

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

PRESIDENT PHILIP:

The regular Session of the 91st 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 the Right Reverend William D. Persell, Bishop of Chicago, Episcopalian Church of Chicago. Reverend Persell.

THE RIGHT REVEREND WILLIAM D. PERSELL:

(Prayer by the Right Reverend William D. Persell)

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.

SECRETARY HARRY:

Senate Journal of Thursday, April 15th, 1999.

PRESIDENT PHILIP:

Senator Myers.

SENATOR MYERS:

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

SENATOR MYERS:

Mr. President, I move that reading and approval of the Journal of Tuesday, April 20 -- 20th, in the year 1999, be postponed, pending arrival of the printed Journal.

PRESIDENT PHILIP:

Senator Myers moves to postpone the reading and the approval

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

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

SECRETARY HARRY:

Senator Sieben, Chair of the Committee on Agriculture and Conservation, reports House Bills 1969 and 2034 Do Pass; and House Bill 254 Do Pass, as Amended.

Senator Hawkinson, Chair of the Committee on Judiciary, reports House Bills 129, 392, 1098, 1298 and 2855 Do Pass; and House Bills 249, 329, 471, 1175 and 1194 Do Pass, as Amended.

Senator Mahar, Chair of the Committee on Environment and Energy, reports House Bill 287 Do Pass.

Senator Fawell, Chair of the Committee on Transportation, reports House Bills 1868, 1870, 2630 and 2792 Do Pass.

And Senator Cronin, Chair of the Committee on Education, reports House Bills 811, 1291, 1766, 2087 and 2218 Do Pass.

PRESIDING OFFICER: (SENATOR DONAHUE)

Resolutions.

SECRETARY HARRY:

Senate Resolution 87, offered by Senator Link and all Members.
It's a death resolution, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

Consent Calendar.

SECRETARY HARRY:

Senate Resolution 88, offered by Senator Munoz.
It's substantive.

PRESIDING OFFICER: (SENATOR DONAHUE)

House Bills 1st Reading.

ACTING SECRETARY HAWKER:

House Bill 495, offered by Senator Halvorson.

(Secretary reads title of bill)

House Bill 592, offered by Senator Demuzio.

(Secretary reads title of bill)

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

House Bill 603, offered by Senator Cullerton.

(Secretary reads title of bill)

House Bill 1334, offered by Senator Wendell Jones.

(Secretary reads title of bill)

House Bill 1523, offered by Senator Larry Walsh.

(Secretary reads title of bill)

House Bill 1580, offered by Senator Maitland.

(Secretary reads title of bill)

House Bill 1686, offered by Senator Link.

(Secretary reads title of bill)

House Bill 1773, offered by Senator Syverson.

(Secretary reads title of bill)

House Bill 2036, offered by Senator Cullerton.

(Secretary reads title of bill)

House Bill 2597, offered by Senators Shaw, Smith, del Valle
and Trotter.

(Secretary reads title of bill)

House Bill 2718, offered by Senator Silverstein.

(Secretary reads title of bill)

House Bill 2722, offered by Senator Larry {sic} (Thomas)
Walsh.

(Secretary reads title of bill)

House Bill 2770, offered by Senator Emil Jones.

(Secretary reads title of bill)

House Bill 2777, offered by Senator Robert Madigan.

(Secretary reads title of bill)

And House Bill 2813, offered by Senator Syverson.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR DONAHUE)

If I could have the Body's attention. If we could have some
of our conferences off the Floor. Senator Demuzio has some

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

special guests that he'd like to introduce to the Senate. So if we could have your conferences off the Floor, and would our Senators please be in their seat. Senator Demuzio.

SENATOR DEMUZIO:

Ladies and Gentlemen, thank you very much. We, in fact, do have some special guests that are with us today. One, of course, we have the 1999 Mother of the Year. But before I introduce her, I would like to introduce, also, some other special guests that are with her that -- today and they're -- they are some of the preceding Mothers of the Years that have served us in Illinois, and I'd like to introduce them. And while I introduce you, would you please just raise your hand. Louise Kabat, 1996 Mother of the Year; Della Bork, 1979 Mother of the Year; Ruth Poole, 1995. I should -- I should mention the fact that Miss -- Miss Kabat -- Mrs. Kabat is from Scheller, Illinois, in Senator O'Daniel's district. Bork is from Piper City, Illinois. And Mrs. Poole's from Melvin, Illinois. Dorothy - right? - Dorothy Albers is the -- Albers is the 1998 Mother of the Year, from Henry, Senator Maitland's district. And Lois Bodeen was the 1984 Mother of the Year, from Paxton. Clarabel Riddell, of Sparland, was the Mother of the Year in 1993, Senator Maitland's district. Cornering the market. Delight Wier, 1983 Mother of the Year, from Lacon, Illinois. Senator Maitland. What'd I get -- pardon? L-A-C-O-N. Lacon. Not Lake County. Relax. Will you? Hold on a second. And also, Eleanor Bussell -- Bussell, is also with us, who's a friend of the Mother of the Year, also with us here, back here. Well, Ladies and Gentlemen, it's my privilege to introduce the 1999 Mother of the Year. Martha Jean "Jill" Wieland was reared on a farm in Christian County, Illinois, and attended a rural elementary school. At fifteen, she graduated from Taylorville High School. She received an Associate in Arts degree from the great, wonderful and most important private college in

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

Carlinville, Illinois, Blackburn Junior -- Blackburn Junior College. And after one year at the University of Illinois, she was also employed as a secretary at the University's College of Engineering. In 1940, she married William Kenneth Wieland. They lived on a farm near Dowell, Illinois, and have a son and daughter. Her daughter is with us today - Marti Arnold, who's standing in the back. Jill became an -- became active in the Jerseyville Presbyterian Church, Home Bureau, Order of the Eastern Star, P.E.O., Jersey County Historical Society, the Church Women United, and Daughters of the American Revolution, Sunday School, Girl Scouts, DeMolay, and Rainbow Mothers' Clubs, and PTA. In 1962, the Wielands became foster parents for Children's Home and Aid Society of Illinois. Bill died in 1982, but Jill still continues as a foster mother and has cared for well over one hundred children. For the tireless efforts over the years, and on behalf of more than one hundred foster children, her community in Jerseyville and her own children have chosen this past week to honor her at a special reception in Jerseyville, Illinois. Ladies and Gentlemen, help me to welcome the new 1999 Illinois Mother of the Year, Jill Wieland.

MRS. JILL WIELAND:

(Remarks by 1999 Mother of the Year, Jill Wieland)

SENATOR DEMUZIO:

I'd like to add that, Jill, one of your other foster children from Jerseyville just arrived, Representative Tom Ryder.

PRESIDING OFFICER: (SENATOR DONAHUE)

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

SENATOR GEO-KARIS:

Madam President, on a point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

State your point.

SENATOR GEO-KARIS:

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

I'm delighted to have, in the President's Gallery, on the right, five of my constituents who are here today to watch us in action: Curt Hemphill, from Wadsworth; Holly Fenwick, from Wadsworth, Illinois; John Piazza, from Mundelein; Don Martino, from Antioch, Illinois; Robert Strauss, from Gurnee, Illinois; and Honey McNulty, from Mundelein, Illinois. I'd like you all to welcome them here and we're delighted to have you here.

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you please rise and be welcomed by the Illinois Senate? Stand up. Welcome. Senator Munoz.

SENATOR MUNOZ:

Thank you, Madam President.

PRESIDING OFFICER: (SENATOR DONAHUE)

For what purpose do you rise?

SENATOR MUNOZ:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR MUNOZ:

Thank you. Ladies and Gentlemen of the Senate, I'd like to acknowledge here with us this afternoon, on my left in the gallery up here, some constituents: Pete, Nora LaPorta, as well as the Good Shepherd Parish and some of the students they came down with. Can we give them a nice welcome, here with us today?

PRESIDING OFFICER: (SENATOR DONAHUE)

Will you please rise and be welcomed by the Illinois Senate? Senator Clayborne, for what purpose do you rise?

SENATOR CLAYBORNE:

Madam President, I also rise for a point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

State your point.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

SENATOR CLAYBORNE:

Madam President and Members of the Senate, I have behind me Mayor Mark Kern, of Belleville, and I'd like the Senate to honor him and welcome him.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please rise and be welcomed, Mayor. Thank you. Senator Dudycz, for what purpose do you rise?

SENATOR DUDYCH:

Thank you, Madam President. I also stand on a point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

State your point.

SENATOR DUDYCH:

Standing beside me are -- are two special Pages that have joined us this afternoon. Although they are Senator -- Senator Sullivan's constituents, they are my nephews and I'd like to introduce my nephews, the Pages, Michael and Jonathan Skyba, and their -- their mom and dad, Roman and Laura, are in the gallery.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please rise and be welcomed. Welcome. Welcome to Springfield. Senator Shaw, for what purpose do you rise?

SENATOR SHAW:

Matter of personal privilege. I wanted to announce that down in -- in Secretary of State Jesse White's Office, there's a computer demonstration dealing with the CDL license and it's going on from now until 2 o'clock, and all Members are invited down there to take a look at it. And there's -- food will be served in that office as well.

PRESIDING OFFICER: (SENATOR DONAHUE)

Members will acknowledge. Thank you. All right. We are going to the Order of 2nd Reading. I would ask the Members, if you can, to possibly move your bills. We will be starting on the bottom of

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

page 6 with Senator Dudycz, on House Bill 62. Senator Dudycz, on House Bill 62. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 62.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Clayborne, on House Bill 107. Out of the record. Senator Luechtefeld, on House Bill 317. Senator Luechtefeld. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 317.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Radogno, on House Bill 423. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 423.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator O'Malley, on Senate {sic} Bill 449. Senator O'Malley. Out of the record. Senator Noland, on Senate {sic} Bill 524. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate -- House Bill 524.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

That's House Bill 524. 3rd Reading. House Bill 596. Senator Radogno? Read the bill, Mr. Secretary.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

SECRETARY HARRY:

House Bill 596.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Maitland, on House Bill 613. Senator Maitland. House Bill -- 613. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 613.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Dillard, on House Bill 790. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 790.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Noland, on House Bill 891. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 891.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Burzynski, on House Bill 939. Senator Burzynski. Out of the record. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 939.

(Secretary reads title of bill)

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

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator O'Malley, on House Bill 1079. Senator O'Malley? Out of the record. Senator Dillard, on House Bill 1201. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1201.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Karpziel, on House Bill 1280. Senator Karpziel. Senator Karpziel. House Bill 1281. Read the bill, Mr. -- 1280. Read the bill, Mr...

SECRETARY HARRY:

House Bill -- House Bill 1280.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Robert Madigan, on House Bill 1325. Senator Robert Madigan. Out of the record. House Bill 1355. Senator Robert Madigan. Out of the bill -- out of the record. Senator Rauschenberger, on House Bill 1388. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1388.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Luechtefeld, on House Bill 1900. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 1900.

(Secretary reads title of bill)

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

2nd Reading of the bill. The Committee on Agriculture and Conservation adopted one amendment.

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. House Bill 1926. Senator Sullivan. Out of the record. Senator Cronin, on House Bill 2008. Senator Cronin. Out of the record. Senator Weaver, on Senate Bill -- or, House Bill 2106. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2106.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Demuzio, on House Bill... 3rd Reading. Senator Demuzio, on House Bill 2164? Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2164.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Robert Madigan, on House Bill 2166. Read the bill, Mr. Secretary.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

SECRETARY HARRY:

House Bill 2166.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Klemm, on House Bill 2636. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2636.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Rauschenberger, on House -- 3rd Reading. Senator Rauschenberger, on House Bill 2640. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2640.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Dillard. Senator Dillard, on House Bill 2641. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2641.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. House Bill 2646. Senator Rauschenberger. He was here. Out of the record. Senator -- we'll have leave to come back to that. Senate Bill -- 2720 {sic}. Senator Klemm, on House Bill 2721. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2721.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

Have there been any Floor amendments approved for consideration?

SECRETARY HARRY:

No further amendments reported.

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. We'll have leave of the Body to come back to House Bill 2724. Senator Maitland, on House Bill 2767. Senator Maitland. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2767.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Sullivan, on House Bill 2772. Out of the record. Senator Bomke, on House Bill 2775. Senator Bomke. Read the bill, Madam Secretary.

SECRETARY HARRY:

House Bill 2775.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DONAHUE)

3rd Reading. Senator Luechtefeld, for what purpose do you seek recognition?

SENATOR LUECHTEFELD:

Thank you, Madam -- or, Madam President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

SENATOR LUECHTEFELD:

I have with me here on the Floor this -- this morning, or this afternoon, I guess, the Mayor of Pinckneyville, and his wife. Mayor Kirwan Heisner. I would like for the Senate to give them a warm welcome, if they would, please.

PRESIDING OFFICER: (SENATOR DONAHUE)

Mayor and Mrs. Heisner, will you rise and be recognized by the Illinois Senate. Welcome. Okay. For the interest of the Body, we are going to the middle of page 2, to House -- whoops! Wrong page number. Top of page 5, on House Bills 3rd Reading. The first sponsors will be Senator Myers, Senator Fawell, Senator Burzynski, Senator Mahar. If you could be ready, we're going to move and move as quickly as we can. Senator Watson, for what purpose do you rise?

SENATOR WATSON:

Yes. Thank you, Madam President. Just to state a point, if you don't mind. Just to give everybody an update in regard to the softball. I'm getting a lot of people asking, so let's just clarify what's going on. The city is going out there. They're going to try to drag the field, and see if it's going to be in condition to play. So we're waiting to hear from them as to whether or not the game will be either played or canceled. So we'll -- soon as we hear from everybody, we'll let you know. But looks good right now, but -- had great practice last night. I want to tell you, we really looked good. We got some -- we got some talent. We're ready. We'll talk a little bit about that later 'cause I want to get riled up a little bit. But, anyway, thank you very much and I'll get back to you as soon as we know what the city has to say about the -- the condition of the field.

PRESIDING OFFICER: (SENATOR DONAHUE)

We will all be waiting with bated breath, Senator Watson. All right. We are going to top of page 5, House Bills 3rd Reading.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

Senator Myers, on House Bill 131. Out of the record. Senator Fawell, on House Bill 235. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 235.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

We're going to 3rd Readings. So, Senators, please be in your seats. Take these conferences off the Floor. We are, in some cases, in a position for final passage. Senator Fawell.

SENATOR FAWELL:

Thank you very much. This is a very simple bill. It merely allows that certain vehicles, mainly minivans, can be eligible for charitable vehicle classification. I'll be glad to answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? This is final passage, and the question is, shall House Bill 235 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, no Nays, none voting Present. House Bill 235, having received the required constitutional majority, is declared passed. Senator Burzynski, on House Bill 325. Out of the record. Senator Mahar, on House Bill 379. Out of the record. Senator Shadid, on House Bill 458. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 458.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Shadid.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

SENATOR SHADID:

Thank you, Madam Chairman. House Bill 458 amends the Vehicle Code and the Illinois Police Training Act regarding training for portable scale operators would have weight -- that have weight limits. All persons who operate portable scales must complete a training program that'll be put together by the Illinois Law Enforcement Training (Standards) Board. They will establish the program for the operators of the portable scales.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Senator Fawell.

SENATOR FAWELL:

Just to say that this is an excellent bill and would suggest that we all vote Aye.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there further discussion? Is there further discussion? Seeing none, this is final passage, and the question is, shall House Bill 458 pass. Those in favor will vote Aye. Opposed, Nay. The voting's 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, no Nays, none voting Present. House Bill 458, having received the required constitutional majority, is declared passed. Senator Syverson, on House Bill 497. Senator Syverson? Out of the record. Senator Sieben, on House Bill 518. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 518.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Sieben.

SENATOR SIEBEN:

Thank you, Madam President, Ladies and Gentlemen of the

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

Senate. This legislation is of major importance to ice fishermen in the State of Illinois. It amends the Fish and Aquatic Life Code to increase from two to three the number of poles or lines or tie-ups {sic} (tipups) that may be used at one time for taking fish through the ice. So with this legislation, we will give a fifty-percent increase to the fishermen that like to fish through the ice, in the poles and tie-ups {sic}. I ask for your Aye vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none - this is final passage - the question is, shall House Bill 518 pass. Those in favor will vote Aye. Opposed, Nay. The voting's 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. House Bill 518, having received the required constitutional majority, is declared passed. Senator Fawell, on House Bill 604. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 604.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This is a bill that says that if a vehicle dealer gives a customer a loaner car or a -- and someone else to test the vehicle or if it is a -- a vehicle that is in case somebody brings a car in, that the dealer's insurance doesn't provide the -- the coverage, but the -- the person's insurance covers it. And it does require that the dealer has insurance of a hundred to -- over three hundred thousand dollars in case the insurance is not enough. Be glad to answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

Is there discussion? And there is. Senator Cullerton.

SENATOR CULLERTON:

Thank you, Madam President, Members of the Senate. Senator Fawell, I wasn't in committee that -- that heard this. But I heard from an opponent this morning who told me what this bill does, and it didn't sound very good, didn't sound like something we should pass. So maybe you can -- can verify whether or not this is what the bill does. The person who was opposed to the bill said that if you go and -- let's say you want to go buy a car and you want to take a test drive. You take a test drive and you get in a crash, that under current law, the liability coverage that the car dealership has - say it's a couple hundred thousand dollars, three hundred thousand dollars - that kicks in first, and then if there's further damages, then you, the driver, then your insurance policy kicks in. Then what -- that's the current law. But that the automobile dealers don't like that and they're trying to pass this bill that says that their coverage doesn't -- doesn't apply at all, that the only coverage that would apply would be the coverage of the driver. So, I said to myself: Why would we want to pass something like this? I understand why the car manufacturers would want to do it, but why would we do this for -- to our -- our constituents? The -- the people who are driving cars under these circumstances should -- should have the benefit of the -- of both coverages, the way they have it right now. So maybe you can clarify this for me.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

This only -- this also includes loaner cars. If you need a brake job and you go in and -- and you need a car to get to work and the dealer says, "I'll loan you a car", this will -- then his insurance will cover it. I mean, the person who's driving. The

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

problem that the dealers have got is they don't know what the record of the driver is. Obviously the insurance company does. If I borrow a car, say for a parade, Fourth of July parade, from Packy Webb - which is, frankly, what I do - is it fair for me to say, "Oh, and by the way, Packy, if I get in a -- in a -- any kind of an accident, I -- it's not going to be my insurance, it's going to be yours"? He doesn't know what kind of a driver I am. And so, what the dealers are saying is it's a compromise, frankly. They will have insurance that if somebody comes in and it's only ten over twenty-five and there's an accident that's -- that's more, they will go up to a hundred over three hundred thousand and -- and cover the -- the remainder of the accident.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cullerton.

SENATOR CULLERTON:

Well, it -- you've -- you've informed me that there's even other circumstances where this bill would -- would apply, where if you -- you have your own car being repaired at a car dealership and they give you a loaner, but that's their car. They own the car. You don't own the car. And under case law and under time-honored practice, the car is the one that -- that -- the -- the insurance which covers the car pays first. And right now we have the benefit -- we consumers have the benefit of both coverages. And if I understand the way this law is designed, we wouldn't have both coverages; all we have is our -- is our own coverage. So, it -- it just -- I'm just surprised that -- it's certainly not a consumer benefit. It's obviously a benefit to the car manufacturers, to Packy Webb, who -- your car dealer, but I just don't -- I can't understand the justification for -- for this bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

SENATOR FAWELL:

Only if the person has the -- the insurance that matches the -- the liability of the -- of the accident, otherwise the dealer's insurance kicks in. They'd still have both insurance policies.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cullerton.

SENATOR CULLERTON:

What if the driver has no insurance? What happens then?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

Then it's the dealer's.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cullerton.

SENATOR CULLERTON:

And you're telling me that if the driver has insurance, that -- and they're in -- in a car crash - let's say there's three hundred thousand dollars' worth of damage and their coverage is only two hundred thousand dollars - does the -- you're telling me that the car dealership insurance kicks in after the driver's insurance is used up?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

...right. It says -- what does it say -- yep. If -- if the permitted user of the new vehicle dealer's auto has insurance of his own conforming with or exceeding the minimum limits, the new vehicle insurance provides the primary insurance for the permitted use.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Cullerton.

SENATOR CULLERTON:

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

Well, I would just -- I would just suggest that I think there's some -- some questions that -- yet to be cleared up about this bill that -- that I have in my mind, you might have in your mind. It's early in the process. I don't -- I don't -- I -- I don't mean to belabor this, but I -- I really think that it might be worth, in this early part of our process, to take it out of the record until we can answer some questions, 'cause otherwise it seems, on the face of it, to be a very bad bill, and one that we don't want to vote for and find out later that we voted for it, reading about it in some newspaper story that was written about some bad bill that we passed in the General Assembly.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Fawell.

SENATOR FAWELL:

We can take it out of the record and perhaps we can talk and we can get this settled. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

House Bill 604, out of the record. Senator Demuzio, on House Bill 607. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 607.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Demuzio.

SENATOR DEMUZIO:

Madam President, Ladies and Gentlemen of the Senate, House Bill 607 amends the Fire Protection District Act regarding the sale of property and allows the fire protection district by resolution...

PRESIDING OFFICER: (SENATOR DONAHUE)

Oh...

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

SENATOR DEMUZIO:

...to authorize the sale of surplus real estate by the board or by a licensed real estate agent. I know of no opposition and would ask for your favorable support. Be glad to answer any questions.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none - this is final passage - the question is, shall 607 pass, House Bill 607. Those in favor will vote Aye. Opposed, Nay. And the voting's 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, no Nays, none voting Present. House Bill 607, having received the required constitutional majority, is declared passed. Senator Radogno, on House Bill 795. Senator Radogno? Out of the record. Senator Jacobs, on House Bill 835. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 835.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This bill simply permits more time by which a mayoral veto would be considered. Under current law, it holds that when a resolution, motion or ordinance is returned vetoed to the city council by the mayor, the city council shall reconsider the action at the next regular meeting. This bill adds that the action shall be reconsidered at the next regular meeting following the regular meeting at which the city council receives the mayor's written objections. It was requested by the Illinois Municipal League,

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

and DuPage Mayors and Managers. Originally we had indicated that we may need a -- a amendment for the City of Chicago to remove them, but talking to their lobbyist, Bill Luking, that doesn't appear to be the case. So I ask for your approval.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DONAHUE)

Indicates he'll yield, Senator Geo-Karis.

SENATOR GEO-KARIS:

Senator, I -- unfortunately our computers -- our computers are not working so I have to kind of go from memory and from the book. According to House Bill 835, it says if the mayor fails to approve a resolution, motion or an ordinance, the council can reconsider the resolution, motion or ordinance at the meeting following the meeting at which the members receive the mayor's written objection. How did your bill change the -- it was amended, so could you please tell us?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Jacobs.

SENATOR JACOBS:

Okay. The way it would change it, Senator, is that the time would change only -- at that meeting next, a written response would be given to the mayor -- I mean, by the mayor to the council at that time, and then it would be the following council meeting after that. It just allows the council time to -- to get the information, just as we get from the Governor, to understand what's happening.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

Supposing that the -- the mayor doesn't give them his written objection, what happens?

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Jacobs.

SENATOR JACOBS:

You know, I asked that same question, you know, being a former mayor. And I guess there's nothing that makes him give a -- a written objection, but I think in most cases, most mayors - and I know you would do that, mayor - would give a written objection and your reasons why you have vetoed a piece of legislation.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Then -- and it would seem to me -- since there's no provision for that, it would seem to me that the council can do as it wishes. If it moves to reconsider without the written objection of the mayor, I think might be valid. I mean, I'm stating that for the record, since there's no provision for it in the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Further discussion? Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Madam President. For point of -- point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

State your point.

SENATOR O'DANIEL:

We have a special guest here on the -- on the Floor today, former Congressman and former candidate for Governor, my dear friend, Glenn Poshard. Help me welcome him to the Senate.

PRESIDING OFFICER: (SENATOR DONAHUE)

Congressman Poshard, welcome. Nice to have you. Further discussion? Further discussion? Senator Jacobs, to close.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

SENATOR JACOBS:

Thank you, Madam President. I -- I would concur with my esteemed colleague across the aisle that we do need some cleaning up of that language, too. But I think this is a step in the right direction. Ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

This is final passage. And the question is, shall House Bill 835 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's 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, no Nays, none voting Present. House Bill 835, having received the required constitutional majority, is declared passed. Senator Walsh, Thomas Walsh, for what purpose do you rise?

SENATOR T. WALSH:

Thank you, Madam President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR T. WALSH:

Thank you. I would like to introduce some guests that I have here. First of all, I've got the newly reelected Mayor of Oak Brook, Karen Bushy, that's with us today.

PRESIDING OFFICER: (SENATOR DONAHUE)

Welcome.

SENATOR T. WALSH:

I've got the newly elected Mayor of Forest Park that we're awfully proud of, Tony Calderone, who's with us today also. Tony. And we've got a new commissioner in Forest Park here today, Tim Gillian, who -- who is here also. Tim, if you'd wave. While I've got you, if I could also introduce -- I've got a couple of Pages that are here for the day, and then I won't bother anyone anymore. That -- I'm very happy to have them down here, Sarah and Nicholas

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

Lisowski, that are here. If you'll just wave...

PRESIDING OFFICER: (SENATOR DONAHUE)

We're glad to have you. Welcome and...

SENATOR T. WALSH:

...we're happy to have them. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Welcome to Springfield. If we could have your attention just so we can continue with House Bills 3rd Reading, and as I have indicated each time, this is final passage. House Bill 909. Senator Sullivan. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 909.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Sullivan.

SENATOR SULLIVAN:

Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 909 amends the Environmental Protection Act so that no one can have open dumping of construction waste. This only deals with illegal dumping so that the EPA can go after those individuals. It passed out of the House unanimously, out of Senate committee unanimously. There's no known opposition. I ask for your -- an Aye vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 909 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's 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, none voting Present. House Bill 909, having received the required constitutional majority, is declared passed. We'll take leave of

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

the Body, return to that. House Bill 1352. Senator Shadid. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1352.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Shadid.

SENATOR SHADID:

Thank you, Madam President. House Bill 1352 regards the -- is regarding a sheriff who is either elected or appointed to the office of sheriff and shall give the bond within thirty days instead of -- which it presently is now twenty days. This bill simply requires that the bond be given within thirty days rather than twenty days. I don't know of any opponents.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there any discussion? Is there any discussion? This is final passage. The question is, shall House Bill 1352 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's 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, no Nays, none voting Present. House Bill 1352, having received the required constitutional majority, is declared passed. Senator Dudycz, on House Bill 1365. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1365.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCZ:

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

Thank you, Madam President. House Bill 1365 amends the Illinois Police Training Act, providing for the decertification of police officers who are convicted of certain misdemeanors. It requires local law enforcement agencies to report to the Law Enforcement Training (Standards) Board of arrests or convictions of police officers or law enforcement applicants. An amendment was adopted in committee to require the Department of State Police to process, retain, and provide information concerning criminal charges, arrests, convictions filed against law enforcement applicants and officers whose fingerprint identification cards are on file. I know of no opposition. I thank Senator Shadid for helping me with this bill in committee. It is supported by the Illinois State Police, the Police Training Board, Chiefs of Police, Sheriffs' Association and the Illinois F.O.P.

PRESIDING OFFICER: (SENATOR DONAHUE)

The question -- is there any discussion? Is there any discussion? Seeing none, the question is, shall House Bill 1365 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's 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. House Bill 1365, having received the required constitutional majority, is declared passed. Senator Karpziel, on House Bill 1784. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1784.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Madam President. House Bill 1784 simply adds

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

another exception into the good -- County Jail Good Behavior (Allowance) Act. At the present time, under current law, it says that a person who is sentenced to the county jail will receive good time behavior allowance, except for -- makes three exceptions: a person who inflicted physical harm upon another person, a person sentenced for an offense which provides a mandatory minimum jail sentence, and a person who is sentenced to a county impact incarceration program. This bill lists a fourth exception and that is a person who is convicted of criminal sexual assault, criminal sexual abuse or aggravated criminal sexual abuse.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is - and this is final passage - does House Bill 1784 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's 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, 2 voting Present. House Bill 1784, having received the required constitutional majority, is declared passed. Senator Clayborne, on House Bill 1806. Out of the record. Senator Jacobs, on House Bill 1809. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 1809.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Madam President, Ladies and Gentlemen of the Senate. House Bill 1809 is an initiative of the Secretary of State. He's seeking to clarify when a surety must pay for -- if a

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

registrant fails to pay any excess mileage fees. Currently the mileage weight tax option does not specifically state or hold securities liable for unpaid excess mileage fees. This bill would hold them liable for the unpaid fees and keep it off the backs of the Illinois taxpayers. And I know of no known opposition, and ask for your support.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 1809 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's 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. House Bill 1809, having received the required constitutional majority, is declared passed. Senator Shadid, on House Bill 1871. Out of the record. Senator Lightford, on House Bill 2011. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2011.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Lightford.

SENATOR LIGHTFORD:

Thank you, Madam President, Ladies and Gentlemen of the Senate. In an administrative citation action under the EPA Act, House Bill 2011 increases the civil penalties for open dumping from five hundred per offense to fifteen hundred for a first offense and three thousand for a second or subsequent offense, plus any PCB or EPA hearing costs. Penalties shall be deposited in the Environmental Protection Trust Fund to be used in accordance with the provisions of the Trust Fund Act, except that if a local government issued the administrative citation, fifty percent of

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

the penalty shall be payable to that local government. The City of Chicago is a proponent of this bill. IEPA is neutral. Therefore, it is the belief that a increase in the fine will make open dumping much less attractive, and I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall - and this is final passage - shall House Bill 2011 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's 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. House Bill 2011, having received the required constitutional majority, is declared passed. Senator Dudycz, on House Bill 2041. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2041.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Madam President. House Bill 2041 does amend the Illinois Wage Payment and Collection Act by putting language in line with current law to authorize only wage garnishment by the Chicago Housing Authority or the City of Chicago of their own employees who owe either the CHA or the City of Chicago money. And this bill does not apply to private sector employees, but, rather, merely applies to wage garnishment of the employees of the CHA or the City of Chicago, which asked for the -- the bill in the first place.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

question is, shall House Bill 2041 pass. Those in favor will vote Aye. Opposed, Nay. The voting's 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, none voting Present. House Bill 2041, having received the required constitutional majority, is declared passed. Senator Burzynski, on House Bill 2085? Out of the record. Senator Noland, on House Bill 2631. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2631.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Noland.

SENATOR NOLAND:

Thank you. Ladies and Gentlemen, House Bill 2631 eliminates obsolete provisions relating to the Drycleaner Environmental Response Trust Fund Act.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is, shall House Bill 2631 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's 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. House Bill 2631, having received the required constitutional majority, is declared passed. We will skip the next. Senator Radogno, on House Bill 2642. Senator Radogno. Out of the record. Senator Weaver, on House Bill 2723. Read the bill, Madam Secretary.

ACTING SECRETARY HAWKER:

House Bill 2723.

(Secretary reads title of bill)

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Weaver.

SENATOR WEAVER:

Thank you, Madam President and Members of the Senate. House Bill 2723 would extend the -- would extend the sunset of the Motor Vehicle Theft Prevention Act by four years. This Act is currently set to expire on January 1st, 2000. This Act provides financial support for a host of auto theft prevention programs around the State involving over a hundred and fifty-four law enforcement personnel. If there's any questions, I'd be happy to try to answer them.

PRESIDING OFFICER: (SENATOR DONAHUE)

Is there discussion? Is there discussion? Seeing none, the question is - and this is final passage - shall House Bill 2723 pass. Those in favor will vote Aye. Opposed, Nay. And the voting's 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. House Bill 2723, having received the required constitutional majority, is declared passed. Resolutions.

ACTING SECRETARY HAWKER:

Senate Resolution 89, offered by Senator Emil Jones and all Members.

It is a death resolution.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Karpiel -- Consent Calendar. Senator Karpiel, for what purpose do you rise?

SENATOR KARPIEL:

I -- I rise to announce a Republican Caucus in Senator Philip's office immediately upon adjournment.

PRESIDING OFFICER: (SENATOR DONAHUE)

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

Senator Karpel has requested a Republican Caucus. Senator Petka, for what purpose do you rise?

SENATOR PETKA:

Thank you very much, Madam President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your point.

SENATOR PETKA:

It is my very distinct privilege and high honor to have with me today, in the gallery on the Republican side, students from St. Mary Immaculate, which is my home parish, in Plainfield. I would like our Members of the Senate to recognize their presence.

PRESIDING OFFICER: (SENATOR DONAHUE)

Welcome to Springfield. And will you all wave and rise and be welcomed by the Illinois Senate? Welcome. House Bills 1st Reading.

ACTING SECRETARY HAWKER:

House Bill 408, offered by Senator Geo-Karis.

(Secretary reads title of bill)

1st Reading of the bill.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Klemm, for what purpose do you rise?

SENATOR KLEMM:

For the purposes of an announcement.

PRESIDING OFFICER: (SENATOR DONAHUE)

Please state your announcement.

SENATOR KLEMM:

Just want to remind, the Executive Committee will be meeting immediately after Session. Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Klemm, it would be after the Caucus. Senator Hendon, for what purpose do you seek recognition?

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

SENATOR HENDON:

A procedural question. Are we coming back, after the Caucus, into Session, or no?

PRESIDING OFFICER: (SENATOR DONAHUE)

No, sir, we will have committees, and -- Senator Hendon.

SENATOR HENDON:

I just wanted to remind the Members, if they read The Capital Fax, that Representative Fritchey has guaranteed a House victory today in the softball game. Guaranteed. So, you know what a Democrat in the House guarantee is worth. So let's show them that it's really worth nothing.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Thank you -- thank you, Madam President. Can you just give us some idea how long you might be?

PRESIDING OFFICER: (SENATOR DONAHUE)

If I can have your attention, we'll get to this. Senator Karpziel, can you give us any indication of how long you expect our Caucus to be?

SENATOR KARPIEL:

I -- I don't think it should be very -- very long. Pardon me?

PRESIDING OFFICER: (SENATOR DONAHUE)

...we save our committees for 1:45.

SENATOR KARPIEL:

I think probably committees for about 1:45 might be a good idea.

PRESIDING OFFICER: (SENATOR DONAHUE)

Senator Demuzio, is that -- Senator Demuzio. 1:45.

SENATOR DEMUZIO:

So what -- what time will Executive Appointments? 1:45 or 2:00, or any idea? Or, Executive, rather.

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

PRESIDING OFFICER: (SENATOR DONAHUE)

It has been in the past that Executive Appointments has been immediately following Executive. Senator Demuzio.

SENATOR DEMUZIO:

I missed -- what time will Exec start today?

PRESIDING OFFICER: (SENATOR DONAHUE)

At 1:45, sir.

SENATOR DEMUZIO:

Thank you.

PRESIDING OFFICER: (SENATOR DONAHUE)

Now, for the information of the Members, I'd like to give you a little advice, that the Senate will convene -- if you want to hear it, that's your business, but I'm -- the Senate's going to convene in the morning at 9 a.m., and then the committee hearings are going to -- that are scheduled will follow our actual Session. The Senate will be in Session after committees adjourn solely for the purpose of perfunctory purposes, to read in committee reports. So the Session, the committees will meet, we'll come back to read in the committee reports and that would be for tomorrow. So the Senate will be at 9 a.m. in the morning. Senator Watson. Just a second. Senator Silverstein, for what purpose do you seek recognition?

SENATOR SILVERSTEIN:

Just a clarification. Are we going to be in Session on Monday, and if so, what time, if you do know?

PRESIDING OFFICER: (SENATOR DONAHUE)

It is on the Calendar that we will be in Session and it will be -- probably midafternoon. All right, sir? ...there any other announcements? Any other announcements? Senator Watson.

SENATOR WATSON:

Yes, thank you. We've -- we've received word from the city, the game is still going to be played. We're hoping everything

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

will be all right. So for all practical purposes, the game is on. It begins at 5:30. So those of you that are playing, we'd like to have you come out a little bit early to get a little batting and fielding practice. Judy Topinka and Dan Hynes are going to throw out the first ball. This is the Regional Commerce and Growth Association out of the St. Louis region that sponsors this, so there'll be food and refreshments. So come out with a good appetite. I've got to just tell you one thing, and Rickey mentioned this. Could -- could I just -- just have your attention just for a minute? It won't take long, but Rickey mentioned this, and I want to kind of follow up on it. I want to read to you what was -- that -- one of the local little fax that we subscribe to here, what was said about -- one of the House Members said about the Senate and about this game: The annual House-Senate softball game is today and Representative John Fritchey, Democrat from Chicago, is confidentially -- confidentially, right -- is predicting victory. He says, "I'm guaranteeing we will win." It goes on. It says, "Yeah, right. The House has lost every game since redistricting when the Senate shed dozens of elderly legislators who couldn't even pick up a bat, let alone play softball. The Senate is now jammed with athletic types who know how to hit the -- the mushball. The House, on the other hand, has shown themselves to be, shall we say, less than talented, and the recent elections didn't do much for that roster either." But Fritchey's response is: "The days of old men eking out lucky victories are over", he said. Well, we -- we're going to post this on the locker room door. I want everybody to read it. We're going to go out there and we're going to take 'em. It's at 5:30. We want everybody out there and we want to win.

PRESIDING OFFICER: (SENATOR DONAHUE)

On that note, the Senate stands adjourned till 9 a.m. Senator

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

32nd Legislative Day

April 21, 1999

Clayborne.

SENATOR CLAYBORNE:

Madam President, I rise for a point of personal privilege.

PRESIDING OFFICER: (SENATOR DONAHUE)

State your point.

SENATOR CLAYBORNE:

To my -- to my right I have Mayor Gail Mitchell of Fairview Heights. I'd like -- and I share the district with Evelyn, who probably has three-fourths of the -- of his city, but I'd like the Senate to welcome him.

PRESIDING OFFICER: (SENATOR DONAHUE)

Welcome to Springfield. Glad to have you. The Senate stands adjourned until 9 a.m. tomorrow morning.

APRIL 21, 1999

HB-0062	SECOND READING	PAGE	8
HB-0235	THIRD READING	PAGE	15
HB-0317	SECOND READING	PAGE	8
HB-0408	FIRST READING	PAGE	34
HB-0423	SECOND READING	PAGE	8
HB-0458	THIRD READING	PAGE	15
HB-0495	FIRST READING	PAGE	2
HB-0518	THIRD READING	PAGE	16
HB-0524	SECOND READING	PAGE	8
HB-0592	FIRST READING	PAGE	2
HB-0596	SECOND READING	PAGE	8
HB-0603	FIRST READING	PAGE	3
HB-0604	THIRD READING	PAGE	17
HB-0604	OUT OF RECORD	PAGE	21
HB-0607	THIRD READING	PAGE	21
HB-0613	SECOND READING	PAGE	9
HB-0790	SECOND READING	PAGE	9
HB-0835	THIRD READING	PAGE	22
HB-0891	SECOND READING	PAGE	9
HB-0909	THIRD READING	PAGE	26
HB-0939	SECOND READING	PAGE	9
HB-1201	SECOND READING	PAGE	10
HB-1280	SECOND READING	PAGE	10
HB-1334	FIRST READING	PAGE	3
HB-1352	THIRD READING	PAGE	27
HB-1365	THIRD READING	PAGE	27
HB-1388	SECOND READING	PAGE	10
HB-1523	FIRST READING	PAGE	3
HB-1580	FIRST READING	PAGE	3
HB-1686	FIRST READING	PAGE	3
HB-1773	FIRST READING	PAGE	3
HB-1784	THIRD READING	PAGE	28
HB-1809	THIRD READING	PAGE	29
HB-1900	SECOND READING	PAGE	10
HB-2011	THIRD READING	PAGE	30
HB-2036	FIRST READING	PAGE	3
HB-2041	THIRD READING	PAGE	31
HB-2106	SECOND READING	PAGE	11
HB-2164	SECOND READING	PAGE	11
HB-2166	SECOND READING	PAGE	11
HB-2597	FIRST READING	PAGE	3
HB-2631	THIRD READING	PAGE	32
HB-2636	SECOND READING	PAGE	12
HB-2640	SECOND READING	PAGE	12
HB-2641	SECOND READING	PAGE	12
HB-2718	FIRST READING	PAGE	3
HB-2721	SECOND READING	PAGE	12
HB-2722	FIRST READING	PAGE	3
HB-2723	THIRD READING	PAGE	32
HB-2767	SECOND READING	PAGE	13
HB-2770	FIRST READING	PAGE	3
HB-2775	SECOND READING	PAGE	13
HB-2777	FIRST READING	PAGE	3
HB-2813	FIRST READING	PAGE	3
SR-0087	RESOLUTION OFFERED	PAGE	2
SR-0088	RESOLUTION OFFERED	PAGE	2
SR-0089	RESOLUTION OFFERED	PAGE	33

SUBJECT MATTER

SENATE TO ORDER-PRESIDENT PHILIP	PAGE	1
PRAYER-THE RIGTH REVEREND WILLIAM D. PERSELL	PAGE	1
PLEDGE OF ALLEGIANCE-SENATOR SIEBEN	PAGE	1
JOURNAL-APPROVED	PAGE	1

REPORT: TIFLDAY
PAGE: 002

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
SENATE
DAILY TRANSCRIPTION OF DEBATE INDEX

99/06/09
16:43:12

APRIL 21, 1999

SUBJECT MATTER

JOURNAL-POSTPONED	PAGE	1
COMMITTEE REPORTS	PAGE	2
INTRODUCTION OF GUESTS-SENATOR DEMUZIO	PAGE	4
GUEST SPEAKER-1999 MOTHER OF THE YEAR-JILL WIELAND	PAGE	5
ADJOURNMENT	PAGE	38