

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

41st Legislative Day

May 1, 1997

PRESIDENT PHILIP:

The regular Session of the 90th General Assembly will please come to order. Will the Members please be at their desks? Will our guests in the gallery please rise? Our prayer today will be given by Reverend David Kueker, United Methodist Church, Pawnee, Illinois. Reverend Kueker.

THE REVEREND DAVID KUEKER:

(Prayer by the Reverend David Kueker)

PRESIDENT PHILIP:

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

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDENT PHILIP:

Reading of the Journal.

SECRETARY HARRY:

Senate Journal of Tuesday, April 29th, 1997.

PRESIDENT PHILIP:

Senator Butler.

SENATOR BUTLER:

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

PRESIDENT PHILIP:

Senator Butler moves to approve the Journal just read. There being no objection, so ordered. Senator Butler.

SENATOR BUTLER:

...President, I move that reading and approval of the Journal of Wednesday, April 30th, in the year 1997, be postponed, pending arrival of the printed Journal.

PRESIDENT PHILIP:

Senator Butler moves to approve -- moves to postpone the

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reading and the approval of the Journal, pending the arrival of the printed transcript. There being no objection, so ordered.
Committee Reports.

SECRETARY HARRY:

Senator O'Malley, Chair of the Committee on Financial Institutions, reports House Bills 1288, 1412, 1588, 1655 and 1923 Do Pass; and House Bill 597 Do Pass, as Amended.

Senator Klemm, Chair of the Committee on Executive, reports House Bills 800, 820 and 1840 Do Pass; House Bill 1123 Do Pass, as Amended; and Senate Resolution 48 Be Adopted.

Senator Sieben, Chair of the Committee on Agriculture and Conservation, reports House Bill 818 Do Pass; and House Bill 1177 Do Pass, as Amended.

Senator Mahar, Chair of the Committee on Environment and Energy, reports House Bills 767, 771, 1230, 1736 and 2216 Do Pass; and House Bills 263 and 362 Do Pass, as Amended.

And Senator Peterson, Chair of the Committee on Revenue, reports House Bills 167, 275, 572, 585, 623, 709 and 999 {sic} (992) Do Pass; and House Bills 581 and 981 Do Pass, as Amended.

PRESIDENT PHILIP:

Resolutions.

SECRETARY HARRY:

Senate Joint Resolution 31, offered by Senator Mahar.
It's substantive.

Senate Resolution 63, offered by Senator Lauzen and all Members.

It's a death resolution, Mr. President.

PRESIDENT PHILIP:

Consent Calendar. House Bills 1st Reading.

SECRETARY HARRY:

House Bill 903, offered by Senator Dudycz.

(Secretary reads title of bill)

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House Bill 1087, offered by Senator Lauzen.

(Secretary reads title of bill)

House Bill 1119, Senator Severns.

(Secretary reads title of bill)

House Bill 1136 is presented by Senator Dudycz.

(Secretary reads title of bill)

Senator O'Malley presents House Bill 1180.

(Secretary reads title of bill)

House Bill 1256, Senator Demuzio.

(Secretary reads title of bill)

House Bill 1395, by Senator Severns.

(Secretary reads title of bill)

Senator Peterson presents House Bill 1562.

(Secretary reads title of bill)

And House Bill 1817, by Senator Watson.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

I'd like to alert the -- the Members that we are going to go to 2nd Reading in the Senate, so it'd be nice if you would all come and join us for 2nd Reading. The House bills that are first will -- on 2nd Reading are going to be the ones sponsored by Senator Karpiel, Senator Dillard, and -- and Senator Rauschenberger. Just to give you a little advance notice. House Bills 2nd Reading, on page 8 of today's Calendar. Mr. Secretary, will you proceed? House Bill 56. Senator Karpiel. Out of the record. House Bill 70. Senator Dillard. Out of the record. House Bill... Can I seek -- I would like to seek leave to return to 106 after we finish. Senator Rauschenberger. Senator Rauschenberger. Out of the record. Senator Fawell. Senator Fawell. Out of the record. Senator Fawell coming in? Senator Fawell, on 218? House Bill 218. Senator Fawell? Read the -- the

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bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 218.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senator Syverson, on House Bill 248? Senator Syverson. Out of the record. Senator Madigan, on House Bill 313? 288. Senator Fawell? Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate {sic} Bill 288.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senator Madigan, on House Bill 313? Out of the record. Senator -- House Bill 345. Senator Radogno? Senator Radogno, on... Read the bill, Mr. Secretary. 345.

SECRETARY HARRY:

House Bill 345.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. Senate -- I mean, House Bill 358. Senator O'Malley? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 358.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Judiciary adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

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No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 408. Senator Mahar. Senator Mahar?
Out of the record. House Bill 488. Senator Thomas Walsh. 488.
Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 488.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 574. Senator Petka. Senator Petka?
Out of the record. House Bill 596. Senator Radogno. Read the
bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 596.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 618. Senator Dillard. Read the
bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 618.

(Secretary reads title of bill)

2nd Reading of the bill. There were no committee amendments.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any Floor amendments?

SECRETARY HARRY:

Amendment No. 1, offered by Senator Dillard.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dillard.

SENATOR DILLARD:

Thank you, Madam President, Ladies and Gentlemen of the

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Senate. This is just a technical amendment that makes one minor change in a number of fines that we are increasing in the Criminal Code. They haven't been increased for a number of years. Primarily, we're increasing them because of inflation. It's a technical amendment, and I'd move its adoption.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Any discussion? Hearing none, all those in favor, say Aye. All opposed, No. In the opinion of the Chair, the Ayes have it. The amendment's adopted. Any further Floor amendments, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 652. Senator Rauschenberger. 652. Out of the record. House Bill 754. Senator Cronin? Senator Cronin? Out of the record. House Bill 844. Senator Fawell? Senator Fawell? Out of the record. House Bill 889. I'll seek leave to return to that order. 895. I seek leave to return to that order. House Bill 898. Senator Maitland. Senator Maitland. Out of the record. House Bill 994. Senator O'Daniel. Senator O'Daniel? Out of the record. House Bill 1036. Senator Dillard. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1036.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 1115. Senator Dudycz. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1115.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 1233. Senator Fawell. Senator Fawell? Out of the record. House Bill 1315. Senator Dudycz. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1315.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Are there any Floor amendments?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 1316. Senator Sieben. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1316.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 1373. Senator Sieben. Out of the record. House Bill 1388. Senator Burzynski. Out of the record. House Bill 1410. Senator Hawkinson. House Bill 1410. Senator Hawkinson. Out of the record. House Bill 1492. Senator Trotter. Senator Trotter? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1492.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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3rd Reading. House Bill 1618. Senator O'Malley. Senator O'Malley, House Bill 1618? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1618.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2132. Senator Radogno. Out of the record. Senate Bill -- I mean, House Bill 2138. Senator Petka. Senator Petka? Read the -- read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2138.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

3rd Reading. House Bill 2262, I'll seek leave to return to it.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Earlier Senator Geo-Karis had asked leave of the Body to go back to a number of bills that she had on -- on 2nd Reading. On page 8 is House Bill 106. Mr. Secretary, read the bill.

SECRETARY HARRY:

House Bill 106.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. On page 9 is House Bill 889. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 889.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. On page 9 is House Bill 895. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 895.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. On the bottom of page 10 is House Bill 2262. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2262.

(Secretary reads title of bill)

2nd Reading of the bill. No -- the Committee on Transportation adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR MAITLAND)

Have there been any Floor amendments that have been approved for consideration, Mr. Secretary?

SECRETARY HARRY:

No further amendments reported, Mr. President.

PRESIDING OFFICER: (SENATOR MAITLAND)

3rd Reading. Senator Syverson, what purpose do you arise, sir?

SENATOR SYVERSON:

Thank you, Mr. President. I'd like to welcome, on the Democratic side in the gallery, we have student leaders from nine high schools, representing Winnebago, Boone and DeKalb Counties, along with Representative Doug Scott and Representative Ron Wait. I'd ask that they rise and be recognized.

PRESIDING OFFICER: (SENATOR MAITLAND)

Will our guests in the gallery please rise and be recognized

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by the Senate? Welcome to Springfield.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Resolutions.

SECRETARY HARRY:

Senate Joint Resolution 31, offered by Senator Severns and all Members -- Senate Joint Resolution 32, offered by Senator Severns and all Members.

It's a death resolution, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Consent Calendar. We'll now proceed to the Order of Resolutions Consent Calendar. With leave of the Body, all those read in today will be added to the Consent Calendar. Mr. Secretary, have there been any objections filed to any resolution on the Consent Calendar?

SECRETARY HARRY:

No objections filed.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

If not, the -- the -- shall the resolutions on the Consent Calendar be adopted? All those in favor, say Aye. Those opposed, say Nay. The opinion of the Chair, the motion carries and the resolutions are adopted. Resolutions.

SECRETARY HARRY:

Senate Joint Resolution 33, offered by Senator Donahue.

(Secretary reads SJR No. 33)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Donahue moves to suspend the rules for the purpose of the immediate consideration and adoption of Senate Joint Resolution 33. Those in favor will say Aye. Those opposed will say Nay. The opinion of the Chair, the Ayes have it. The rules are suspended. Senator Donahue has moved for the adoption of Senate Joint Resolution 33. Those in favor, say Aye. Those opposed, say Nay. The Ayes have it, and the resolution's adopted.

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Can we have it a little quieter, please? Thank you. Senate will stand at ease for a couple of minutes.

(SENATE STANDS AT EASE)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Peterson, for what purpose...

SENATOR PETERSON:

Thank -- point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Could we please have a little order in the Senate?

SENATOR PETERSON:

Like the Senate to recognize the students from Central Junior High in Zion, Illinois, who are constituents of Senator Geo-Karis. Welcome to the Senate.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

And -- who's that? Mr. Oakes with them?

SENATOR PETERSON:

Rich Oakes, is he present today? With his whole crew.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you, and welcome to the Capitol and to the Senate. We're happy you're here with us. We welcome you. Committee Reports, Mr. Secretary.

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 - House Bills 316 and 1680; to the Committee on Education - 452, 742, 1180 and 1197;

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to the Committee on Environment and Energy - 416, 989, 1411, 1735 and 1817; to the Committee on Executive - 38, 235, 519, 807, 903, 959, 1180 {sic}, 1506, 1678 -- 1668, 1678, 2060 and Senate Resolution 60; to the Committee on Financial Institutions - House Bill 2157; to the Committee on Insurance and Pensions - 7, 333, 372, 409, 579, 776, 781, 784, 829 and 1302; to the Committee on Judiciary - 591, 1408, 2067 and 2174; to the Committee on Licensed Activities - 370; to the Committee on Local Government and Elections - 2241 and 2125; to the Committee on Revenue - 1087, 1118, 1119, 1121 and 1255; to the Committee on Transportation - House Bills 762 and 1395.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

House Bills 1st Reading.

SECRETARY HARRY:

House Bill 1257, offered by Senator Peterson.

(Secretary reads title of bill)

And House Bill 1346, by Senator Severns.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Is there any further business to come before the Senate? If not, pursuant to the adjournment resolution, Senator Peterson moves the Senate stand adjourned until 12 o'clock noon, Tuesday, May 6. I repeat: The Senate stands adjourned until 12 o'clock noon, Tuesday, May 6. Have a nice week.

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