

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

62nd Legislative Day

October 16, 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 galleries please rise? Our prayer today will be given by Pastor Donald Pritchard, Zion Lutheran Church, Pleasant Plains, Illinois. Pastor -- Pastor Pritchard.

PASTOR DONALD PRITCHARD:

(Prayer by Pastor Donald Pritchard)

PRESIDENT PHILIP:

Will you please rise for the Pledge of Allegiance? Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDENT PHILIP:

Reading of the Journal.

SECRETARY HARRY:

Senate Journals of Thursday, May 29th; Friday, May 30th; Saturday, May 31st; and Sunday, June 1st, 1997.

PRESIDENT PHILIP:

Senator Butler.

SENATOR BUTLER:

Mr. President, I move that the Journals 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 objections, so ordered. Introduction of Bills.

SECRETARY HARRY:

Senate Bill 1190, offered by Senator Hendon.

(Secretary reads title of bill)

Senate Bill 1191, by Senator Jacobs.

(Secretary reads title of bill)

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

62nd Legislative Day

October 16, 1997

Senate Bill 1192, by Senator Hendon.

(Secretary reads title of bill)

Senate Bill 1193, by Senator Hendon.

(Secretary reads title of bill)

Senate Bill 1194, by Senator Hendon.

(Secretary reads title of bill)

Senate Bill 1195 is presented by Senator Madigan.

(Secretary reads title of bill)

And Senate Bill 1196 is offered by Senator Watson.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT PHILIP:

Messages.

SECRETARY HARRY:

Messages from the Secretary of State. To the Honorable President of the Senate:

Sir - I am enclosing herewith a copy of the Approval Message from the Governor as filed in my office and directed to the Honorable Members of the Senate of the 90th General Assembly as follows:

Senate Bill 524.

The date of the Message, August 1st, 1997.

Sir - In compliance with the provisions of the Constitution of the State of Illinois, I am forwarding herewith the enclosed Senate Bills, as vetoed by the Governor, together with his objections:

Senate Bills 35, 36, 63, 110, 157, 160, 194, 258, 278, 304, 374, 469, 473, 548, 561, 694, 804, 807, 908, 909, 927, 1030, 1044 and 1103.

Sir - In compliance with the provisions of the Constitution of the State of Illinois, I am forwarding herewith the enclosed Senate Bills that are being returned by the Governor

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

62nd Legislative Day

October 16, 1997

with specific recommendations for change:

Senate Bills 13, 51, 71, 317, 368, 369, 663, 771,
772, 780, 786, 805, 843, 878 and 1072.

All Messages dated October 16th, 1997, and signed respectfully,
George H. Ryan, Secretary of State.

A Message for the Governor by Deno Perdiou, Director of
Legislative Affairs, October 16th, 1997.

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

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

A Message from Joseph A. Spagnolo, State Superintendent of
Education. A Report on Waiver of School Code Mandates.

Enclosed with this memorandum is the fourth report
detailing applications for waivers and modifications of mandates
contained in the School Code and Administrative Rules. This
report contains one hundred twenty-nine waiver applications that
are subject to review and consideration by the General Assembly.
I believe one of these requests merits serious review and
recommend that you consider disapproving it.

The report submitted by Superintendent Spagnolo.

PRESIDENT PHILIP:

House Bills 1st Reading.

SECRETARY HARRY:

House Bill 654.

(Secretary reads title of bill)

House Bill 1098, by Senator Watson.

(Secretary reads title of bill)

House Bill 1158, offered by Senator Sieben.

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

62nd Legislative Day

October 16, 1997

(Secretary reads title of bill)

And House Bill 1547, by Senator Hawkinson.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT PHILIP:

Messages from the House.

SECRETARY HARRY:

A Message from the House by Mr. Rossi, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has refused to adopt the First Conference Committee Report on House Bill 1254 and requests a Second Committee of Conference to consider the differences between the two Houses in regards to Amendment No. 2.

Action taken by the House, May 31st, 1997.

We have a like Message on House Bill 1699, with Amendment 2. That action also taken by the House, May 31st, 1997.

PRESIDENT PHILIP:

Senator Mahar, for what purpose do you rise?

SENATOR MAHAR:

Thank you, Mr. President. I, once again, have found that my bones and fast-moving objects don't mix. I would like...

PRESIDENT PHILIP:

Could we have some order, please?

SENATOR MAHAR:

You don't have to have order. I would move that we suspend whatever the appropriate rules are regarding dress code for the time that I -- while I am recuperating so that... I promise I won't dress like a slob, but I can't necessarily wear a sport coat.

PRESIDENT PHILIP:

Well, we certainly wish you well, Senator Mahar. Under the circumstances, you look pretty good. Leave is granted. Senator

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

62nd Legislative Day

October 16, 1997

Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Yes. I need to excuse some Members. Senators Shaw, Obama and -- and Molaro are absent due to personal business. Senator Garcia's absent because he is on legislative duty. Senator Severns is absent because of illness. Senator Jacobs is at a conference out of State. Senator Bowles is excused on -- on personal business. Do you want to know who's here? I don't know who's here, but these are not here.

PRESIDENT PHILIP:

No. I think it would be... Senator Demuzio, it would be easier to tell me who's here. Is that it? The record would certainly indicate, Senator Demuzio. With leave of the Body, Senator Geo-Karis moves that the Senate accede to the Message just read. Any objections? So ordered. Resolutions.

SECRETARY HARRY:

Senate Resolution 92, offered by Senator Hawkinson and all Members.

Senate Resolution 93, by Senator Viverito and all Members.

Senate Resolution 94, by Senator Trotter and all Senators.

Senate Resolution 95, by Senator Hendon and all Members.

Senate Resolution 96, by Senator Clayborne and all Members.

Senate Resolution 97, by Senator Dudycz and all.

Senate Resolution 98, by Senator Shaw and all Members.

Senate Resolution 99, also by Senator Shaw and all Members.

Senate Resolution 100, by Senator Dudycz and all.

Senate Resolution 101, by Senator Clayborne and all Members.

Senate Resolution 102, by Senator Clayborne and all Members.

Senate Resolution 103, by Senator Dillard and all.

Senate Resolution 104, by Senator Shaw and all Members.

Senate Resolution 105, by Senator Clayborne and all Members.

Senate Resolution 106, by Senator Parker -- Senators Parker

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

62nd Legislative Day

October 16, 1997

and Geo-Karis.

Senate Resolution 107, by Senator Severns and all Members.

Senate Resolution 108, by Senator Smith and all Members.

Senate Resolution 109, by Senator Severns and all Members.

They're all death resolutions, Mr. President.

PRESIDENT PHILIP:

Consent Calendar.

SECRETARY HARRY:

Senate Resolution 110, offered by Senator Obama.

Senate Resolution 111, by Senator del Valle.

And Senate Joint Resolution 41, by Senator Berman.

They're all substantive.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Mr. Secretary, have there been any motions filed?

SECRETARY HARRY:

Yes, Madam President. The following Members have filed motions with respect to the following bills: Senate Bill 663, Senator Farley; Senate Bills 771 and 772, by Senator Halvorson; Senate Bill 843, Senator Cullerton; Senate Bill 908, Senator Luechtefeld, as is Senate Bill 909; and Senate Bill 1072, by Senator Berman.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The Chair requests, Mr. Secretary, that these motions be printed on the Calendar. So ordered. Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measures have been assigned: Referred to the Committee on Agriculture and Conservation - Senate Bill 1195 and House Bills 1158 and 1547; to the Committee on Education - House Bills 452, 654, 1005 and 1098; to the Committee on Executive - House Joint Resolution 30; to the Committee on Judiciary - House Bill 887; to the Committee on Licensed Activities - House Bill

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

62nd Legislative Day

October 16, 1997

1214; to the Committee on Transportation - Senate Bill 507; and Be Approved for Consideration - Senate Bills 1007 and 1011 and House Bills 362 and 1633.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Consent Calendar. Ladies and Gentlemen of the Senate, we will now proceed to the Order of Resolutions Consent Calendar. With leave of the Body, all of 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 have been filed, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? If not, the question is, shall the resolutions on the Consent Calendar be adopted. All those in favor, say Aye. All opposed, say Nay. The motion carries. The resolutions -- are adopted. Mr. Secretary, have there been any more motions filed?

SECRETARY HARRY:

Yes, Madam President. Senator Luechtefeld has filed a motion with respect to Senate Bill 13. Senator Burzynski has filed a motion with respect to Senate Bill 786. And Senator Watson has filed a motion with respect to Senate Bill 878.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Mr. Secretary, the Chair requests that these motions be printed on the Calendar. So ordered. Ladies and Gentlemen of the Senate, the Chair would like to remind all Members that motions on veto measures should be filed with the Secretary as soon as possible. It's the intent of the Chair to take up motions on veto measures beginning Tuesday, October 28. So please file your motions today. Mr. Secretary, have there been any additional motions filed?

SECRETARY HARRY:

STATE OF ILLINOIS
90TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

62nd Legislative Day

October 16, 1997

Yes, Madam President. Senator Syverson has filed a motion with respect to Senate Bill 317, and Senator Dudycz has filed a motion with respect to Senate Bill 369.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The Chair requests that these motions be printed on the Calendar. So ordered. The Chair would request your attention, again. Ladies and Gentlemen of the Senate, may I have your attention? The Chair would remind all Members that motions on veto measures should be filed with the Secretary as soon as possible. It is the intent of the Chair to take up motions on veto measures beginning Tuesday, October 28. So please file your motions today. Is there any further business to come before the Senate? Hearing none, pursuant to House Joint Resolution 31, Senator -- Senator Petka moves that the Senate stands adjourned until noon, Tuesday, October 28, 1997. Senator Karpiel, for which purpose do you rise? Senator Karpiel.

SENATOR KARPIEL:

...President, there will be a Republican Caucus immediately following adjournment. It shouldn't last too long, so the Members can get on their way home. So please be on time. There is a Republican Caucus in Senator Philip's Office immediately.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Republican Caucus in Senator Philip's room immediately after adjournment today. The Senate now stands adjourned.

OCTOBER 16, 1997

HB-0654	FIRST READING	PAGE	3
HB-1098	FIRST READING	PAGE	3
HB-1158	FIRST READING	PAGE	3
HB-1547	FIRST READING	PAGE	4
SB-0013	VETO MESSAGE	PAGE	3
SB-0013	MOTION FILED	PAGE	7
SB-0035	VETO MESSAGE	PAGE	2
SB-0036	VETO MESSAGE	PAGE	2
SB-0051	VETO MESSAGE	PAGE	3
SB-0063	VETO MESSAGE	PAGE	2
SB-0071	VETO MESSAGE	PAGE	3
SB-0110	VETO MESSAGE	PAGE	2
SB-0157	VETO MESSAGE	PAGE	2
SB-0160	VETO MESSAGE	PAGE	2
SB-0194	VETO MESSAGE	PAGE	2
SB-0258	VETO MESSAGE	PAGE	2
SB-0278	VETO MESSAGE	PAGE	2
SB-0304	VETO MESSAGE	PAGE	2
SB-0317	VETO MESSAGE	PAGE	3
SB-0317	MOTION FILED	PAGE	8
SB-0368	VETO MESSAGE	PAGE	3
SB-0369	VETO MESSAGE	PAGE	3
SB-0369	MOTION FILED	PAGE	8
SB-0374	VETO MESSAGE	PAGE	2
SB-0469	VETO MESSAGE	PAGE	2
SB-0473	VETO MESSAGE	PAGE	2
SB-0524	OTHER	PAGE	2
SB-0548	VETO MESSAGE	PAGE	2
SB-0561	VETO MESSAGE	PAGE	2
SB-0663	VETO MESSAGE	PAGE	3
SB-0663	MOTION FILED	PAGE	6
SB-0694	VETO MESSAGE	PAGE	2
SB-0771	VETO MESSAGE	PAGE	3
SB-0771	MOTION FILED	PAGE	6
SB-0772	VETO MESSAGE	PAGE	3
SB-0772	MOTION FILED	PAGE	6
SB-0780	VETO MESSAGE	PAGE	3
SB-0786	VETO MESSAGE	PAGE	3
SB-0786	MOTION FILED	PAGE	7
SB-0804	VETO MESSAGE	PAGE	2
SB-0805	VETO MESSAGE	PAGE	3
SB-0807	VETO MESSAGE	PAGE	2
SB-0843	VETO MESSAGE	PAGE	3
SB-0843	MOTION FILED	PAGE	6
SB-0878	VETO MESSAGE	PAGE	3
SB-0878	MOTION FILED	PAGE	7
SB-0908	VETO MESSAGE	PAGE	2
SB-0908	MOTION FILED	PAGE	6
SB-0909	VETO MESSAGE	PAGE	2
SB-0909	MOTION FILED	PAGE	6
SB-0927	VETO MESSAGE	PAGE	2
SB-1030	VETO MESSAGE	PAGE	2
SB-1044	VETO MESSAGE	PAGE	2
SB-1072	VETO MESSAGE	PAGE	3
SB-1072	MOTION FILED	PAGE	6
SB-1103	VETO MESSAGE	PAGE	2
SB-1190	FIRST READING	PAGE	1
SB-1191	FIRST READING	PAGE	1
SB-1192	FIRST READING	PAGE	2
SB-1193	FIRST READING	PAGE	2
SB-1194	FIRST READING	PAGE	2
SB-1195	FIRST READING	PAGE	2
SB-1196	FIRST READING	PAGE	2
SR-0092	RESOLUTION OFFERED	PAGE	5

DAILY TRANSCRIPTION OF DEBATE INDEX

OCTOBER 16, 1997

SR-0093	RESOLUTION OFFERED	PAGE	5
SR-0094	RESOLUTION OFFERED	PAGE	5
SR-0095	RESOLUTION OFFERED	PAGE	5
SR-0096	RESOLUTION OFFERED	PAGE	5
SR-0097	RESOLUTION OFFERED	PAGE	5
SR-0098	RESOLUTION OFFERED	PAGE	5
SR-0099	RESOLUTION OFFERED	PAGE	5
SR-0100	RESOLUTION OFFERED	PAGE	5
SR-0101	RESOLUTION OFFERED	PAGE	5
SR-0102	RESOLUTION OFFERED	PAGE	5
SR-0103	RESOLUTION OFFERED	PAGE	5
SR-0104	RESOLUTION OFFERED	PAGE	5
SR-0105	RESOLUTION OFFERED	PAGE	5
SR-0106	RESOLUTION OFFERED	PAGE	5
SR-0107	RESOLUTION OFFERED	PAGE	6
SR-0108	RESOLUTION OFFERED	PAGE	6
SR-0109	RESOLUTION OFFERED	PAGE	6
SR-0110	RESOLUTION OFFERED	PAGE	6
SR-0111	RESOLUTION OFFERED	PAGE	6
SJR-0041	RESOLUTION OFFERED	PAGE	6

SUBJECT MATTER

SENATE TO ORDER-PRESIDENT PHILIP	PAGE	1
PRAYER-PASTOR DONALD PRITCHARD	PAGE	1
PLEDGE OF ALLEGIANCE	PAGE	1
JOURNALS-APPROVED	PAGE	1
MESSAGES FROM THE SECRETARY OF STATE	PAGE	2
MESSAGE FROM THE GOVERNOR	PAGE	3
MESSAGE FROM THE STATE SUPERINTENDENT OF EDUCATION	PAGE	3
MESSAGES FROM THE HOUSE	PAGE	4
COMMITTEE REPORTS	PAGE	6
RESOLUTIONS CONSENT CALENDAR-ADOPTED	PAGE	7
ADJOURNMENT	PAGE	8