

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

7th Legislative Day

January 30, 1997

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The regular Session of the 90th General Assembly will come to order. Will the Members please be in their seats and at their desks, and will our guests in the gallery please rise? Our prayer today will be given by Reverend Gerry Comstock from the Unity Church, Springfield, Illinois. Reverend Comstock.

REVEREND GERRY COMSTOCK:

(Prayer by the Reverend Gerry Comstock)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you, Reverend Comstock. At this time, Pledge of Allegiance, by Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Reading of the Journal. Senator Butler.

SENATOR BUTLER:

Madam President, I move that reading and approval of the Journals of Tuesday, January 28th, and Wednesday, January 29th, in the year 1997, be postponed, pending arrival of the printed Journals.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Butler moves to postpone the reading and approval of the Journal, pending arrival of the printed transcripts. There being no objection, it is so ordered. Messages -- Message from the House. WCIA-Channel 3 has asked for leave to tape our proceedings. Hearing no objection, leave is granted. Messages.

SECRETARY HARRY:

Message from the President.

Dear Mr. Secretary - Pursuant to the provisions of Senate Rule 11-1(e) and (f), I hereby make the following appointments to the Senate Special Committee on Election Contests: Senator Kirk Dillard, Chair; Senator Edward Petka, Vice-Chair; and Senator

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Frank Watson. These appointments are effective immediately.

Filed January 30th, 1997, by President Philip.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Committee Reports.

SECRETARY HARRY:

Senator Sieben, Chair of the Committee on Agriculture and Conservation, reports Senate Bills 28 and 71 Do Pass.

And Senator Peterson, Chair of the Committee on Revenue, reports Senate Bills 38, 51 and 84 Do Pass; and Senate Bill 20 Do Pass, as Amended.

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measures have been assigned: Referred to the Committee on Education - Senate Bills 220 and 222; to the Committee on Environment and Energy - Senate Bills 214 and 215; to the Committee on Executive - Senate Bill 219; to the Committee on Insurance and Pensions - Senate Bill 221; to the Committee on Judiciary - Senate Bill 218; to the Committee on Public Health and Welfare - Senate Bill 217; to the Committee on State Government Operations - Senate Bill 216.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Introduction of Bills.

ACTING SECRETARY HAWKER:

Senate Bill 223, offered by Senator Hendon.

(Secretary reads title of bill)

Senate Bill 224, offered by Senator Carroll.

(Secretary reads title of bill)

Senate Bill 225, offered by Senator Parker.

(Secretary reads title of bill)

Senate Bill 226, offered by Senator Cronin.

(Secretary reads title of bill)

Senate Bill 227, offered by Senator Cronin.

(Secretary reads title of bill)

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Senate Bill 228, offered by Senator Dudycz.

(Secretary reads title of bill)

Senate Bill 229, offered by Senator Lauzen.

(Secretary reads title of bill)

Senate Bill 230, offered by Senators Lauzen, President Philip,
Senators Karpziel, Peterson, DeLeo and others.

(Secretary reads title of bill)

Senate Bill 231, offered by Senator Berman.

(Secretary reads title of bill)

Senate Bill 232, offered by Senators Hawkinson and Sieben.

(Secretary reads title of bill)

Senate Bill 233, offered by Senator Hawkinson.

(Secretary reads title of bill)

Senate Bill 234, offered by Senator Sieben.

(Secretary reads title of bill)

Senate Bill 235, offered by Senator Sieben.

(Secretary reads title of bill)

Senate Bill 236, offered by Senators Syverson, Trotter,
Parker, Donahue and Smith.

(Secretary reads title of bill)

Senate Bill 237, offered by Senator Rauschenberger.

(Secretary reads title of bill)

Senate Bill 238, offered by Senator Rauschenberger.

(Secretary reads title of bill)

Senate Bill 239, offered by Senator Rauschenberger.

(Secretary reads title of bill)

Senate Bill 240, offered by Senator Karpziel.

(Secretary reads title of bill)

Senate Bill 241, offered by Senator Berman.

(Secretary reads title of bill)

Senate Bill 242, offered by Senator Berman.

(Secretary reads title of bill)

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Senate Bill 243, offered by Senator Berman.

(Secretary reads title of bill)

Senate Bill 244, offered by Senator Bowles.

(Secretary reads title of bill)

Senate Bill 245, offered by Senator Jacobs.

(Secretary reads title of bill)

Senate Bill 246, offered by Senator Donahue.

(Secretary reads title of bill)

Senate Bill 247, offered by Senator Syverson.

(Secretary reads title of bill)

Senate Bill 248, offered by Senator Fitzgerald.

(Secretary reads title of bill)

Senate Bill 249, offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 250, offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 251, offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 252, offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 253, offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 254, offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 255, offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 256, offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 257, offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 258, offered by Senator Rea.

(Secretary reads title of bill)

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Senate Bill 259, offered by Senator Rea.

(Secretary reads title of bill)

Senate Bill 260, offered by Senator Dillard.

(Secretary reads title of bill)

Senate Bill 261, offered by Senator Dillard.

(Secretary reads title of bill)

Senate Bill 262, offered by Senator Dillard.

(Secretary reads title of bill)

Senate Bill 263, offered by Senator Dillard.

(Secretary reads title of bill)

Senate Bill 264, offered by Senator Dillard.

(Secretary reads title of bill)

Senate Bill 265, offered by Senators Demuzio and Shadid.

(Secretary reads title of bill)

Senate Bill 266, offers -- offered by Senators Severns, Jacobs
and Viverito.

(Secretary reads title of bill)

Senate Bill 267, offered by Senators Jacobs and -- pardon me,
Severns and Jacobs.

(Secretary reads title of bill)

Senate Bill 268, offered by Senator Severns.

(Secretary reads title of bill)

Senate Bill 269, offered by Senators Cronin and Dillard.

(Secretary reads title of bill)

Senate Bill 270, offered by Senator Cronin.

(Secretary reads title of bill)

Senate Bill 271, offered by Senator Cronin.

(Secretary reads title of bill)

Senate Bill 272, offered by Senator Jacobs.

(Secretary reads title of bill)

Senate Bill 273, offered by Senator Burzynski.

(Secretary reads title of bill)

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Senate Bill 274, offered by Senator O'Malley.

(Secretary reads title of bill)

Senate Bill 275, offered by Senator Collins.

(Secretary reads title of bill)

Senate Bill 276, offered by Senator Collins.

(Secretary reads title of bill)

Senate Bill 277, offered by Senator Collins.

(Secretary reads title of bill)

Senate Bill 278, offered by Senator Collins.

(Secretary reads title of bill)

Senate Bill 279, offered by Senator Syverson.

(Secretary reads title of bill)

And Senate Bill 280, offered by Senator Collins.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Severns, for what purpose do you rise, ma'am?

SENATOR SEVERNS:

Thank -- thank you, Madam President...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Please give attention to the speaker, please.

SENATOR SEVERNS:

Thank you, Madam President, Members of the Senate. I rise on a point of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point, ma'am.

SENATOR SEVERNS:

It is not very often that we stand in this Chamber to give praise and honor to a member of the fourth estate, but we have a member of the fourth estate today who is celebrating his thirty-first year of Jack Benny's "twenty-nine and holding" birthday, and that's our friend, Ray Serati.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Severns, continue.

SENATOR SEVERNS:

Ray's wife, who he had the good sense to marry back in 1964, Margaret, and one of their three daughters, Carrie - there's Cynthia and Jennifer who couldn't join today - but Margaret and Carrie are with us today, and we'd like to acknowledge them.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Welcome to the Senate, Mrs. Serati and daughter. Senator Severns.

SENATOR SEVERNS:

And I'll be quick here, Madam President. We know that Ray came to Springfield some time ago, but he came to Springfield in 1960 and has worked here for thirty-four years, thirty-two of which he's been bureau manager for Copley News, covering six National Presidential Nominating Conventions over those years. What many people don't know is that it was Ray Serati, in his capacity as the UPI bureau manager in -- in Sioux Falls, South Dakota, many years ago, who covered most vigorously the well-publicized birth of the Fischer quintuplets in Aberdeen, South Dakota. He has served in the Springfield community from the Sacred Heart Credit Union to Ursuline Academy and -- and countless other community services. But many are a little concerned that -- that Ray, who continues to be among the best dressed in Springfield, despite the recent closing of B & F Toggery, that Ray continues to maintain his sense of humor, and we think today that the entire Senate should join in -- in offering Ray our good wishes, and his family for sticking with him. Madam President, thank you for giving me the opportunity. We have a resolution we'd like to present to Mr. Serati on behalf of the Senate. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Thank you, Senator Severns. And we congratulate Ray Serati for a job well done all these years and for having the wisdom of marrying Mrs. Serati. Senator O'Malley, for what purpose do you rise, sir?

SENATOR O'MALLEY:

Madam President, thank you for recognizing me. It's a matter of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State the personal privilege.

SENATOR O'MALLEY:

Ladies and Gentlemen of the Senate, we have the unique opportunity here today to remember something that occurred in a land away from ours that represented the great fight for freedom that exists in another part of the world. And I have with me as my guest today Mr. Gerry Duddy, from Northern Ireland. You will all recall that during the 89th General Assembly, you joined with me in not only voting unanimously for, but almost every Member who had the opportunity to do so acted as a cosponsor of Senate Resolution 23 that recognized the -- the heroic efforts of Gerry's brother, Jack, and thirteen others who in a peaceful protest in Northern Ireland, were killed, tragically, on January 30th, 1972. And so, this is the twenty-fifth anniversary of that terrible tragedy, and so I would like us all, if we could, to take a moment and just give a -- a -- a reception of applause for Mr. Duddy who is here as my guest. So please join me in -- in thanking him for being here and honoring us with his presence.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Welcome, Mr. Duddy, from Ireland. Senator O'Malley.

SENATOR O'MALLEY:

Thank you, again, Madam President. I also would like to acknowledge that in the gallery with us is Chris Fogarty and -- and Mary O'Sullivan, who are very, very active here in the -- the

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Illinois area, in particular in the Chicagoland area, and have an organization called Friends of Irish Freedom, and I'm wondering if they would, too, just stand up and be recognized by us here. And if we could give them an applause.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

We -- we -- we welcome your guests in the gallery. Senator O'Malley. Senator O'Malley.

SENATOR O'MALLEY:

Madam President, finally, to -- to have a remembrance for Gerry for taking the time on this twenty-fifth anniversary to come here to the Illinois State Capitol, I am presenting, on behalf of the Illinois Senate, a Senate Recognition acknowledging his presence here today and also remembering Senate Resolution 23 in the 89th General Assembly and the terrible tragedy that occurred on January 30th, 1972, in Derry, Northern Ireland. Gerry, thank you for being here.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Congratulations, Mr. Duddy. Senator Philip, for what purpose do you rise?

SENATOR PHILIP:

Point of personal privilege...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point, sir.

SENATOR PHILIP:

...Madam President. I'd like to bring everybody up to date on Senator Woodyard. As you know, Senator Woodyard has been operated on, on Tuesday, I believe. He's at the University of Chicago Hospital; he is doing well. He's still sedated, but things look very, very good.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you. Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

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Thank you, Madam President. I'd like the record to reflect Senator Jones was absent yesterday and today due to illness in the -- in his family, and also that Senator Shaw and Senator Farley also -- I think I excused them, I think, the other day. So, thank you very much.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you. Messages.

SECRETARY HARRY:

A Message for the Governor by Deno Perdiou, Director of Legislative Affairs, January 29th, 1997.

Mr. President - The Governor directs me to lay before the Senate the following Message:

To the Honorable Members of the Senate, 90th General Assembly - I have nominated and appointed the following named persons to the offices enumerated below and respectfully ask concurrence in and confirmation of these appointments of your Honorable Body.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Cullerton, for what purposes do you rise?

SENATOR CULLERTON:

Yes, thank you. Point of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point of personal privilege, and I'm sure we're going to listen to it. Go ahead.

SENATOR CULLERTON:

Thank you -- thank you, Madam President. I would like to -- to indicated to our -- my colleagues that we have another birthday today of one of our colleagues, and with that birthday, we also have the benefit of some cake. And this man is deceptively older than he appears to look. I don't know if he's going to tell us his real age, but it's Senator Trotter who's having a birthday today. So I wanted to wish him a happy birthday and let everybody

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know that we have some cake.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you. And we wish him a happy thirty-ninth, too.
Messages, Mr. Secretary.

SECRETARY HARRY:

Message from the Minority Leader, dated January 30th, 1997, to
the Secretary of the Senate.

Dear Mr. Secretary - Pursuant to Senate Rules 11-1(e) and
(f), I appoint the Senate Special -- to the Senate Special
Committee on Election Contests Senators John Cullerton and James
Clayborne. I designate Senator Cullerton as Minority Spokesperson
to the Special Committee.

Signed by Senator Jones.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Resolutions.

SECRETARY HARRY:

Senate Resolution 18, offered by Senator Jones and all
Members.

It's a death resolution, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Consent Calendar.

SECRETARY HARRY:

Senate Joint Resolution, Constitutional Amendment, No. 6,
offered by Senator Mahar.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Substantive. Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the
following Legislative Measures have been assigned: Referred to
the Committee on Agriculture and Conservation - Senate Bill 258;
to the Committee on Commerce and Industry - Senate Bill 229; to
the Committee on Education - Senate Bills 226, 241, 242, 243, 244

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and 245; to the Committee on Executive - Senate Bills 223, 228 and 254; to the Committee on Insurance and Pensions - Senate Bills 257 and 259; to the Committee on Judiciary - Senate Bills 224, 230, 232, 233 and 246; to the Committee on Licensed Activities - Senate Bills 234, 248 and 251; to the Committee on Local Government and Elections - Senate Bills 231, 255 and 256; to the Committee on Public Health and Welfare - Senate Bills 235, 236 and 247; to the Committee on Revenue - Senate Bills 247 {sic} (227) and 249; to the Committee on State Government Operations - Senate Bills 237, 238, 239, 240, 250 and 252; and to the Committee on Transportation - Senate Bills 225 and 253.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Madigan, for what purpose do you rise?

SENATOR MADIGAN:

Thank you, Madam President. Purpose of an announcement.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Madigan has the Floor, Ladies and Gentlemen.

SENATOR MADIGAN:

Thank you, Madam President. Just an announcement that the -- to remind everyone that on the Calendar it shows the Insurance and Pensions Committee will meet Tuesday morning at 10 o'clock in Room 212, and I just wanted to remind the Members of that. We're going to have a couple bills in there. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Tuesday morning at 10 o'clock, Insurance Committee meeting, Mr. Madigan? I hope you've all noted that, those of you who are the Committee of Insurance. Tuesday morning at 10 o'clock, your next meeting will take place. We'll now proceed to the Order of Resolutions Consent Calendar. With leave of the Body, all those read in today will be added to the Consent Calendar. Mr. Secretary, have there been any objections filed to any resolution on the Consent Calendar?

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SECRETARY HARRY:

No objections have been filed, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

If not, the question is, shall the resolutions on the Consent Calendar be adopted. All those in favor, say Aye. Those opposed. Hearing none opposed, the motion carries, and the resolutions are adopted. Resolutions.

SECRETARY HARRY:

Senate Joint Resolution 7, offered by Senator Weaver.

(Secretary reads SJR No. 7)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Just to restate the resolution of adjournment. We are -- we'll be adjourned until noon, Tuesday, February 4, 1997. Senator Weaver moves to suspend the rules for the purpose of the immediate consideration and adoption of Senate Joint Resolution 7. Those in favor will say Aye. Those opposed will say Nay. In the opinion of the Chair, the Ayes have it. The rules are suspended. Senator Weaver has moved for the adoption of Senate Joint Resolution 7. Those in favor, say Aye. Those opposed, Nay. The Ayes have it, and the resolution is adopted. We have -- Ladies and Gentlemen of the Senate, we have effectively concluded our business, but we will be open for the reading -- Introduction of Bills. Introduction of Bills.

ACTING SECRETARY HAWKER:

Senate Bill 281, offered by Senator Lauzen.

(Secretary reads title of bill)

Senate Bill 282, offered by Senator Luechtefeld.

(Secretary reads title of bill)

Senate Bill 283, offered by Senator Mahar.

(Secretary reads title of bill)

Senate Bill 284, offered by Senator Jacobs.

(Secretary reads title of bill)

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Senate Bill 285, offered by Senator Luechtefeld.

(Secretary reads title of bill)

Senate Bill 286, offered by Senator Luechtefeld.

(Secretary reads title of bill)

Senate Bill 287, offered by Senator Luechtefeld.

(Secretary reads title of bill)

Senate Bill 288, offered by Senator Luechtefeld.

(Secretary reads title of bill)

Senate Bill 289, offered by Senator Severns.

(Secretary reads title of bill)

Senate Bill 290, offered by Senator Severns.

(Secretary reads title of bill)

Senate Bill 291, offered by Senator Severns.

(Secretary reads title of bill)

Senate Bill 292, offered by Senators Hawkinson and Shadid.

(Secretary reads title of bill)

And Senate Bill 293, offered by Senator Fitzgerald.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further business to come before the Senate? If not, pursuant to the adjournment resolution, the Senate stands adjourned until noon, Tuesday, February 4, 1997. Hearing no further business, a motion to adjourn by Senator Bomke. All those in favor, Aye. Opposed? We're adjourned.

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