

STATE OF ILLINOIS  
90TH GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

91st Legislative Day

April 1, 1998

PRESIDENT PHILIP:

The regular Session of the 90th General Assembly will please 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 Father John Spreen, St. Augustine Church, Ashland, Illinois. Father Spreen.

FATHER JOHN SPREEN:

(Prayer by Father John Spreen)

PRESIDENT PHILIP:

Please remain standing for the Pledge of Allegiance. Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDENT PHILIP:

Reading of the Journal. Senator Butler.

SENATOR BUTLER:

Mr. -- Mr. President, I move that reading and approval of the Journal of Tuesday, March 31st, in the year 1998, be postponed, pending arrival of the printed Journal.

PRESIDENT PHILIP:

Senator Butler moves to postpone the reading and the approval of the Journal, pending the arrival of the printed transcript. There being no objection, so ordered. Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

On a point of personal privilege, Mr. President.

PRESIDENT PHILIP:

State your point.

SENATOR DEMUZIO:

Mr. President, seated in the gallery directly behind me is about twenty-five, thirty sophomores from Mt. Olive High School that are visiting with us today, along with Stacey Tieman Byots,

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their instructor. I would ask that they rise and be recognized by the Senate, please.

PRESIDENT PHILIP:

Please rise and be recognized by the Senate. Committee Reports.

SECRETARY HARRY:

Senator Hawkinson, Chair of the Committee on Judiciary, reports Senate Amendment 1 to Senate Bill 1215 Be Approved for Consideration, Amendment No. -- Amendments 1 and 2 to Senate Bill 1259, Amendment 2 to Senate Bill 1535 {sic} (1335), Amendments 1 and 2 to Senate Bill 1386, Amendments 1 and -- or, Amendment 1 to Senate Bill 1544, Amendment 2 to Senate Bill 1628, Amendment 1 to Senate Bill 1713, Amendment 1 to Senate Bill 1835 and Amendment 1 to Senate Bill 1884, all Be Approved for Consideration.

Senator Mahar, Chair of the Committee on Environment and Energy, reports Amendment 2 to Senate Bill 1567, Amendment 1 to Senate Bill 1705 and Amendment 2 to Senate Bill 1853, all Be Adopted.

Senator Peterson, Chair of the Committee on Revenue, reports Amendment 3 to Senate Bill 1349, Amendment 3 to Senate Bill 1458 and Amendments 2 and 4 to Senate Bill 1566, all Be Adopted.

Senator Butler, Chair of the Committee on Local Government and Elections, reports Senate Amendments 2 and 3 to Senate Bill 1612 and Amendment 1 to Senate Bill 1702 Be Adopted.

Senator Cronin, Chair of the Committee on Education, reports Amendments 2 and 3 to Senate Bill 1561 Be Adopted.

Senator Madigan, Chair of the Committee on Insurance and Pensions, reports Amendments 1, 2 and 3 to Senate Bill 1904 Be Adopted.

Senator Syverson, Chair of the Committee on Public Health and Welfare, reports Amendment 3 to Senate Bill 743, Amendment 2 to Senate Bill 1315, Amendment 3 to Senate Bill 1473 and Amendment 2

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to Senate Bill 1700, all Be Adopted.

Senator O'Malley, Chair of the Committee on Financial Institutions, reports Amendment 2 to Senate Bill 1528 Be Adopted.

Senator Klemm, Chair of the Committee on Executive, reports Amendment 3 to Senate Bill 1288, Amendment 2 to Senate Bill 1326 and Amendment 1 to Senate Bill 1878, all Be Adopted.

PRESIDENT PHILIP:

Senator Geo-Karis, for what purpose do you rise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, for the purpose of personal privilege. Mr. President and Ladies and Gentlemen of the Senate, I'm delighted to have with us, visiting today, Trustee Carl Norlin and his wife, Kathy, from the Village of Lindenhurst, sitting up in the President's Gallery on my right here, and their son, Jonathan, who's going to be an Honorary Page today, and I would like you all to welcome them here.

PRESIDENT PHILIP:

Would they please rise and be recognized by the Senate?  
Messages.

SECRETARY HARRY:

Message from the President.

Dear Mr. Secretary - Pursuant to the provisions of Senate Rule 2-10(e), I hereby extend the deadline for final action on the following category -- categories of bills, with specific bills enumerated under those -- under these categories, to January 1st, 1999:

Human Services, specifically: Senate Bills 1833 and 1834.

April 1st, 1998, and signed by President Philip.

PRESIDENT PHILIP:

May I have your attention just for one minute to explain to you what we're going to do today? We're going to do

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Constitutional Amendments, 2nds, and then 3rds. You know, tomorrow is the deadline. So I might suggest to you, if you want to pass a bill today, I wouldn't pass it up, because most likely we will not get to it tomorrow. Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Well, thank you, Mr. President. Are we embarking now upon reading in for the third time the constitutional amendments at this moment?

PRESIDENT PHILIP:

We are the second time. Go ahead, Senator Demuzio.

SENATOR DEMUZIO:

We have filed an amendment to one of those constitutional amendments and we're going to have Rules here shortly. I was wondering if we might postpone that for a few minutes.

PRESIDENT PHILIP:

Senator Demuzio, that's up to the sponsor. If you -- if you can get the sponsor to do it, be my guest. That -- that's their decision. We've always done it that way.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Walsh. Senator Luechtefeld, for what reason do you rise?

SENATOR LUECHTEFELD:

Point of -- point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR KARPIEL)

State your point.

SENATOR LUECHTEFELD:

In the gallery, behind the President's desk, are some very good friends from the Pinckneyville area, Alan Hastings and his wife and their son, Cory. Would you please stand to be recognized by the Senate, please? Thank you.

PRESIDING OFFICER: (SENATOR KARPIEL)

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Welcome to Springfield. Senator Lauzen.

SENATOR LAUZEN:

Thank you, Madam President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR KARPIEL)

State your point.

SENATOR LAUZEN:

I would like to introduce Michael and Bob Perkins from Hinsdale, whose son, Mike, is going to be an Honorary Page today. They're in the gallery behind, as well as a dear and longtime friend, John Kador, and his son, Daniel, who's an Honorary Page for today.

PRESIDING OFFICER: (SENATOR KARPIEL)

Welcome to Springfield. Senator Halvorson.

SENATOR HALVORSON:

Thank you, Madam President. While we're introducing people, I would also like to introduce. I have a family from my district here, and Amber is the Honorary Page for today, and we have with her, her dad and her grandma, also in the gallery behind the President's desk. So if they could please stand. Thank you.

PRESIDING OFFICER: (SENATOR KARPIEL)

All right. Let's welcome them to Springfield. All right. On page 18 of your Calendar is the Order of Constitutional Amendments 2nd Reading. Senator Cronin, on SJR 52. Read the -- read the resolution, Madam Secretary.

ACTING SECRETARY HAWKER:

Senate Joint Resolution, Constitutional Amendment, 52.

(Secretary reads SJRCA No. 52)

2nd Reading of the resolution.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. SJR 55. Senator Petka. Senator Petka, on SJR 55. Out of the record. SJR 57. Senator Klemm. Read the -- Senator Demuzio.

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SENATOR DEMUZIO:

I inquired this morning of the Chair indicating that we had an amendment for Senate Joint Resolution, Constitutional Amendment, 57, and I would ask Senator Klemm if he might hold off on reading this for a second time until after the Rules Committee has had an opportunity to meet and dispose of the amendment that is being offered by Senator Collins.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Klemm.

SENATOR KLEMM:

Well, Madam President, to accommodate Senator Demuzio, I will hold it for a short period of time while the Rules Committee does meet, if they are prepared to meet shortly. Otherwise, I would have to move this, because we do need three readings.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Demuzio.

SENATOR DEMUZIO:

Yeah. Thank you very much for your courtesy. It's my understanding, we're going to be meeting shortly. Thank you.

PRESIDING OFFICER: (SENATOR KARPIEL)

...JR 57 is out of the record for now. We'll go back to SJR 55. Senator Petka. Read the resolution, Madam Secretary.

ACTING SECRETARY HAWKER:

Senate Joint Resolution, Constitutional Amendment, No. 55.

(Secretary reads SJRCA No. 55)

2nd Reading of the resolution.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. With leave, the Chair will return to SJR 57. And for now we will go to page 2 of the Calendar, 2nd Readings. And as tomorrow is the deadline to get bills out of the Senate, I think that you'd better -- everybody better call their bill on 2nd Reading. It's the last day that we are going to do 2nd Readings.

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So be prepared to call your bill on 2nd Reading, as this is the last day that we'll be doing it. On page 2 of the Calendar are Senate Bills 2nd Reading. Senate Bill 1028. Senator Dillard. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1028.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Dillard.

PRESIDING OFFICER: (SENATOR KARPIEL)

Could we please have some order in the Chamber? Would Members please be in their seats? Take conferences off the Floor, and let's get through this order of business. Senator Dillard.

SENATOR DILLARD:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This amendment, which came out of the Judiciary Committee, Floor Amendment No. 2, takes away the objections of what is known as the food supplement industry. I'd be happy to answer any questions. But Floor Amendment No. 2 just takes some objections away from the food supplement industry, or the health food industry, and I'd move its adoption.

PRESIDING OFFICER: (SENATOR KARPIEL)

Is there any discussion? Senator Bomke. If not, Senator Dillard moves the adoption of -- Floor Amendment No. 2 to Senate Bill 1028. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments that have been approved for consideration?

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SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1210. Senator Syverson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1210.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Local Government and Elections adopted one amendment.

PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senator Bomke, for what reason do you rise?

SENATOR BOMKE:

Thank you, Madam President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR KARPIEL)

State your point.

SENATOR BOMKE:

We have with us here today, Mrs. Milslagle, from Williamsville Jr. High School. Visiting with us today along with her are Honorary Pages Garrett Runge, Ed Hodun, Brian Holmes, Shane Timm, C.J. Oglesby. And they're back in the back here.

PRESIDING OFFICER: (SENATOR KARPIEL)

Would the Senate please welcome our -- our visitors? Senate Bill 1215. Senator Carroll. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1215.

(Secretary reads title of bill)



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2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Carroll, on Amendment No. 1.

SENATOR CARROLL:

Thank you, Madam President, Members of -- of the Senate. Floor Amendment No. 1 was a amendment requested, basically, by the Committee on Judiciary to clarify technically the language so that -- a subsequent accusation was not sufficient; it took an actual conviction in order to get an enhanced penalty in a domestic violence situation. I would move its adoption.

PRESIDING OFFICER: (SENATOR KARPIEL)

Is there any discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to Senate Bill 1215. Those in favor, say Aye. Opposed, Nay. And the Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1259. Senator Fawell. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1259.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved for consideration?

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SECRETARY HARRY:

Amendment No. 1, offered by Senator Fawell.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Fawell, on Amendment No. 1.

SENATOR FAWELL:

Thank you very much. This amendment becomes the bill. It amends the Parentage Act, and it provides that a presumption that a man is the natural father of a child due to the marriage to the mother is rebuttable if a DNA test shows that there is reasonable probability that the man is not the father. And it also allows a man who has been adjudicated the father of a child pursuant to the presumption that he is the father due to the marriage, if there is -- a DNA test discovers that the man is not the natural father, then the orders involving custody, visitation and child support can be declared null and void.

PRESIDING OFFICER: (SENATOR KARPIEL)

Any discussion? If not, Senator Fawell moves the adoption of Amendment No. 1 to Senate Bill 1259. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Have -- are there any other amendments?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Fawell.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This is a technical amendment, and it just takes -- a reasonable probability that the man is not the father. Actually, the DNA test does declare that he is the father.

PRESIDING OFFICER: (SENATOR KARPIEL)

If there's no discussion, Senator Fawell moves the adoption of Amendment No. 2 to Senate Bill 1259. Those in favor, say Aye.

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Opposed, Nay. The Ayes have it, and the amendment is adopted.  
Any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1290. Senator Peterson. Read the  
bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1290.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved  
for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1295. Senator Farley. Senator  
Farley, on Senate Bill 1295. Out of the record. Senate Bill  
1335. Senator Dudycz. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1335.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved  
for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Dudycz.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Dudycz.

SENATOR DUDYCZ:

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Thank you, Madam President. Amendment No. 2 to Senate Bill 1335 amends certain sections of the Criminal Code to close certain loopholes regarding elimination of fraud regarding public contracts for a school district. This legislation is proposed by the Cook County State's Attorney's Office and it is -- is supported by the Chicago public schools. Specifically, it clarifies that school districts are covered as contracting units. Adds definition for "stringing", and penalty for unlawful stringing of school district bids. Creates penalties for persons providing false statements to obtain public contracts with school districts. Creates penalties for school district employees who create false entries of information or misapply public funds, and in addition there's a section that is amended to create {sic} a non-probationable offense of -- for theft of two hundred and fifty thousand dollars from a school district. I know of no opposition, and I would seek your support of Amendment No. 2.

PRESIDING OFFICER: (SENATOR KARPIEL)

Any discussion? Any discussion? If not, Senator Dudycz moves the adoption of Amendment No. 2 to Senate Bill 1335. Those in favor, say Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Are there any further amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1365. Senator Bowles. Senator Bowles, on Senate Bill 1365. Out of the record. Senate Bill 1463. Senator Mahar. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1463.

(Secretary reads title of bill)

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

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PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1566. Senator Radogno. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1566.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Revenue adopted one amendment.

PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Radogno.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Radogno, on Amendment No. 2.

SENATOR RADOGNO:

Thank you. This amendment addresses a number of the concerns that municipalities have expressed about the original bill. It eliminates the -- or, it restores the various categories: blight, conservation area, industrial park. It eliminates variable term TIFs. It addresses municipal concerns regarding the qualification of vacant land and farmland. Removes the weighted vote of the joint review board. Restores marketing as an eligible expenditure and defines it. Requires a housing study only if displacement of residents will occur. It does maintain an -- an enhanced role for the joint review board. It has protection for low-income residents who might be displaced by a TIF district, and it offers some protection for schools when a TIF district generates students to a school district, as well as a number of other minor changes.

PRESIDING OFFICER: (SENATOR KARPIEL)

Any discussion? If not, Senator Radogno moves the adoption of Amendment No. 2 to Senate Bill 1566. Those in favor, say Aye.

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Opposed, Nay. The Ayes have it. The amendment is adopted. Are there any further amendments?

SECRETARY HARRY:

Amendment No. 4, offered by Senator Radogno.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Radogno, on Amendment No. 4.

SENATOR RADOGNO:

Amendment No. 4 are just technical changes that have been agreed to. They're very minor.

PRESIDING OFFICER: (SENATOR KARPIEL)

No discussion. Senator Radogno moves the adoption of Amendment No. 4 to Senate Bill 1594 {sic}. Those in favor, say Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. I'm sorry. Senator Radogno, the board was reading 1594 and I -- I -- I read it wrong. I want to say that Senator Radogno moves the adoption of Senate Amendment -- of Amendment No. 4 to Senate Bill 1566. And if there's no discussion, we move for the adoption of Amendment No. 4. Those in favor, say Aye. Those opposed, say Nay. And the Ayes have it. Amendment is adopted. Are there any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate -- Senate Bill 1585. I ask leave to return to Senate Bill 1585. Leave is granted. 1594. Out of the record. Senate Bill 1628. Senator Cullerton. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1628.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

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Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Hawkinson.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Hawkinson, on Amendment No. 2.

SENATOR HAWKINSON:

Thank you, Madam President. This is a work in progress. This amendment was approved after a hearing in committee yesterday. It attempts to do two things: one, to assure that no new duties to supervise are imposed under the Act; and, secondly, under the duty to supervise section, defines what "willful and wanton" means. I would ask for its approval.

PRESIDING OFFICER: (SENATOR KARPIEL)

Any discussion? If not, Senator Hawkinson moves the adoption of Amendment No. 2 to Senate Bill 1628. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1703. Senator Fawell. Out of the record. Senate Bill 1750. Senator Lauzen. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1750.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1844. Senator Lauzen. Out of the record. Senate Bill 1853. Senator Trotter. Read the bill, Mr. Secretary.

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SECRETARY HARRY:

Senate Bill 1853.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Environment and Energy adopted one amendment.

PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Trotter.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Trotter, on Amendment No. 2.

SENATOR TROTTER:

Thank you very much, Madam President, Members of the Senate. Senate Amendment No. 2 is some clean-up language and also compromise language that was received from the City of Chicago along with the public utilities here in the State just saying that we should have some kind of standardized mechanism in which we disclose information to law enforcement agencies. Specifically, it asks that no information can be disclosed from a customer's record unless that agency receives in writing from the department saying what the information is for, that -- specifically that it's for a law enforcement purpose and that the information is absolutely necessary.

PRESIDING OFFICER: (SENATOR KARPIEL)

Any discussion? Senator Dudycz.

SENATOR DUDYCZ:

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

PRESIDING OFFICER: (SENATOR KARPIEL)

The sponsor will yield.

SENATOR DUDYCZ:



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Senator Trotter, have you -- you mentioned that this is -- this language addresses the concerns of the public utilities. Is this -- are you saying all the public utilities are now on board?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Trotter.

SENATOR TROTTER:

That is correct. The -- the language that I have received is from their industry, and I have spoken to other individuals. So, as far as I know, everyone is on board at this time.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Dudycz.

SENATOR DUDYCZ:

And -- and you have had that conversation with the Chicago Police Department. They have signed off on this language?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Trotter.

SENATOR TROTTER:

We've had multiple conversations and actually the language that we see here is -- is, in most part, from the Chicago Police Department and their counsel.

PRESIDING OFFICER: (SENATOR KARPIEL)

All right. Is there any further discussion? If not, Senator Trotter moves the adoption of Amendment No. 2 to Senate Bill -- Senate Bill 1853. Those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Could we have some order? It's very difficult to hear up here. Looking out at the Body, there's all kinds of empty seats. People are, you know, really not paying much

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attention. So, please, let's have a little order. Senate Bill 1854. Senator Mahar. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1854.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1860. Senator Butler. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1860.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. And Senate Bill 1895, out of the record. With leave of the Body, we will return to Senate Bill 1585, and Senator Peterson, who is a -- my hyphenated cosponsor, will handle the bill. Senator Peterson, on Senate Bill 1585. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1585.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Licensed Activities adopted one amendment.

PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. We will now go to the Order of 3rd Reading. On page 3 of your Calendar, on the Order of 3rd Reading, is Senate

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Bill 499. Senator Maitland. I've been advised that Members should be -- should be able to and should be willing to be calling their bill today, their bill on 3rd Reading, because we may not be able to go back to this order tomorrow. So be prepared, pay attention and call your bill, if at all possible. Senate Bill 499. Senator Maitland. Mr. Secretary, read the bill.

SECRETARY HARRY:

Senate Bill 499.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Maitland.

SENATOR MAITLAND:

Thank you, Madam President, Members of the Senate. Senate Bill 499 is now a vehicle bill. It contains nothing but -- but minor stylistic changes. It is one of two bills that will leave this Chamber and will be amended later on in the Session with the pension language that we all agree to toward the end of Session. So I would seek support of Senate Bill 499.

PRESIDING OFFICER: (SENATOR KARPIEL)

Is there any discussion? If not, Senator Maitland moves the passage of Senate Bill 499. And the question is, shall Senate Bill 499 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 55 Ayes, 2 voting Nay, none voting Present. And Senate Bill 499, having received the required constitutional majority, is declared passed. Senate Bill 668. Senator Maitland. Out of the record. Senate Bill... Senate Bill 743. Senator Fawell. Do you wish this bill returned to 2nd Reading for purposes of amendment? Senator Fawell seeks leave of the Body to return Senate Bill 743 to the Order of 2nd Reading for

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the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 743. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 3, offered by Senator Fawell.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Fawell, on Amendment 3.

SENATOR FAWELL:

Thank you -- thank you very much. This is the assistant {sic} (assisted) living bill. It has been worked on by all parties, and basically we have come to an agreement. The main portion of the -- the amendment goes into great detail explaining what the contract should call for, that it -- the assistant {sic} living should reside in the Department of Aging. It also talks about the discharge policies, who should remain within the assistant {sic} living facilities, how they should operate, and a number of other things. I can go into detail when we have 3rd Reading.

PRESIDING OFFICER: (SENATOR KARPIEL)

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

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1217. Senator Petka. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1217.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

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Senator Petka.

SENATOR PETKA:

Thank you very much, Madam President and Members of the Senate. Senate Bill 1217 would eliminate the affirmative defense under -- that is currently found under the child pornography section of the Illinois Criminal Code. The -- after rather extended discussion of this legislation in the Judiciary Committee, it came out on the attendance roll call with no dissenters. The Illinois Library Association is neutral on the legislation, and what it basically does is to remove an exemption that, in my opinion and the opinion of others, was erroneously placed in the Statute. Once again, I'm not aware of any opposition and I move for the adoption.

PRESIDING OFFICER: (SENATOR KARPIEL)

Is there any discussion? If not, the question is, shall Senate Bill 1217 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 57 Ayes, none voting Nay, none voting Present. And Senate Bill 1217, having received the required constitutional majority, is declared passed. Senate Bill -- Senate Bill 1223. Senator Jones. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1223.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. -- Madam President. Senate Bill 1223 provides a provision for those not-for-profit organizations,

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mostly churches in the Chicagoland area, who have lost their property due to -- due to the exemption that was given them and they didn't file the exemption, 'cause they didn't know about it. And what this does is give them a legal standing in court in the event those properties have been lost so that they can redeem those properties and, also, the State's Attorney can go in on their behalf and have that property given back to its rightful owners. The Cook County State's Attorneys' Association, Civic Federation, State Bar, Chicago Bar, and -- and Taxpayer Federation of Illinois are all in strong support of this bill. I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR KARPIEL)

Is there any discussion? If not, the question is, shall Senate Bill 1223 pass. Those in favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On that question, there are 57 Ayes, none voting Nay, 1 voting Present. And Senate Bill 1223, having received the required constitutional majority, is declared passed. Senate Bill 1249. Senator Garcia. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

Senate Bill 1249.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Garcia.

SENATOR GARCIA:

Thank you, Madam President. Senate Bill 1249 amends the Unified Code of Corrections regarding the offense of gunrunning. It came out of the Judiciary Committee on the Agreed Bill List with no dissenting votes. It makes any person convicted of gunrunning ineligible for probation, a term of periodic

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imprisonment, or conditional discharge. Gunrunning is a Class 1 felony and people are eligible to receive a minimum of four years if found guilty, and up to twenty-five thousand dollars in a fine. And I would have -- I would answer any questions.

PRESIDING OFFICER: (SENATOR KARPIEL)

Discussion? Senator Jacobs.

SENATOR JACOBS:

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

PRESIDING OFFICER: (SENATOR KARPIEL)

He indicates he will.

SENATOR JACOBS:

Senator, just so I know, and I think so we make it more clear, what is the definition of gunrunning?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Garcia.

SENATOR GARCIA:

It is the transfer of three or more unlawful weapons in Illinois.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Jacobs.

SENATOR JACOBS:

Just real quick. I -- I think what you're doing is fine, Senator. I just -- currently, then, if they have illegal guns, they can't be charged with a felony?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Garcia.

SENATOR GARCIA:

The bill simply clarifies that if they're guilty of the offense of gunrunning, they can serve a minimum of -- between four to fifteen years and an offense that is not currently in the law.

PRESIDING OFFICER: (SENATOR KARPIEL)

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Senator Jacobs.

SENATOR JACOBS:

So do -- do we have a prison impact statement on this, Senator, or -- are there a lot of people that we're going to be throwing in jail for four years, or is it something more minor than that?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Garcia.

SENATOR GARCIA:

It's a minimum of four years up to a maximum of fifteen years for the offense.

PRESIDING OFFICER: (SENATOR KARPIEL)

If there's no further discussion, the question is, shall Senate Bill 1249 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On this question, there are 57 Ayes, none voting Nay, none voting Present. And Senate Bill 1249, having received the required constitutional majority, is declared passed. Senate Bill 1250. Senator Parker. Out of the record. Senate Bill 1251. Senator Luechtefeld. Out of the record. Senate Bill 1265. Senator Maitland. Out of the record. Senate Bill 1280. Senator Butler. Senator Butler, do you wish this bill returned to 2nd Reading for purposes of an amendment, or tabling of an amendment? Senator Butler seeks leave of the Body to table an amendment on Senate Bill 1280. Having no -- hearing no objection, leave is granted. Obviously, it seems that there was no amendment that was adopted to table. So Senate -- Senator Butler, on Senate Bill 1280, which is on 3rd Reading. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

Senate Bill 1280.

(Secretary reads title of bill)



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3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Butler.

SENATOR BUTLER:

Thank you very much, Madam President. And Ladies and Gentlemen, this is the merely bill of all merely bills. The Illinois Municipal Code now calls for the reporting of -- for public inspection within ten days of the proceedings of a meeting. Now this bill changes that to conform with the Open Meetings Act by changing it to seven days. So now, both the Illinois Municipal Code and the Open Meetings Act will be in conformity.

PRESIDING OFFICER: (SENATOR KARPIEL)

Okay. Is there any discussion? If not, the question is, shall Senate Bill 1280 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On this question, there are 57 Ayes, none voting Nay, none voting Present. And Senate Bill 1280, having received the required constitutional majority, is declared passed. Senate Bill 1288. Senator Mahar. Read the bill, Madam Secretary. Or, Senate -- Senator Mahar, do you wish this bill returned to 2nd Reading for purposes of an amendment? Senator Mahar seeks leave of the Body to return Senate Bill 1288 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 1288. Madam Secretary, are there any Floor amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 3, offered by Senator Mahar.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Mahar, on Amendment No. 3.

SENATOR MAHAR:

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Thank you, Madam President, Members of the Senate. This -- Senate Bill 1288 is the property owner's bill of rights, as it affects the Illinois Toll Highway Authority. The Floor Amendment No. 3, excuse me, which was adopted -- which was recommended adopted unanimously by the -- or, by the Executive Committee this afternoon, adds a provision which requires the Authority to pay up to five hundred dollars in attorney fees for closing costs on a replacement dwelling, and also adds an immediate effective date. I know of no opposition and I would move its adoption.

PRESIDING OFFICER: (SENATOR KARPIEL)

If there's no discussion, all in favor, vote Aye. Opposed, Nay. The voting is open. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments?

ACTING SECRETARY HAWKER:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1293. Senator Fawell. Out of the record. Senate Bill 1305. Senator Peterson. Out of the record. Senate Bill 1306. Senator Mahar. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

Senate Bill 1306.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Mahar.

SENATOR MAHAR:

Thank you, Madam President, Members of the Senate. This amends the Water Reclamation -- Metropolitan Water Reclamation District Act to enlarge the District to include territory located in Richton Park in Cook County. I know of no opposition, and would ask for your support.

PRESIDING OFFICER: (SENATOR KARPIEL)

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Well, if there's no discussion, the question is, shall Senate Bill 1306 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On this question, there are 58 voting Aye, none voting Nay, none voting Present. And Senate Bill 1306, having received the required constitutional majority, is declared passed. On page 4 of the Calendar, at the top of the page, is Senate Bill 1308. Senator Philip. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

Senate Bill 1308.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Philip.

SENATOR PHILIP:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Senate Bill 1308 amends the Illinois Income Tax Act. Creates deduction for all taxpayers for contributions to schools or school foundations. It does two things: It sunsets in the year 2003, and it limits those -- individual or corporations to a hundred thousand dollars a year. I got involved in this from a very, very good friend of mine, a good Chicago Democrat by the name of Joe Kellman, who happens to be the President and Chief Executive Officer of Globe Glass. He, on his own, without any incentives whatsoever, decided to adopt two schools in Chicago, which he has done. He's helped to repair 'em. He sent people over there to teach. It has worked out extremely well. He came to me and made this suggestion: that we ought to give business some encouragement, some tax break, to go in and help these schools. Quite frankly, I don't think it will help my area at all. I think it will certainly help the East St. Louis metro

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area. It certainly will help Chicago schools. I'd be happy to answer any questions. I might suggest this: that this is the same bill that Senator Clayborne had last year, Senate Bill 645, which passed this Chamber and it ended up being the vehicle for our school compromise, so it never did pass the House. I'll be happy to answer any questions.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Jones.

SENATOR JONES:

Yes. Thank you, Madam President. Your closing remarks there, Senator Philip, as you mentioned -- I thought I heard this bill before. And I don't see Senator Clayborne's name up there. It would have been nice, since it was his bill originally and since he did put the bill in, that his name would be hyphenated sponsor. All of a sudden I see Senator Bomke up there. You know, I think what we should do, Senator, is that we should pass a -- a bill -- a law in this Chamber as it relate to hijacking. But I think Senator Clayborne had a -- had a darn good bill last Session, and he, in turn -- he, in turn, put the bill in again this year, but I think it would have been nice if his name would have gone up there on the board. It is Senator Clayborne's idea, Senator Clayborne's bill. I'm quite certain he would appreciate it. At least I would appreciate it, speaking for the Members on this side of the aisle. But I know his hands is tied at this particular point. So maybe you'll respond to that, Senator Philip, about the hijacking bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Philip.

SENATOR PHILIP:

Thank you, Madam President. For your information, Senator Jones, Senator Clayborne is a cosponsor of this bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

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Senator Geo-Karis.

SENATOR GEO-KARIS:

Madam President and Ladies and Gentlemen of the Senate, I was going to suggest that, but since his name is already on it, what are you fighting about, Emil?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Jones.

SENATOR JONES:

You know, just a matter of ethics and everything. You know, I feel that if a sponsor puts a bill in - and I believe the bill did pass last Session - and that same sponsor put the bill back in this year but it was not even let out of committee - it's the same identical language - it is his bill, and -- and his name doesn't even appear on the board. You know, I mean, what I'm saying to you, in all fairness, I think, Senator Philip, is that we should move Bomke back and -- and put Senator Clayborne hyphenated sponsor on the bill so it will appear as a matter of record. But by being just a cosponsor on the bill, his does not appear. And -- and I mean this in all sincerity. We know you have the majority and the majority give you the power to -- to, at your will, take something that belongs to the minority. And that's what I'm speaking of, Mr. President. So why don't you do that? Why don't you make the motion right now from the Floor and make him a hyphenated sponsor of his idea, his bill, and -- and then we all join in support?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Jacobs.

SENATOR JACOBS:

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

PRESIDING OFFICER: (SENATOR KARPIEL)

He will.

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SENATOR JACOBS:

Following up on Emil, as a matter of fairness. What is contributions to "foundations established under Section 501(c)(3) of the Internal Revenue Code to raise moneys for schools" shall also be deductible? Can you expand on that a little bit? What kind of -- of corporations are you talking about? What kind of contributions? In other words, if I give a hundred dollars to my -- my Catholic church school, St. Anne's, and is that then -- that's deductible on the federal income tax. Does that mean, then, I'm going to get a State income tax deduction also?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Philip.

SENATOR PHILIP:

I hope I understand your question. It's kind of noisy in this Chamber. I think it's non-for-profit, 503 {sic} are non-for-profit.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Jacobs.

SENATOR JACOBS:

Yeah. I understand that, but I guess I'm trying to figure how -- how broad this thing may be going. It may be going broader than what we think. I don't know. What you explained the bill to do is -- is very -- very understandable, and that's easy to try to put some sort of a handle on, Senator, and I understand that. But I guess I don't know what other kind of contributions we're talking about that could perhaps cost us more than seven hundred and fifty thousand dollars by virtue of the fact that we are allowing other deductions to come from the contributions to foundations under 501(3)(c) {sic}.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Philip.

SENATOR PHILIP:

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It limits a corporation or an individual to a hundred thousand dollars a year. If that corporation would do the hundred thousand they would have a tax break of four -- four thousand eight hundred dollars. If an individual would do it, they would get a three-thousand-dollar credit on their income tax. You know, it's going to be a word-of-mouth thing, very honestly. Nobody has any idea how many corporations will do it. But I will tell you this now, in the City of Chicago, which they are doing it now without any tax break at all -- and I'll just read a few of these for you. I was surprised myself at how many corporations have done it already without any incentive at all. And it's S & C Electric Company. They have a -- a metal working thing going at Senn High School. Associated Equipment Distributors Foundation at Gage Park High School. O'Hare Hilton does the Dunbar High School. United Airlines does Chicago Vocational High School. Illinois Restaurant Association, believe it or not, does it in ten different high school programs. So it's already going on, but there's no incentive for them to do it. If you give 'em a little tax breaks, in my judgement, they will stand up to the plate and do it. I think it's good for the schools. It basically will help the Chicago schools and the downstate schools in the lower-income areas.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Jacobs.

SENATOR JACOBS:

Just -- just one follow-up to that, Senator, and I think what you're doing -- I'm going to vote for your bill and I think it's a noble thing to be doing. I guess, though, from the other standpoint, I look at it from the standpoint we are going to give a tax break to those who will contribute to a school, which is a very noble deed, but I think those of us on this side of the aisle and I think many on the other side of the aisle would like to do

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something for the average person of this State. And I think we should begin looking at the fact that we should perhaps double the exemption for personal exemptions on the State income tax and -- and include everyone in a tax break. I think that would be something that we should really look at.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Welch.

SENATOR WELCH:

I have a question of the sponsor.

PRESIDING OFFICER: (SENATOR KARPIEL)

He indicates he'll answer.

SENATOR WELCH:

Senator Philip, how is it determined the value of a -- of a property, piece of property given to a school? If I have an old 386 computer and I give that to my local school, how do I determine how much of a tax deduction I get?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Philip.

SENATOR PHILIP:

I suppose that the corporations would report to the State school board in regards to what they're doing and what they think it's worth.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Welch.

SENATOR WELCH:

It'd be up to the school board? They would come up with some valuation?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Philip.

SENATOR PHILIP:

In the first place, the school board has to authorize it. If the -- local school board doesn't authorize it, of course they



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could not do it. And of course, everything goes through the local school board.

PRESIDING OFFICER: (SENATOR KARPIEL)

Further discussion? Senator Walsh.

SENATOR T. WALSH:

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

PRESIDING OFFICER: (SENATOR KARPIEL)

He indicates he will.

SENATOR T. WALSH:

Well, I -- first of all, I stand in support of the bill. And I'm just wondering, does the bill include tuition that is paid to a private school?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Philip.

SENATOR PHILIP:

Yes. It does not include tuition.

PRESIDING OFFICER: (SENATOR KARPIEL)

If there's no further discussion, Senator Philip, to close. The -- Senator Philip, to close.

SENATOR PHILIP:

I happen to think it's a very, very good idea. It helps a lot of people that need help. It's good for the schools. It's good for business. We ought to give 'em some encouragement, and I'd ask for a favorable vote.

PRESIDING OFFICER: (SENATOR KARPIEL)

All right. The question is, shall Senate Bill 1308 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On this question, there are 56 Ayes, 1 voting Nay, none voting Present. And Senate Bill 1308, having received the required constitutional

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majority, is declared passed. Senator Hendon.

SENATOR HENDON:

Madam President, by accident I pushed the wrong button. Meant to vote Yes on that. Syverson was bothering me and made me push the wrong button. So I'd like the record to reflect a Aye vote.

PRESIDING OFFICER: (SENATOR KARPIEL)

I -- I see, Senator. The record shall reflect that. Senate -- Senate Bill 1315. Senator Parker. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

Senate Bill 1315.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Parker.

SENATOR PARKER:

Thank you, Madam President. Floor Amendment No. 2 becomes the bill. It contains the language of the underlying bill and it also adds language creating an Immunization Advisory Committee at the request of Children and Youth 2000 and the Chicago Area Immunization Campaign.

PRESIDING OFFICER: (SENATOR KARPIEL)

If there's no discussion, the question is, shall Senate Bill 1315 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On this question, there are 57 voting Aye, none voting Nay -- 1 voting Nay, none voting Present. And Senate Bill 1315, having received the required constitutional majority, is declared passed. Senator Philip, for what reason do you rise? ...Press requests permission to take a photograph in the Senate Chamber. Is leave granted? Leave is granted. All right. Senate Bill 1326. With

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leave of the Body, we'll return to that bill. Leave is granted.  
Senate Bill 1328. Senator Bowles. Read the bill, Madam  
Secretary.

ACTING SECRETARY HAWKER:

Senate Bill 1328.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Read the bill, Madam Secretary. Oh, you just did. I'm sorry.  
Senator Bowles.

SENATOR BOWLES:

Thank you, Madam President, Members of the Senate. Senate  
Bill 1328 amends the Illinois Marriage and Dissolution of Marriage  
Act regarding children's visitation rights. It prohibits a  
noncustodial parent or a grandparent, great-grandparent or sibling  
of any minor child from having visitation rights while they're on  
probation, conditional discharge, or periodic imprisonment. It's  
related to conviction of any offense involving an illegal sex act  
perpetrated on a victim under the age of eighteen. Current law  
precludes visitation by noncustodial parents where you have -- on  
parole, mandatory supervised release. And what 1328 adds:  
probation, conditional discharge and periodic imprisonment for  
such offenses, and it shall trigger a denial of visitation until  
the perpetrator has completed a course of treatment that is  
designated by the court.

PRESIDING OFFICER: (SENATOR KARPIEL)

Any discussion? If not -- I'm sorry. Senator Collins.

SENATOR COLLINS:

Yes. Question of the sponsor, please.

PRESIDING OFFICER: (SENATOR KARPIEL)

She indicates she'll yield.

SENATOR COLLINS:

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Senator, I -- I'm sure that... You are adding additional categories to the existing law, and that's all you're doing? So under -- could you just tell me the categories now?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Bowles.

SENATOR BOWLES:

Yes. Under the present categories, you have -- excuse me, just a second. Let me get this so that I give you exactly the right... Under the present category, there's incarcerated, on parole or on mandatory supervised release. What I am doing, or what this bill purports to do, is to add, because many, many -- in many instances probation is the resultant sentence. So I'm adding probation, conditional discharge and periodic imprisonment for such an offense. In other words, these people who are on probation or conditional discharge or periodic imprisonment are denied visitation until they complete a course of treatment. They have to complete the course of treatment prescribed by the court. When they complete that, they then will be allowed to have the visitation rights.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Collins.

SENATOR COLLINS:

So that, under the existing law, it doesn't matter whether or not the child in question, that parent's child - even though he or she is non-custodian - is the victim? Are the kids in that family or that child the victim of that parent? This is serious. I want to hear it.

PRESIDING OFFICER: (SENATOR KARPIEL)

Could we have a little order and a little quiet, please, so we can hear the debate? Senator Bowles.

SENATOR BOWLES:

Thank you. It might be or it might be another child. Any

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child under the age of eighteen.

PRESIDING OFFICER: (SENATOR KARPIEL)

...Collins

SENATOR COLLINS:

Yes. Senator, I -- to be honest with you, I think sometime when we pass laws, we really don't look at the impact of that law. It's -- it -- it sounds good and it may be good in terms of -- from a political perspective. Not this -- what you're doing, the expansion. I'm not talking the expansion; I'm talking -- going back to the original Act itself. If a parent -- if a parent commits some kind of crime, be it sex or whatever, it is wrong and that person should be incarcerated and -- and dealt with in accordance to the law. But a child, a three-, a four-, a five-year-old, a six-year-old child, being separated from that parent is a very traumatic experience, and if that person who committed a crime did not commit a crime against that child or that family, that child, who's missing his parent, have no way or no knowledge of knowing why they can't see their father or their mother. So you're punishing the child for the act of the parent. If that person is supervised in a way -- or that visitation in a way where that child cannot be harmed by that person or anyone else, I don't see the purpose of separating or making sure that that child is not able to see their parent. I -- I really don't, because we're really hurting the child. We're really not hurting that person who's incarcerated.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Bowles.

SENATOR BOWLES:

Every day - every day - we read in the paper, we see on television, we hear on the radio where someone has committed a sex act against a minor, and many, many times this is a member of a family who has committed this sex act. Are you saying that you

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want that member to go back into the family before they have had a course of treatment to address their problem?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Collins.

SENATOR COLLINS:

No. Absolutely not. It is not that I am saying that that person should go back into the family. What I'm hearing is that that child cannot visit that person when that person is incarcerated. That's what I'm hearing, and that's what I'm talking about, whether or not -- that person is not out. No, that person should not go back into that family or -- or be on the streets unless that person is given some kind of treatment, because I believe the person has -- have a mental problem in the first place. So there's a problem there that needs to be dealt with. But, no, I'm not saying that. But I'm saying that if that person is incarcerated, that why shouldn't there be some kind of visitation rights of that -- of that person's children, unless that child was -- that parent was involved with that particular child, which would cause some kind of traumatic experience when that child sees that particular parent. That's all I'm saying.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Molaro.

SENATOR MOLARO:

Thank you. Madam Chairman, would the sponsor yield?

PRESIDING OFFICER: (SENATOR KARPIEL)

She indicates she will.

SENATOR MOLARO:

I just wanted to ask -- when we passed this bill, we didn't have, obviously, probation in it, but now you're adding it, which -- which is probably a good idea. But why wasn't it in it before? Was any research done to find out? I mean, what was the reasoning behind it, 'cause I'm sure they must have thought of it, and did

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that reason change? We didn't include it; now we are, and what's the change -- the reason for it?

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Bowles.

SENATOR BOWLES:

Senator Molaro, I have talked with the members of the family division of ISBA, which is in full support of this bill. Obviously at the time that the bill was originally written, this was an oversight, and they failed to put it in. So that in the case -- in many instances, as you are aware, there are people who put -- on probation and so forth, and at -- under the present law, they don't have to fulfill the requirements of a treatment. They can go ahead and have visitation rights. What we're trying to do is to not only put these people as a part of this bill, but to force them to take the course of treatment prescribed by the court.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR KARPIEL)

She indicates she will.

SENATOR HAWKINSON:

Senator Bowles, I think in the exchange you had, not with the last speaker, but with Senator Collins, you may have indicated that -- that this bill allows visitation after completion of a course of treatment, and I think actually the language of the bill, as it's currently written, requires the completion of the term of probation and then the completion of the treatment. If it's your intention to do as you stated earlier, maybe you'll need to do a little amending of it in the House.

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PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Bowles.

SENATOR BOWLES:

Certainly, Senator Hawkinson. Be glad to have that issue addressed in the House to correct it if there is that need, and thank you very much for your statement calling that to my attention.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Madam President, Ladies and Gentlemen of the Senate, in my mind, there's nothing more despicable than people who molest children sexually. I think this is a good bill, and I urge its support.

PRESIDING OFFICER: (SENATOR KARPIEL)

Well, if there's no further discussion, Senator Bowles, to close.

SENATOR BOWLES:

I would ask for an affirmative vote, Miss President.

PRESIDING OFFICER: (SENATOR KARPIEL)

The question is, shall Senate Bill 1328 pass. Those in favor will vote Aye. Those opposed will vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Madam Secretary. On this question, there are 59 voting Aye, none voting Nay, none voting Present. And Senate Bill 1328, having received the required constitutional majority, is declared passed. With leave of the Body, we'll return to Senate Bill 1326. Leave is granted. And Senate Bill 1339, with leave, we'll return to that. Leave is granted.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Butler, what purpose do you rise?

SENATOR BUTLER:



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For purpose of personal request, please. Ladies and Gentlemen, help me welcome some special friends of mine who are the daughters, the grandchildren and the neighbors, et cetera, et cetera, of one of the aldermen from the City of -- of Prospect Heights - the Nick Teramani family are up there behind the -- the Democrats. Welcome.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Will our guests in the gallery please rise and be recognized? Welcome to Springfield. In the middle of page 4, in the Order of Senate Bills 3rd Reading, is Senate Bill 1349. Senator Peterson, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Peterson seeks leave of the Body to return Senate Bill 1349 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 1349. Madam Secretary, are there any amendments approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 3, offered by Senator Peterson.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As you may recall, this bill was up on 3rd Reading a few days ago and Senator Berman brought to my attention the lack of a sunset date on the pilot program for the Department of Revenue. We had language that the report had to be made by January 1st of the year 2001, but we did not have a sunset date. This amendment states that the pilot program shall end no later than July 1 of the year 2001. And I ask for adoption of Senate Bill 1341 {sic}, Amendment 3.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye.

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Opposed, Nay. The Ayes have it, and the amendment is adopted.  
Any further amendments approved for consideration?

ACTING SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. Senate Bills on the Order of 3rd Reading is  
Senate Bill 1370. Senator Garcia. Madam Secretary, read the  
bill.

ACTING SECRETARY HAWKER:

Senate Bill 1370.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Garcia.

SENATOR GARCIA:

Thank you, Mr. President. Senate Bill 1370 is an effort to  
bring property tax relief to communities in the City of Chicago,  
specifically, which are experiencing an economic boom and  
revitalization, but where working people and longtime  
owner-occupants of property are being driven out because of  
skyrocketing property taxes. Senate Bill 1370 authorizes the Cook  
County Board of Commissioners to enact ordinances that could  
designate certain areas of the City eligible for property tax  
relief measures due to gentrification investment, then such relief  
provisions will be binding on the City of Chicago and the Chicago  
Public School District. Currently they may opt out of any tax  
relief measures enacted by the County Board. This bill would  
provide that protection to vulnerable persons and would be in  
keeping with providing that type of protection that we have  
extended to senior citizens, to disabled veterans. In addition to  
that, it could help us create more mixed-income neighborhoods in  
Chicago and greater and diverse communities. Again, this simply

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says that the school district and the municipality would be included in that tax relief. They could no longer opt out, and I'd answer any questions.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall Senate Bill 1370 pass. All those in favor will vote Aye. Opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 54 Ayes, 3 Nays, none voting Present. And Senate Bill 1370, having received the required constitutional majority, is declared passed. Senate Bill 1372. Senator Syverson. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

Senate Bill 1372.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Mr. President. Senate Bill 1372: It requires the Department of Public Aid to report to the General Assembly regarding its supportive living facilities pilot project. We passed this in 1996, but we didn't put a reporting period in and that's what this -- that's all the bill does.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall Senate Bill 1372 pass. All those in favor will vote Aye. Opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. And Senate Bill 1372, having received the required constitutional majority, is declared passed. Senator Jones, what

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purpose do you rise? Senate Bill 1380. Senator Cullerton. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

Senate Bill 1380.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cullerton.

SENATOR CULLERTON:

Thank you, Mr. President, Members of the Senate. This is virtually identical to a bill we passed last year that did not get called at the end of the year. This deals with the home equity lines of credit, and basically what it -- which, as you know, is an open line of credit up to a certain designated amount, usually on a person's residence or some property that they might own. And all this bill does is to say that the -- if you cancel your home equity line of credit, right now there's no limitation as to what the banks can charge. So this is putting a five-hundred-dollar maximum fee that they can charge. There are occasions and examples of some banks that have charged a twenty-percent cancellation fee, and -- which is really unconscionable. The -- the amount of money that the banks are entitled to collect is related to the -- perhaps a -- an appraisal they may have done or a credit check, and that's why I think the five hundred dollars is a fair amount. Again, this is a bill that we voted on last year and passed out of the Senate. Anyway, I'm going to ask that you please do so again, and I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Cronin.

SENATOR CRONIN:

Thank you, Mr. President. Will the sponsor yield...

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Sponsor indicates he will yield. Senator Cronin.

SENATOR CRONIN:

Senator Cullerton, does this apply to home equity loan arrangements, contracts, that have already been entered into but not yet cancelled?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cullerton.

SENATOR CULLERTON:

No. It would be prospective only, because that was a contract that they entered into and would not be covered by this.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, the question is, shall Senate Bill 1380 pass. All those in favor, vote Aye. Opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, 2 voting Present. And Senate Bill 1380, having received the required constitutional majority, is declared passed. Senate Bill 1386. Senator Trotter, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Trotter seeks leave of the Body to return Senate Bill 1386 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 1386. Madam Secretary, are there any Floor amendments that have been approved for consideration?

ACTING SECRETARY HAWKER:

Amendment No. 1, offered by Senator Trotter.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Trotter.

SENATOR TROTTER:

Thank you very much, Mr. President and Members of the Senate. This amendment amends the Probate Act, as well as the Illinois

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Marriage and Dissolution of Marriage Act, regarding visitation. We've added this amendment as a request of some of the Members who wanted to expand the language that we had dealing with the court's decision to allow visitation rights by parents and grandparents.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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

ACTING SECRETARY HAWKER:

Amendment No. 2, offered by Senator Trotter.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Trotter.

SENATOR TROTTER:

Yes. The Senate Amendment No. 2 is just technical language, clean-up language that we've brought into the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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

ACTING SECRETARY HAWKER:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. Senate Bill 1387. Senator Mahar. Senate Bill 1420. Senator Maitland. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

Senate Bill 1420.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. In

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it's present posture, Senate Bill 1420 is -- is truly a vehicle bill that we'd like to move from this Chamber over to the House. There are ongoing negotiations on reimbursement methodology for long-term health care. I would appreciate support of this vehicle bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, vote Aye. Opposed will vote Nay. And the voting is open. On the question of Senate Bill 1420 pass, all those in vote -- favor, vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wished? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. And Senate Bill 1420, having received the required constitutional majority, is declared passed. Senate Bill 1424. Senator Mahar. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

Senate Bill 1424.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President, Members of the Senate. This bill was designed to address the problems of repeat drunken driving and driving with a suspended or revoked license. Since the bill passed unanimously from the Judiciary Committee, it's become obvious to me and obvious to those who brought this bill forward - the Illinois Chiefs of Police Association - that it would not be considered in the Illinois House in its present condition. So I was advised today of an agreement that was reached between the Police Chiefs, as well -- with the opponents. In particular, I think the most obvious part of the agreement is that the .20, a

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special classification for first-time offenders who have been designated as driving with a .20 or above, has been -- will be removed from the bill. Because of the time, we do not have time to amend that to include that in the amendment -- include an amendment on this bill and get it out of here within the time frame of getting out of here tomorrow. So I'm going to advise the Members of what the bill is, as if it were -- as it would be amended, should it pass the Senate, as how it will be amended in the House. It increases the impoundment period from six hours to twelve hours for a first offense and adds a twenty-four-hour impoundment for a second offense and a forty-eight-hour impoundment for a third offense, but only if the car is registered to the defendant. It increases the reinstatement fees for -- suspended or revoked driver's licenses. Suspension for driving under the influence will be half -- will be a hundred and ninety dollars of the two hundred and fifty dollars will go to a Drunk and Drugged Driving Prevention Fund. That's a change. Eliminates the reinstatement for persons convicted of a combination of four offenses of driving under the influence or driving while the license is revoked. It increases the period of statutory summary suspension from six months, or -- it will remain at six months for refusal to complete a blood alcohol test for a first offender, and will go from two to three years for a repeat offender. It creates a new section under the DUI while -- Statute, while driving while license is revoked Statute, for those convicted a third or subsequent time. A third-class {sic} offense will be Class 3 felony, a fourth and subsequent offense is a Class 2 felony. Once again, the .20 provision, blood alcohol content provision, it will be removed. And finally, adds a provision to the vehicle forfeiture Statute adding reckless homicide, aggravated driving under the influence, and a -- and a new super aggravated driving while license revoked or suspended. With that, I'll attempt to



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answer any questions, Mr. President.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Molaro.

SENATOR MOLARO:

Thank you. Would the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Molaro.

SENATOR MOLARO:

Since we are, seems like, tightening up drunk driving laws or making it more difficult on the drinker or the driver, does this legislation contain anything that puts any other type of responsibilities on the liquor industry or the bar owners or us, the government, for -- for allowing this to go on?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

No. There's nothing in this legislation that does that, Senator Molaro.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Molaro.

SENATOR MOLARO:

Okay. Then, to the bill, and I'll be brief, because I -- I didn't even see this was up today. I thought we were going to get a version from the House. But -- but I just think I'm going to have to vote Present on this, because I just want some thought to be put into this. What we're doing now is we're putting more penalties on the drinker. He chose to drink; he chose to drive. It's an epidemic. We've got people drinking and driving; we've got people getting hurt, killed, maimed. It's terrible. The only problem we have is that, of course, there's a partnership out there that exists. It's like a three-headed partnership: Got the owner of the bar; you have the liquor industry, which supplies it;

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and, sad to say, the government - our government. We've almost become a partner in this. Do you know, like in Schaumburg or other places where there's a lot of DUIs written, do you know that to open a bar there, like the Cadillac Ranch or some big bar, to get a license, you have to have X amount of parking spaces because they know the only way people are going to get there is by car. So now we have people drive there, mostly people in their twenties, a little older. They drive there. They get intoxicated. They're served this drug over the counter. They walk out. It's two o'clock in the morning. They can't stay there. So the owner says, "You got to get out." They stagger out right to their car and then they get in the car and they're arrested for DUI. And now we come up every year, we come here every Session, and come up with more and more penalties on the drinker. We don't go to the partners who are serving it. We don't say, "Hey, listen, we know they're not responsible for what we do -- or what the drinker does," but they're responsible to get together and come up with some kind of idea that says, "This is an epidemic." Maybe we should have a card when someone comes in and you're only allowed five drinks. Maybe we should say to them, "You get a card; you're only allowed five drinks." Or when you see someone staggering out at 2 o'clock in the morning, you -- you have to give 'em a place to stay. You can't say, "Hey, it's 2 o'clock, you've got to get out and off to your car." I don't see in this bill that says, on his fourth DUI, you're not allowed back in the bar to keep drinking. We allow him to go back in the bar. We allow him to get kicked out again at 2 o'clock and we allow him back to his car after we give him this drug, and he's all screwed up and we say, "Well, let me tell you, if you get behind the wheel of that car, even though we know it's the only way you're going to get home, we're going to make you a felon." Ninety-five percent of the people who get convicted of DUI do not have a criminal record. It's not like armed robbers

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where ninety-five percent of them do. And the best we come up with, year after year, is just say, "Let's put more onus on the drinker." But we're not going to do anything or give any more responsibility to the bar owners or to us, who are partners in the bar owners because we get so much money from the liquor industry and from sales. I'm not saying that we have to be responsible for what someone does, but I'm saying the responsible thing to do is to get together and try to figure out a way to stop people from going behind the wheel of the car and it should not be that our only answer, year after year, is to increase penalties on drinkers. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I'm rather appalled by some of the argument of my very esteemed colleague there. No one twists the arm of someone to go out and drink. If it isn't the drinker who causes it if -- he wants to go ahead and drink and get himself blotto, he's responsible, or she's responsible. And I think that this is a good bill because there's -- there's no other way you're going to get them to move to do something. Now, if they want to take a chance of being caught again and again, then they -- they really belong in the clink. And I vote for this bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Just to comment to the bill and -- and the procedure we're using, Senator. I'm -- I'm a little concerned. I -- I was prepared to vote No against this bill with the DUI penalty of .20 and making that a felony. I think that that's something that we should really

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take a long, hard look at. You have indicated there's an agreement that's been made that is going to remove that, but I've been around here long enough to know that whenever it goes over to the House, if it comes out of here 59 to nothing, which it probably will because it's the popular thing to do, what guarantees do we have that they're going to make this change in the House? You evidently have a hell of a lot more faith in the House than I do, 'cause I really don't see this -- this activity really happening in the House and I'm just afraid... What guarantee -- I guess the question is: What guarantee can you give us that the agreement that's been reached - and I don't know what the agreement is, but on the felony conviction for first-time DUI offender, and at -- at a high cost, I might add - whether or not that, in fact, is going to be put in there and we will see this bill again with an amendment? And why did we not do that here? I mean, just two simple questions: How can we -- why didn't we do it here in this Body, number one? Number two, can we rely upon the House to fulfill your request?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. We've been -- well, I -- I agree -- I disagree with you, Senator Jacobs. I think the .20 is a -- is an important provision and we're shortsighted in not having it in the bill; however, we have been assured by the Office of the Speaker that this bill is dead on arrival unless we change it. So in attempt to move this along and keep in the good things dealing with the repeat offenders, we've agreed to pull that thing out. Now, why we can't do it here is because the language is still in LRB and we just don't have -- we're not going to have time to get it out, proof it, have committee and hear it tomorrow. That -- that's the only reason. But if -- if it doesn't change, it's

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dead.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Jacobs.

SENATOR JACOBS:

Senator, I -- I was -- I would -- was prepared, if the bill came, to debate that issue with you. I think we're making a big mistake with first-time DUI offenders and making them felons. But that's not the issue here. The issue that I have is: How can we be guaranteed what the House is going to do with this? I -- it really is a concern. I'm a little bit like Senator Molaro. I believe that many of us, regardless of -- of whether or not we agree with some provisions of this bill - because I agree with a lot of the provisions of this bill - but to move it over to the House with the premise that it's DOA, I've seen stranger things resurrected, and I don't want my vote to be on a bill that I'm basically opposed to in its original form. So I have a problem, but if you can guarantee me -- whether you change the sponsor, which you have that right to do. If you don't like the sponsor it has over there, you can change your sponsorship to ensure that that's done. Will you give me that commitment?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

Yeah. Thank you, Mr. President. Senator Jacobs, I believe very strongly that the bill should move forward with the changes that I have so enumerated on the Floor here, and I can tell you the -- that this bill is not my bill. It's the -- it is -- the genesis comes from the Illinois State Chiefs of Police. They also want this to move forward in the amended version, and so consequently, I'm going to do exactly as they wish, and we're going to amend this bill in the House. And I see, you know -- I also take the Speaker at his word, too, and I see no -- no belief

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that this thing is going to go forward as -- as it appears before you today. And I say that unfortunately. I say that reluctantly.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Jacobs.

SENATOR JACOBS:

I understand we have a difference of opinion on that. That part doesn't bother me. That we could have argued if the bill was in its entirety, but that's not the issue. The issue still remains: Are you willing to remove the sponsorship from someone in the House if, in fact, they decide to move this bill as it stands in -- in the current form that it's coming out of here?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Mahar.

SENATOR MAHAR:

Yes.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Further discussion? Senator Cullerton.

SENATOR CULLERTON:

Yes. Thank you, Mr. President, Members of the Senate. I am a cosponsor with Senator Mahar of this bill. Let me just give a little bit of background, I think, to the -- the concerns of the opponents. I heard them in committee. The most important part of this bill that I see is the provision that extends the waiting period, increases the waiting period, from six months to one year from the date of the first suspension for failure to take the Breathalyzer. So if you don't take the Breathalyzer now, you can lose your license up to six months. This makes it a year. That's a very good provision in this bill, because what we want to do is to encourage people to take the Breathalyzer. If they get stopped on the street, we want them to take the Breathalyzer. That's why making it from six months to one year is a good idea. Now, in committee, the bar associations testified that if we kept the

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provision that says a first-time offender who blows over .20 is a Class 4 felony, then -- if that's in there, then they're going to tell all their clients, "Never take the Breathalyzer." And if that's the case, then it's a little self-defeating. So, as much as I know personally how much -- this .20 is just so much alcohol you can't even believe you can even stand up, but if that's what the defense lawyers are going to tell their -- their clients - "Don't take the Breathalyzer ever; you'll lose your license for a year, but don't take it." - that would be self-defeating. So that's a rationale for the change that Senator Mahar has agreed to. It still is a very, very good bill. It's got a lot of other provisions that are very tough, and the best one, then, if we do take that provision out, as he promised, we would be left with a situation where if you take the Breathalyzer, you'll lose your license for three months; but if you don't take it, you'd lose it for a year. And as a result, everybody should be taking the Breathalyzer, and when they take the Breathalyzer, then you have the evidence, first of all, for a conviction for the drunk driving, but more importantly, you have the evidence of whether this person is really in need of some treatment. And it really benefits the defendants as well to find out how bad off they might be. So for that reason, I think it's -- it's an excellent bill, and it's not a bad amendment that the Senator has agreed to to be amended over in the House.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Molaro, for a second time.

SENATOR MOLARO:

Yes. Thank you, Mr. President. Because I was alluded to in debate by my esteemed colleague from Zion, I just want to point out: This is a great bill. Everything in it I agree with. I was the -- on .08, I was the deciding vote that brought it to the Floor. This is great legislation. The point I was trying to --

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so I'm in total agreement with my colleague. The only point I was trying to make is that we don't include the partners in this particular crime. That's my only point. We eventually have to do that. I don't know what's going to make us do it. They all have strong lobbyists. The drinker has no lobbyist that's going to work the Floor when you beat them up. That's why it's not in the bill. I mean, we have bouncers that stop teenagers from going into bars. Shouldn't have bouncers stopping people from going in. We should require bouncers from -- stopping people going out to walk to their car. Sooner or later, we have to do that. This three-headed partnership that -- that involves themselves in all this money, we have to finally say, "Listen, you've got to come to the table and you have to act responsible." No one should be held responsible for someone who wants a drink, and go behind the wheel of a car. It's their decision, and the Senator is correct: They have to pay the price. But the bar owners and the liquor industry and us, the government, who make a ton of money off this industry with taxes, we have to sit down and we have to act responsible and say, "This is a terrible thing going on, and let's come up with something that involves us and quit beating up the drinker alone." That's all I meant. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, Senator Mahar, to close.

SENATOR MAHAR:

Thank you, Mr. President, Members of the Senate. I appreciate the time that was devoted to this and the discussion. And maybe Senator Molaro is correct. Maybe we should revisit the Dram Shop Act and see if there are things that should be -- should be bolstered in that area. However, nonetheless, we are still responsible for our own actions in this State. It is not illegal to drink and drive in Illinois; it's illegal to drink but drive while you're so impaired that you -- that you -- you possibly will



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impair or you kill somebody - yourself or somebody else. And that's wrong. But we are all still accountable for our own actions. And I would ask the Members that, you know, if -- if -- to consider that even if we should do something to keep people from going back into the bars, that I would like to have presented this bill in the form that I would -- hoped it would have passed, with .20. And you would not go back into the bars; you'd go to jail. But we can't get that passed. So I would ask that you positively consider this bill. I think there's a lot of good things in here, as far as repeat offenders, and with your support, I'm sure it will also pass the House. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Question is, shall Senate Bill 1424 pass. All those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, 1 Nay, 1 voting Present. And Senate Bill 1424, having received the required constitutional majority, is declared passed. On the bottom of page 4, in the Order of Senate Bills 3rd Reading, is Senate Bill 1428. Senator Luechtefeld. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

Senate Bill 1428.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

Thank you, Mr. President and Members of the Senate. Senate Bill 1428 enhances the penalties for endangering the life or health of a child. This is an initiative of the Jackson County State's Attorney and supported by the Illinois State's Attorneys

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Association to address the lack of serious penalties for persons who willful -- willfully endanger the lives of the -- of their children. There have been a couple situations, one, in particular, in Jackson County, in Carbondale, where nine young people died in a -- in a home that was locked, where there definitely was willful on the part of -- of the caretaker. And I think, in many situations, the State's Attorneys have been very frustrated in what they've been able to do. Under this bill as amended, the enhanced penalties for endangering the life of a child is limited to circumstances where the result is death, making that a Class 3 felony. This particular bill, as amended, came out of the committee on a 9 to -- 9 - 0 vote. Would be willing to answer any questions with regard to the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall Senate Bill 1428 pass. All those in favor will vote Aye. Opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. And Senate Bill 1428, having received the required constitutional majority, is declared passed. On top of page 5, in the Order of Senate Bills 3rd Reading, is Senate Bill 1430. Senator Parker. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

Senate Bill 1430.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Parker.

SENATOR PARKER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 1430 is a shell bill. This issue originally came to me

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from a constituent in my area whose sister was killed over twenty years ago. The person who killed his sister was also convicted of murder -- or, of kidnapping and sexually assaulting another person. The person now has gotten out of prison, and he is a -- he has gotten out of prison and he is a paramedic. That was his first job, coming out, that we know of. So what we are merely doing -- looking forward to doing with this is to see how we can come up with a system for background checks for emergency medical technicians in the State of Illinois. We want to put together a task force. We would like to continue to work with the parties -- they agreed to do that -- so we can see who should be on this task force to help us come up with a solution. I would merely like to move this over to the House so we can continue to work on this. This is a shell bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall Senate Bill 1430 pass. All those in favor will vote Aye. Opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 54 Ayes, no Nays, 1 voting Present. And Senate Bill 1430, having received the required constitutional majority, is declared passed. Senate Bill 1446. Senator Philip. Senate Bill 1451. Senator Maitland. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

Senate Bill 1451.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate.

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This is an issue that now has been with us for two years, and -- and, frankly, we've not been able to resolve it. This is the -- this particular bill was proposed in 1998, the local tipping fee surcharge legislation. We are -- we are trying to find a way to fund the -- the management -- the Waste Management Act in this State. With the continued reduction in number of landfills, it becomes increasingly difficult to get this money out to other counties in the State, and yet they are required -- all counties are required to have -- have this plan in -- in force and funded. We have not yet reached an agreement. We got close, but we are not there yet. The House is working on it. We're working on it. We're working with other groups. There are a -- a lot of my friends are for it; a lot of my friends are against it, and I'm with my friends, so the bill is -- is -- is -- is a shell bill right now and -- and absolutely will not move anyplace until we have complete agreement. And I would, therefore, seek your support of 1451 so we can continue the dialogue for the remainder of the Session.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall Senate Bill 1451 pass. All those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 52 Ayes, 2 Nays and 5 voting Present. And Senate Bill 1451, having received the required constitutional majority, is declared passed. Senate Bill 1455. Senator Sieben. Madam Secretary, read the bill.

ACTING SECRETARY HAWKER:

Senate Bill 1455.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Senator Sieben.

SENATOR SIEBEN:

Thank you, Mr. President. This legislation amends the Use Tax Act, the Service Use Tax Act and the Service Occupation Tax Act and the Retailers' Occupation Tax Act to extend the current thirty-percent gasohol tax abatement to July 1st of 2003. So that's a four-year extension of the Gasohol Tax Act. It represents an agreement between the Illinois Corn Growers and the Illinois Petroleum Marketers Association. I know of no opposition, and for those people who would like to vote as a friend of agriculture, this is a good one to vote Yes on.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, the question is, shall Senate Bill 1455 pass. All those in favor will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, 1 Nay, none voting Present. And Senate Bill 1455, having received the required constitutional majority, is declared passed. Senate Bill 1458. Senator Weaver, do you wish this bill returned to 2nd Reading for the purposes of an amendment? Senator Weaver seeks leave of the Body to return Senate Bill 1458 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 1458. Mr. Secretary, are there any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 3, offered by Senator Weaver.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. Floor Amendment No. 3 basically

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removes the State's portion of the sales tax on motor fuels and also it's a preemption bill on home rules from raising what they're now levying on motor fuels. They would retain that which they have, the one and a quarter percent. It also keeps all those special taxes in several cities that have special taxes, such as the -- the mass transit district, RTA. If anyone has any questions, I'll be happy to answer 'em, but we would certainly discuss the bill on 3rd Reading.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. Senate Bill 1473. Senator Donahue. Mr. Secretary, read the bill.

SECRETARY HARRY:

Senate Bill 1473.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Donahue.

SENATOR DONAHUE:

Mr. President, I believe there's an amendment that needs to be adopted.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Donahue seeks leave of the Body to return Senate Bill 1473 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 1473. Mr. Secretary, are there any Floor

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amendments that have been approved for consideration?

SECRETARY HARRY:

Amendment No. 3, offered by Senator Donahue.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Donahue.

SENATOR DONAHUE:

Thank you very much, Mr. President. The Amendment No. 3 to Senate Bill 1473 is basically language that has been worked out with the various parties - the nursing homes, hospitals and surgical centers - and I'll discuss the specifics on 3rd Reading. I would just move for its adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DUDYCZ)

3rd Reading. Senate Bill 1491. Senator Philip. Senator Philip. Senate Bill 1499. Senator Donahue. Mr. Secretary, read the bill.

SECRETARY HARRY:

Senate Bill 1499.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Donahue.

SENATOR DONAHUE:

Thank you very much, Mr. President. There are thirteen port districts that are located around the State of Illinois and -- and what I'm asking in Senate Bill 1499 is to allow seven counties in my area to participate in the Mid-America Port Authority that

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would be created with Illinois, Missouri and Iowa. It just allows -- it's the same language that every other port district has been created under in Illinois, and I just simply ask for your -- give us the ability to have that economic tool.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Any further... Oh, I beg your pardon. Is there any discussion? The question is, shall Senate Bill 1499 pass. All those in favor, say Aye -- will vote Aye. Opposed will vote Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. And Senate Bill 1499, having received the required constitutional majority, is declared passed.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Luechtefeld, on Senate Bill 1500. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1500.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Luechtefeld.

SENATOR LUECHTEFELD:

Thank you, Madam President and Members of the Senate. Senate Bill 1500 amends the Kaskaskia Regional Port District Act. Basically it does two things. The bill authorizes the Port District to own and operate water and sewer systems and other utility systems and to impose reasonable fees upon any tenant, occupant or user of the District facilities or any person engaged in commerce in the District. Secondly, the bill gives the Port



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District authority to own and operate transportation equipment facilities, railroads, marinas and airport facilities. The reason that this particular port authority would like to have the language changed - their language is different than the other thirteen port district authorities in the State - they would like to enter into a partnership with two others on a couple projects and would need this change. There didn't seem to be any opposition in the House, no -- no other opposition to this particular bill. Would answer any questions that you might have.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing none, the question is, shall Senate Bill 1500 pass. Those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 48 Ayes, 6 Nays, none voting Present. Senate Bill 1500, having received the required constitutional majority, is declared passed. Senator Philip, on Senate Bill 1507. Out of the record. Senator O'Malley wishes to return Senate Bill 1528 to the Order of 2nd Reading for the purposes of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 1528. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator O'Malley, on Amendment No. 2.

SENATOR O'MALLEY:

Thank you, Madam President and -- and Members of the Senate. The amendment that we wish to add to Senate Bill 1528 is the agreed amendment to the omnibus bill from the Financial Institutions Committee. I would seek your support and be happy to

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answer any questions you may have.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing none, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Dillard, do you seek leave -- he -- Senator Dillard seeks leave of the Body to return Senate Bill 1544 to the Order of 2nd Reading for the purposes of an amendment. Hearing no objection, leave is granted. And on the Order of 2nd Reading is Senate Bill 1544. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Dillard.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dillard, on Amendment No. 1.

SENATOR DILLARD:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This amendment guts the bill and makes it a shell bill. So it is only a shell bill. I know numerous Members, including myself, have received correspondence from subcontractors and lumbermen throughout Illinois who don't want changes to the Mechanics Lien Act. We're going to continue to negotiate. It will be amended over in the House, and, obviously, if there's still any opposition to it when it comes back over, I will not do anything with the bill and not concur. But, again, this amendment makes the bill a total shell bill - no substance. And I would move its adoption.

PRESIDING OFFICER: (SENATOR DONAHUE)

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Is there any discussion? Senator Jacobs.

SENATOR JACOBS:

...you, Madam President, Ladies and Gentlemen of the Senate. I just want to thank the sponsor for -- for taking this action, because I think that it's the proper way to send a bill over to the House, is to strip it and start anew.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any further discussion? Is there any further discussion? Seeing none, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Well, Madam President, on Senate Bill 1424, I was off the Floor and no one punched my switch. I would like the record to reflect that I would have voted Aye if I'd been here.

PRESIDING OFFICER: (SENATOR DONAHUE)

The record will so reflect. Senator Maitland, on Senate Bill 1555. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1555.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Madam President, Members of the Senate. Senate Bill 1555 is a result of the work done by the Public Investor Task Force upon which both Senator Trotter and I sat

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during this past year. We held a number of hearings across the State and interviewed different local units of government about their investment policies and, frankly, were shocked to find that many of them really didn't have any kind of investment policy at all. The Treasurer of this State, Judy Baar Topinka, had -- had suggested this Public Investor Task Force, and she attended all those hearings with us. She, herself, in the Treasurer's Office, found, when she came into that office, that there was not a specific investment policy and put one in place, and -- and so as a result of the hearings we had across the State, we concluded that we didn't want to put any mandates upon local units of government as to their investment policy but ought -- thought that they ought to have, each one of them, an investment policy. Well, this bill, Senate Bill 1555, specifies that the level of detail and complexity of the policy be appropriate to the amount, nature and purpose of the invested funds. The policy is to address the safety of principal, liquidity of funds, and return on investments, and the bill does set forth a number of criterion that -- criteria that should be in the investment policy, in their guidelines. And I think this is good policy, and I -- Senator Trotter obviously joins me in this effort, and I would seek support of Senate Bill 1555.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing none, the question is, shall Senate Bill 1555 pass. Those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, 1 Nay, none voting Present. Senate Bill 1555, having received the required constitutional majority, is declared passed. Senator Cronin, on Senate Bill 1557. Read the bill, Mr. Secretary.

SECRETARY HARRY:

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Senate Bill 1557.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cronin, on Senate Bill 1557.

SENATOR CRONIN:

Thank you, Madam President, Ladies and Gentlemen of the Senate. Senate Bill 1557 amends the Adoption Act. It provides that a father who has registered with the Putative Father Registry, a component that we created a couple years ago, and -- provides that that person who has commenced legal proceedings to establish paternity or, under the law, the jurisdiction of the child's birth, within thirty days after the birth of the child must consent or surrender where consents or surrenders to an agency are required of a child. It -- current law gives the putative father thirty days from the date of the registration. We're just trying to make this consistent. I want to thank Kim, Jay -- Kim and Jay Warburton and their young son John, who's joined me here at my -- my desk, and I also want to thank KidsHELP! Foundation, a wonderful organization devoted to children and the adoptive process. I know of no opposition to the bill. I ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing none, the question is, shall Senate Bill 1557 pass. Those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. Senate Bill 1557, having received the required constitutional majority, is declared passed. Senator Cronin, do you seek leave? Out of the record. Senator Mahar seeks leave of the Body to return Senate Bill 1567 to the Order of

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2nd Reading for the purposes of an amendment. Hearing no objection, leave is granted. And on the Order of 2nd Reading is Senate Bill 1567. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Mahar.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Mahar, on Amendment No. 2.

SENATOR MAHAR:

Thank you, Madam President, Members of the Senate. This is Attorney General Ryan's initiative to curb slamming and cramming by telecommunications carriers in the State of Illinois. This amendment is in response to some concerns that were addressed by certain carriers, as well as the Commerce Commission. It does four things: excludes wireless services; it delineates a specific process for obtaining third-party verifications in lieu of a letter of verification; it changes the written notice period from seventy-two hours to six days; and makes a technical correction at the request of the Commerce Commission. There was no opposition to the bill in committee and negotiations are ongoing. We may expect more changes. I would be happy to try and answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Madam President. And just a question, and you may have mentioned this. There is some thought and desire that discussions will continue on this bill as it reaches the -- the House, and -- and I think that's the commitment we had in committee. And -- and you will see that that continues, Senator Mahar?

PRESIDING OFFICER: (SENATOR DONAHUE)

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Senator Mahar.

SENATOR MAHAR:

Yes, Senator Maitland, that's true.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there further discussion? Further discussion? Seeing none, Amendment No. 2 to Senate Bill 1567, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Parker, on Senate Bill 1591. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1591.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Parker.

SENATOR PARKER:

Thank you, Madam President, Ladies and Gentlemen of the Senate. The Illinois Religious Freedom Restoration Act proposes no dramatic change in the law. Rather, it restores decades of time-tested, workable and uncontroversial judicial precedent. Courts should apply strict scrutiny when the government substantially burdens the free exercise of religion. For decades, the Free Exercise Clause of the U.S. Constitution required such strict scrutiny. For more than three years, the federal RFA {sic} (RFRA) required such strict scrutiny. This is the legal standard supported in 1993 by the President, ninety-seven U.S. Senators and a unanimous House of Representatives. I would be glad to answer

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any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there -- Senator Fawell.

SENATOR FAWELL:

Senator Parker, I have -- oh, I'm sorry. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates she'll yield, Senator Fawell.

SENATOR FAWELL:

I've received a lot of -- of correspondence on this particular bill, both pro and con. One of the things that one of the writers told me was that there was a recent Supreme Court decision by the United States Supreme Court that rules this, basically, unconstitutional. Do you know anything about that?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Parker.

SENATOR PARKER:

Yes, Senator. The rule was that at the federal level, that it was unconstitutional only that it be passed at the federal level. The states have to pass the Religious Freedom Restoration Act so that they can implement it each state at a time. It cannot be done on a countrywide basis.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Cronin.

SENATOR CRONIN:

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates she'll yield, Senator Cronin.

SENATOR CRONIN:

Senator Parker, just for purposes of legislative intent, is it your intent, as the sponsor on this bill, that it is neutral - the



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impact would be neutral - on the issue of abortion?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Parker.

SENATOR PARKER:

Yes.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator Petka. Is there further discussion? Senator Hawkinson. Sorry.

SENATOR HAWKINSON:

Thank you, Madam President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates she'll yield, Senator Hawkinson.

SENATOR HAWKINSON:

Senator, I don't mean to belabor the point, but perhaps a little broader explanation of what we mean by "neutrality" on the issue of abortion. There's nothing in this Act, as I understand your answer to Senator Cronin, that is intended to enhance any rights other than currently exists on that subject. Is that correct?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Parker.

SENATOR PARKER:

That is correct.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there further discussion? Senator Obama.

SENATOR OBAMA:

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates she'll yield, Senator Obama.

SENATOR OBAMA:

Senator Parker, I'm -- I'm a supporter of this bill, a

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cosponsor. I just wanted to check on something. I know some people had raised some concerns as to whether this Religious Freedom Restoration Act might have any potential impact with respect to discrimination laws that are currently on the books. And I know that this is an issue that I think had also been raised with you, and I wanted, just for the legislative record, for you to have an opportunity to raise this issue and -- and address these concerns.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Parker.

SENATOR PARKER:

Thank you, Senator Obama. The Illinois Religious Freedom Restoration Act is not intended to harm public health and safety, nor to undermine laws protecting the people of Illinois against discrimination in employment, public accommodations, housing and education. As the U.S. Supreme Court has recognized, such laws are well within the State's authority to enact when a legislature has reason to believe that a given group of citizens is a target of discrimination. Civil rights laws like the Illinois Human Rights Act, therefore, serve a compelling government interest that is in harmony with the purpose of RFA {sic} (RFRA) itself.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Further discussion? Seeing none, Senator Parker, to close.

SENATOR PARKER:

I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

The question is, shall Senate Bill 1591 pass. Those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, no Nays, 4 voting Present. Senate Bill 1591, having received the

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required constitutional majority, is declared passed. Senator Maitland, on Senate Bill 1592. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1592.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Madam President, Members of the Senate. Senate Bill 1592 was introduced as a result of some efforts that was put -- that were put forth last spring by -- by President Philip in the -- in the creation of the Task Force on Comfort Care for the Terminally Ill. We frankly have not -- we've done a lot of work. A lot of research has been done. Senator Syverson, Senator Bowles, Senator Clayborne are on that task force with me. We -- we have reached no agreement. We -- we believe that most of what we need is education rather than substantive change in the three laws that actually pertain to this issue, but we would like to keep this alive, move this bill over to the -- to the Senate -- or, over to the House as a vehicle bill in case we need it later in the year. Again, we've not reached any kind of an agreement. This is nothing about euthanasia or assisted suicide - nothing like that. But I would seek support of, once again, this shell bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Any discussion? Seeing none, the question is, shall 1592 pass. Those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. Senate Bill 1592, having received the required

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constitutional majority, is declared passed. Senator Trotter, for what purpose do you seek recognition?

SENATOR TROTTER:

Just for -- to make a correction. I had inadvertently voted No on 1555. I wanted to vote Yes, and I would like the record to reflect that, please.

PRESIDING OFFICER: (SENATOR DONAHUE)

Record will so reflect. Senator O'Malley, on Senate Bill 1610. Excuse me. I inadvertently missed you, Senator Karpel, on Senate Bill 1593. Oh. Out of the record. Senator O'Malley, on Senate Bill 1610. Senator O'Malley. Out of the record. Senator O'Malley, on Senate Bill 1612. Read the -- seeks leave of the Body to return Senate Bill 1612 to the Order of 2nd Reading for the purposes of an amendment. Hearing no objection, leave is granted. On the Order of -- on the Order of 2nd Reading is Senate Bill 1612. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator O'Malley, on Amendment No. 2.

SENATOR O'MALLEY:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Amendment No. 2 to Senate Bill 1612 basically provides that the loan program provided for in the underlying legislation may not be used for extensions of existing sewer systems. I'd be happy to answer any questions there may be.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? All those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there further Floor amendments approved for consideration?

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SECRETARY HARRY:

Amendment No. 3, offered by Senator O'Malley.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator O'Malley, on Amendment No. 3.

SENATOR O'MALLEY:

Thank you, Madam President and, again, Ladies and Gentlemen of the Senate. It is my wish to table Amendment No. 3.

PRESIDING OFFICER: (SENATOR DONAHUE)

Amendment No. 3 is out of the record. Is that it? Out of the record.

SENATOR O'MALLEY:

Thank you. Thank you, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Myers, on Senate Bill 1622. Out of the record. Senator Burzynski, on Senate Bill 1625. Read the bill, Mr. Secretary. Whoop! Out of the record. Senator Parker, on Senate Bill 1627. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1627.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Parker.

SENATOR PARKER:

Thank you, Madam President, Ladies and Gentlemen of the Senate. Senate Bill 1627 creates two new grant programs to be administered by the Board of Higher Education: the first, an incentive grant program used to leverage federal and private research grants; the second, technology grant program for the purpose of improving and making available state-of-the-art technologies for Illinois institutions of higher education. This bill also makes several changes recommended by audits of the Board

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of Education. I would be glad to answer any questions and I would request a favorable vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing none, the question is, shall Senate Bill 1627 pass. Those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, 2 Nays, 1 voting Present. Senate Bill 1627, having received the required constitutional majority, is declared passed. Senator Burzynski, on Senate Bill 1633. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1633.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President. At this time Senate Bill 1633 is a shell bill. We're trying to find an administrative way to correct a problem relative to those students on our college/university campuses. I would ask for a favorable roll call to move this over to the House for further discussion.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing none, the question is, shall Senate Bill 1633 pass. Those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. Senate Bill 1633, having received the required constitutional majority, is declared passed. Senator Cronin, on Senate Bill 1664. Out of the record. Senator Dillard,

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on Senate Bill 1675. Senator Dillard. Oh. Out of the record.  
Senator Parker, on Senate Bill 1694. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1694.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Parker.

SENATOR PARKER:

Thank you, Madam President, Ladies and Gentlemen of the Senate. Senate Bill 1694 will help protect Illinois consumers by placing new requirements on anyone making cold calls to sell securities in Illinois. It requires registration of anyone communicating with prospective customers regarding the purchase of securities or related services, and also provides a higher penalty for anyone convicted of securities fraud if a telephone is used or if the victim is a senior. I would be glad to answer any questions and would request a favorable vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing none, the question is, shall Senate Bill 1694 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. Senate Bill 1694, having received the required constitutional majority, is declared passed. If I could have your attention. We're going to pause for just a minute to do couple of our business and we'll resume back on Senate Bill 1698. Just -- Senator Jones, for what purpose do you seek recognition?

SENATOR JONES:

Yes, Madam President. Just -- I'll just query. It seems rather strange to me that as we read off all the bills that we've

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done and the ones that's coming before us, they're all sponsored by Republicans. Is there anything wrong with Democratic bills? I mean, on this side of the aisle, maybe -- maybe our Members should just go home, you know, because -- or stop voting period, because the Calendar is just loaded. It seems rather lopsided. About ninety-nine percent of the bills is all from sponsors on your side of the aisle. I thought I...

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Shaw has the next one up, Senator Jones. 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 - Amendment 2 to Senate Bill 1707, House Bills 2315 and 3068; to the Committee on Appropriations - Amendment 1 to Senate Bill 1806; to the Committee on Education - Amendment 4 to Senate Bill 1561, Amendments 4 and 5 to Senate Bill 1610, House Bill 2887, House Bill 3110 and House Bill 3484; to the Committee on Environment and Energy - Amendment 2 to Senate Bill 1387, House Bills 3129 and 3631; to the Committee on Executive - House Bills 2503, 2533, 2554, 2652 {sic}, 2734 and 3254; to the Committee on Insurance and Pensions - House Bills 3427, 3464, 3514, 3515, 3516 and -- or, 3813; to the Committee on Judiciary - House Bills 744, 2297, 2306, 2367, 2369, 2491, 3158 and 3162; referred to the Committee on Licensed Activities - Senate Amendments 1 and 2 to Senate Bill 1491, Amendment 3 to Senate Bill 1585, and House Bills 2377, 2590, 3383; to the Committee on Local Government and Elections - Amendment 1 to Senate Bill 1290, Amendment 3 to Senate Bill 1702, House Bills 2299, 2424, 2473, 2557, 2580, 2748 and 3181; to the Committee on Public Health and Welfare - Senate Amendments 2 and 4 to Senate Bill 1339, House Bills 2224 {sic}, 2583, 2986, 3069 {sic} and



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3492; to the Committee on Revenue - House Bills 2452, 2950 and 3081; to the Committee on State Government Operations - House Bill 1318; to the Committee on Transportation - House Bills 2510 and 3248; and Be Approved for Consideration - Senate Amendment 3 to Senate Bill 1265, Amendment 4 to Senate Bill 1628 and Amendment 4 to Senate Bill 1904; also referred to the Committee on Judiciary was House Bill 25.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fitzgerald, for what purpose do you seek recognition?

SENATOR FITZGERALD:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR FITZGERALD:

Thank you, Madam President. With me today is Brandon Hall, who is Page for a Day. Brandon attends the Creative Children's Academy in Palatine, and he's from Wilmette, and his parents, Susan and David Hall, from Wilmette, are here in the President's Gallery on that side. If we could all give them a warm welcome. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you rise and be recognized by the Illinois Senate? Welcome to Springfield. Senator Rauschenberger, for what purpose do you rise?

SENATOR RAUSCHENBERGER:

Thank you, Madam President. For purposes of an announcement. The Senate Appropriation Committee will meet at 5 o'clock, or immediately upon adjournment, in Room 212 for the consideration of an amendment to the bond authorization bill. I would urge -- urge Members to come immediately down so that we can conclude our business expeditiously.

PRESIDING OFFICER: (SENATOR DONAHUE)

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That's the Senate Appropriations Committee immediately in 212 upon adjournment. Senator Jones, for what purpose do you seek recognition?

SENATOR JONES:

Yes, thank you, Madam President. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR DONAHUE)

There's no sponsor.

SENATOR JONES:

Well, I'm sorry. I'm sorry. Senator Rauschenberger, in regard to your remarks, I had previous conversation with the Leader on that side of the aisle, and I see this amendment that's been thrust before us which you are moving to the Appropriation Committee. And it was my understanding that such was not going to happen until such time as we, as a Body, and the House and the Governor really get together on the projects before we move. So it seems as though this amendment is rather premature for us to be acting on.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Butler, for what purpose do you seek recognition?  
Senator Mahar, for what purpose do you seek recognition?

SENATOR MAHAR:

For the purpose of an announcement.

PRESIDING OFFICER: (SENATOR DONAHUE)

I don't know why we're doing this, guys. We're -- we've got time. One hour posting. All right. Senator Mahar, for what purpose are you seeking recognition?

SENATOR MAHAR:

For the purpose of an announcement. The Senate Environment and Energy Committee shall meet in Room 212 at 5:45.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Butler.

SENATOR BUTLER:

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Purpose of an announcement. The Local Government Committee will meet at 5:15. 5:15, at -- in A-1.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Burzynski.

SENATOR BURZYNSKI:

Thank you, Madam President. For the purpose of announcement. The Committee on Licensed Activities will meet in Room A-1 at 5:10, or immediately upon adjournment. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

For purposes of announcement. Transportation Committee will meet immediately upon adjournment in Room 400.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Klemm.

SENATOR KLEMM:

For purposes of a non-announcement. Executive Committee is not going to meet. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Sieben, for what purpose do you seek recognition?

SENATOR SIEBEN:

For an announcement.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your announcement.

SENATOR SIEBEN:

Yes. To inform the Members that the Senate Ag and Conservation Committee - the Ag and Conservation Committee - will meet at 5:45 - 5:45 - in Room A-1.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Syverson.

SENATOR SYVERSON:

Everyone else is announcing committee meetings, so I don't

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want to be left out. Public Health will meet in Room 400 immediately after the Transportation meeting. So 5:15 or immediately after Transportation.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Jones, I believe your question should be regarded to Senator Rauschenberger off the Floor at a different time and place. Senator Jones.

SENATOR JONES:

Well, Madam -- Madam President, I think this is the proper time to deal with the question. He made an announcement about considering an amendment. The Senate President indicated to me that we were not moving in that direction, and so I -- I was query to him as to whether or not he and the Senate President are in communication, because from my understanding from the Leader on that side of the aisle, we were not to proceed -- we were not going to proceed with the bond authorization, as such.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Yeah. Thank you for the inquiry, Senator Jones. But to the best of my understanding, and it's certainly subject to your meeting with the Senate President and correcting misconceptions I might have, today we're going to do the bond authorization which raises the debt limit of the State. We're not going to do the project bill, which is historically the bill that we work through on the -- on the appropriation process to decide how the money is spent. If you'll recall, about four years ago we began the practice of separating the bond authorization from the projects in an effort to move the General Assembly along quickly and get us out on time. Certainly, you know, we have time if you want to clarify with -- with my Leader, but to the best of my understanding, I'm meeting his expectations.

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PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Jones.

SENATOR JONES:

Well, thank you, Madam President. In response, you know, in the past we have not done it this way, and it has been in the past we have passed both of the -- the authorization as well as the projects simultaneously. So, again, perhaps there's a misunderstanding, but I think it should be clarified prior to the 5 o'clock meeting so that we can all be in sync on this issue.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Shaw, on Senate Bill 1698. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1698.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Shaw.

SENATOR SHAW:

Yeah. Thank you, Madam President. This prohibits a person from intentionally standing up -- standing upon or occupying a public way selling or soliciting for unlawful business -- unlawful business or impeding the pedestrians or in any way {sic} (anyone) in a motor vehicle or {sic} (on the) highway for the purpose of soliciting unlawful business defined -- unlawful business. Defined "unlawful business" as any exchange for goods and services for money or anything of value. And what this -- what this legislation is about is for those people who stand on street corners and solicit cars as it relate to peddling drugs and -- and anything that's unlawful, but basically drugs. That's what this is aimed at.

PRESIDING OFFICER: (SENATOR DONAHUE)

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Is there any... Oh, sorry, Senator Shaw.

SENATOR SHAW:

And I'll ask for -- I'll answer any questions, but I urge for its passage.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing none, the question is, shall Senate Bill 1698 pass. Those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. Senate Bill 1698, having received the required constitutional majority, is declared passed. With leave of the Body, we will return to Senate Bill 1700. Senator Maitland, on Senate Bill 1701. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1701.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Madam President, Members of the Senate. I'm happy to inform the Body this is not a shell bill. 1701 is the IDOT's yearly land conveyance, easement release, access restoration bill. There are some twenty-five different projects in there. They have all been agreed to. I know you all are aware of the fact that -- that this bill will probably take on some more weight before it reaches the Governor's desk. But it is imperative that we move the bill out of here to the House today, and I would seek your support of Senate Bill 1701.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing

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none, the question is, shall Senate Bill 1701 pass. Those in favor will vote Aye. Opposed, Nay. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. Senate Bill 1701, having received the required constitutional majority, is declared passed. Senator Butler, on Senate Bill -- seeks leave of the Body to return Senate Bill 1702 to the Order of 2nd Reading for the purposes of an amendment. Hearing no objection... Out of the record. Senator Rauschenberger, on Senate Bill 1704. Out of the record. Senator Watson, on Senate Bill 1705. Seeks leave of the Body to return Senate Bill 1705 to the Order of 2nd Reading for the purposes of an amendment. Hearing no objection, leave is granted. And on the Order of Senate -- on the Order of 2nd Reading is Senate Bill 1705. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Watson.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Watson, on Amendment No. 1.

SENATOR WATSON:

Yes. Thank you, Madam President. Maybe most of you will recall we passed Senate Bill 939 last year that created the Brownsfield {sic} (Brownfields) Tax Credit and Grant Program. The language in there identified those properties that were eligible and it identified them by -- by census tract. The Department of Commerce and Community Affairs, Department of Revenue, had problems in identifying census tracts, so now we've come with language that will say that enterprise zones will be those particular properties that will be eligible for the Brownsfield {sic} Tax Credit and Grant Program. That's what this amendment does, Madam Secretary {sic}, and I move for its adoption.

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PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? Seeing none, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is adopted. Are there further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Rauschenberger, on Senate Bill 1706. Senator Rauschenberger. Out of the record. Senator Sieben, on Senate Bill 1707. Out of the record. Senator Thomas Walsh. Out of the record. Senator Philip, on Senate Bill 1710. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1710.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Philip.

SENATOR PHILIP:

Will you please take this out of the record?

PRESIDING OFFICER: (SENATOR WATSON)

Out of the record. Senate Bill 1712. Senator Philip. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1712.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.



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As you're probably aware, the Lieutenant Governor probably will -- will probably be retiring or resigning, whatever you want to call it. To do that, we have to, by Statute, those things that he's authorized to do, transfer those temporarily to a code department in the State of Illinois so somebody can do those functions. Just to mention a few of those functions: the Illinois Commission on Community Service, Keep Illinois Beautiful program, Lieutenant Governor's Travel Control Board, et cetera, et cetera. Be happy to answer any questions. We always do this when we lose our Lieutenant Governor.

PRESIDING OFFICER: (SENATOR WATSON)

Any discussions? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Rather than a question to the sponsor, I just would reiterate my comments that we ought to move 'em permanently. This proves, once again, that there is no function for the Lieutenant Governor. I still have the constitutional amendment sitting in Executive, and maybe we ought to go back to that committee and move it out, if we can move it now, because again we have a Lieutenant Governor who wants to leave. This is the second time he's wanted to leave. We had another one retire before. Why don't we just do away with it altogether and save the people some money?

PRESIDING OFFICER: (SENATOR WATSON)

Further discussion? Further discussion? Senator Philip, to close.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I'll tell you what our problem is, Senator: We don't pay the Lieutenant Governor enough. He's just been stolen away by a university, and I think in Kentucky. But this is one of those mechanical things we have to do and I'd appreciate your support.

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PRESIDING OFFICER: (SENATOR WATSON)

The question is, shall Senate Bill 1712 pass. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. Senate Bill 1712, having received the required constitutional majority, is declared passed. Senator Geo-Karis wishes to seek leave of the Body to return Senate Bill 1713 to the Order of 2nd Reading for the purpose of an amendment. Hearing no objection, leave is granted. On the Order of 2nd Reading is Senate Bill 1713. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Geo-Karis.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, the -- this amendment simply puts persons committed under the Sexually Violent Persons (Commitment) Act under the same rules as other civilly committed persons, and it also incorporates necessary -- language necessary to receive reimbursement for services. And this amendment places these civilly committed sex offenders on the same reimbursement basis and also provides that they can collect -- we can collect from third-party sources, like insurance and Medicaid. I ask for its favorable adoption.

PRESIDING OFFICER: (SENATOR WATSON)

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

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No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. Senator Bowles, on Senate Bill 1756. Mr. Secretary, please read the bill.

SECRETARY HARRY:

Senate Bill 1756.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Bowles.

SENATOR BOWLES:

Thank -- thank you, Mr. President, Members of the Senate. Senate Bill 1756 amends the Criminal Code to provide that aggravated robbery includes the offender's indicating to the victim either verbally or with actions that the offender is presently armed with a -- dangerous weapon, such as a knife, club, ax or bludgeon. And it specifies that the offense applies even if it is later determined that the offender was not, in fact, armed with a dangerous weapon when committing the robbery. This bill has arisen out of a -- the assault, so to speak, the robbery at a ATM of a woman, and -- and the perpetrator indicated that he had a knife. And I talked with this victim at length, and she expressed to me the terror and the fear that she experienced with the approach of this person who indicated to her that he had a knife in his possession and that he would not hesitate to use it if she did not give him the money. The essence of this bill is that the mere suggestion of the offender's having a weapon, the fear -- which is -- is there -- is the fear greater for someone to say -- to show a weapon as to opposite of that, say, "I have a weapon which I am not reluctant to use"? The fear is still there. The anxiety is there. The terror is there. And as this victim said to me, if -- "Evelyn, what do you do if someone says, 'I have a

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knife; I will not be reluctant to use it; give me your money? What do you do?" She said, "You hand over your money, don't you?" This bill has the support of the State's Attorney of Madison County, as well as the State's Attorneys Association of the State of Illinois. I would be happy to try to answer any questions...

PRESIDING OFFICER: (SENATOR WATSON)

Is there discussion? Any discussion? If not, the question is, shall Senate Bill 1756 pass. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. Senate Bill 1756, having received the required constitutional majority, is declared passed. On page 7 of the Calendar, we have 1784 by Senator Rauschenberger, and the next three bills will all be held. We also -- on page 7, we have Senate Bill 1806, from Senator Weaver, all the way over to Senate Bill 1815. All will be held. We now are at page 8, middle of page 8. Senate Bill 1830. Senator Rauschenberger. ...of the record. Senate Bill 1833. Senator Syverson? Senator Syverson on the Floor? Out of the record. Senate Bill 1834. Out of the record. Senate Bill 1835. Senator Parker wishes -- Senator Parker seeks leave of the Body to return to the Order of 2nd Reading Senate Bill 1835 for the purpose of an amendment. Is there any objection? Hearing none, leave is granted. On the Order of 2nd Reading is Senate Bill 1835. Senator Parker. Are there any amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Parker.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Parker.

SENATOR PARKER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.

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This is some language that works on better defining some of the definitions in the Elder Abuse Act, and -- working with the Illinois State Medical Society and everybody's concerns and we are all now in agreement.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Seeing none, the question is -- I beg your pardon. All those in favor, say Aye. Opposed, Nay. The Ayes have it. The amendment is adopted. Are there any further amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. Senate Bill 1840. Senator Rauschenberger. Mr. Secretary, please read the bill.

SECRETARY HARRY:

Senate Bill 1840.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the Alternate (Fuels) Fund's correction, expedited fix-up to make this work well for the Secretary of State's Office. It provides all the date changes necessary. This is the alternate fuels program that we worked hard on for three years. There's been some question over the last nine months of how to implement it effectively. These are the agreed changes with the Secretary of State's Office and the Administration. I would -- appreciate its favorable consideration.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Any discussion? If not, the question

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is, shall Senate Bill 1840 pass. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 voting Yes, no voting No, no voting Present. Senate Bill 1840, having received the required constitutional majority, is declared passed. Senate Bill 1878. Senator Bowles wishes to recall Senate Bill 1878. On the Order of 2nd Reading, hearing no objection, is Senate Bill 1878. Is there any amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

Amendment No. 1, offered by Senators Bowles and Watson.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Bowles.

SENATOR BOWLES:

Amendment No. 1 to Senate Bill 1878 was initiated by the Illinois Realtors' Association. They requested this amendment to clarify that the extension of the SWIDA quick-take would only be for a purpose authorized under the existing SWIDA Act. The Southwestern Illinois Development Authority Act authorizes the Authority to assist in industrial, housing and commercial projects in Madison and St. Clair counties. This amendment was also included in a House version of a similar bill.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

No. For purposes of an announcement after the conclusion. I apologize.

PRESIDING OFFICER: (SENATOR WATSON)

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

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No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I have good news. We're going to free the Appropriation Committee from the onus of that 5 o'clock hearing today. So there is no Appropriation hearing following Session or at 5 o'clock. Thank you.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Demuzio, do you wish to return to the Order of 2nd Reading Senate Bill 1884 for the purpose of an amendment? Is there any objection? Hearing none, on the Order of 2nd Reading is Senate Bill 1884. Mr. Secretary, are there any amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Demuzio.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is amendment that was requested by Senator Hawkinson, as Chairman of the Judiciary, on temporary -- restraining orders. It tightens up substantially. I know of no opposition. Move its adoption.

PRESIDING OFFICER: (SENATOR WATSON)

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

SECRETARY HARRY:

No further amendments reported.

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PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. Senate Bill 1889. Senator Cronin. Senator Dan Cronin. Out of the record. Senate Bill 1892. Senator O'Malley. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1892.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 1892 provides that students who attend non-recognized high schools who score at least seven points higher than the statewide average on the ACT test shall be eligible to receive merit recognition scholarships. There was a Senate Amendment No. 2 that was added to establish a distribution methodology for scholarships for eligible students from non-recognized high schools. Be happy to answer any questions there may be.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Any discussion? If not, the question is, shall Senate Bill 1892 pass. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. Senate Bill 1892, having received the required constitutional majority, is declared passed. Senator Philip, on Senate Bill 1896. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1896.

(Secretary reads title of bill)



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3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Philip.

SENATOR PHILIP:

I'm sorry, Mr. President. Take it out of the record.

PRESIDING OFFICER: (SENATOR WATSON)

Out of the record. Senate Bill 1897. Senator Philip. Out of the record. Senate Bill 1903. Senator Madigan. Out of the record. 1904? Senator Madigan seeks leave of the Body to return Senate Bill 1904 to the Order of 2nd Reading for the purpose of an amendment. Any objection? Hearing none, leave is granted. On the Order of 2nd Reading is Senate Bill 1904. Mr. Secretary, are there any Floor amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Madigan.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 1 to Senate Bill 1904 contains numerous administrative changes to the State Statutes brought by the -- State Statutes as brought by the Department of Insurance. One of those sections we discussed in committee was the repealing of the admitted assets and annual statement language in the State Statute. We're adopting -- or, hopefully we will be adopting that language on this amendment and then, on Floor Amendment No. 4, would be reinserting that language because we need to continue to work on that language over in the House if these amendments on -- are adopted on Senate Bill 1904 and we pass Senate Bill 1904, as amended. Otherwise, I think the concerns that Senator Berman and Senator Cullerton raised have -- in committee on the office of the special deputy have been addressed or have been agreed upon with

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the Department of Insurance to be addressed over in the House when we take care of the admitted asset language. I'd be glad to answer any questions on Floor Amendment No. 1.

PRESIDING OFFICER: (SENATOR WATSON)

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

SECRETARY HARRY:

Amendment No. 2, offered by Senator Madigan.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 2 to Senate Bill 1904 clarifies the Employee Leasing Company Act that we passed last year, adds some clarifying language insofar as the recordkeeping and reporting process by companies that are engaged in these type of employee leasing arrangements. I'd be glad to answer any questions and otherwise would ask for adoption of Floor Amendment No. 2 to Senate Bill 1904.

PRESIDING OFFICER: (SENATOR WATSON)

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

SECRETARY HARRY:

Amendment No. 3, offered by Senator Madigan.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President, Members of the Senate. I would move

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to table Floor Amendment No. 3 to Senate Bill 1904.

PRESIDING OFFICER: (SENATOR WATSON)

You've heard that motion. All in favor, say Aye. Opposed, Nay. The Ayes have it, and the amendment is tabled. Any further Floor amendments approved for consideration, Mr. Secretary?

SECRETARY HARRY:

Amendment No. 4, offered by Senator Madigan.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President, Members of the Senate. As I mentioned previously, Floor Amendment No. 4 reinserts the language in the State Statute regarding admitted assets and we'll continue to work on that language over in the House, and would ask for adoption of or -- of Floor Amendment No. 4 to Senate Bill 1904.

PRESIDING OFFICER: (SENATOR WATSON)

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

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. Senate Bill 1911. Senator Madigan. Mr. Secretary, please read the bill.

SECRETARY HARRY:

Senate Bill 1911.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Madigan.

SENATOR MADIGAN:

Thank you, Mr. President, Members of the Senate. Senate Bill

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1911 is a pension vehicle that we would request favorable consideration, move it over to the House for later discussions, and I would ask for its favorable consideration.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Any discussion? If not, the question is, shall Senate Bill 1911 pass. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 voting Yes, 3 voting No, no voting Present. Senate Bill 1911, having received the required constitutional majority, is declared passed. Senate Bill 1912. Out of the record. Senate Bill 1919. Out of the record. Senate Bill 1938. Senator Philip. Please read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1938.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 1938 amends the Vehicle Code and the State Finance Act. Creates a new category of license plates called Police Memorial Committee license plate. It increases the fee twenty-five dollars. Fifteen {sic} (ten) of that dollars goes to the Police Memorial Committee and ten {sic} (fifteen) dollars goes to the Special License Plate Fund. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Any discussion? If not, the question is, shall Senate Bill 1938 pass. All those in favor,

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vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 voted Yes, no voting No, no voting Present. Senate Bill 1938, having received the required constitutional majority, is declared passed. Senator Weaver, for what purpose do you rise? Your speak light's on, sir. Senator Donahue wishes to return Senate Bill 1700, on page 6 - 1700 - to the Order of 2nd Reading for the purpose of an amendment. Do we have leave? Senator Donahue wishes to return to the Order of 2nd Reading for the purpose of an amendment. Is there any objection? Hearing none, we are on the Order, now, of Senate Bill -- of 2nd Reading, Senate Bill 1700. Mr. Secretary, have there been any amendments filed for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Donahue.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 2 to Senate Bill 1700 is basically technical clean-up language on the child support legislation, and I would move for its adoption. We'll discuss it a little bit further on 3rd Reading.

PRESIDING OFFICER: (SENATOR WATSON)

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

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. You should have received a Supplemental Calendar

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No. 1. Senate Calendar -- Supplemental Calendar No. 1, Wednesday, April 1st. Motions in Writing for Reconsidering the Vote. Senator Syverson's motion on Senate Bill 1315. Having voted on the prevailing side, Senator Syverson wishes to reconsider the vote. Mr. Secretary, read the motion.

SECRETARY HARRY:

Having voted on the prevailing side, I move to reconsider the vote by which Senate Bill 1315 was passed.

The motion filed by Senator Syverson.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Mr. President. Having voted on the prevailing side on the motion, I wish to reconsider the vote on which Senate Bill 1315 passed. There was an amendment that we were supposed to put on that didn't get filed.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Any discussion? If not, those in favor, say Aye. I beg your pardon. We have to have a roll call on this. Those in favor, vote Aye, on the motion. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 54 voting Yes, 1 voting No, no voting Present. And the motion is adopted. The bill is now on 3rd Reading and... Senator Syverson wishes... Senator Parker wishes to return to the Order of 2nd Reading Senate Bill 1315. Is there any objection? Hearing none, we are now on the Order of 2nd Reading, Senate Bill 1315. Mr. Secretary, have there been any amendments approved for consideration?

SECRETARY HARRY:

Amendment No. 2, offered by Senator Parker.

PRESIDING OFFICER: (SENATOR WATSON)

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Senator Parker.

SENATOR PARKER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I did explain this before. We thought we were putting an amendment on in 2nd; however, we were on 3rd, so now I'm glad I have this opportunity. It creates the Immunization Advisory Committee, and I would ask for approval of adding the amendment onto the bill.

PRESIDING OFFICER: (SENATOR WATSON)

Any discussion? Any discussion? If not, all those in favor, say -- I beg your pardon. Senator del Valle.

SENATOR DEL VALLE:

Mr. President, I -- I have a question regarding procedure. Are -- are we -- are we able, according to the rules, to bring this bill back for an amendment just having acted on a motion to reconsider? Aren't we supposed to vote again on the bill?

PRESIDING OFFICER: (SENATOR WATSON)

The bill was moved to 3rd Reading after the reconsideration, and the sponsor asked that we give her consideration on recalling the bill so it could be amended. Normal procedure, Senator. Is there any other discussion? Any other discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. The amendment has been adopted. Any further Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR WATSON)

3rd Reading. Senator Cronin, for what purpose do you rise, sir?

SENATOR CRONIN:

For purposes of an announcement.

PRESIDING OFFICER: (SENATOR WATSON)

You may proceed.

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SENATOR CRONIN:

Thank you. The Senate Education Committee shall meet at 5:30 p.m. to consider three amendments. 5:30 p.m., in Room 212.

PRESIDING OFFICER: (SENATOR WATSON)

Communications, Mr. Secretary.

SECRETARY HARRY:

A Communication from Senator Link, dated April 1st, 1998.

Dear Mr. Secretary - I respectfully resign my position on the Senate Agriculture and Conservation Committee effective immediately.

Another Communication from Senator Bowles, dated April 1st.

Dear Mr. Secretary - I would like to inform you that effective today, April 1st, 1998, I resign my position on the Senate Transportation Committee.

Communication from Senator Obama, dated April 1st, 1998.

Dear Mr. Secretary - This letter is to inform you that I would like to resign from the Committee on State Government Operations so that I may serve on the Revenue Committee.

A Communication from the Minority Leader.

Dear Mr. Secretary - Please be advised that I have appointed the following Senators to the various committees: Senator Evelyn Bowles to replace Senator Penny Severns on the Executive Committee; Senator Terry Link to replace Senator Evelyn Bowles on the Transportation Committee; Senator Kevin Kehoe to replace Senator Barack Obama on the State Government Operations Committee and to replace Senator Terry Link on the Agriculture and Conservation Committee. These appointments are effective immediately.

Signed by Senator Jones, April 1st, 1998.

Another Communication from the Minority Leader.

Dear Mr. Secretary - Please be advised that I have appointed Senator Clayborne to replace Senator Severns as Minority



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Spokesperson on the Revenue Committee. Please be further advised that I have appointed Senator Obama to replace Senator Severns as a Member of the Revenue Committee. This appointment effective immediately.

Dated March 25th, and signed by Senator Jones, Minority Leader.

PRESIDING OFFICER: (SENATOR WATSON)

Messages from the House, Mr. Secretary.

SECRETARY HARRY:

Message from the House by Mr. Rossi, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Bills 2503, 2553, 2656, 2756, 2944, 3030, 3135, 3173, 3225, 3279.

A like Message on House Bills 3000, 3292, 3339, 3341, 3446, 3477, 3652, 3672, 3710 and 3835.

All passed the House, March 31st, 1998.

PRESIDING OFFICER: (SENATOR WATSON)

As you may recall, we earlier had leave to return to page 18, Constitutional Amendments 2nd Reading. We have Senate Joint Resolution 57. Read the resolution, Mr. Secretary.

SECRETARY HARRY:

Senate Joint Resolution 57, Constitutional Amendment, as amended by Senate Amendment No. 1.

(Secretary reads SJRCA No. 57, as amended)

2nd Reading of the resolution.

PRESIDING OFFICER: (SENATOR WATSON)

House Bills 1st Reading, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 349, offered by Senator Philip.

(Secretary reads title of bill)

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House Bill 2299, offered by Senator Myers.

(Secretary reads title of bill)

House Bill 2306, offered by Senators Mahar and Sieben.

(Secretary reads title of bill)

House Bill 2425, offered by Senator Watson.

(Secretary reads title of bill)

House Bill -- pardon me, 2430, offered by Senators O'Daniel  
and Luechtefeld.

(Secretary reads title of bill)

House Bill 2466, offered by Senator Thomas Walsh.

(Secretary reads title of bill)

House Bill 2485, offered by Senator Mahar.

(Secretary reads title of bill)

House Bill 2509, offered by Senator Dillard.

(Secretary reads title of bill)

House Bill 2558, offered by Senator Fitzgerald.

(Secretary reads title of bill)

House Bill 2565, offered by Senator Donahue.

(Secretary reads title of bill)

House Bill 2568, offered by Senator Lawrence Walsh.

(Secretary reads title of bill)

House Bill 2570, offered by Senator Bowles.

(Secretary reads title of bill)

House Bill 2589, offered by Senator Luechtefeld.

(Secretary reads title of bill)

House Bill 2633, offered by Senator Carroll.

(Secretary reads title of bill)

House Bill 2668, offered by Senator Dillard.

(Secretary reads title of bill)

House Bill 2729, offered by Senator Weaver.

(Secretary reads title of bill)

House Bill 2734, offered by Senator Dudycz.

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(Secretary reads title of bill)

House Bill 2791, offered by Senators O'Malley and Halvorson.

(Secretary reads title of bill)

House Bill 2818, offered by Senator Thomas Walsh.

(Secretary reads title of bill)

House Bill 2860, offered by Senator Fitzgerald.

(Secretary reads title of bill)

House Bill 2908, offered by Senator Obama.

(Secretary reads title of bill)

House Bill 2909, offered by Senator Garcia.

(Secretary reads title of bill)

House Bill 2910, offered by Senators Shadid and Hawkinson.

(Secretary reads title of bill)

House Bill 3026, offered by Senator Thomas Walsh.

(Secretary reads title of bill)

House Bill 3027, offered by Senator Farley.

(Secretary reads title of bill)

House Bill 3028, offered by Senator Cronin.

(Secretary reads title of bill)

House Bill 3041, offered by Senator Radogno.

(Secretary reads title of bill)

House Bill 3158, offered by Senator Dudycz.

(Secretary reads title of bill)

House Bill 3162, offered by Senator Dillard.

(Secretary reads title of bill)

House Bill 3170, offered by Senator Bowles.

(Secretary reads title of bill)

House Bill 3180, offered by Senator Thomas Walsh.

(Secretary reads title of bill)

House Bill 3233, offered by Senator Maitland.

(Secretary reads title of bill)

House Bill 3256, offered by Senator Mahar.

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(Secretary reads title of bill)

House Bill 3280, offered by Senator Radogno.

(Secretary reads title of bill)

House Bill 3294, offered by Senator Dillard.

(Secretary reads title of bill)

House Bill -- pardon me, 3321, offered by Senator Thomas Walsh.

(Secretary reads title of bill)

House Bill 3383, offered by Senator Karpziel.

(Secretary reads title of bill)

House Bill 3481, offered by Senator Thomas Walsh {sic} (Maitland).

(Secretary reads title of bill)

House Bill 3494, offered by Senator Molaro.

(Secretary reads title of bill)

House Bill 3500, offered by Senator O'Malley.

(Secretary reads title of bill)

House Bill 3514, offered by Senator Walsh.

(Secretary reads title of bill)

House Bill 3515, offered by Senator Maitland.

(Secretary reads title of bill)

House Bill 3516, offered by Senator Madigan.

(Secretary reads title of bill)

House Bill 3612, offered by Senator Maitland.

(Secretary reads title of bill)

House Bill 3753, offered by Senator Thomas Walsh.

(Secretary reads title of bill)

House Bill 3793, offered by Senator Fitzgerald.

(Secretary reads title of bill)

House Bill 3813, offered by Senator Madigan.

(Secretary reads title of bill)

House Bill 3843, offered by Senator Shadid.

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(Secretary reads title of bill)

House Bill 2503, offered by Senator Karpziel.

(Secretary reads title of bill)

House Bill 2553, offered by Senator Butler.

(Secretary reads title of bill)

House Bill 2656, offered by Senator Thomas Walsh.

(Secretary reads title of bill)

House Bill 3030, offered by Senator Karpziel.

(Secretary reads title of bill)

House Bill 3173, offered by Senator Radogno.

(Secretary reads title of bill)

House Bill 3225.

(Secretary reads title of bill)

House Bill 3279, offered by Senator Karpziel.

(Secretary reads title of bill)

House Bill 3339, offered by Senator Karpziel.

(Secretary reads title of bill)

House Bill 3341, offered by Senator Dudycz.

(Secretary reads title of bill)

House Bill 3652, offered by Senator Dillard.

(Secretary reads title of bill)

House Bill 3835, offered by Senator Peterson.

(Secretary reads title of bill)

And House Bill 3048, offered by Senator Shaw.

(Secretary reads title of bill)

1st Reading of those House bills.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Philip, for what purpose do you rise?

SENATOR PHILIP:

Purpose of an announcement, and remind the Members that tomorrow is the last day. We're going to come in at 9 a.m., do the constitutional amendments, and hopefully get out of here

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early. So hope that everybody gets out of bed in the morning and gets down here on time. So without further ado, Mr. President.

PRESIDING OFFICER: (SENATOR WATSON)

Sounds like you just moved that the Senate stand adjourned until 9 o'clock tomorrow, Thursday, April 2nd. Any further business? If not, then we will stand adjourned until 9 o'clock, Thursday. Have a good evening.

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