

SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SECOND GENERAL ASSEMBLY

65TH LEGISLATIVE DAY

TUESDAY, FEBRUARY 5, 2002

12:00 O'CLOCK NOON

No. 65
[Feb. 5, 2002]

The Senate met pursuant to adjournment.
 Honorable James "Pate" Philip, Wood Dale, Illinois, presiding.
 Prayer by Father David Lantz, Christ the King Church,
 Springfield, Illinois.
 Senator Radogno led the Senate in the Pledge of Allegiance.

The Journal of Wednesday, January 30, 2002, was being read when on motion of Senator Myers further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

The 2001 Annual Review report submitted by The Midwestern Higher Education Commission pursuant to the Midwest Higher Education Compact Act (PA 87-147).

The Fiscal Year 2001 Annual Report submitted by the Commission on Intergovernmental Cooperation.

A Cumulative Report: Summary of Approved Waivers and Modifications submitted by the State Board of Education as required by 105 ILCS 5/2-3.25g.

A report on Activities, Receipts and Expenditures for Fiscal Year 2001 submitted by the Illinois Health Facilities Authority.

The annual reports on state-owned and surplus real property submitted by the Department of Central Management Services.

A report on collection statistics for calendar year 2001 submitted by the Office of the Attorney General as required by Section 2 of the Uncollected State Claims Act (30 ILCS 205/2).

The Report of Activities for fiscal year ended June 30, 2001, submitted by the Illinois Educational Facilities Authority pursuant to Section 18 of the Illinois Educational Facilities Authority Act (110 ILCS 1015/18).

The foregoing reports were ordered received and placed on file in the Secretary's Office.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

A message from the House by
 Mr. Rossi, Clerk:
 Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 1689
 A bill for AN ACT in relation to fire protection.

Passed the House, January 31, 2002.

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ANTHONY D. ROSSI, Clerk of the House

The foregoing House Bill No. 1689 was taken up, ordered printed and placed on first reading.

A message from the House by
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 48

Concurred in by the House, January 31, 2002.

ANTHONY D. ROSSI, Clerk of the House

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 309

Offered by Senator Lauzen and all Senators:
Mourns the death of Ruth E. Flaherty of Batavia.

SENATE RESOLUTION NO. 310

Offered by Senator Lauzen and all Senators:
Mourns the death of Dr. William H. Donovan of Aurora.

SENATE RESOLUTION NO. 311

Offered by Senator Shaw and all Senators:
Mourns the death of Lula Jean Patton of Chicago.

SENATE RESOLUTION NO. 312

Offered by Senator Lauzen and all Senators:
Mourns the death of Ervie M. "Andy" Anderson of Aurora.

SENATE RESOLUTION NO. 313

Offered by Senator Lauzen and all Senators:
Mourns the death of RoseMarie P. Reuland of Aurora.

The foregoing resolutions were referred to the Resolutions Consent Calendar.

INTRODUCTION OF BILLS

SENATE BILL NO. 1715. Introduced by Senators del Valle - Smith, a bill for AN ACT in relation to health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1716. Introduced by Senators del Valle - Smith, a bill for AN ACT in relation to health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1717. Introduced by Senators del Valle - Smith, a bill for AN ACT concerning immunizations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

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SENATE BILL NO. 1718. Introduced by Senators del Valle - Smith, a bill for AN ACT in relation to children.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1719. Introduced by Senators del Valle - Smith, a bill for AN ACT in relation to public health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1720. Introduced by Senators del Valle - Smith, a bill for AN ACT concerning health care.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1721. Introduced by Senator Petka, a bill for AN ACT concerning liens.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1722. Introduced by Senator Cullerton, a bill for AN ACT relating to education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1723. Introduced by Senator Cullerton, a bill for AN ACT in relation to attorneys.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1724. Introduced by Senator Cullerton, a bill for AN ACT in relation to criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1725. Introduced by Senator Munoz, a bill for AN ACT in relation to controlled, counterfeit, and look-alike substances.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1726. Introduced by Senator Dudycz, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1727. Introduced by Senator O'Malley, a bill for AN ACT concerning parks and sports facilities.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1728. Introduced by Senator Halvorson, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1729. Introduced by Senator Halvorson, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

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SENATE BILL NO. 1730. Introduced by Senator Parker, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1731. Introduced by Senator Parker, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1732. Introduced by Senator Dudycz, a bill for AN ACT concerning elections.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1733. Introduced by Senator Dudycz, a bill for AN ACT concerning elections.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1734. Introduced by Senators Dudycz - Molaro, a bill for AN ACT in relation to higher education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1735. Introduced by Senators Syverson - Burzynski, a bill for AN ACT concerning park districts.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1736. Introduced by Senator Cullerton, a bill for AN ACT in relation to smoking.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1737. Introduced by Senator Cullerton, a bill for AN ACT to amend the Uniform Commercial Code.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1738. Introduced by Senator Cullerton, a bill for AN ACT concerning insurance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

At the hour of 12:30 o'clock p.m., Senator Geo-Karis presiding.

SENATE BILL NO. 1739. Introduced by Senator Cullerton, a bill for AN ACT in relation to animals.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1740. Introduced by Senator Trotter, a bill for AN ACT in relation to criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1741. Introduced by Senator Trotter, a bill for AN ACT making appropriations.

The bill was taken up, read by title a first time, ordered

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printed and referred to the Committee on Rules.

SENATE BILL NO. 1742. Introduced by Senator Trotter, a bill for AN ACT concerning the immunization of children.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1743. Introduced by Senator Trotter, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1744. Introduced by Senator Trotter, a bill for AN ACT concerning lottery proceeds.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1745. Introduced by Senator Trotter, a bill for AN ACT concerning public aid.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1746. Introduced by Senator Trotter, a bill for AN ACT relating to taxes.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1747. Introduced by Senator Trotter, a bill for AN ACT relating to education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1748. Introduced by Senator Trotter, a bill for AN ACT regarding vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1749. Introduced by Senator Trotter, a bill for AN ACT concerning pharmaceutical assistance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1750. Introduced by Senator Silverstein, a bill for AN ACT concerning taxes.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1751. Introduced by Senator Radogno, a bill for AN ACT concerning energy efficiency.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1752. Introduced by Senator Noland, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1753. Introduced by Senator Noland, a bill for AN ACT concerning hospitals.

The bill was taken up, read by title a first time, ordered

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printed and referred to the Committee on Rules.

SENATE BILL NO. 1754. Introduced by Senator Cronin, a bill for AN ACT concerning revenue.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1755. Introduced by Senator DeLeo, a bill for AN ACT concerning nursing homes.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1756. Introduced by Senator Cullerton, a bill for AN ACT concerning open meetings.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1757. Introduced by Senator Cullerton, a bill for AN ACT in relation to criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1758. Introduced by Senator Cullerton, a bill for AN ACT concerning dispute resolution.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1759. Introduced by Senator Cullerton, a bill for AN ACT concerning civil procedure.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1760. Introduced by Senator Rauschenberger, a bill for AN ACT concerning taxes.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1761. Introduced by Senator Karpiel, a bill for AN ACT concerning fire protection.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1762. Introduced by Senator Sullivan, a bill for AN ACT in relation to alcoholic liquor.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1763. Introduced by Senator Karpiel, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1764. Introduced by Senator Parker, a bill for AN ACT concerning the Regional Transportation Authority.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1765. Introduced by Senator Burzynski, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered

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printed and referred to the Committee on Rules.

SENATE BILL NO. 1766. Introduced by Senators Rauschenberger - Jacobs, a bill for AN ACT in relation to taxes.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1767. Introduced by Senator Cullerton, a bill for AN ACT to repeal the Soft Drink Industry Fair Dealing Act.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1768. Introduced by Senator Cullerton, a bill for AN ACT in relation to criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1769. Introduced by Senator Cullerton, a bill for AN ACT concerning forensic science.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1770. Introduced by Senator Cullerton, a bill for AN ACT concerning criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1771. Introduced by Senator Cullerton, a bill for AN ACT concerning capital sentencing.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1772. Introduced by Senator Cullerton, a bill for AN ACT concerning dispute resolution.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1773. Introduced by Senator Cullerton, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1774. Introduced by Senator Cullerton, a bill for AN ACT in relation to criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1775. Introduced by Senator Cullerton, a bill for AN ACT in relation to public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1776. Introduced by Senator Cullerton, a bill for AN ACT in relation to criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1777. Introduced by Senator Burzynski, a bill for AN ACT in relation to teacher certification.

The bill was taken up, read by title a first time, ordered

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printed and referred to the Committee on Rules.

SENATE BILL NO. 1778. Introduced by Senator Bomke, a bill for AN ACT in relation to tax-equivalent grants.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1779. Introduced by Senator Bomke, a bill for AN ACT in relation to public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1780. Introduced by Senator Bowles, a bill for AN ACT in relation to criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1781. Introduced by Senator Obama, a bill for AN ACT in relation to public aid.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1782. Introduced by Senator Obama, a bill for AN ACT concerning postpartum depression.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1783. Introduced by Senator Obama, a bill for AN ACT in relation to public aid.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1784. Introduced by Senator Link, a bill for AN ACT concerning State finance.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1785. Introduced by Senator Bowles, a bill for AN ACT concerning homestead exemptions.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1786. Introduced by Senator Madigan, a bill for AN ACT in relation to criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1787. Introduced by Senator Madigan, a bill for AN ACT concerning computers.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1788. Introduced by Senator Obama, a bill for AN ACT in relation to interrogations.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1789. Introduced by Senator Obama, a bill for AN ACT in relation to elections.

The bill was taken up, read by title a first time, ordered

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printed and referred to the Committee on Rules.

SENATE BILL NO. 1790. Introduced by Senator Clayborne, a bill for AN ACT in relation to public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1791. Introduced by Senator Smith, a bill for AN ACT concerning the Department on Aging.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1792. Introduced by Senator Smith, a bill for AN ACT concerning the Department on Aging.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1793. Introduced by Senator Smith, a bill for AN ACT in relation to criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1794. Introduced by Senator Smith, a bill for AN ACT concerning health facilities.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1795. Introduced by Senator Smith, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1796. Introduced by Senator Smith, a bill for AN ACT in relation to criminal law.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1797. Introduced by Senator Sieben, a bill for AN ACT in relation to energy conservation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1798. Introduced by Senator Klemm, a bill for AN ACT concerning hospitals.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1799. Introduced by Senator del Valle, a bill for AN ACT in relation to elections.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1800. Introduced by Senator O'Malley, a bill for AN ACT concerning the financial health of the State.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1801. Introduced by Senator Radogno, a bill for AN ACT concerning the Department of Human Services.

The bill was taken up, read by title a first time, ordered

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printed and referred to the Committee on Rules.

SENATE BILL NO. 1802. Introduced by Senator Radogno, a bill for AN ACT in relation to public aid.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1803. Introduced by Senator Watson, a bill for AN ACT concerning environmental protection.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1804. Introduced by Senator Silverstein, a bill for AN ACT concerning judicial law clerks.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1805. Introduced by Senator Myers, a bill for AN ACT concerning vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1806. Introduced by Senator Myers, a bill for AN ACT concerning the humane care of animals.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1807. Introduced by Senator Sieben, a bill for AN ACT in relation to immunity.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 314

Offered by Senator Silverstein and all Senators:
Mourns the death of A. Abbot Rosen of Chicago.

SENATE RESOLUTION NO. 315

Offered by Senator Sullivan and all Senators:
Mourns the death of John Anton Drost of Arlington Heights.

The foregoing resolutions were referred to the Resolutions Consent Calendar.

INTRODUCTION OF BILLS

SENATE BILL NO. 1808. Introduced by Senator Noland, a bill for AN ACT in relation to vehicles.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1809. Introduced by Senator Weaver, a bill for AN ACT in relation to taxes.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1810. Introduced by Senator Peterson, a bill for

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AN ACT concerning taxes.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1811. Introduced by Senator Madigan, a bill for AN ACT in relation to bicycle safety.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

READING BILLS OF THE SENATE A SECOND TIME

On motion of Senator Philip, Senate Bill No. 1553 having been printed, was taken up, read by title a second time.

Committee Amendment No. 1 was tabled in the Committee on Executive by the sponsor.

There being no further amendments the bill was ordered to a third reading.

On motion of Senator Myers, Senate Bill No. 1555 having been printed, was taken up, read by title a second time and ordered to a third reading.

INTRODUCTION OF A BILL

SENATE BILL NO. 1812. Introduced by Senator Mahar, a bill for AN ACT concerning labor.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

At the hour of 12:49 o'clock p.m., on motion of Senator Weaver, the Senate stood adjourned until Wednesday, February 6, 2002 at 11:00 o'clock a.m.

[Feb. 5, 2002]