

SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SECOND GENERAL ASSEMBLY

28TH LEGISLATIVE DAY

WEDNESDAY, APRIL 18, 2001

12:00 O'CLOCK NOON

No. 28
[Apr. 18, 2001]

The Senate met pursuant to adjournment.
 Honorable James "Pate" Philip, Wood Dale, Illinois, presiding.
 Prayer by Reverend Jimmy Waddell, Greater Northside Missionary
 Baptist Church, Decatur, Illinois.
 Senator Radogno led the Senate in the Pledge of Allegiance.

At the hour of 12:11 o'clock p.m., Senator Geo-Karis presiding.

Senator W. Jones moved that reading and approval of the Journal of Tuesday, April 17, 2001 be postponed pending arrival of the printed Journal.

The motion prevailed.

EXCUSED FROM ATTENDANCE

Senator Maitland was excused from attendance due to illness.

REPORTS FROM STANDING COMMITTEES

Senator Sieben, Chairperson of the Committee on Agriculture and Conservation to which was referred House Bills numbered 1854 and 2528 reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Rauschenberger, Chairperson of the Committee on Appropriations to which was referred Senate Bills numbered 1354, 1355, 1357, 1358, 1359, 1360, 1361, 1366, 1367, 1368, 1369, 1370, 1371, 1372, 1373, 1379, 1380, 1381 and 1382 reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Rauschenberger, Chairperson of the Committee on Appropriations to which was referred Senate Bill No. 1356 reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Cronin, Chairperson of the Committee on Education to which was referred House Bills numbered 260 and 2143 reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Cronin, Chairperson of the Committee on Education to which was referred House Bill No. 1908 reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Hawkinson, Chairperson of the Committee on Judiciary to which was referred House Bills numbered 126, 857, 1060 and 2314 reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Parker, Chairperson of the Committee on Transportation to which was referred House Bills numbered 10, 123, 180, 846, 2161 and 2218 reported the same back with the recommendation that the bills do

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pass.

Under the rules, the bills were ordered to a second reading.

Senator Parker, Chairperson of the Committee on Transportation, to which was referred House Joint Resolution No. 9 reported the same back with the recommendation that the resolution be adopted.

Under the rules, House Joint Resolution 9 was placed on the Secretary's Desk.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 110

Offered by Senator Dillard and all Senators:
Mourns the death of Henri Joseph Chicoine of Downers Grove.

SENATE RESOLUTION NO. 111

Offered by Senator Noland and all Senators:
Mourns the death of Merl E. Bottrell of Blue Mound.

The foregoing resolutions were referred to the Resolutions Consent Calendar.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Dillard, House Bill No. 915 was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Myers, House Bill No. 1957 was taken up, read by title a second time and ordered to a third reading.

REPORTS FROM RULES COMMITTEE

Senator Weaver, Chairperson of the Committee on Rules, during its April 18, 2001 meeting, reported the following Senate Resolution has been assigned to the indicated Standing Committee of the Senate:

Financial Institutions: Senate Resolution No. 106.

Senator Weaver, Chairperson of the Committee on Rules, during its April 18, 2001 meeting, reported the following House Bills have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: House Bills numbered 196, 544, 605, 953, 2552 and 3085.

Commerce and Industry: House Bills numbered 1000 and 1001.

Education: House Bills numbered 198, 646, 1048, 1905, 2425 and 3387.

Environment and Energy: House Bills numbered 2138 and 3332.

Executive: House Bills numbered 333, 901, 1039, 1069, 2432, 2563, 3157 and 3247.

Insurance and Pensions: House Bills numbered 153, 181, 800, 1901, 1994, 2112, 2554, 3004 and 3012.

Judiciary: House Bills numbered 176, 222, 229, 231, 427, 446, 512, 632, 1814, 1942, 1970, 2315, 2865 and 3217.

Licensed Activities: House Bills numbered 681, 921, 1006 and 1551.

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Local Government: House Bills numbered 469, 549, 1008, 1883, 1988, 3054 and 3584.

Public Health and Welfare: House Bills numbered 2438, 2492, 3125, 3130 and 3199.

Revenue: House Bills numbered 280, 1277 and 2392.

State Government Operations: House Bills numbered 41, 708, 1302, 1728, 2258 and 3006.

Transportation: House Bills numbered 2056, 2564 and 3246.

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Rauschenberger, Senate Bill No. 1355 having been printed, was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Rauschenberger, Senate Bill No. 1356 having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Appropriations, adopted and ordered printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend Senate Bill 1356, by deleting the title and replacing it with the following:

"AN ACT regarding appropriations."; and by deleting everything after the enacting clause and replacing it with the following:

"ARTICLE 1

Section 1. The following named sums, or so much thereof as may be necessary, respectively, are appropriated to the Department of Public Aid for the purposes hereinafter named:

PROGRAM ADMINISTRATION

Payable from General Revenue Fund:

For Personal Services	\$ 22,722,000
For Employee Retirement Contributions	
Paid by Employer	908,900
For State Contributions to State	
Employees' Retirement System	2,362,900
For State Contributions to	
Social Security	1,692,800
For Contractual Services	19,175,400
For Travel	240,200
For Commodities	1,056,100
For Printing	1,293,000
For Equipment	2,208,900
For Telecommunications Services	1,354,000
For Operation of Auto Equipment	87,900
Total	\$53,102,100

OFFICE OF INSPECTOR GENERAL

Payable from General Revenue Fund:

For Personal Services	\$ 14,536,800
For Employee Retirement Contributions	
Paid by Employer	581,500
For State Contributions to State	
Employees' Retirement System	1,511,800
For State Contributions to	
Social Security	1,083,000
For Contractual Services	3,385,900
For Travel	389,900
For Equipment	373,100

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Total	\$21,862,000
Payable from Long Term Care Provider Fund:	
For Administrative Expenses	\$ 179,400
CHILD SUPPORT ENFORCEMENT	
Payable from Child Support Enforcement Trust Fund:	
For Personal Services	50,877,100
For Employee Retirement Contributions	
Paid by Employer	2,035,100
For State Contributions to State	
Employees' Retirement System	5,291,200
For State Contributions to	
Social Security	3,790,300
For Group Insurance	10,516,800
For Contractual Services	93,014,300
For Travel	648,800
For Commodities	594,300
For Printing	243,700
For Equipment	2,848,600
For Telecommunications Services	5,887,100
For Administrative Costs Related to	
Enhanced Collection Efforts including	
Paternity Adjudication Demonstration	10,847,900
For Child Support Enforcement	
Demonstration Projects	<u>1,500,000</u>
Total	\$188,095,200

The amount of \$45,000,000, or so much thereof as may be necessary, is appropriated to the Department of Public Aid from the General Revenue Fund for deposit into the Child Support Enforcement Trust Fund.

ATTORNEY GENERAL REPRESENTATION

Payable from General Revenue Fund:	
For Personal Services	\$ 1,670,000
For Employee Retirement Contributions	
Paid by Employer	66,800
For State Contributions to State	
Employees' Retirement System	173,600
For State Contributions to	
Social Security	124,800
For Contractual Services	310,100
For Travel	11,400
For Equipment	<u>30,800</u>
Total	\$2,387,500

MEDICAL

Payable from General Revenue Fund:	
For Personal Services	\$ 26,110,500
For Employee Retirement Contributions	
Paid by Employer	1,044,400
For State Contributions to State	
Employees' Retirement System	2,715,500
For State Contributions to	
Social Security	1,945,200
For Contractual Services	5,179,100
For Travel	637,300
For Equipment	276,400
For Telecommunications Services	1,791,200
For Purchase of Medical Management	
Services	10,177,100
For Purchase of Services Relating to	
and costs associated with the develop-	
ment and implementation of an	
electronic Medicaid client eligibility	

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verification system	5,011,300
For Costs Associated with the Development, Implementation and Operation of a Medical Data Warehouse	3,681,200
For Refunds of Premium Payments Received Pursuant to Section 25(a)(2) of the Children's Health Insurance Program Act	<u>100,000</u>
Total	\$58,669,200
Payable from Provider Inquiry Trust Fund:	
For expenses associated with providing access and utilization of IDPA eligibility files	\$ 1,500,000
PUBLIC AID RECOVERIES	
Payable from Public Aid Recoveries Trust Fund:	
For Personal Services	\$ 6,240,300
For Employee Retirement Contributions Paid by Employer	249,600
For State Contributions to State Employees' Retirement System	649,000
For State Contributions to Social Security	464,900
For Group Insurance	1,164,800
For Contractual Services	8,903,500
For Travel	127,400
For Commodities	41,300
For Printing	25,800
For Equipment	754,000
For Telecommunications Services	<u>107,700</u>
Total	\$18,728,300

Section 2. In addition to any amounts heretofore appropriated, the following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Public Aid for Medical Assistance:

FOR MEDICAL ASSISTANCE UNDER THE ILLINOIS PUBLIC AID CODE
AND THE CHILDREN'S HEALTH INSURANCE PROGRAM ACT

Payable from General Revenue Fund:	
For Physicians.....	\$447,933,700
For Dentists.....	66,811,100
For Optometrists.....	7,745,500
For Podiatrists.....	2,312,100
For Chiropractors.....	1,454,300
For Hospital In-Patient and Disproportionate Share	1,474,537,200
For Hospital Ambulatory Care.....	366,806,700
For Prescribed Drugs	1,045,890,700
For Skilled, Intermediate, and Other Related Long Term Care Services	1,058,895,400
For Community Health Centers.....	80,943,700
For Hospice Care	23,246,600
For Independent Laboratories.....	14,919,100
For Home Health Care, Therapy, and Nursing Services.....	64,684,400
For Appliances.....	41,098,100
For Transportation.....	61,541,200
For Other Related Medical Services and for development, implementation, and operation of managed care and children's health	

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programs including operating and administrative costs and related distributive purposes.....	90,715,200
For Medicare Part A Premiums.....	10,780,200
For Medicare Part B Premiums.....	89,772,400
For Medicare Part B Premiums for Qualified Individuals under the Federal Balanced Budget Act of 1997	6,200,100
For Health Maintenance Organizations and Managed Care Entities	<u>220,453,200</u>
Total	\$5,176,740,900

The following named amounts, or so much thereof as may be necessary, are appropriated to the Department of Public Aid for the purposes hereinafter named:

FOR MEDICAL ASSISTANCE

Payable from General Revenue Fund:

For Grants for Medical Care for Persons Suffering from Chronic Renal Disease	\$ 2,873,700
For Grants for Medical Care for Persons Suffering from Hemophilia	4,000,500
For Grants for Medical Care for Sexual Assault Victims	<u>606,900</u>
Total	\$7,481,100

The Department, with the consent in writing from the Governor, may reappropriation not more than two percent of the total appropriations in Section 2 above among the various purposes therein enumerated.

In addition to any amounts heretofore appropriated, the amount of \$8,758,300, or so much thereof as may be necessary, is appropriated to the Department of Public Aid from the General Revenue Fund for expenses relating to the Children's Health Insurance Program Act, including payments under Section 25 (a)(1) of that Act, and related operating and administrative costs.

Section 4. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Public Aid for the purposes hereinafter named:

For Deposit into the Medical Research and Development Fund:

Payable from:

Tobacco Settlement Recovery Fund	\$ 6,400,000
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For Deposit into the Post-Tertiary Clinical Services Fund:

Payable from:

Tobacco Settlement Recovery Fund	\$ 6,400,000
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Section 5. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Public Aid for the purposes hereinafter named:

FOR THE PURPOSES ENUMERATED IN THE
EXCELLENCE IN ACADEMIC MEDICINE ACT

Payable from:

Medical Research and Development Fund	\$ 12,800,000
Post-Tertiary Clinical Services Fund	<u>12,800,000</u>
Total	\$25,600,000

Section 6. In addition to any amounts heretofore appropriated, the following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Public Aid for Medical Assistance and Administrative Expenditures:

FOR MEDICAL ASSISTANCE UNDER THE ILLINOIS PUBLIC AID CODE

Payable from Care Provider Fund for Persons

With A Developmental Disability:

For Administrative Expenditures	\$ 128,700
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Payable from Long Term Care Provider Fund:

For Skilled and Intermediate

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Long Term Care	\$375,000,000
For Administrative Expenditures	<u>1,482,700</u>
Total	\$376,482,700

Section 7. In addition to any amounts heretofore appropriated, the following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Public Aid for Medical Assistance and Administrative Expenditures:

FOR MEDICAL ASSISTANCE UNDER THE ILLINOIS PUBLIC AID CODE
AND THE CHILDREN'S HEALTH INSURANCE PROGRAM ACT

Payable from County Provider Trust Fund:

For Distributive Hospitals	\$1,229,619,000
For Administrative Expenditures	<u>500,000</u>
Total	\$1,230,119,000

Section 8. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Public Aid for the purposes hereinafter named:

For Refunds of Overpayments of Assessments or
Inter-Governmental Transfers
Made by Providers During the Period
From July 1, 1991 through June 30, 2001:

Payable from:

Care Provider Fund for Persons With A Developmental Disability	\$ 1,000,000
Long Term Care Provider Fund	2,750,000
County Provider Trust Fund	<u>1,000,000</u>
Total	\$4,750,000

Section 9. The amount of \$10,000,000, or so much thereof as may be necessary, is appropriated to the Department of Public Aid from the Trauma Center Fund for adjustment payments to certain Level I and Level II trauma centers.

Section 10. The amount of \$173,400,000, or so much thereof as may be necessary, is appropriated to the Department of Public Aid from the University of Illinois Hospital Services Fund to reimburse the University of Illinois Hospital for hospital services.

Section 11. The amount of \$8,500,000, or so much thereof as may be necessary, is appropriated to the Department of Public Aid from the Juvenile Rehabilitation Services Medicaid Matching Fund for grants to the Department of Corrections and counties for court-ordered juvenile behavioral health services under the Medicaid Rehabilitation Option and the Children's Health Insurance Program Act.

Section 12. The amount of \$2,000,000, or so much thereof as may be necessary, is appropriated to the Department of Public Aid from the Medical Special Purposes Trust Fund for medical demonstration projects.

ARTICLE 2

Section 1. "AN ACT making appropriations and reappropriations," Public Act 91-707, approved May 17, 2000, is amended by changing Section 2 of Article 10 as follows:

(P.A. 91-707, Art. 10, Sec. 2)

Sec. 2. In addition to any amounts heretofore appropriated, the following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Public Aid for Medical Assistance:

FOR MEDICAL ASSISTANCE UNDER THE ILLINOIS PUBLIC AID CODE
AND THE CHILDREN'S HEALTH INSURANCE PROGRAM ACT

Payable from General Revenue Fund:

For Physicians.....	\$433,738,000	\$396,727,000
For Dentists.....		65,670,700
For Optometrists.....		7,825,400
For Podiatrists.....		2,336,000
For Chiropractors.....		1,299,500

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For Hospital In-Patient and Disproportionate Share	<u>1,548,604,900</u>	1,424,218,800
For Hospital Ambulatory Care..	<u>373,341,400</u>	361,682,000
For Prescribed Drugs	<u>985,723,800</u>	958,780,300
For Skilled, Intermediate, and Other Related Long Term Care Services		1,058,858,600
For Community Health Centers.....		81,818,500
For Hospice Care		21,388,900
For Independent Laboratories.....		15,157,000
For Home Health Care, Therapy, and Nursing Services.....		67,150,000
For Appliances.....		36,983,600
For Transportation.....		57,429,100
For Other Related Medical Services and for development, implementation, and operation of the managed care and children's health programs including operating and administrative costs and related distributive purposes.....		79,486,000
For Medicare Part A Premiums.....		11,654,700
For Medicare Part B Premiums.....		87,350,400
For Medicare Part B Premiums for Qualified Individuals under the Federal Balanced Budget Act of 1997		4,397,700
For Health Maintenance Organizations and Managed Care Entities		<u>236,526,700</u>
Total	<u>\$5,176,740,900</u>	<u>\$4,976,740,900</u>

The following named amounts, or so much thereof as may be necessary, are appropriated to the Department of Public Aid for the purposes hereinafter named:

FOR MEDICAL ASSISTANCE

Payable from General Revenue Fund:

For Grants for Medical Care for Persons Suffering from Chronic Renal Disease	\$ 2,873,700
For Grants for Medical Care for Persons Suffering from Hemophilia	4,000,500
For Grants for Medical Care for Sexual Assault Victims	<u>606,900</u>
Total	<u>\$7,481,100</u>

The Department, with the consent in writing from the Governor, may reapportion not more than two percent of the total appropriations in Section 2 above among the various purposes therein enumerated.

In addition to any amounts heretofore appropriated, the amount of \$8,758,300, or so much thereof as may be necessary, is appropriated to the Department of Public Aid from the General Revenue Fund for expenses relating to the Children's Health Insurance Program Act, including payments under Section 25 (a)(1) of that Act, and related operating and administrative costs.

ARTICLE 999

Section 999. Effective Date. Article 1 takes effect July 1, 2001. Article 2 takes effect immediately upon becoming law."

There being no further amendments, the foregoing Amendment No. 1, was ordered engrossed; and the bill, as amended, was ordered to a third reading.

On motion of Senator Donahue, Senate Bill No. 1366 having been printed, was taken up, read by title a second time and ordered to a third reading.

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On motion of Senator Rauschenberger, Senate Bill No. 1367 having been printed, was taken up, read by title a second time and ordered to a third reading.

Senator Karpel announced that there will be a Republican caucus immediately upon adjournment.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES
A FIRST TIME

House Bill No. 27, sponsored by Senator Myers was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 60, sponsored by Senator Watson was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 273, sponsored by Senator DeLeo was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 279, sponsored by Senator Trotter was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 300, sponsored by Senator Trotter was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 774, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 810, sponsored by Senator Watson was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 982, sponsored by Senator Munoz was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1023, sponsored by Senator Obama was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1146, sponsored by Senator Radogno was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1148, sponsored by Senator Radogno was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1215, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1332, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1465, sponsored by Senator R. Madigan was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1466, sponsored by Senator R. Madigan was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1623, sponsored by Senator Myers was taken up, read by title a first time and referred to the Committee on Rules.

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House Bill No. 1887, sponsored by Senator Obama was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1894, sponsored by Senator L. Madigan was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1914, sponsored by Senator O'Malley was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1956, sponsored by Senator Peterson was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1978, sponsored by Senator O'Malley was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2110, sponsored by Senator Roskam was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2220, sponsored by Senator Sullivan was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2277, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2595, sponsored by Senator Luechtefeld was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2634, sponsored by Senator Smith was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2660, sponsored by Senator R. Madigan was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2665, sponsored by Senator R. Madigan was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2721, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2729, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 2734, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3015, sponsored by Senator Donahue was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3071, sponsored by Senator Donahue was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3080, sponsored by Senator T. Walsh was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3095, sponsored by Senator T. Walsh was taken up, read by title a first time and referred to the Committee on Rules.

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House Bill No. 3098, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3128, sponsored by Senator Donahue was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3284, sponsored by Senator W. Jones was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 3375, sponsored by Senator T. Walsh was taken up, read by title a first time and referred to the Committee on Rules.

House Bill No. 1330, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

Senator Smith announced that there will be a Democrat caucus immediately upon adjournment.

At the hour of 12:38 o'clock p.m., on motion of Senator Peterson, the Senate stood adjourned until Thursday, April 19, 2001 at 9:30 o'clock a.m.

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