorris, Jr. of Joliet, Russ White of Wilmington.

To be a member of the Kaskaskia Regional Port District Board for a term ending June 30th, 1998, Leo Pautler of Evansville.

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To be members of the Labor Management Cooperation Committee for terms ending July 1st, 1997, Kenneth Jobe of Glen Carbon.

To be members of the Labor Management Cooperation Committee for terms ending July 1st, 1998, Bruce Alkire of Dunlap, James Giusti of Mt. Zion.

To be a member of the Labor Management Cooperation Committee for a term ending July 1st, 1999, Joseph Price {sic} (Pycz) -- III of Danville.

To be members of the Advisory Board of Livestock Commissioners for terms ending January 20th, 1997, Dave Bateman of Elburn, Robert Griffin of Mason City, James Niewold of Loda, Ronald Scott Torrance of Sciota.

To be members of the Advisory Board of Livestock Commissions {sic} for terms ending January 18th, 1999, Merlyn Eickman of Pecatonica; James Finnell of Gilman; James Handy of Waverly; Richard Jurgens, Towanda; Lowell Knief, Burlington; Steve L. Leadley of Troy; James H. McKee of Washburn; David O. Ruppert of Nokomis; R. Dean Scroggins {sic} (Scoggins) of Villa Grove; Gary L. Waters of DeKalb.

To be a member of the Lottery Control Board for a term ending July 1st, 1999, Hilder Garrison of Naperville.

To be a member of the Low Level Radioactive Waste Task Group until notification of site location, Anne Nadakavukaren of Normal, Michael Rapps of Springfield, Robert Wynveen of Lockport.

To be members of the Illinois State Medical Disciplinary Board for terms ending January 11th, the year 2000, Allen Bennett of Carbondale, Kathryn Rosypal of Chicago, P.S.B. Sarma of Wilmette.

To be members of the Medical Licensing Board for terms ending January 8, 2000, Joan Cummings of Glen Ellyn, and Judith Savage of Matteson.

To be a member of the Metropolitan Pier and Exposition Authority for a term ending June 1st, 2001, John Ruel of Chicago.

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To be a member of the Board of the Illinois State Museum for term ending January 18th, 1999, Gerald Adelman of Chicago, James Ballowe of Toulon, James Brown of Evanston, Lynn Foster of Highland Park, George Irwin of Quincy, Mary Ann MacLean of Libertyville, George Rabb of Brookfield, Guerry Suggs of Springfield, Edmund B. Thornton of Ottawa, P. Richard Ware of Jacksonville.

To be a member of the Advisory Board to the Department of Natural Resources for a term ending January 15th, year 2001, Richard -- Richard Wren, Jr. of Oak Lawn.

To be a member of the Advisory Board to the Department of Natural Resources for a term ending January 20th, 2003, Debra Ann Carey of Dixon, Thomas P. Hester of Chicago, Arthur Janura of Inverness, Don Rakes of Waverly, Benjamin A. Shepherd of Makanda.

To be members of the Advisory Board on Necropsy Services to Coroners for terms ending January 20th, 1997, Charles Bramley of Divernon, Richard McDaniel of Sparta, James Walker of Carbondale.

To be a member of the Advisory Board on Necropsy Services to Coroners for a term ending January 19th, 1998, Edmund Donoghue, Jr., Ronald Kowalski of Peoria

To be members of the Advisory Board on Necropsy Services to Coroners for terms ending January 18th, 1999, Charles Bilyeu of Springfield, Travis Hindman of Springfield, and Paul Laudicina of Wheaton.

To be a member of the Ohio River Valley Water Sanitation Commission for a term ending January 3rd, 2000, Richard Engelbrecht of Urbana, Phillip C. Morgan of Danville.

To be a member of the Prairie State 2000 Fund Board of Directors for a term ending July 1st, 1999, Bernard Armbruster of Springfield.

To be a member of the Prairie State 2000 Fund Board of Directors for a term ending July 1st, 2000, Charles Smead of

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Chicago.

To be the Public Administrator and Public Guardian of Alexander County for a term ending December 1st, 1997, Andrew Lane of Cache.

To be the Public Administrator and Public Guardian of Edwards County for a term ending December 1st, 1997, Sherry Colyer of Albion.

To be the Public Administrator and Public Guardian of Logan County for a term ending December 1st, 1997, Donald Behle of Lincoln.

To be the Public Administrator and Public Guardian of Madison County for a term ending December 1st, 1997, James Mihalich of Rosewood Heights.

To be the Public Administrator and Public Guardian of Mercer County for a term ending December 1st, 1997, Robert Vickrey of Aledo.

To be the Public Administrator and Public Guardian of Crawford County for a term ending December 4, 2000, William K. Thomas of Robinson.

To be a member of the Quality Care Board for a term ending 9-18-98, Rita A. Burke of Makanda, Tom Yokley of Springfield.

To be members of the Quality Care Board for terms ending 9-18, year 2000, Daniel Hecht of Frankfort, Arlan McClain of Dixon, Terese McFarland of Chicago, Mary Stoltz of Skokie, and Frank H. Ware of Rockford.

To be members of the Illinois Racing Board for terms ending July 1st, 1998, William Jackson of Chicago, Joseph Kindlon of Wheaton, Louise O'Sullivan of Elk Grove Village.

To be members of the Illinois Racing Board for terms ending July 1st, 2000, Joseph DiPietro of Urbana, Ralph Gonzalez of Jacksonville, John Simon of Glencoe.

To be members of the Illinois Racing Board for terms ending

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July 1st, year 2002, James Kane of Long Grove, Gene Lamb of Champaign, Lorna Propes of Evanston.

To be members of the Rehab -- Rehabilitation Services Advisory Council for terms ending July 1st, 1998, Susan Fehrenbacher, Robert Nunn of Tuscola, Marymargaret Sharp-Pucci of Batavia, Clarinda Valentine of Chicago.

To be members of the Rehabilitation Services Advisory Council for terms ending July 1st, 1999, James Beaumont of Springfield, Seymour Bryson of Carbondale, Susan Burke of Murphysboro, Maria Concepcion of Chicago, Doris Lomax of Chicago, Donna M. Lynn of Springfield, and Tina Weiss of Chicago.

To be members of the Illinois Research Park Authority for terms ending January 20th, 1997, Victor Maggio of Calumet City.

To be members of the Illinois Research Park Authority for terms ending January 19th, 1998, Donald Hansen of Wheeling, Ralph Hurwitz of Springfield.

To be members of the Illinois Research Park Authority for terms ending January 17th, year 2000, Sue Barfield of Metropolis, Donald Haider of Chicago, Lori Yokoyama of Chicago.

To be a member of the Board of Trustees of the University of Illinois for a term ending January 13th, year 2003, Susan A. Gravenhorst of Lake Bluff, Roger L. Plummer of Chicago, and Thomas R. Lamont of Springfield.

To be a member of the Upper Illinois River Valley Development Authority for a term ending January 20th, 1997, Lynn A. Fieldman of Morris.

To be a member of the Upper Illinois River Valley Development Authority for terms ending January 19th, 1998, Barbara C. Griffith of McNabb, Dennis G. Hakcett of Morris, William D. Meagher, Jr. of LaSalle.

To be a member of the Upper Illinois River Valley Development Authority for a term ending January 18th, 1999, William P. Cote of

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Oswego.

To be a member of the Southwestern Illinois Development Authority for a term ending...

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...could have it a little more quiet so you can hear the appointments.

SENATOR BURZYNSKI:

...January 20th, 1997, Joseph Behnken of O'Fallon.

To be a member of the Advisory Council on Spinal Cord and Head Injuries for a term ending June 30th, 1997, George Cybulski of Chicago.

To be members of the Advisory Council on Spinal Cord and Head Injuries for terms ending June 30th, 1998, Donna Anderson of Park Ridge, Arlene Genell of Marengo, Ingrid Hansen of Girard, Tanya Patton of Chicago, April Smith McIntosh of Rockford, Leslee Stein-Spencer of Chicago.

To be a member of the Advisory Council on Spinal Cord and Head Injuries for a term ending June 30th, 1999, David Blanton of Rock Falls, Patricia Law of Chatham, Gail Rosseau of River Forest, and Marvel Vena of Mokena.

To be a member of the Illinois Sports Facilities Authority for a term ending June 30th, 1999, John Miller of Winnetka.

To be members of the State Mandates Board of Review for terms ending June 30th, 1997, John Janicik of Clarendon Hills, William F. Murphy of Woodridge.

To be a member of the Student Assistance Commission for a term ending June 30th, the year 2001, Odell Hicks, Jr. of Chicago, Claudia Mancini of Clarendon Hills.

To be members of the Surface Mining Advisory Council for terms ending August 10th, 1998, Robert E. Dunker of St. Joseph, Parthenia French of Mt. Carmel, K. Kirwan Heisner of Springfield {sic} (Pinckneyville), Norlyn P. Kingsten of Steeleville, Jack R.

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Nawrot of Cobden, Gary W. Raines of Murphysboro.

To be members of the Surface Mining Advisory Council for terms ending August 10th, 1999, Douglas A. Brockhaus of Carlinville, Cassandra S. Rodgers of Dixon.

To be members of the Board of Trustees for the Teachers Retirement System for a term ending July 14th, 1998, William R. Enlow of Springfield.

To be a member of the Will County Metropolitan Exposition and Auditorium Authority for a term ending December 1st, 2001, Loretta Molter of Tinley Park.

To be a member of the Will-Kankakee Regional Development Authority for a term ending January 18th, 1999, Walter Charlton of Kankakee.

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Senator Jones.

SENATOR JONES:

Yeah. Thank you, Madam President. I would like a division on the question as it relate to the non-salaried appointments. And the division would be as relate to the Illinois Community College Board. So if we could have a -- that would be Lee Walker.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Jones. Senator Jones, would you please make your request again, so we can get it completely for the record.

SENATOR JONES:

Yes, Madam President. I would like a division of the question, and the one I'm concerned about is the member of the Illinois Community College Board. I would like to have a separate roll call for Lee Walker.

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Ladies and Gentlemen of the Senate, the Senate does advise and consent to -- the question being, does the Senate advise and consent to the nominations made, except for the nomination of Lee Walker to the Community College Board. All those in favor of the nominations made, except for that one, please signify by voting Aye. And all those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record, Mr. Secretary. On that question, there are 59 voting Aye, none voting Nay, none voting Present. And the majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Now the question is, does the Senate advise and consent to the nomination of Lee Walker to the Community College Board. There any discussion? Senator Jones.

SENATOR JONES:

Yeah. Thank you, Madam President. I rise in opposition to the appointment of Lee Walker to the Illinois Community College Board. At a time when we are trying to provide opportunities for all our citizens in Illinois, we need -- we need not have a person on that Board who is in opposition to the advancement of people, be they women, be they minorities, and -- in employment and job opportunities in the State of Illinois. Lee Walker does not represent the best interests of the -- many of those persons who will attend community colleges in the State of Illinois. His views are such that it would impede the progress of these persons, minorities and women, in community colleges throughout the State of Illinois. It is a ill-advised appointment by the Governor. It does not serve the best interest of the community colleges throughout the State of Illinois, and I would urge the Members on this side of the aisle not to support, and those who are enlightened on the other side of the aisle not to support this

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appointment. It is a very, very bad appointment. It is a divisive appointment. It would divide the Community College Board. It would divide our communities and it is not in the best interest of the people of the State of Illinois. And I rise in strong opposition to this appointment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any -- any further discussion? Any further discussion? The question is, does the Senate advise and consent to the nomination of Lee Walker to the -- to the Illinois Community College Board. Those who are in favor will vote Aye. Those who are opposed will vote Nay. The voting is now open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record, Mr. Secretary. On that question, there are 32 voting Aye, 26 voting Nay, none voting Present, and 1 not voting. And this -- a majority of Senators elected concurring by record vote, the Senate does advise and consent to the nomination just made. Senator Philip.

SENATOR PHILIP:

Thank you, Madam President and Ladies and Gentlemen of the Senate. I -- I -- I wish I would have had some notification from the other side of the aisle regarding Lee Walker. And I have known him for probably fifteen or twenty years. He's a very well-educated, very conservative, black Republican precinct committeeman. He worked for Sears & Roebuck, I think, for fifteen or twenty years, in an executive capacity. He's one of the brightest, most articulate spokesman for conservatives that I know. He's been on more radio programs, probably, than anybody in this Chamber. And to have somebody jump up and try to shoot down his appointment is absolutely ridiculous. And I'm sorry I wasn't on the Floor because I didn't hear the debate. But you would think, at least, somebody would come over on this side of the aisle and say, "We have an objection to this person", and what's

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the reason.

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Senator Jones.

SENATOR JONES:

Thank you, Madam President. And -- and in response to the --
Senator Philip: I did voice my opposition to this appointment
through my Spokesperson on the Executive Appointment Committee. I
even voiced my opposition to your Chairperson on this issue
yesterday. So he was well aware of my opposition to this
appointment. And I didn't want to get into the particulars as
relate to Lee Walker. I've known Lee Walker also for a number of
years, Senator Philip. And I know he -- he's retired from Sears.
I know he's an ultraconservative. I know he's -- he's opposed to
inclusion; he's opposed to diversity; opposed to affirmative
action. I've known him. He and I belong to the same club. It's
not a personal thing. It has nothing to do whether or not he's a
Republican precinct captain in DuPage County, as you pointed out.
That doesn't qualify him to be on this Board. But what I'm
talking about, the diversity as it relate to the Community College
Board. You tried to stick him on Chicago State University Board,
and we strongly opposed that. He's against the interests of many
of those persons who attend those colleges, and that is the reason
why I'm in opposition to him - not on a personal basis. But out
of respect to you, I did talk to our Minority Spokesperson. I
talked to your Chairperson of the Executive Appointment Committee
yesterday on this issue. And I was -- I wanted the nomination
held to such time we had time to deal with it. But I -- I
recognize that you -- you support him. That's your prerogative.
But it was not out of disrespect to you that you were not
notified. I suggest you talk to your -- your Chairman of the
Executive Appointment Committee.

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Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam -- Madam President. With due respect to the Senate Minority Leader, he did not inform me of his concerns with Lee Walker. The Minority Spokesman on the committee, James DeLeo, did indicate there was some concern on the Democratic side. However, when this name was up for confirmation, or for advice and consent, yesterday morning in the Senate Committee on Executive Appointments, no one stepped forward at that time with any comments. There was unanimous vote from the committee. And the one name that Senator Jones did request that I hold, we held for him. We did not read him into the record. That was Hernan Reyes of Chicago, to be a member of the Medical Licensing Board. That is the only nominee that Senator Jones has spoken to me about.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The vote has already been taken. Senator Jones.

SENATOR JONES:

Thank you, Madam President. And I -- with all due respect to the Chairperson of the committee, that request had been made. I did not request -- I did not request that the nominee that you did hold be held. I did not make that request. So let's set the record straight. I did request this nomination to be held, and I did it through my Spokesperson, who, in turn, talked with you on the issue, so I -- so the issue as relate to Lee Walker was held. But, Madam President, the reason why I rise is that I would like a verification of the roll call.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

That is in order. Verification of the roll call is requested. Will all Senators please be in their seats? Senator Burzynski.

SENATOR BURZYNSKI:

I wish that Senator DeLeo were on the Floor now. I believe he could confirm what I just told the Body. And he -- since he is

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not on the Floor, I guess we'll have to let the record state as it stands. However, I, again, suggest to the Body that I was requested to hold Hernan Reyes.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Will all Senators be in their seats? And the Secretary will read the affirmative votes.

SECRETARY HARRY:

Following Members voted in the affirmative: Barkhausen, Bonke, Burzynski, Butler, Cronin, DeAngelis, Dillard, Donahue, Dudycz, Fawell, Fitzgerald, Geo-Karis, Hawkinson, Karpziel, Klemm, Lauzen, Luechtefeld, Mahar, Maitland, O'Malley, Parker, Peterson, Petka, Raica, Rauschenberger, Sieben, Syverson, Walsh, Watson, Weaver, Woodyard and Mr. President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Do you question any of the affirmative votes?

SENATOR JONES:

Senator Donahue.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Donahue. She's right in her chair.

SENATOR JONES:

Senator Mahar.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Mahar. He's right in his chair.

SENATOR JONES:

My eyes are getting bad...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Obviously something's gone wrong.

SENATOR JONES:

Yeah. No further questions.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The roll having been verified, the Ayes are 32, the Nays are 26. And the majority of the Senators elected concurring by record

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vote, the Senate does advise and consent on nomination just made, as to the appointment of Lee Walker to the Illinois College -- Community College Board. Mr. Secretary, Committee Reports.

SECRETARY HARRY:

Senator Burzynski, Chair of the Committee on Executive Appointments, to which was referred the Governor's Message of November 21st, 1996, reported the same back with the recommendation that the Senate advise and consent to the following appointments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President. With respect to the Governor's Message of November 21st...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Just a moment, Senator. May we please have your attention. It's not easy for the Gentlemen and Ladies on the -- this side of the aisle to hear too well if you don't pay attention. Would -- I would appreciate it very much if you'd give the courtesy to the speaker.

SENATOR BURZYNSKI:

Thank you, Madam President. With respect to the Governor's Message of November 21st, I will read the unsalaried appointments to which the Senate Committee on Executive Appointments recommends the Senate do advise and consent:

To be a member of the Illinois Community College Board for a term ending June 30th, 2001, Inez Galvan of Lombard.

To be a member of the Board of Higher Education for a term ending January 31st, year 2003, Jane Williamson of Kenilworth.

Madam President, having read the unsalaried appointments, I now seek leave to consider these appointments on a roll call. And, Madam President, will you put the question as required by our

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rules?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Any discussion? Any discussion? The question -- hearing none, the question is, does the Senate advise and consent to the nominations just made. 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? Mr. Secretary, take the record. On that question, there are 57 Ayes, none voting No, none voting Present. The majority of Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Mr. Secretary.

SECRETARY HARRY:

Senator Burzynski, Chair of the Committee on Executive Appointments, to which was referred the Office of the Comptroller's Message of July 25th, 1996, reported the same back with the recommendation that the Senate advise and consent to the following appointment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President. With respect to the Comptroller's Message of July 25th, I will read the unsalaried appointment to which the Senate Committee on Executive Appointments recommends the Senate do advise and consent:

To serve on the Comptroller's Merit Commission, Bruce Stratton, for a term expiring January 21st, the year 2002.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Any discussion? Any discussion? The question is, does the Senate advise and consent to the nominations just made. Those in favor, please vote Aye. Those opposed, please vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Mr.

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Secretary, please take the record. On that question, there are 57 voting Aye, none voting Nay, none voting Present. And a majority of Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Burzynski.

SENATOR BURZYNSKI:

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

You've heard the motion. Those in favor, say Aye. Those opposed, say Nay. The motion carries. On page 2 of today's Calendar is the Order of House Bills 3rd Reading. House Bill 207. Senator O'Malley, do you wish to recall your bill? 207. Senator O'Malley seeks leave of the Body to return House Bill 207 to {sic} (for) the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is House Bill 207. Are there any amendments, Floor amendments, for consideration?

SECRETARY HARRY:

Amendment No. 4, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Madam President. Senate Amendment No. 4 to House Bill 207 contains a number of provisions. I -- and it's actually a lengthy list. I'll be as brief as I possibly can. There's language that amends a Section defining residency for special education students to provide that in cases of divorce or separation, when both parents retain legal guardianship or custody -- the amendment actually adds language that prohibits the tax deduction from being changed -- changed solely for the purpose of accessing the educational programs of a district. I would add that, in committee, Senator Berman and I have had long

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discussions, not only in committee, but out of committee, about modifying this through an amendment. And we're generally in agreement as to the direction we want to go. There's language that -- in the legislation that repeals some of the "quality first" bill language, or House Bill 2596, from the spring Session. There's a provision that would allow the DuQuoin Unit School District to issue debt up to twenty {sic} percent of its EAV, provided it's used for school construction or renovation and it's been first approved by a front-door referendum. There are requests from the Chicago Board of Education to extend the four-year trial period for the Chicago School Reform Law of 1995 in certain instances and make those permanent. There's language suggested by the State Chamber and the State Board that addresses the issue of placing schools on the Academic Watch List. There's language, requested by ED-RED, to clarify legislation from the spring, of House Bill 1684, dealing with the appointment of executive boards for special education joint agreement programs. This was intended to be limited to Cook County, and unintentionally apply to twenty-one joint agreements statewide. This -- this is an effort to correct that. Then, finally, adds technical language requested by the Illinois Speech-Language Association to clarify a change made last spring that allowed Chicago to hire noncertified speech therapists. Again, want to make sure everybody understands today that there are a series of amendments that are being negotiated and language that may -- that is being negotiated, to be read into the record, to make sure that everybody understands what this legislation is, and will be, in its final form.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any discussion? Any discussion? All those in favor of approving the amendment, signify by saying Aye. All opposed. In the opinion of the Chair, the Ayes have it. Are

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there any further amendments...

ACTING SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senator Parker, on House Bill 365? Madam Secretary, will you read the bill?

ACTING SECRETARY HAWKER:

House Bill 365.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Parker.

SENATOR PARKER:

Thank you, Madam Chairman, Ladies and Gentlemen of the Senate. As you all know, we've had a Senate bipartisan inquiry committee, which has been meeting over the last year, and we've been holding hearings around the State. This amendment results -- this bill results from discussions between the bipartisan Senate committee and the bar associations. Both have been working independently on the matters which this bill addresses; the committee via Senate Bills 1840, 1844 and 1845. The bar was, at the same time, working on the matters of the amendment through its committees. It is contemplated that major reforms of the Illinois Marriage and Dissolution of Marriage Act will be pursued in phases. This is phase one, which focuses on existing attorney fee provisions. The amendment is endorsed by the Chicago Bar Association, the Illinois State Bar Association, the Illinois Women's Bar Association, and the American Academy of Matrimonial Lawyers. It signals from the Matrimonial Bar Association significant changes in the legal culture, in terms of standards of professionalism for practice under the Illinois and Dissolution of Marriage Act (sic), a primary importance. This bill is client-oriented, and it makes

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the process fairer, simpler and expeditious. It addresses interim fees. It creates a new summary interim fee system, designed to address the plight of the economically disadvantaged spouse and to eliminate inequality in access of funds being used as a litigation tool. It addresses contribution hearings. The reforms prohibit fee proceedings against current clients and eliminate the conflict of interest issue in contribution hearings under present law. It enforces engagement agreements. The proposals require a written engagement agreement between attorney and client in order to have a final fee hearing. It creates a client bill of rights and responsibilities, which would be required to be attached to every written engagement agreement. This legislation creates a fairer, more expeditious process in divorce litigation. I would be glad to answer any questions.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Senator Palmer.

SENATOR PALMER:

Thank you, Madam President. I want to compliment Senator Parker, and to say that Senator Bowles and I have worked with her on this and are very supportive of the work that has been produced by this effort. It is a long time coming, but it is, certainly, a responsible and important step. And I would urge that we support it unanimously.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Welch.

SENATOR WELCH:

Well, I had -- I had a question of the sponsor.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

She indicates that she will yield for question.

SENATOR WELCH:

Senator, I'm sorry, I haven't had a chance to read the entire

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analysis. But does this bill only affect attorneys' fees, or does it also affect temporary awards of maintenance alimony and child support?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Parker.

SENATOR PARKER:

No. It does not. It affects exclusively the attorney fees.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Welch.

SENATOR WELCH:

Could you restate how it -- how it levels the playing field? It -- it allows each -- each party's attorney to have full access to fees. Is that what it is?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Would you restate your question, Senator Welch?

SENATOR WELCH:

I'd just like a summary of how it levels the playing field. I'm not sure -- it's got that title in this amendment. I'm not sure how the playing field gets leveled.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Parker.

SENATOR PARKER:

What we have heard in our hearings is that, very often in the divorce process, you will have one spouse that is empowered because they have a lot of money and the other disadvantaged spouse does not have funds to obtain an attorney and proper representation. What this allows is for the -- both spouses to go in to a hearing - and it's non-evidentiary; it can be done by affidavit, which makes it simpler, more expeditious - and then there can be fees taken from the assets to be given to the disadvantaged spouse so that they can have proper representation. And that levels the playing field and makes it easier and simpler

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for everybody.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Welch.

SENATOR WELCH:

Madam President, could we have some order? I'm a very -- having a very difficult time hearing Senator Parker.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

I -- I can appreciate it, because I -- I -- it seems to be emanating from your side. So please give your speaker the courtesy. Senator Welch.

SENATOR WELCH:

Senator Parker, these affidavits, what if they disagree? What if the husband's affidavit says he doesn't have very much money, he doesn't have very much cash, and the wife thinks that he is hiding assets in a safe deposit box or in his office checking account? How is that resolved?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Parker.

SENATOR PARKER:

For a good cause shown, they can have an evidentiary hearing.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator -- Senator Welch.

SENATOR WELCH:

For good cause shown. Now, how is that determined? Is that because there's a differential between the two affidavits? Or -- or do you have a hearing to determine if there is good cause? How do you get to the point that you don't know -- that you know if there is good cause or there isn't good cause?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Parker.

SENATOR PARKER:

It certainly would be up to the attorney on either side to

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show that there is good cause. It is up to the judge to decide that there is good cause for an evidentiary hearing.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Welch.

SENATOR WELCH:

Are there any specific guidelines to guide the judge as to when there is good cause for an evidentiary hearing, or can he summarily look at the affidavits and say, "Well, I believe her affidavit" or "I believe the truth is somewhere between the two"? Can he do that, or does he -- is there some requirement that he have an evidentiary hearing?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Parker. ...Parker.

SENATOR PARKER:

Wherever in the Statute that the judge has the authority to look at good cause; he does that in his process. If there is something that is not in agreement with the clients, they can go through the appellate process.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion, Senator? Senator Barkhausen.

SENATOR BARKHAUSEN:

I -- I, too, Madam President, would like to rise to compliment my colleague, Senator Parker, on a -- a wonderful job that she's done in this area. I think it's one of the finest examples of a legislator taking what was, or were initially, the complaints of -- of constituents at the grassroots level, giving the matter due deliberation, holding hearings that, in my experience, were the best-attended legislative hearings I think of my entire career here, working with all of the interested parties, and crafting a solution which will make a significant difference in the lives of many people. Let me also say that I look forward to coming back as a private citizen, a -- a nonpracticing lawyer, but a member of

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the Illinois, Chicago and Lake County Bar Associations, and helping in whatever way I might on the additional pieces of the package that she originally introduced last year. So congratulations, Kathy.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you, Senator Barkhausen. Any further discussion? Any further discussion? Hearing none, the question is, shall House Bill 365 pass. Those in favor, vote Aye. Those opposed will vote Nay. The voting's open. Have all voted who wished? Have all voted who wished? Have all voted who wished? On that matter take the record, Madam Secretary. There are 59 voting Aye, none voting No, none voting Present. And this bill, having received the required constitutional majority, is hereby declared duly passed. House Bill 444. Senator Philip. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 444.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Philip. ...Philip, on House Bill 444.

SENATOR PHILIP:

Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 444 deals with Election Code, and very honestly, I'm not sure what we're going to do with it, if we're going to do anything with it. It does nothing at this point. Hopefully pass it over to the House, get it into a conference committee, and maybe, sometime later on, the 6th or 7th, we might do something creative. But at this point, I have no idea.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Madam President. Senator Philip, this is that

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January surprise that you talked about, that could very well be in this bill? Is that the one we had in committee?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Philip.

SENATOR PHILIP:

This certainly could be that January surprise.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Hearing none, the question is, shall House Bill 444 pass. Those in favor, vote Aye. Those opposed will vote Nay. The -- the voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Madam Secretary, take the record. On that question, 39 voting Aye, none voting No, 18 voting Present. And this bill, having received the required constitutional majority, is hereby declared duly passed. Senator Sieben, do -- for what purpose do you rise, sir?

SENATOR SIEBEN:

Thank you, Madam President. Rise for the purpose of an announcement.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your announcement.

SENATOR SIEBEN:

Ladies and Gentlemen of the Senate, I just want to call to your attention a report that is on your desk today. It has my name in the top corner of the report. And here in the Senate, about a year ago, we created a Task Force on {sic} (of) State Building Requirements. That report is on your desk. It's for your use and review. I want to, first of all, thank Senator Clayborne, who is my colleague that served on this task force the last year. I also want to thank Shirley Norvell from the architects' association, that put the group together. And then I want to thank the forty members from the public and private sector

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who provided their input on this report. There are four basic, very simple recommendations that we hope to move into legislative initiatives next year: The creation of a centralized clearinghouse; creation of an Illinois building commission, to resolve conflicts; then, a process to review these; and a line item, so that the private sector can participate in the implementation of this program. Call it to your attention and ask that you give it your consideration for next Session. Thank you, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you, Senator Sieben. Senator Cronin. We're back to House Bills 3rd Reading. House Bill 995. Senator Cronin. House Bill 999. Senator DeAngelis. Senator DeAngelis? House Bill 999. ...out of the record. House Bill 1131. Senator Dillard. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1131.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dillard.

SENATOR DILLARD:

Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 1131, which overwhelmingly passed the House of Representatives 105 to 2, allows the historic Germania Club, a 1880 national-register-of-historic-landmark building in Chicago, which held a Chicago liquor license for over eighty years, which had their license lapse, or expire, because of some renovation of this historic building, to once again apply to the City of Chicago for a license. It is located across the street from the famous Latin School in Chicago, which has no objection to allowing this facility to once again hold a liquor license. And passage of this

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amendment {sic} will allow this once beautiful, national historic site to become a vital business for the City of Chicago. House Bill 1131 does nothing other than allow this building to again apply to the City of Chicago, and it's up to the City of Chicago whether they want to grant it a license or not. It's not the intention of this bill, also, to affect any litigation which is ongoing with this property, and further, this bill is not intended to operate in a way that would diminish any property rights. And with this legislative history, I believe there is no opposition to this bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Berman.

SENATOR BERMAN:

...you -- thank you, Madam President. I just want to restate for the record; let me ask a question. It is not our intention for this bill to interfere with any pending litigation. Is that correct, Mr. Sponsor?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dillard.

SENATOR DILLARD:

That is correct, Senator Berman.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator del Valle.

SENATOR dEL VALLE:

Thank you, Madam President. Question for the sponsor, please.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

A question for the sponsor. He indicates...

SENATOR dEL VALLE:

Senator -- Senator, the Latin School has documented their support for this provision?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dillard.

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SENATOR DILLARD:

Yes. Senator, I have a letter from the Latin School, which I'll be happy to share with you, which -- which says they have no objection to, once again, allowing a liquor license to go into this facility. And this building was there for over eighty years before the Latin School decided to build their school across the street from it. So this building has been there with a liquor license for almost a -- a hundred years before the Latin School built across the street.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Thank you, Madam President, Members of the Senate. I -- a number of people have asked me -- about this bill because it is in my district. I just wanted to indicate for the record that I'm in full support of the legislation. It's very reasonable and it overcomes a -- a minor mistake that, perhaps, the owners made in not reapplying for a liquor license. And -- and for that reason, I would urge everyone to support it.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Further discussion? Hearing none, the question is, shall House Bill 1131 pass. 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? Madam Secretary, take the roll. On that question, there are 58 voting Aye, none voting NO, none voting Present. And this bill, having received the required constitutional majority, is hereby declared duly passed. House Bill 2595. Senator Lauzen. Senator Lauzen? Take it out of the record. Senate -- House Bill 2737. Senator Watson. Out of the record. House Bill 2963. Senator Woodyard. Senator Woodyard? Senator Woodyard there? Senator Woodyard, 2963? Read the bill,

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Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2963.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Woodyard. Just a moment, Senator Woodyard. Ladies and Gentlemen of the Senate, I beseech you to give attention to the speaker of the bill, because it's important to every one of us to know what is going on. And we can't know what is going on if we can't -- we're not willing to listen. Thank you. Senator Woodyard.

SENATOR WOODYARD:

Thank you, Madam President. This bill deals with -- as amended, deals with turkey permits, deer permits. And the amendment became the bill and the amendment was sponsored by Senator Sieben, and I would like to yield to Senator Sieben to explain the amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Madam President. This bill now, as amended, amends the Wildlife Code, as Senator Woodyard explained, and it provides a system by which Department of Natural Resources can set aside a limited number of wild turkey permits and deer hunting permits for accredited outfitters in the State of Illinois. The number will be based on the number of unfilled permits that are remaining after the previous year's lottery. And each outfitter that participates in this program would be required to pay a two-hundred-dollar reservation fee per each permit set aside. I know of no opposition. I'd ask for an Aye vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Any further discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates he will yield.

SENATOR CULLERTON:

What -- what happened to the original legislation that was in the original bill? Is that included in this?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Woodyard. I mean -- sorry. Refer it to Senator Sieben.

SENATOR SIEBEN:

The -- the original language of the underlying bill has been completely deleted. It is no longer part of the legislation.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Hearing none, the question is, shall House Bill 2963 pass. 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? Madam Secretary, take the record. On that question, there are 58 voting Aye, none voting No, none voting Present. And this bill, having received the required constitutional majority, is hereby declared duly passed. Senator Smith, for what purpose do you rise, madam?

SENATOR SMITH:

I merely want to stand -- I was talking, and should have been voting, when this bill was voted on, this -- 2963. And I just want to let you know a Yes vote for me.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Did you want to vote with the Ayes?

SENATOR SMITH:

Yes. Yes, Aye.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

The record will so note. Thank you...

SENATOR SMITH:

Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

...Senator Smith. On page... Supplemental Calendar No. 1 has been distributed. You should all have it on your desks. Conference Committee Report, Senate Bill 454. Is Senator Madigan there? I'm sorry. I'm sorry. Senator Rauschenberger. Madam Secretary, will you read Senate Bill 454, Conference Committee Report?

ACTING SECRETARY HAWKER:

First Conference Committee Report on Senate Bill 454.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Madam President. The First Conference Committee Report to Senate Bill 454 is a DPR bill that deals with the Acupuncture Practice Act; a couple of corrections in the Environmental Health Practitioner Act; deals with the Barber and Cosmetology and Nail Technology {sic} Act; and the Real -- and a correction in the Real Estate License Act; as well as making the acupuncture subject to the Abuse and Neglect {sic} Child Reporting Act. It's a bill that's been worked on quite hard for several months. It's got broad-based agreement, and I know of no opponents.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Senator Welch.

SENATOR WELCH:

I have a question of the sponsor.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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He indicates he'll yield.

SENATOR WELCH:

Senator, yesterday we extended the Medical Practices Act till the year 2007 - I think it was January 1, 2007 - and yet, this bill extends this Act to January 1, 2008. My understanding is the Statute says you can extend the review by ten years, and yet, this is extending it by eleven. Do you have a response to that?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Give me one minute and we'll try to get you an answer to that. If you have another question, why -- let me...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

They're researching the question for you, Senator Welch. Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Senator Welch, for that question. It would be our view, or our understanding, that the last effective day to the Act would be December 31st, 2007. So in our understanding or reading of it, we think that meets the ten-year question.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Welch.

SENATOR WELCH:

Senator, we would agree with you if this was an extension beyond the end of the existing Act. However, in this bill, you make this immediately effective; so it goes into play immediately, and therefore, the ten years starts running immediately upon signature by the Governor. So, then, it becomes eleven years, and there's a ten-year limit. That's our interpretation.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

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Senator, I appreciate you raising the point, and I think there's some validity to your concern. I'm hoping that like many other things in the Statute books, that -- that it's interpreted and run from its intent. But I do appreciate you raising that technical issue for my review. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Hearing none, the question is, shall the Senate adopt the Conference Committee Report on Senate Bill 454. 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? Madam Secretary, take the roll. On that question, there are 59 voting Aye, none voting No, none voting Present. And the -- this Conference Committee Report, having received the required three-fifths majority, is declared duly passed. ...now proceed to the Order of Resolutions Consent Calendar. Madam Secretary. With leave of the Body, all those read in today will be added to the Consent Calendar. Madam Secretary, have there been any objections filed to any resolution on the Consent Calendar?

ACTING SECRETARY HAWKER:

There have been no objections filed, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

There being no objections filed, the resolutions go on the Consent Calendar. If not, the question is, shall the resolutions on the Consent Calendar be adopted. All those in favor, say Aye. Those opposed, say Nay. In the opinion of the Chair, the Ayes have it. The resolutions are adopted. Resolutions, Madam Secretary.

ACTING SECRETARY HAWKER:

Senate Joint Resolution 118.

(Secretary reads SJR No. 118)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Senator Weaver. Senator Philip moves the adoption of Senate Joint Resolution 118. Those in favor will say Aye. Those opposed, say Nay. The Ayes have it. The resolution's adopted. ...Chair apprises the Membership that a tentative Calendar for the 1997 schedule has been delivered to the Members' offices. I will repeat: The Chair apprises the Membership that a tentative Calendar for the 1997 schedule has been delivered to the Members' offices. For all practical purposes, the business of the Senate has been completed, except that the Rules Committee will be meeting. But for all further practical purposes, we will not be in Session until 4 o'clock, January 6, 1997. Senator Hendon. For what purpose do you rise, Senator Hendon?

SENATOR HENDON:

Madam President, I'd like to wish everybody a Merry Christmas and a Happy New Year.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Hendon, your wishes are well-taken, and the Chair will concur with the same wishes to all. A safe trip home. Anything further, Madam Secretary? Please stand at ease for a moment.

(SENATE STANDS AT EASE)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

There is another item of business, so I'm asking that the Members remain on the Floor or come back in -- onto the Floor, please. Committee Reports, Madam Secretary.

ACTING SECRETARY HAWKER:

Senator Weaver, Chairman of the Committee on Rules, reports

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that the following Legislative Measures have been assigned: Referred to Agriculture and Conservation Committee - Conference Committee Report No. 1 to House Bill 2918; referred to Executive Committee - Senate Amendment No. 2 to House Bill 999; and Be Approved for Consideration - Conference Committee Report No. 1 to House Bill 1279.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Ladies and Gentlemen of the Senate, we're waiting for Supplemental Calendar No. 2. We're asking you to be remaining in your seats, and please come back to the Floor. And the -- soon as the Calendar's passed out to you, we will take action. The Senate will come to order. Supplemental Calendar No. 2 has been distributed to all of you. This is Conference Committee Report on House Bill 1279. Mr. Secretary, do you have on file a Conference Committee Report on House Bill 1279?

SECRETARY HARRY:

Yes, Madam President. First Conference Committee Report on House Bill 1279.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Rauschenberger yields to Senator Karpziel.

SENATOR KARPIEL:

Thank you, Madam President. This is the First Conference Committee Report on House Bill 1279. I would ask for No votes to -- to go to a second conference committee.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Senator Demuzio.

SENATOR DEMUZIO:

Senator Karpziel, could you just tell us what the original Conference Committee Report -- what is it and why we're dumping it?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Karpziel.

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SENATOR KARPIEL:

We're actually dumping it because it's not in -- it's not necessary anymore. And we would like to use it, for the Catholic Conference has some provisions they would like to have regarding HMOs.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Demuzio.

SENATOR DEMUZIO:

I guess that's where I was confused. It is for something that will benefit the Catholic Conference, that will be coming forward. I thought -- okay. I'm sorry.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Karpriel. That's it. The question is, shall the Senate adopt the Conference Committee Report on 1279. And all those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Take -- take the record. The -- the question -- the Ayes are 1; the Nays are 2; there are 29 Present. The Conference Committee Report is not adopted, and the Secretary shall so inform the House. Senator Philip, for what purpose did you rise, sir? Senator Philip.

SENATOR PHILIP:

Thank you, Madam President and Ladies and Gentlemen of the Senate. I just -- it's getting to be holiday time; I just wanted to wish everybody a Merry Christmas and a Happy New Year, and a safe one. You know, we won't be back here, I believe, until January 6th or 7th...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Six.

SENATOR PHILIP:

...and I hope that everybody has a great holiday.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

I believe we come back the 6th at 4 p.m., on 1997. Thank you,

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Senator Philip. Is there anything further to come before the house? Mr. Secretary, anything further? If there's no -- nothing further to come before the house, pursuant to the adjournment resolution, the Senate stands adjourned until Monday, January 6th, 1997, at 4 p.m. Happy holidays to everyone and safe holidays to everyone.

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