

SENATE JOURNAL

STATE OF ILLINOIS

NINETY-SECOND GENERAL ASSEMBLY

111TH LEGISLATIVE DAY

TUESDAY, NOVEMBER 19, 2002

1:00 O'CLOCK P.M.

No. 111
[Nov. 19, 2002]

The Senate met pursuant to adjournment.
Honorable James "Pate" Philip, Wood Dale, Illinois, presiding.
Prayer by Dr. Reginald Mills, Central Baptist Church,
Springfield, Illinois.
Senator Radogno led the Senate in the Pledge of Allegiance.

The Journal of Thursday, May 30, 2002, was being read when on motion of Senator W. Jones 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.

The Journal of Friday, May 31, 2002, was being read when on motion of Senator W. Jones 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.

The Journal of Saturday, June 1, 2002, was being read when on motion of Senator W. Jones 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.

The Journal of Sunday, June 2, 2002, was being read when on motion of Senator W. Jones 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.

The Journal of Thursday, November 7, 2002, was being read when on motion of Senator W. Jones 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:

A report on Serving Minority Seniors, October 2002, submitted by the Department on Aging, the Department of Public Aid, the Department of Human Services and the Department of Public Health as required by Public Act 88-0254.

The Financial Statements for the Metropolitan Pier and Exposition Authority for the three months ended September 30, 2002, submitted by the Metropolitan Pier and Exposition Authority pursuant to the Metropolitan Pier and Exposition Authority Act, as amended (70 ILCS 210/1).

The Biennial Report 2001-2002, Illinois National Guard, submitted by the Department of Military Affairs.

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

EXCUSED FROM ATTENDANCE

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On motion of Senator Welch, Senator Ronen was excused from attendance due to illness.

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

MESSAGE FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT

JAMES "PATE" PHILIP
SENATE PRESIDENT

November 18, 2002

Jim Harry
Secretary of the Senate
401 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to the provisions of Senate Rule 3-5(b) and (c), I am hereby making the following appointments to the Senate Rules Committee:

Senator Stanley B. Weaver, Chairman
Senator Kirk Dillard, Vice-Chair
Senator Laura Kent Donahue

These appointments are effective immediately.

Sincerely

s/James "Pate" Philip
Senate President

CC: Senator Jones
Senator Weaver
Senator Dillard
Senator Donahue
Senator Watson

MOTIONS IN WRITING

Senator DeLeo submitted the following Motion in Writing:

I move to accept the specific recommendations of the Governor as to Senate Bill 1622 in manner and form as follows:

AMENDMENT TO SENATE BILL 1622
IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend Senate Bill 1622, on page 6, by replacing lines 27 through 32 with the following:

"(d) All fire sprinkler systems shall have a backflow prevention device or, in a municipality with a population over 500,000, a double detector check assembly installed by a licensed plumber before the fire sprinkler system connection to the water service. Connection to the backflow prevention device or, in a municipality with a population over 500,000, a double detector assembly shall be done in

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a manner consistent with the Department of Public Health's Plumbing Code.".

Date: November 7, 2002

James A. DeLeo
Senator

Senator Bomke submitted the following Motion in Writing:

I move to accept the specific recommendations of the Governor as to Senate Bill 1657 in manner and form as follows:

AMENDMENT TO SENATE BILL 1657
IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS
Amend Senate Bill 1657 on page 8, by replacing lines 7 and 8 with "within the limits of a construction project."; and on page 9, by replacing lines 33 and 34 with "are within the limits of a construction project.".

Date: November 19, 2002

Larry Bomke
Senator

Senator Cullerton submitted the following Motion in Writing:

I move that Senate Bill 1756 do pass, the veto of the Governor to the contrary notwithstanding.

Date: November 4, 2002

John Cullerton
Senator

Senator Watson submitted the following Motion in Writing:

I move that Senate Bill No. 1982 do pass, the veto of the Governor to the contrary notwithstanding.

Date: November 19, 2002

Frank Watson
Senator

Senator Burzynski submitted the following Motion in Writing:

I move that Senate Bill No. 2155 do pass, the specific recommendations of the Governor to the contrary notwithstanding.

Date: November 19, 2002

J. Bradley Burzynski
Senator

Senator Link submitted the following Motion in Writing:

I move that Senate Bill 2160 do pass, the veto of the Governor to the contrary notwithstanding.

Date: November 7, 2002

Terry Link
Senator

The foregoing Motions in Writing were filed with the Secretary and placed on the Senate calendar.

At the hour of 1:16 o'clock p.m., Senator Donahue presiding.

INTRODUCTION OF BILLS

[Nov. 19, 2002]

SENATE BILL NO. 2430. Introduced by Senator Luechtefeld, 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. 2431. Introduced by Senator Bowles, a bill for AN ACT concerning animals.

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. 519

Offered by Senator Silverstein and all Senators:
Mourns the death of Elizabeth "Betty" Scanlon of Morton Grove.

SENATE RESOLUTION NO. 520

Offered by Senators Demuzio, E. Jones and all Senators:
Mourns the death of Minerva Verton of Gillespie.

SENATE RESOLUTION NO. 521

Offered by Senators Demuzio, E. Jones and all Senators:
Mourns the death of James M. Beane Jr. of Virden.

SENATE RESOLUTION NO. 522

Offered by Senators Demuzio, E. Jones and all Senators:
Mourns the death of William B. "Willie" Ishmael of Greenview.

SENATE RESOLUTION NO. 523

Offered by Senators Demuzio, E. Jones and all Senators:
Mourns the death of Father John O'Connell of Ashland.

SENATE RESOLUTION NO. 524

Offered by Senators Demuzio, E. Jones and all Senators:
Mourns the death of Mary Y. Boyle of Thayer.

SENATE RESOLUTION NO. 525

Offered by Senators Demuzio, E. Jones and all Senators:
Mourns the death of Marjorie A. Mazzotti.

SENATE RESOLUTION NO. 526

Offered by Senator Noland and all Senators:
Mourns the death of Violet A. Mathias of Blue Mound.

SENATE RESOLUTION NO. 527

Offered by Senator Geo-Karis and all Senators:
Mourns the death of Michael V. "Mikey" Springer, Jr. of Zion.

SENATE RESOLUTION NO. 528

Offered by Senator Lauzen and all Senators:
Mourns the death of Jeffrey T. Signorelli of Aurora.

SENATE RESOLUTION NO. 529

Offered by Senator Lauzen and all Senators:
Mourns the death of Clinton Keith Tomson of Geneva.

SENATE RESOLUTION NO. 530

Offered by Senator Lauzen and all Senators:
Mourns the death of Christopher Wesley Booth of Plainfield.

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SENATE RESOLUTION NO. 531

Offered by Senator Lauzen and all Senators:
Mourns the death of Helen K. Biever of Aurora.

SENATE RESOLUTION NO. 532

Offered by Senator Lauzen and all Senators:
Mourns the death of Thomas Keith Haverstock, D.D.S of Geneva.

SENATE RESOLUTION NO. 533

Offered by Senator Sullivan and all Senators:
Mourns the death of James J. Diamond of Mount Prospect.

SENATE RESOLUTION NO. 534

Offered by Senator Sullivan and all Senators:
Mourns the death of John J. Frieberg, Jr. of Arlington Heights.

SENATE RESOLUTION NO. 535

Offered by Senator Parker and all Senators:
Mourns the death of W. Clement Stone of Chicago.

SENATE RESOLUTION NO. 536

Offered by Senator Sullivan and all Senators:
Mourns the death of Norman A. Brown of Park Ridge.

SENATE RESOLUTION NO. 537

Offered by Senator Shadid and all Senators:
Mourns the death of John R. Hillman of Eureka.

SENATE RESOLUTION NO. 538

Offered by Senator Sullivan and all Senators:
Mourns the death of Danielle Christine Henmueller of Des Plaines.

SENATE RESOLUTION NO. 539

Offered by Senator Sullivan and all Senators:
Mourns the death of Carmen M. Vinezeano.

SENATE RESOLUTION NO. 540

Offered by Senator Myers and all Senators:
Mourns the death of Floyd A. "Johnny Boy" Sumila of Danville.

SENATE RESOLUTION NO. 541

Offered by Senator Parker and all Senators:
Mourns the death of Lisa Derman of Chicago.

The foregoing resolutions were referred to the Resolutions Consent Calendar.

Senator Syverson offered the following Senate Resolution, which was referred to the Committee on Rules:

SENATE RESOLUTION NO. 542

WHEREAS, Alzheimer's disease is a progressive degenerative disease of the brain, and the most common form of dementia; it results in impaired thinking and behavior; Alzheimer's disease usually begins gradually, causing a person to forget events and to have difficulty performing familiar tasks; and

WHEREAS, How rapidly the disease advances varies from person to person, causing confusion, personality and behavior changes and impaired judgment; communication becomes difficult as the person with Alzheimer's disease struggles to find words, finish thoughts or

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follow directions; persons with the disease may wander off and get lost, in their own neighborhoods or far from home; eventually, persons with Alzheimer's disease become totally unable to care for themselves; and

WHEREAS, Over 200,000 citizens of Illinois are afflicted with Alzheimer's disease; 10% of persons over the age of 65 suffer from the disease and nearly 50% of persons over the age of 85 are afflicted; the number is expected to grow to 300,000 in just 25 years when the baby boomer generation reaches the age of greatest risk for Alzheimer's disease; and

WHEREAS, 70% of people with Alzheimer's disease live at home, and 75% of these individuals depend upon the care of family and friends; frequently, the family caregivers' health is compromised due to the stress of providing care; and

WHEREAS, Over 50% of all nursing home residents have Alzheimer's disease or a related dementia; and

WHEREAS, Alzheimer's disease is extremely costly; the average lifetime cost of Alzheimer's disease is \$174,000 per person; the cost of home care can exceed \$12,500 per year and the cost of nursing home care averages \$42,000 per year; and

WHEREAS, This year marks the 20th anniversary of President Reagan's first proclamation of the month of November as National Alzheimer's Disease Month in order to increase public awareness about Alzheimer's disease and the Alzheimer's Association and stimulate the interest and concern of the American people, which may, in turn, lead to increased research and eventually the discovery of a cure for Alzheimer's disease; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SECOND GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that November, 2002 be recognized as Alzheimer's Disease Month and we encourage Illinoisans to strive to increase awareness about Alzheimer's disease.

READING BILL FROM THE HOUSE OF REPRESENTATIVES
A FIRST TIME

House Bill No. 5218, sponsored by Senator Dillard was taken up, read by title a first time and referred to the Committee on Rules.

MOTIONS IN WRITING

Senator Philip submitted the following Motion in Writing:

I move to accept the specific recommendations of the Governor as to Senate Bill 1583 in manner and form as follows:

AMENDMENT TO SENATE BILL 1583
IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend Senate Bill 1583 on page 1, by replacing lines 4 through 14 with the following:

"Section 5. The Military Code of Illinois is amended by adding Section 100.5 as follows:

(20 ILCS 1805/100.5 new)

Sec. 100.5. Illinois National Guard; Soldiers and Sailors Civil Relief Act of 1940."; and

on page 1, by deleting lines 25 through 30; and

on page 2, by deleting lines 1 and 2; and

on page 2, line 3, by replacing "(c)" with "(b)"; and

on page 2, lines 4 and 7, by deleting "or (b)" each time it appears;

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and
 on page 2, line 8, by replacing "(d)" with "(c)"; and
 on page 2, by deleting lines 18 through 32; and
 on page 3, by deleting lines 1 through 31.

Date: November 19, 2002

James "Pate" Philip
 Senator

Senator Bomke submitted the following Motion in Writing:

I move that Senate Bill No. 2117 do pass, the specific recommendations of the Governor to the contrary notwithstanding.

Date: November 19, 2002

Larry K. Bomke
 Senator

The foregoing Motions in Writing were filed with the Secretary and placed on the Senator calendar.

REPORTS FROM RULES COMMITTEE

Senator Weaver Chairperson of the Committee on Rules, to which was referred House Bills Numbered 800 and 1664, on July 1, 2001, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And House Bills Numbered 800 and 1664, were returned to the order of third reading.

Senator Weaver Chairperson of the Committee on Rules, to which was referred House Bills Numbered 1268, 1269, 1273 and 4047, on July 3, 2002, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And House Bills Numbered 1268, 1269, 1273 and 4047, were returned to the order of third reading.

Senator Weaver Chairperson of the Committee on Rules, to which was referred House Bill No. 2463, on July 3, 2002, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And House Bill No. 2463, was returned to the order of second reading.

Senator Weaver Chairperson of the Committee on Rules, to which was referred House Bill No. 3999, with Senate Amendment No. 1 on July 3, 2002, pursuant to Rule 3-9(b), reported that the Committee recommends that the bill be approved for consideration and returned to the calendar in its former position.

The report of the Committee was concurred in.

And House Bill No. 3999 with Senate Amendment No. 1, was returned to the order of the Secretary's Desk - Noncurrence.

Senator Weaver, Chairperson of the Committee on Rules, during its November 19, 2002 meeting, reported the following House Bills have

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been assigned to the indicated Standing Committees of the Senate:

Executive: House Bill No. 3557.
State Government Operations: House Bill No. 4446.

Senator Weaver, Chairperson of the Committee on Rules, during its November 19, 2002 meeting, reported the following Senate Resolution has been assigned to the indicated Standing Committee of the Senate:

Executive: Senate Resolution No. 517.

LEGISLATIVE MEASURES FILED

The following floor amendments to the House Bills listed below have been filed with the Secretary, and referred to the Committee on Rules:

Senate Amendment No. 1 to House Bill 800
Senate Amendment No. 1 to House Bill 1268
Senate Amendment No. 1 to House Bill 1269
Senate Amendment No. 1 to House Bill 1273
Senate Amendment No. 1 to House Bill 1664
Senate Amendment No. 3 to House Bill 2463
Senate Amendment No. 2 to House Bill 4047
Senate Amendment No. 3 to House Bill 4047

REPORT FROM RULES COMMITTEE

Senator Weaver, Chairperson of the Committee on Rules, during its November 19, 2002 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Commerce and Industry: Senate Amendment No. 1 to House Bill 1664.

Executive: Senate Amendment No. 1 to House Bill 800.

Judiciary: Senate Amendment No. 3 to House Bill 4047.

Licensed Activities: Senate Amendment No. 3 to House Bill 2463.

Revenue: Senate Amendment No. 1 to House Bill 1268; Senate Amendment No. 1 to House Bill 1269; Senate Amendment No. 1 to House Bill 1273.

COMMITTEE MEETING ANNOUNCEMENT

Senator Hawkinson, Chairperson of the Committee on Judiciary announced that the Judiciary Committee will meet today in Room 400, Capitol Building, immediately upon adjournment.

At the hour of 1:34 o'clock p.m., on motion of Senator Weaver, the Senate stood adjourned until Wednesday, November 20, 2002 at 12:30 o'clock p.m.

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