

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

50th Legislative Day

June 20, 1989

PRESIDENT ROCK:

The hour of 9:00 having arrived, the Senate will please come to order. Will the Members be at their desks, and will our guests in the gallery please rise. The Prayer this morning by Father Hugh Cassidy, Blessed Sacrament Church, Springfield, Illinois. Father.

FATHER HUGH CASSIDY:

(Prayer given by Father Hugh Cassidy)

PRESIDENT ROCK:

Thank you, Father. Reading of the Journal, Madam Secretary. Senator Hall.

SENATOR HALL:

Thank you, Mr. President. I move that reading and approval of the Journals of Wednesday, June 14th; Thursday, June 15th; Friday, June 16th; and Monday, June 19th, in the year 1989, be postponed, pending arrival of the printed Journals.

PRESIDENT ROCK:

You've heard the motion as placed by Senator Hall. Is there any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and it is so ordered. Resolutions, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 441 offered by President Rock.

Senate Resolution 442 offered by President Rock.

Senate Resolution 444 offered by Senator Macdonald.

Senate Resolution 445 offered by Senator Hawkinson.

Senate Resolution 446 offered by Senator Watson.

They're all congratulatory.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Resolution 443 offered by Senator Weaver.

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It is a death resolution.

PRESIDENT ROCK:

Consent Calendar.

SECRETARY HAWKER:

Senate Resolution 448 offered by Senator Marovitz.

Senate Resolution 449 offered by Senator Demuzio.

They're both substantive.

PRESIDENT ROCK:

Executive.

SECRETARY HAWKER:

...Joint Resolution 80 offered by Senator Davidson and all Members.

It is congratulatory.

PRESIDENT ROCK:

Consent Calendar. Senator Geo-Karis, for what purpose to you arise?

SENATOR GEO-KARIS:

Mr. President, we have Senate Resolution 171, which came out of Executive on the Agreed Bill List. However, we have to put an amendment on it.

PRESIDENT ROCK:

We will get to that order, today.

SENATOR GEO-KARIS:

Okay. Thank you.

PRESIDENT ROCK:

Secretary's Desk, Resolutions. There have been a couple of requests to go to that order. If I can have your attention, Ladies and Gentlemen, the Gentleman from the Chicago Tribune, Mr. Fryer, has again requested permission to take some photographs I'm sure, without objection, leave is granted. Turn to Page 32 on the Calendar. There have been a couple of requests to go to the Order of Secretary's Desk, Resolutions. While we are awaiting the

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arrival of the others, maybe we can get to that order. Senate Resolution 61. Senator Zito. Senate Resolution 171. Senator Sam. On the Order of Secretary's Desk, Resolutions, is Senate Resolution 171. Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate. Senate Resolution 171, that we had an amendment which we agreed to put on it, and it's both Senator Vadalabene and I. And it simply says, it inserts, immediately after line 14, the following: "south of the Tri-State Tollway junction," and I move for its approval.

PRESIDENT ROCK:

All right. Senator Geo-Karis has moved the adoption of Amendment No. 1 to Senate Resolution 171. Any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

All right. We'll get right back to that, Senator Sam. We'll get some intervening business and go right back to Senate Resolution 171. How about Senate Resolution 177. Senator Luft. 179. On the Order of Secretary's Desk, Resolutions, is Senate Resolution 179, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 179 offered by Senator Luft.

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Senate Resolution 179 asks for the Capital Development Board to make a comparative study of the costs involved in renovating a building located 160 North LaSalle Street, which used to be the State of Illinois Building. So far,

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if you've been on Appropriations Committee - and the information that I've received from CDB conflicts - I'm not so sure what they're doing, what the cost is going to be, and it appears as though they don't either, and I would just ask -- I will try to ask any questions at this time, otherwise I'd ask for the adoption of Resolution -- Senate Resolution 179.

PRESIDENT ROCK:

Senator Luft has moved the adoption of Senate Resolution 179. Discussion? Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. Senator Luft, have you amended this resolution?

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

No. Unfortunately, I have not.

PRESIDENT ROCK:

Senator Weaver.

SENATOR WEAVER:

It calls for a June 1st, 1989, reporting date.

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

Mr. President, I thought I did amend the date. There was another amendment was to be offered and, to be honest with you, I can't answer. Why don't you just take it out of the record?

PRESIDENT ROCK:

Take it out of the record. 186. Senator Davidson. Madam Secretary, on the Order of Secretary's Desk, Resolutions, is Senate Resolution 186.

SECRETARY HAWKER:

Senate Resolution 186 offered by Senator Davidson, et al.

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PRESIDENT ROCK:

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and Members of the Senate. This is a resolution calling for a creation of a task force to study the suitability of a tax-exempt investment plan for assisting the retirement plans of Illinois citizens. There will be four Senators, two by you, two by Senator Philip, and a representative from the Bureau of the Budget, Economic and Fiscal, Department of Aging, Insurance, Revenue and Illinois State Retirement System, who shall serve as the chairman, and report back back to us October 1st. Move the adoption of the resolution.

PRESIDENT ROCK:

All right. Senator Davidson has moved the adoption of Senate Resolution 1-8-6. Any discussion? If not, the question is the adoption of Senate Resolution 186. Those in favor will vote Aye. Opposed, vote 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 53 voting Aye, none voting Nay, none voting Present. Senate Resolution 186 is declared adopted. Senate Resolution 200. Senator Rea. Madam Secretary, on the Order of Secretary's Desk, Resolutions, is Senate Resolution 200.

SECRETARY HAWKER:

Senate Resolution 200 offered by Senator Rea.

PRESIDENT ROCK:

Senator Rea.

SENATOR REA:

Thank you, Mr. President and Members of the Senate. Senate Resolution 200 actually is - in Congress now there is legislation that would grant eminent domain power for federal seizure of property for Coal slurry pipeline companies. This legislation, if

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enacted into law, would threaten the existence of both Illinois coal production and rail transportation. It's not a good thing for Illinois. And I would move for its adoption.

PRESIDENT ROCK:

All right. Senator Rea has moved the adoption of Senate Resolution 200. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. Senate Joint Resolution 11. Senator Joyce. Senate Resolution -- Joint Resolution 13. Senator Jones. Senate Joint Resolution 26. Senator Rea. On the Order of Secretary's Desk, Resolutions. Bottom of Page 32 is Senate Joint Resolution 26. Madam Secretary.

SECRETARY HAWKER:

Senate Joint Resolution 26 offered by Senator Rea.

PRESIDENT ROCK:

Senator Rea.

SENATOR REA:

Thank you, Mr. President. Senate Joint Resolution 26 creates an interagency task force to produce a written report -- a written plan for a professional volunteer program for rural areas on health care by January 1st of 1990.

PRESIDENT ROCK:

All right. Senator Rea has moved the adoption of Senate Joint Resolution 26. Any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The resolution is adopted. Top of Page 33. Senate Joint Resolution 42. Senator Collins. Madam Secretary, on the Order of Secretary's Desk, Resolutions, is Senate Joint Resolution 42.

SECRETARY HAWKER:

Senate Joint Resolution...

PRESIDENT ROCK:

I'm sorry. All right. Take it out of the record. Senate

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Joint Resolution 54. Senator Topinka. Top of Page 33, on the Order of Secretary's Desk, Resolutions, is Senate Joint Resolution 54, Madam Secretary.

SECRETARY HAWKER:

Senate Joint Resolution 54 offered by Senator Topinka.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President and Ladies and Gentlemen of the Senate. Senate Joint Resolution 54 is something very similar that is going on in -- in other states that have large cities with central cores that have had some of their churches and -- and synagogues and other religious sites over the years fall into disrepair. These type of sites that have had a lot of outstanding art works and -- and beautiful craftsmanship which can no longer be replaced. This would create a fifteen-member joint select committee on the preservation of sacred places. Our staff has pointblank said that we cannot even begin to address this problem until we get experts on the subjects together to look at it and come up with recommendations, and this is what this would ask.

PRESIDENT ROCK:

All right. Senator Topinka has moved the adoption of Senate Joint Resolution 54. Those in favor of the adoption will vote Aye. Opposed, vote 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 50 Ayes, 1 Nay, none voting Present. Senate Joint Resolution 54 is adopted. 55. Senator Welch. On the Order of Secretary's Desk, Resolutions, Senate Joint Resolution 55, Madam Secretary.

SECRETARY HAWKER:

Senate Joint Resolution 55 offered by Senator Welch.

PRESIDENT ROCK:

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Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. What this resolution would do, would be to create a fourteen-member committee to study the conservation, commerce and recreation on the Illinois River. The last two years, with the drought that affected the Illinois River, we had a great deal of trouble with barge traffic, and we're looking at ways to improve that, as well as improve the tourism, which we use the Illinois River for so much. I'd be glad to answer any questions.

PRESIDENT ROCK:

All right. Senator Welch has moved the adoption of Senate Joint Resolution 55. Discussion? If not, those in favor will vote Aye. Opposed will vote 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 55 Ayes, no Nays, none voting Present. Senate Joint Resolution 55 is adopted. All right. Ladies and Gentlemen, we're going to begin on Page 25. On the Order of House Bills 2nd Reading. Oh yeah, I'm sorry. Senator Sam, I forgot we were going to get back to you. On the Order of Secretary's Desk, Resolutions, Senate Resolution 171, Madam Secretary.

SECRETARY HAWKER:

Senate Resolution 171 offered by Senator Geo-Karis.

PRESIDENT ROCK:

Senator Vadalabene.

SENATOR VADALABENE:

Yes. Thank you, Mr. President and Members of the Senate. Senate Resolution 171 names Interstate Route 55 in Illinois, the Illinois Veterans' Highway. Also directs IDOT to erect the appropriate plaques giving notice of the named Interstate. The American Legion Auxiliary is desirous of naming the Interstate

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Route 55, which covers a broad section of Illinois, in honor of the Illinois Veterans. You just received an amendment by Senator Geo-Karis, which was adopted, and I move for the adoption of this resolution.

PRESIDENT ROCK:

All right. Senator Sam has moved the adoption of Senate Resolution 171. Discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate. This would -- would rename the highway south of the Tri-State Tollway junction, Veterans' Highway, and I move for its passage.

PRESIDENT ROCK:

All right. Senator Vadalabene has moved the adoption of Senate Resolution 171. Those in favor will vote Aye. Opposed, vote 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 56 Ayes, no Nays, none voting Present. Senate Resolution 171 is adopted. All right. Page 25 on the Calendar, Ladies and Gentlemen. What we're going to do is do House Bills 2nd Reading, the substantive bills, and then we will do the appropriation bills. And the Secretary informs me there are forty-five or so bills on the recall. So we'll do House 2nd substantive, House 2nd appropriations, and then we'll get to the recall. And we plan on working until approximately six o'clock this evening. And in a very few minutes we will be taking a short recess for the purpose of the Lieutenant Governor's demonstration project, and it will afford the others who do not wish to go out there, the opportunity to get some lunch. In any event, we'll start on House Bills 2nd Reading. 113. Senator Daley. On the Order of House Bills 2nd Reading is House Bill 113. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

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House Bill 113.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 313. Senator Jones. 359. Senator D'Arco.
462. Senator Kustra. 513. Senator Marovitz. Middle of Page 26,
604. Senator Netsch. On the Order of House Bills 2nd Reading is
House Bill 604. Read the bill, please.

SECRETARY HAWKER:

House Bill 604.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 656. Senator Barkhausen. Read the bill, Madam
Secretary, please. 656.

SECRETARY HAWKER:

House Bill 656.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Barkhausen offers Amendment No. 1.

PRESIDENT ROCK:

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Senator Barkhausen, on Amendment No. 1.

SENATOR BARKHAUSEN:

Mr. President and Members. Amendment No. 1 is an agreed committee amendment taking out provisions of the original bill, that, as I say, had been agreed to, and I move its adoption.

PRESIDENT ROCK:

Senator Barkhausen's moved the adoption of Amendment No. 1 to House Bill 656. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. All right. Senator Jones has joined us on House Bills 2nd Reading. House Bill 313. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 313.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jones offers Amendment No. 1.

SECRETARY HAWKER:

Senator Jones, on Amendment No. 1.

SENATOR JONES:

Yeah. Thank you, Mr. President and Members of the Senate. Amendment No. 1 to House Bill 313 authorizes the State Liquor Control Commission to issue special event license for educational, fraternal, political and civic or a religious and nonprofit organizations to sell beer and wine up to fifteen days per year.

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And I move its adoption.

PRESIDENT ROCK:

Senator Jones has moved the adoption of Amendment No. 1 to House Bill 313. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. On the Order of House Bills 2nd Reading is House Bill 4-6-2. 462. Senator Kustra has just joined us. Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 462.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. Bottom of Page 26. 7-7-6. Senator Barkhausen. Read the bill please, Madam Secretary.

SECRETARY HAWKER:

House Bill 776.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Barkhausen offers Amendment No. 1.

PRESIDENT ROCK:

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Senator Barkhausen, on Amendment No. 1.

SENATOR BARKHAUSEN:

Mr. President and Members. Amendment No. 1 is the same -- basically the same amendment that was offered the other day, but it includes the original bill rather than deleting it, and I move its adoption.

PRESIDENT ROCK:

Senator Barkhausen's moved the adoption of Amendment No. 1 to House Bill 776. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senators Barkhausen and Demuzio.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members. This is a -- an amendment that has been brought to us by the New Car Dealers Association and a local of the machinist's union in the Chicago area. It relates to service centers, and provides that -- that the location of service centers by automobile manufacturers that are engaged in warranty work, shall be subject to the terms of the existing Motor Vehicle Franchise Act. Senator Demuzio and I would be glad to answer any questions, and we'd otherwise would move its adoption.

PRESIDENT ROCK:

All right. Senator Barkhausen's moved the adoption of Amendment No. 2 to House Bill 776. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

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3rd Reading. Top of Page 29. 887. Senator Dunn. 1066.
Senator Rea. Senator Rea. Read the bill, Madam Secretary,
please.

SECRETARY HAWKER:

House Bill 1066.

(Secretary begins to read title of bill)

PRESIDENT ROCK:

I'm sorry, hold it, hold it. Senator Rea, for what purpose do
you arise?

SENATOR REA:

Mr. President, I would like to recommit to the Local
Government Committee, 1066.

PRESIDENT ROCK:

All right. The Gentleman has moved to recommit 1066 to the
Committee on Local Government. Without objection, the bill is
recommitted. 1080. Senator Kustra. On the Order of House Bills
2nd Reading is House Bill 1080. Read the bill.

SECRETARY HAWKER:

House Bill 1080.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on Insurance, Pensions and
Licensed Activities offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Kustra, on Committee Amendment No. 1.

SENATOR KUSTRA:

Thank you, Mr. President and Members of the Senate. This bill
is the cleanup for the Mandatory Auto Insurance Law, and this
particular amendment was agreed to by the committee, and I urge
its adoption. It's technical.

PRESIDENT ROCK:

Senator Kustra's moved the adoption of Committee Amendment No.
1 to House Bill 1080. Discussion? If not, all in favor, indicate

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by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1343. Senator Zito. On the Order of House Bills 2nd Reading is House Bill 1343. Read the bill, please.

SECRETARY HAWKER:

House Bill 1343.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Karpel offers Amendment No. 1.

PRESIDENT ROCK:

Senator Karpel. Senator Karpel, on Amendment No. 1.

SENATOR KARPIEL:

Thank you, Mr. President. I'm sorry, I was in - at the phone. Amendment No. 1 -- if I'm looking at the right amendment, this amendment reduces the number of the family leave weeks to be offered by the employer from eight to six.

PRESIDENT ROCK:

Senator Karpel has moved the adoption of Amendment No. 1 to House Bill 1343. Discussion? Senator Zito.

SENATOR ZITO:

Thank you, Mr. President and Members. I rise in strong opposition to this amendment. If you have read House Bill 1343, it is substantially different than the Family Leave Bill that the Senate passed over to the House - Senator Netsch's bill. House Bill 1343 represents what I think is a fair and equitable compromise. It increases employees from thirty-five to fifty -

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that was in the original bill - it further eliminates the length of period - it cuts it down to, I believe, eight weeks. Senator Karpiel has come in here now and asked for six weeks. I might add to all the Senators that there is still negotiations going on. I was going to leave this bill on 2nd Reading, because I think very shortly we, in fact, will have another attempt at an agreement, which will reflect an agreement by all parties that are meeting, and I would ask Senator Karpiel to withdraw this amendment at this time. I have moved the bill to 3rd Reading, only in the hopes that we would have this agreed amendment ready and put it back on recall. So if the Senator would withdraw, I would appreciate it.

PRESIDENT ROCK:

Senator Karpiel.

SENATOR Karpiel:

Thank you, Mr. President. Well, I think that it would be important to have this bill in some type of shape that we can support over here on this side of the aisle, before we move it to 3rd Reading. And I would respectfully say that I'm not going to withdraw this amendment, and I'd like a roll call vote.

PRESIDENT ROCK:

All right. Senator Karpiel has moved the adoption of Amendment No. 1 to House Bill 1343. Those in favor of the amendment will vote Aye. Opposed, vote 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 28 Ayes and 30 Nays, none voting Present. Amendment No. 1 fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Karpiel.

PRESIDENT ROCK:

Senator Karpiel, on Amendment No. 2.

SENATOR KARPIEL:

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Amendment No. 2 simply says that -- that the employers are required to offer this family leave program to employees. But it is permissive language, which directs the employer to -- to offer the program to supervisory or management-level employees.

PRESIDENT ROCK:

Senator Karpziel has moved the adoption of Amendment No. 2 to House Bill 1343. Discussion? Senator Zito.

SENATOR ZITO:

Once again, Mr. President and Members, I would ask that we reject this amendment. This is one of the points that's being discussed in the compromise, and in fairness to Representative Kulas and the House sponsors, I would like to keep this bill in its present form and would strongly urge your rejection of Senator Karpziel's second amendment.

PRESIDENT ROCK:

Senator Karpziel. Any further discussion? Senator Karpziel, you wish to close?

SENATOR KARPIEL:

Yes, Mr. President. Well I think this is a very fair amendment, saying that the employers are required to do this for the employees, but making it permissive whether or not they wanted to do it for their management. And I ask for an Aye vote.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 2 to House Bill 1343. Those in favor of the Amendment will vote Aye. Opposed, will vote 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 28 Ayes, 31 Nays, and the amendment fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator DeAngelis.

PRESIDENT ROCK:

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Senator DeAngelis. I'm sorry. Senator Karpiel.

SENATOR KARPIEL:.

I wanted to ask for a verification of the No vote, please.

PRESIDENT ROCK:

That request is in order. All right. The Lady has requested a verification of the negative vote. Read the negative vote, Madam Secretary.

SECRETARY HAWKER:

The following Members voted in the negative: Alexander, Berman, Brookins, Carroll, Collins, Daley, D'Arco, del Valle, Demuzio, Thomas Dunn, Hall, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Luft, Marovitz, Netsch, Newhouse, O'Daniel, Rea, Savickas, Severns, Smith, Vadalabene, Welch, Zito and Mr. President.

PRESIDENT ROCK:

Senator Karpiel, do you question the presence of any Member?

SENATOR KARPIEL:

Senator Berman.

PRESIDENT ROCK:

Senator Berman on the Floor? Senator Berman is in the back of the Chambers, Senator Karpiel.

SENATOR KARPIEL:

Senator Brookins.

PRESIDENT ROCK:

Senator Brookins on the Floor? Senator Brookins on the Floor? Strike his name.

SENATOR KARPIEL:

Senator D'Arco.

PRESIDENT ROCK:

Senator D'Arco is in his seat.

SENATOR KARPIEL:

Senator Carroll.

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PRESIDENT ROCK:

Senator Carroll on the Floor? Coming out of the telephone booth, Senator Karpziel.

SENATOR KARPIEL:

Senator Jeremiah Joyce.

PRESIDENT ROCK:

Senator Joyce on the Floor? Senator Joyce on the Floor? Strike his name.

SENATOR KARPIEL:

Senator Savickas.

PRESIDENT ROCK:

Senator Savickas on the Floor? He's on the Floor.

SENATOR KARPIEL:

Senator Newhouse.

SENATOR KARPIEL:

Senator Newhouse is at his desk.

SENATOR KARPIEL:

That's it, Mr. President.

PRESIDENT ROCK:

All right. The roll has been verified. On that question, there are 28 Ayes, 29 Nays, and the amendment fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator DeAngelis.

PRESIDENT ROCK:

Senator DeAngelis, on Amendment No. 3.

SENATOR DeANGELIS:

Thank you, Mr. President. Amendment No. 3 indicates that it is fifty employees per location. In other words, if you have five employees in some location in the State, it may not be possible for you to implement this particular program. So the amendment simply indicates fifty employees per location. I might remind

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the Body that this issue is not a partisan issue. Pregnancy, I mean, it's...

PRESIDENT ROCK:

Senator DeAngelis has moved the adoption of Amendment No. 3 to House Bill 1343. Discussion? Senator Zito.

SENATOR ZITO:

Thank you, Mr. President and Members. I once again would rise in strong opposition to this amendment. Senator DeAngelis has spoken to me about this amendment. I explained to him, last week or the week before, that, in fact, there were ongoing negotiations. This may, in fact, be one -- one of the points that's being discussed. Until that time, the House has asked -- the sponsors of the House has asked to keep this bill clean until such a time that we have a compromise amendment. Please continue your opposition to these amendments and vote No. Red lights.

PRESIDENT ROCK:

Further discussion? Senator DeAngelis, you wish to close?

SENATOR DeANGELIS:

Yes. Mr. President, I think in this Session I've never heard as frequent a claim as the House saying we ought to keep the bills clean for the House. If this is, in fact, something that may be considered, let's put it on and then if you don't want to have it on there, let's take it off. But for the time being, let's at least do it, to show them that we do have some intentions of changing this bill.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 3 to House Bill 1343. Those in favor of the amendment will vote Aye. Opposed, vote 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 29 Ayes, 30 Nays, none voting Present. The amendment fails. Further amendments?

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SECRETARY HAWKER:

Amendment No. 4 offered by Senator Karpziel.

PRESIDENT ROCK:

Senator Karpziel, on Amendment No. 4.

SENATOR KARPIEL:

Well, I'm sorry, I have -- I think there are two more amendments filed, and I'm not sure which one you're referring to at this point. So could -- yes, could you give me the number on that?

SECRETARY HAWKER:

LRB8602652RCmb0am06.

SENATOR KARPIEL:

That was bam06?

SECRETARY HAWKER:

Yes.

SENATOR KARPIEL:

All right. This amendment -- still trying to get at the idea of allowing the -- the management personnel not to be included necessarily in this -- in this Act. So this amendment says it shall not include those employees who earning are in the top fifteen percent of the employer's payroll.

PRESIDENT ROCK:

Senator Karpziel's moved the adoption of Amendment No. 4 to House Bill 1343. Discussion? Senator Zito.

SENATOR ZITO:

Well, once again, Mr. President and Members, and I hate to continue to rise in opposition for the points I've previously alluded too. But this amendment has a different flavor. It's created a little differently, but is identical to the amendment that Senator Karpziel offered just a few seconds ago. I would ask for the rejection of this amendment. It's just drafted differently. It has the same purpose, the same intent. No votes.

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PRESIDENT ROCK:

Senator Karpziel, you wish to close?

SENATOR KARPIEL:

No. Just ask for an Aye vote.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 4 to House Bill 1343. Those in favor will vote Aye. Opposed, will vote 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 29 Ayes, 30 Nays, none voting Present. The amendment fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senator Karpziel.

PRESIDENT ROCK:

Senator Karpziel, on Amendment No. 5.

SENATOR KARPIEL:

I'll withdraw Amendment No. 5.

PRESIDENT ROCK:

Been withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1359. Senator Rea. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 1359.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

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PRESIDENT ROCK:

3rd Reading. All right. Ladies and Gentlemen, if I can -- if I can have your attention, when we resume at noon, we will begin at 1384 and then proceed to the appropriation bills. We will be taking a recess of approximately two hours for the purpose of - there have been a number of requests to attend the Lieutenant Governor's demonstration. There are buses, I am told - Senator Philip has advised me that the Lieutenant Governor has arranged for bus transportation. There are buses out on the north - north of the building, on the street - to take those interested out to the State Police facility and back. I'm told it will take no more than an hour. So the Senate will stand in recess until the hour of noon, and I would ask everybody if you're going to get some lunch, get some lunch and then get here ready to work. We will start on Page 30 on the Calendar, with 1384, and conclude House Bills 2nd Reading this afternoon. Senate will stand in recess until the hour of noon.

(SENATE IN RECESS)

(AFTER RECESS)

PRESIDENT ROCK:

The hour of 12:30 having arrived, the Senate will please come to order. We'll begin where we left off on Page 30. I could call your attention to Page 30 on the Calendar. 1384. Senator Jones. 1514. Senator Dunn. 1530. Senator Marovitz. 1553. Senator Jones. 1557. Senator Schaffer. 1667. Senator O'Daniel. 1692. Senator Woodyard. 1695. Senator Kustra. On the Order of House Bills 2nd Reading, middle of Page 30. 1695. Read the bill, please. Amendment's not ready. 1384. On the Order of House

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Bills 2nd Reading, top of Page 30, is House Bill 1384. Read the bill, please.

SECRETARY HAWKER:

House Bill 1384.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jones offers Amendment No. 1.

PRESIDENT ROCK:

Senator Jones, on Amendment No. 1.

SENATOR JONES:

Yeah. Thank you, Mr. President and Members of the Senate. Amendment No. 1 incorporates the provisions of Senate Bill 909, which it deals with administrative requests for G.A., General Assembly Members and Judges in the system, and there is no cost to that. Also it incorporates Senate Bill 1028 - Senator Schuneman - for administrative request for State Employees Retirement System. Minor cost. I move its adoption.

PRESIDENT ROCK:

Senator Jones has moved the adoption of Amendment No. 1 to House Bill 1384. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Schaffer. 1557. Okay. 1667. Senator O'Daniel. 1692. Senator Woodyard. 1695. 1719. Senator Luft. 1860. Senator Barkhausen. 2030. Senator Hall. 2174. Senator Zito. On the Order of House Bills 2nd Reading is House Bill 2174.

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Read the bill.

SECRETARY HAWKER:

House Bill 2174.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Insurance, Pensions and Licensed Activities offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Zito, on Committee Amendment No. 1.

SENATOR ZITO:

Thank you, Mr. President and Members. Committee Amendment No. 1 was adopted in the Senate Insurance Committee. It adds substantive language creating the Nurse Agency Licensing Act. I would move for its adoption.

PRESIDENT ROCK:

Senator Zito's moved the adoption of Committee Amendment No. 1 to House Bill 2174. Discussion? If not, all in favor, indicate -- I'm sorry. Senator Jones.

SENATOR JONES:

Yes, Mr. President. Will the sponsor yield?

PRESIDENT ROCK:

Indicates he will yield, Senator Jones.

SENATOR JONES:

Senator Zito, there have been several meetings as relate to this piece of legislation. And there were supposed to have been some changes made in this; they're agreed to by the parties that would be affected by this legislation. That's not incorporated in the Senate amendment, am I correct?

PRESIDENT ROCK:

Senator Zito.

SENATOR ZITO:

Well, Senator Jones, it's not in Amendment No. 1, but as you will soon find on Floor Amendment No. 1 to the same bill, I think

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those concerns have been met.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Well, I have been inundated with calls from people as relate to this piece -- persons as relate to this piece of legislation. And even with those other amendments, there has been no agreement amongst those groups that have not even been dealt with. And I do have a call in to the House sponsor to see if this particular piece of legislation can be held, and I'm still awaiting that call, and I wish you would hold this bill until such time that we can work out all the problems.

PRESIDENT ROCK:

Further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much. Will the sponsor yield for a question?

PRESIDENT ROCK:

Sponsor indicates he will yield.

SENATOR FAWELL:

Senator Zito, I've gotten - also gotten a number of letters and phone calls about this legislation. Can you tell me, first of all, why are we even doing this?

PRESIDENT ROCK:

Senator Zito.

SENATOR ZITO:

Well, I will take that as a two-part question. Number one, for the edification of the Members, Senator Jones, Senator Fawell and others. The bill is supported by the Illinois Health Care Association, the Illinois Hospital Association, the Illinois Nurses Association, the Department of Labor, Department of Public Health, Department of Professional Regulation, Office of the Attorney General, Association of Geriatric Facilities, the

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Illinois Association of Home Care for the Aging, and on and on and on. The Catholic Conference of Illinois is in support. We're doing this because these individuals right now are under no restrictions or licensing procedures, and the industry felt it was time to license those professionals so that - excuse the terminology - fly-by-night organizations would not be taking care of our senior citizens and other people in nursing homes.

PRESIDENT ROCK:

Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Well. Thank you, Mr. President. Echoing what the chairman of the committee said, I've not seen this amendment, I -- I really don't know whether there's -- whether the sponsor is representing that there has been some kind of agreement. If so, I'm not aware of it. And I really don't think we ought to move this issue, until we can reach some consensus, because there are a lot of groups that are opposed, and we had a hearing on this bill in committee, it was the agreement at that time that we'd let the bill out of committee, but that it wasn't going to move until we had an agreement, and I don't think there's been any agreement.

PRESIDENT ROCK:

Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Question of the sponsor.

PRESIDENT ROCK:

Indicates he will yield.

SENATOR DeANGELIS:

Senator Zito, where are you going to house this licensing?

PRESIDENT ROCK:

Senator Zito.

SENATOR ZITO:

Where's the licensing going to be housed? R & E, or whatever

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they call themselves now. Professional Regulations.

PRESIDENT ROCK:

Senator DeAngelis.

SENATOR DeANGELIS:

Are you sure?

PRESIDENT ROCK:

Senator Zito.

SENATOR ZITO:

Well, I think, Ladies and Gentlemen you're asking questions - Senator DeAngelis and Senator Schuneman - you're asking questions on the second amendment. I haven't had an opportunity to offer that yet. You all heard the first amendment. The second amendment will change the licensing procedure and what department's going to house that. Let's discuss the...

PRESIDENT ROCK:

The Chair would just reflect that we are on Committee Amendment No. 1. Senator Jones, for the second time.

SENATOR JONES:

Yeah. Thank you, Mr. President. I apologize for rising a second time on this issue, and -- but the sponsor of the amendment indicated that it had the support of the Department of Professional Regulation. That is totally incorrect. And I know the Department is opposed to this bill, and Senator Schuneman is absolutely right - we agreed in committee to let this bill out, till we all can come together to come to an agreement on this issue. And -- and -- and the sponsor is -- is trying to move ahead with the bill, without any such agreement. There are many, many parties affected by this bill, and I'm really shocked that the sponsor will go ahead and move, when he agreed in committee that no, this bill would not move until we all sat down and worked out the agreement.

PRESIDENT ROCK:

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Senator Zito, for what purpose do you arise?

SENATOR ZITO:

Point of Order, Mr. President.

PRESIDENT ROCK:

State your point.

SENATOR ZITO:

First of all, the Department is, in fact - Senator Jones misrepresented a fact - the Department is, in fact, in support of this amendment. We are discussing the first amendment, which you all heard in committee. We haven't even gotten to the second amendment yet, Senator. If we can agree to adopt the first amendment - that you agreed as chairman of the committee to adopt - I'd be happy to discuss at length the second amendment. Give me an opportunity to offer it.

PRESIDENT ROCK:

All right. Senator Zito has moved the adoption of Committee Amendment No. 1 to House Bill 2174. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Zito offers Amendment No. 2.

PRESIDENT ROCK:

Senator Zito, on Amendment No. 2.

SENATOR ZITO:

Okay. This is the one that everybody wants to get at, so - this now is the attempt at a compromise piece of legislation, an amendment that will at least take in those groups that I earlier said that was in support. To answer Senator DeAngelis, the

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Department now in charge of disposition of this legislation would be the Department of Labor. Be happy to answer any questions. I know there's going to be a ton of them, and I would move for its adoption.

PRESIDENT ROCK:

Senator Zito has moved the adoption of Amendment No. 2 to House Bill 2174. Discussion? Senator Jones.

SENATOR JONES:

Again, Mr. President and Members of the Senate. I don't know who agreed with what, as the minority spokesman, Senator Schuneman and I, Senator Zito and others who were concerned about this piece of legislation, we all say we will let the bill out, if we all can sit down and come to an agreement on such. And four months of any agreement, there was one meeting. There was no agreement at that meeting. There has been no -- subsequent in meetings as relate to the parties that would be affected by this legislation. I -- I'll wait - I've got a call in to the House sponsor of the bill and - but - the sponsor is determined to move the bill ahead without the agreement that he made with us in committee. I am really shocked.

PRESIDENT ROCK:

All right. Channel 20 - TV - 20 has requested permission to shoot some videotape. Without objection, leave is granted. Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. I would simply ask the Members on this side of the aisle to reject this amendment. I don't even know what's in the amendment. The problem -- the problem is that when this bill was heard in committee, it - there was an understanding that we were going to try to work out an agreement. Now, apparently the sponsor's offering the amendment without even giving us the courtesy of looking at it ahead of time. And this

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bill is not ready to move. I urge you to vote No on the amendment.

PRESIDENT ROCK:

The question is the adoption of Amendment No. 2. Senator Zito may close.

SENATOR ZITO:

Thank you, Mr. President and Members. Amendment No. 2, Ladies and Gentlemen, is the amendment that is, in fact, an agreed amendment by most of the parties. Not everybody, obviously, is in agreement with this amendment. Because of the nature and the subject of the bill, it is very, very difficult to get every single party, every single agency in support. I can only read now, as of this morning, the groups and associations that are in support of this legislation: The Illinois Health Care Association, the Illinois Hospital Association, the Illinois Nurses Association, the Attorney General, the Association of Generic <sic> Facilities, Catholic Conference of Illinois, the County Nursing Home Association, the Illinois Council on Long Term Care, Lutheran Social Services of Illinois and there are others. The opposition by Senator Schuneman that we shouldn't even consider the bill, because we haven't seen it - they've seen these things. Representative Steczo has worked on this legislation for seven months. Seven months. It has been amended seven different times. This is as close as we're going to get. If you want to protect and preserve nursing homes and make sure that those attendants in nursing homes, giving care to seniors and other people in those homes are licensed by this State, House Bill 2174 and the second amendment is the way to do it. I would urge adoption.

PRESIDENT ROCK:

The question is the adoption of Amendment No. 2 to House Bill 2174. Those in favor will vote Aye. Opposed, vote Nay, and the

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voting's open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 31 Ayes, 24 Nays, 1 voting Present. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Ladies and Gentlemen, we have some special guests who have been here patiently awaiting our presence, or their opportunity, and the Chair will yield to Senator Luft and Senator Hawkinson.

SENATOR LUFT:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. A few weeks ago, in our wisdom, we passed Senate Resolution 425, which was sponsored by Senator Hawkinson and I. We have a shared constituency at Farmington High School. Those individuals are with us today. They were the winners of the Softball Championships High School Class A. I'd like to introduce to you Tom Wierzba, who is the head coach, and Rhonda - with a famous name in this Body - Rock, who is the assistant coach, and I will let Tom introduce the members of his team.

(Remarks by Tom Wierzba, head coach)

SENATOR HAWKINSON:

Coach, we're proud to have you down here today, and with that list of underclassmen, we would suspect that perhaps we'll have you back down here next year with another championship. Congratulations to all of you on -- on a great year and -- and best wishes for a continued success.

PRESIDENT ROCK:

Bottom of Page 30. 2266. Senator Marovitz. 2272. Senator O'Daniel. Senator O'Daniel. Top of Page 31. 2351. Senator Dunn. 2363. Senator Carroll. 2373. Senator Welch. 2374. Senator

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Welch. 2379. Senator Daley. On the Order of House Bills 2nd Reading is House Bill 2379. Read the bill, please.

SECRETARY HAWKER:

House Bill 2379.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Elections offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Daley, on Committee Amendment No. 1.

SENATOR DALEY:

Thank you, Mr. President and Members of the Senate. Committee -- Committee Amendment No. 1 removes provisions permitting a circuit court to extend polling place voting hours under certain circumstances. I'd be happy to answer any questions.

PRESIDENT ROCK:

Senator Daley's moved the adoption of Amendment No. 1 to House Bill 2379. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Daley offers Amendment No. 2.

PRESIDENT ROCK:

Senator Daley, on Amendment No. 2

SENATOR DALEY:

Thank you. Amendment No. 2 retains language requiring all nominating petitions sheets filed with a election board to be the original copies and not photocopies or duplicates.

PRESIDENT ROCK:

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Senator Daley's moved the adoption of Amendment No. 2 to House Bill 2379. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Alexander.

PRESIDENT ROCK:

Senator Alexander, on Amendment No.3.

SENATOR ALEXANDER:

Thank you. Would you kindly tell me what the number is on that amendment? I have two or three here.

SECRETARY HAWKER:

PAM2.

SENATOR ALEXANDER:

PAM2. Yes. Okay. This amendment deals with the question of the subject matter permitting a challenged person to vote by signing an affidavit, either by producing two forms of identification with a current address, or having another person knowing that the person signed the affidavit. It's the same as our present law. It only adds that there must be two pieces of identification -- just either/I situation for persons being permitted to vote. And I ask for -- passage of this amendment.

PRESIDENT ROCK:

Senator Alexander's moved the adoption of Amendment No. 3 to House Bill 2379. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Daley.

PRESIDENT ROCK:

Senator Daley, on Amendment No. 4.

SENATOR DALEY:

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Thank you, Mr. President. Amendment No. 4 will -- would eliminate ballot rotation in the City of Chicago for aldermanic candidates.

PRESIDENT ROCK:

Senator Daley has moved the adoption of Amendment No. 4 to House Bill 2379. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. We'll go back to 2373 and 4. Senator Welch is back with us. On the Order of House Bills 2nd Reading is House Bill 2373. Read the bill, please.

SECRETARY HAWKER:

House Bill 2373.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Welch offers Amendment No. 1.

PRESIDENT ROCK:

Senator Welch, on Amendment No. 1.

SENATOR WELCH:

Thank you, Mr. President. What this amendment does, is it does becomes the bill. The bill was a vehicle bill sent over by the House for just this type of situation. We passed a bill out of here last month, Senate Bill -- that dealt with the waste cleanup for the Lenz Oil Case, and that was defeated in the House committee. That bill imposed a tax on the retail sale of motor oil at a penny a quart. I believe the bill had about forty votes

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leaving the Senate. The retail merchants objected to that way of funding the bill. We've changed the bill to eliminate the tax at the retail level. We've moved it up to the wholesale level. And what the money would be used for is a waste oil cleanup fee to be used by small generators; they can apply for a credit against liability claimed by the EPA. What this would end up doing is aid those small generators involved in the Lenz Oil Case by, providing them a credit that they could draw upon in a situation similar to the Lenz Oil Case, when they in good faith give their waste oil to a certified waste hauler licensed by the State EPA. I'd be glad to answer any questions.

PRESIDENT ROCK:

Senator Welch has moved the adoption of Amendment No. 1 to House Bill 2373. Discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Senator, you mentioned Lenz Oil several times. Does this bill do anything to aid those people that have to pay the costs attributable to the Lenz Oil Case or -- or this strictly is prospective?

PRESIDENT ROCK:

Senator Welch.

SENATOR WELCH:

Senator, it could apply. The tax -- the proposed fund would kick in January 1 of '91. Now if there is no settlement by those small generators by that date, they could then apply for a credit with the EPA. It all depends on who has settled and who has not.

PRESIDENT ROCK:

Further discussion? If not, Senator Welch has moved the adoption of Amendment No. 1 to House Bill 2373. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

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No further amendments.

PRESIDENT ROCK:

3rd Reading. On the Order of House Bills 2nd Reading is House Bill 2374. Read the bill.

SECRETARY HAWKER:

House Bill 2374.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 2428. On the Order of House Bills 2nd Reading is House Bill 2428. Read the bill.

SECRETARY HAWKER:

House Bill 2428.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 2449. Senator Smith. On the Order of House Bills 2nd Reading is House Bill 2449. Read the bill.

SECRETARY HAWKER:

House Bill 2449.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health, Welfare and Corrections offers Committee Amendment No. 1.

PRESIDENT ROCK:

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Senator Smith, on Committee Amendment No. 1.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 to 2449 is merely technical. And I move for its adoption.

PRESIDENT ROCK:

Senator Smith has moved the adoption of Committee Amendment No. 1 to House Bill 2449. Discussion? Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. The Amendment No. 1 to House Bill 2449 simply does the same things -- oh, is this -- is this the technical committee amendment that we're talking about?

PRESIDENT ROCK:

What's before us is Committee Amendment No. 1.

SENATOR KARPIEL:

Oh, then why was I called? I'm sorry. Was it mine?

PRESIDENT ROCK:

No. You had your light on indicating you wish to speak. Senator Smith's moved the adoption of Committee Amendment No. 1 to House Bill 2449. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Karpziel offers Amendment No. 2.

PRESIDENT ROCK:

Senator Karpziel, on Amendment No. 2.

SENATOR KARPIEL:

Ah, the right amendment. This amendment does the same thing,

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says exactly the same language as the original bill, only it adds to the bill nonprescription drugs. So that it says that every seller of nonprescription drugs at retail, shall cause a sign with the message "Government Warning - Women Should Not Consume Nonprescription Drugs During Pregnancy because of the risk of birth defects." I think that if we're going to put these signs in retail establishments that sell alcohol - because that may be dangerous to a pregnant woman's health - that we should do the same thing with the nonprescription drugs. My daughter just had a baby a few months ago - a lovely little girl - and during the entire time of her pregnancy, not only didn't she drink, she was very careful not to even take aspirin or other nonprescription drugs, because she knows that also can be harmful -- to not only - I mean, to the baby. And so I think that if we're going to do one, we might as well do both.

PRESIDENT ROCK:

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I strongly oppose this amendment that has been offered by my colleague, Senator Karpel, and I am a little bit alarmed in that she just announced to us that she's the recent grandmother of a new baby. And seemingly she would want to see safety for all babies. The most likely purpose of this amendment, I think, is merely to kill this bill. If another objective of a bill is to address the problem of women using illegal drugs during pregnancy, several other bills from this Session address that same issue. And so, therefore, I'm appealing, - can you hear me - am I, can you hear me? Thank you. So therefore I am merely encouraging all of my colleagues to please - to this amendment - I urge you to vote Present, or No. This is an administration bill, and I certainly would like for it to succeed.

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PRESIDENT ROCK:

All right. Senator Karpziel, you wish to close?

SENATOR KARPIEL:

Well yes, Mr. President. I am not doing this because I want to kill the bill, and I am doing this because I do have the health and welfare of not only pregnant mothers, but their children, at heart, and there are a lot of nonprescription drugs which are very bad. They're bad for people to be taking in excess, whether they're pregnant or not. Particularly, if there are pregnant, it can -- it can hurt the unborn child. And I think that this is a good amendment, and we should put it on this bill.

PRESIDENT ROCK:

Senator Karpziel has moved the adoption of Amendment No. 2 to House Bill 2449. Those in favor of the amendment will vote Aye. Opposed will vote Nay. And the voting's open. Have all voted who wish? Take the record. On that question, there are 28 Ayes, 29 Nays, none voting Present. The amendment fails. Senator Karpziel, for what purpose to do you arise?

SENATOR KARPIEL:

Verify the negative roll call, please.

PRESIDENT ROCK:

That request is in order. Senator Karpziel has requested a verification. Will the Members please be in their seats. Madam Secretary, please read the negative roll call.

SECRETARY HAWKER:

The following Members voted in the negative: Alexander, Berman, Brookins, Carroll, Collins, Daley, D'Arco, del Valle, Demuzio, Thomas Dunn, Hall, Holmberg, Jacobs, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Luft, Marovitz, Netsch, Newhouse, O'Daniel, Rea, Savickas, Severns, Smith, Vadalabene, Welch and Mr. President.

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PRESIDENT ROCK:

Senator Karpriel, you question the presence of any Member?

SENATOR KARPIEL:

Senator Brookins.

PRESIDENT ROCK:

Senator Brookins, coming through the doorway.

SENATOR KARPIEL:

Senator Marovitz.

PRESIDENT ROCK:

Senator Marovitz is in the back of the hall. Back of the Chamber.

SENATOR KARPIEL:

Senator Kelly.

PRESIDENT ROCK:

Senator Kelly. Senator Kelly on the Floor? Strike his name, Madam Secretary.

SENATOR KARPIEL:

That's all. Thank you, Mr. President.

PRESIDENT ROCK:

All right. On that question, there are 28 Ayes, 28 Nays, and the amendment fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Smith, Daley and del Valle.

PRESIDENT ROCK:

Senator Smith, on Amendment No. 3.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 3 to House Bill 2449 is merely a recommendation of the Illinois Retail Merchants Association. With this amendment, the Illinois Retail Merchants Association removes their opposition to this bill. I ask for your favorable support.

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PRESIDENT ROCK:

All right. Senator Smith's moved the adoption of Amendment No. 3 to House Bill 2449. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2517. Senator Carroll. 2657. Senator Welch. On the Order of House Bills 2nd Reading is House Bill 2657. Read the bill.

SECRETARY HAWKER:

House Bill 2657.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Welch offers Amendment No. 1.

PRESIDENT ROCK:

Senator Welch, on Amendment No. 1.

SENATOR WELCH:

Thank you. This amendment was requested in committee and it was agreed to be put on. What the amendment does, is contain the same substance of the bill in its original form, but it stipulates that a refund of an individual policy of accident or health insurance must be requested and supported by a death certificate, in order to obtain a refund from the insurance company. I move for adoption of the amendment.

PRESIDENT ROCK:

Senator Welch has moved the adoption of Amendment No. 1 to House Bill 2657. Discussion? If not, all in favor, indicate by

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saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2702. Senator Demuzio. 05. 2705. On the Order of House Bills 2nd Reading is House Bill 2705. Read the bill, please.

SECRETARY HAWKER:

House Bill 2705.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Demuzio offers Amendment No. 1.

PRESIDENT ROCK:

Senator Demuzio, on Amendment No. 1.

SENATOR DEMUZIO:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 is an agreed amendment among the members of the Election Committee. It would permit the central state party committees to adopt rules governing certain party activities. It makes other technical changes that have been requested by the Board of Elections. It deletes a new provision permitting persons who voted absentee to vote in person at the polling place on election day and have an absentee ballot invalidated. It deletes the requirement that nursing home administrators notify guardians when voting will take place, and reinstates the provision requiring a judicial declaration to seek retention to be filed in December during the regular filing period. Again, it's an agreed amendment among the minority and

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the majority on the Elections Committee. I would move its adoption.

PRESIDENT ROCK:

Senator Demuzio's moved the adoption of Amendment No. 1 to House Bill 2705. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Philip.

PRESIDENT ROCK:

Senator Philip, on Amendment No. 2.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As you know, a few years back we allowed labor unions to appoint a deputy registrar to register people to vote. What this simply does is allow companies to appoint a deputy registrar and register people on their premises. Move the adoption of Amendment No. 2 to Senate Bill twenty -- House Bill 2705.

PRESIDENT ROCK:

All right. Senator Philip has moved the adoption of Amendment No. 2 to House Bill 2705. Discussion? Senator Alexander.

SENATOR ALEXANDER:

Thank you, Mr. President. I stand in support of this amendment. It's a good government amendment.

PRESIDENT ROCK:

All right. Senator Philip has moved the adoption of Amendment No. 2 to House Bill 2705. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Demuzio.

PRESIDENT ROCK:

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Senator Demuzio, on Amendment No. 3.

SENATOR DEMUZIO:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. It is my understanding that Amendment No. 3 is a provision that would bring Illinois into compliance with federal law. It would limit the application of special write-in absentee voters' blank ballot to general elections in which federal officers are elected. Again, it -- I am not specifically familiar with this provision, but I am told that it will bring Illinois into compliance with federal law. I don't know of any opposition. I would move its adoption.

PRESIDENT ROCK:

Senator Demuzio's moved the adoption of Amendment No. 3 to House Bill 2705. Discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Will the sponsor yield for a question?

PRESIDENT ROCK:

Indicates he will yield. Senator Hawkinson.

SENATOR HAWKINSON:

At what elections will people not be able to write in candidates, if this amendment's adopted?

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Well, it applies to federal offices at general elections.

PRESIDENT ROCK:

Further discussion? Senator Dudycz.

SENATOR DUDYCZ:

Well, thank you, Mr. President. I stand in opposition to this amendment. My handlers tell me that, according to Floor Amendment No. 3, this will seek the provisions -- seek to limit the provisions of the bill which make it easier for our military

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personnel overseas to vote absentee. I think that because of their service to our country, these people cannot come home to vote and if they vote at all, they must vote by absentee ballot, according to the Department of Defense. Approximately one hundred and eighty thousand military personnel, and a hundred and twenty-five thousand overseas civilians tried to vote in the 1984 Presidential Elections, but were unable to do so because they received their absentee ballots too late, or they didn't receive them at all. I stand in opposition to this amendment, and I urge a No vote, and I would like a roll call.

PRESIDENT ROCK:

Further discussion? Senator Alexander.

SENATOR ALEXANDER:

Thank you, Mr. President. I stand in support of the amendment. This amendment is supported by the Chicago Board of Election Commissioners. What it does, it merely limits the application for a special write-in ballot. It will bring us into conformity with federal law. Our board came out and informed us that many of the election commissions and boards cannot, in the sixty-day limit, get ballots to our oversea voters, and to send a plain blank absentee nothing-on-it ballot over, they feel at this time until they can work it out different, that it is advisable that this amendment be put on this bill and brings us into conformity with federal law.

PRESIDENT ROCK:

Further discussion? Senator Demuzio, you wish to close? Question is the adoption of Amendment No. 3 to House Bill 2705. Those in favor of the Amendment will vote Aye. Opposed, vote Nay, and the voting is open. Have all voted who wish? Take the record. On that question, there are 29 voting Aye, 28 Nays. Amendment No. 3 is adopted. Further amendments?

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SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2780. Senator Schaffer. All right. Ladies and Gentlemen, if you'll turn back to Page 25. Page 25. I'd ask Senators Carroll and Hall and Etheredge and Maitland to be ready. We'll go through House Bills 2nd Reading, the appropriation bills, and hopefully, as quickly as possible. 238. Senator Savickas. On the Order of House Bills 2nd Reading is House Bill 238. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 238.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This merely reduces the debt service amount to the now-certified level. At time of introduced -- introduction was a guesstimate, and now we know the exact amount. The minimum would bring it in at that amount. I would move its adoption.

PRESIDENT ROCK:

All right. Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 238. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

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SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 239. On the Order of House Bills 2nd Reading is House Bill 239. Read the bill.

SECRETARY HAWKER:

House Bill 239.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 545. Senator Carroll. On the Order of House Bills 2nd Reading is House Bill 545. Read the bill.

SECRETARY HAWKER:

House Bill 545.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would be the guidelines type of amendment in restoring the judicial salaries and fees to the level they believe they need for paying. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee

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Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. In discussion with the Supreme Court - although those discussions are still ongoing as to the operation of their budget - they have asked us to attempt to provide for the pretrial services, in several of the counties. This would be four-month funding for that trial program in Cook, Lake and Rock Island Counties. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 2. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. When the bill was introduced there was also funding for the mandatory arbitration program in the County of Cook. We had, in fact, budgeted in the past for Cook and several other counties - Cook had not started at that point - at this point, it is

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believed that Cook can start during the fiscal year. And this would be funding for the mandatory arbitration program in Cook County for three months. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Amendment No. 3 to House Bill 545. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Woodyard.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. This would add five hundred thousand dollars to the bill. Two hundred and twenty thousand, it's my understanding, for maintenance funding of existing positions, and it would add twenty-five new positions in probation officers over the State.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Woodyard has moved the adoption of Amendment No. 4. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 4 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 551. Senator Schaffer.

END OF TAPE 1

TAPE 2

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PRESIDING OFFICER: (SENATOR DEMUZIO)

House Bills 2nd Reading is House Bill 551, Madam Secretary.

SECRETARY HAWKER:

House Bill 551.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment 1 would restore the operation lines in reimbursement for election judges, that had been cut by the House. This would keep them in line, however, with the normal guidelines. The reimbursement was to cover the projected FY'90 cost for the election judges in the precincts. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 5-5-1. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 5-8-2, Madam Secretary. Read the

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bill, please.

SECRETARY HAWKER:

House Bill 582.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bills 2nd Reading is House Bill 5-8-3,
Madam Secretary. Read the bill.

SECRETARY HAWKER:

House Bill 583.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 584. On the Order of House Bills 2nd
Reading is House Bill 584, Madam Secretary.

SECRETARY HAWKER:

House Bill 584.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on Appropriations I offers
Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. With leave, I would seek leave to

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Table Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves to Table Committee Amendment No. 1. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is Tabled. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Mr. President, Ladies and Gentlemen of the Senate. This would add one person in related lines to the Legislative Reference -- Research Unit, I'm sorry, -- the new name -- Research Unit for the appointment tracking system. And I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 2 to House Bill 584. Discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 592. Senator Rock. House Bill 592, Madam Secretary. Read the bill.

SECRETARY HAWKER:

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This transfers forty -- this deletes the discontinued federal program of sixteen thousand, and adds Federal Immigration Reform Act of a plus seventy-two thousand, and adds intergovernment exchange programs plus 67.5. I move for the adoption of this amendment.

PRESIDING OFFICER (SENATOR DEMUZIO):

Senator Hall has moved the adoption of Committee Amendment No. 1 to House Bill 592. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President. This transfers forty thousand from the appropriation for K-9 Reading Program and forty thousand for Educational Service Center for independent outside evaluation under these programs. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 2. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY HAWKER:

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Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Amendment No. 3 adds additional funding for Adult Education of one million five hundred and sixty thousand dollars. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 3. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 3 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Amendment No. 4 has additional finding -- funding for Adult Education -- no -- additional funding for Ag Education. It's nine hundred and sixty thousand dollars. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee -- Amendment No. 4 to House Bill 592. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 4 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 5.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

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Amendment No. 5 appropriates eight hundred and twenty-eight thousand dollars for Farmland Hold-harmless Grants. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 5. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 5 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Berman offers Amendment No. 6.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman. All right, with leave -- is there leave to have Senator Rock handle that? All right. Senator Rock. Amendment No....

SENATOR ROCK:

Amendment No....

PRESIDING OFFICER: (SENATOR DEMUZIO)

6.

SENATOR ROCK:

Okay. This would reduce the Drivers Ed funding to the estimated receipt level, and adds language for a new federal grant. It's a net reduction of roughly five million dollars, and I would -- no objection I'm aware of. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock has moved the adoption of Amendment No. 6. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 6 is adopted. Further amendments?

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SECRETARY HAWKER:

Amendment No. 7 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Leave to have Senator Rock handle that? All right. On the Order -- leave is granted. On the Order of House -- I'm sorry. Amendment No. 7. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, this is an additional 1.2 million dollars out of GRF for funding for school report cards and background checks. And let me just say, while I'm offering Senate Amendment No. 7, there are, I am told, a whole host of amendments that will be subsequent to this. I don't intend to object to any of them. This bill now sits here before us at a level of three billion six hundred million dollars. And the amendments that have been offered - or at least the ones that I've -- that have been shared with me - appear to total about eight million additional dollars. When you're talking about three billion six hundred million, eight million isn't going to kill us. And I think, frankly, the budget can stand this. And I would further urge those that are offering amendments to add money in, to think kindly on House Bill 490. I would move the adoption of Amendment No. 7.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock has moved kindly the adoption of Amendment No. 7. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 7 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 8 offered by Senator Jones.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

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Yes. Thank you, Mr. President and Members of the Senate. Amendment No. 8 adds two hundred thousand dollars for the -- the transitional college preparatory program. This has been the budget in the past, and I move its adoption. And I am thinking about -- thinking about House Bill 490, Senator Rock.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones has moved the adoption of Amendment No. 8. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 8 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 9 offered by Senator Zito.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Zito.

SENATOR ZITO:

Thank you, Mr. President and Members. Amendment No. 9 would add fifty thousand dollars for the YMCA Youth In Government Program. Those are the individuals that come down, about two hundred high -- two thousand high school students across this State, every year. I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Zito moves the adoption of Amendment No. 9. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 9 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 10 offered by Senator D'Arco.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco. All right, leave to have Senator Rock? Senator Rock.

SENATOR ROCK:

Thank you. This was discussed in the committee. It's an

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additional two hundred and fifty thousand dollars for recruiting women and minorities into the fields of engineering and science. And I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock moves the adoption of Amendment No. 10. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 10 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 11 offered by Senator del Valle.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. Amendment No. 9 -- No. 11 increases the teacher shortage scholarship line by two million and adds one million to fund the Education Partnership Act. The appropriations are from recommendations of the Joint Committee on Minority Student Access and Retention to Higher Education.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator del Valle has moved the adoption of Amendment No. 11. Is there discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President, Members of the Senate. Just, I guess, a question of the sponsor. Why are we doing this in the State Board bill?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator del Valle.

SENATOR DEL VALLE:

The State Board bill is the one that was available. You're talking about the Educational Partnership Act amount. There's -- there's a million dollars for the Educational Partnership Act and two million for the Teacher Shortage Scholarship. That is in the

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State Board budget -- the Teacher Shortage Scholarship.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator del Valle's -- Senator Maitland.

SENATOR MAITLAND:

Well, I think there's still some confusion on this side of the aisle. First of all, the...the Teachers Shortage Scholarship line item is in the State Board budget, and not at this level, obviously. Okay. And then the other add-on is a million dollars for the Educational -- Partnership Act -- should more appropriately be in the Higher Education budget.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator del Valle.

SENATOR DEL VALLE:

My understanding is that -- that is where the Statutes -- Statute says it has to be. The Educational Partnership Act -- there's -- there's some confusion because of -- of the fact that it involves both the State Board of Education and the Illinois Board of Higher Education. It is a partnership. So I think it is appropriate to place it in that budget.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator del Valle has moved the adoption of Amendment No. 11. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 11 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 12 offered by Senator del Valle.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. This amendment provides funding for stipends to recipients of the Teacher Shortage Scholarships, in accordance with Senate Bill 333, and it is a recommendation of the

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State Board of Education.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator del Valle has moved the adoption of Amendment No. 12. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 12 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 13 offered by Senators Mahar, Savickas, J.E. Joyce, and Raica.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and Members. This is a nine hundred thousand dollar supplemental support to offset costs to Moraine Valley Community Colleges for out-of-district students in the construction/electrician program. It's identical to last year's appropriation. And this will be the last year that it will be needed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Mahar's moved the adoption of Amendment No. 13. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 13 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 14 offered by Senator Donahue.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 14 to House Bill 592 appropriates six hundred thousand dollars for grants to various school districts for the operation of the Satellite Educational Network System

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which is based at Western Illinois University. I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue has moved the adoption of Amendment of No. 14. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 14 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 15 offered by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. Floor Amendment No. 15 appropriates seven hundred and thirty-five thousand dollars to School District 163, which is the school district in the State of Illinois which is at its maximum rate, either authorized by law and referendum, and it's in the amount of seven hundred and thirty-five thousand dollars.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis has moved the adoption of Amendment No. 15. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 15 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 16 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland on Amendment No. 16.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. Senator Rock, as I am looking at House Bill 490, I'm prepared to offer an amendment that would add one million dollars in GRF for operations and research for the pilot Telecommunication

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Instruction Programs, as a part of the Farm Bureau Chief Program.
And I would move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland has moved the adoption of Amendment No. 16 to House Bill 592 with no commitments. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 16 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 17 offered by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. Floor Amendment No. 17 is an amendment which creates a hundred and ten thousand dollars for the Direction Services, which is a grant for Special Education. This program has been included in the State Board. It's now being line-itemed out with the hopes that next year we will put it in the place that it properly should be, and, that is in the Secretary of State's budget.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis has moved the adoption of Amendment No. 17. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 17 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 18 offered by Senator Macdonald.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator -- pardon me, Senator Macdonald. Senator...

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SENATOR MACDONALD:

...the amendment offers -- is two hundred and seventy-five thousand dollars to High School District 214 to -- for the startup cost of the bill that we passed last year, 2087, related to Maryville Academy. I have talked to both sides of the aisle, and the State Board of Education is in support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Macdonald has moved the adoption of Amendment No. 18. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 18 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 593. Senator Maitland. House Bills 2nd Reading is House Bill 593, Madam Secretary.

SECRETARY HAWKER:

House Bill 593.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland. All right, beg your pardon, 3rd Reading. Further amendments? No further amendments 3rd Reading. House Bill 595. Senator Jacobs. House Bills 2nd Reading is House Bill 595, Madam Secretary.

SECRETARY HAWKER:

House Bill 595.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

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SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 would double the amount of the appropriation. I would move its adoption. Goes from one dollar to two.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll's moved the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 659. Senator Alexander. On the Order of House Bills 2nd Reading, House Bill 6-5-9, Madam Secretary.

SECRETARY HAWKER:

House Bill 659.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Alexander offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

I'd like to withdraw Amendment No. 53CTM01.

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SECRETARY HAWKER:

I'm sorry, that's 53CTMCAM01?...

SENATOR ALEXANDER:

Yes, correct.

SECRETARY HAWKER:

You'd like to withdraw that?

SENATOR ALEXANDER:

Withdraw that, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is...is that...all right, Senator Macdonald. I'm sorry. Senator Alexander seeks leave to withdraw Amendment No. 1. Is leave granted? Leave is granted. Further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Alexander.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ALEXANDER:

Thank you. Amendment No. 1 adds to, and back to the budget of the State Appellate Defender's Office, the sum of fifty-one thousand dollars for the enactment of three State Appellate Defenders to help their backlog. I ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander has...has moved the adoption of Amendment No. 1. Is there a discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen. Will the sponsor yield, please?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Alexander.

SENATOR ETHEREDGE:

Senator, I'm just trying to ascertain whether or not I've got the correct amendment in my hand here. If we start with the...the

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numbers about halfway through 659SAM10MP, this is the amendment? Very good. That is it. Then Senator, I have a question. As I...you indicated that this represents a fifty-one thousand two hundred dollar increase, but yet when I look at lines 4 and 5 in this amendment, I find that you're deleting, and I'm rounding the numbers here, you're deleting four million dollars but adding in four million five hundred thousand. Is in...and then...and then as you go through the rest of the amendment, you find that each one of the other lines is increased. I think that the actual increase is close to a half a million dollars, rather than fifty-one thousand.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...all right, Senator Alexander.

SENATOR ALEXANDER:

Senator Etheredge, if that is the case, then it's a technical error. We're only requesting the increase to be a total of 51.2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ALEXANDER:

Could...

SENATOR ETHEREDGE:

Well this...

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator...Senator Alexander.

SENATOR ALEXANDER:

Thank you. We'll withdraw the amendment and we'll put the one with the correct amount in. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Alexander seeks leave to ...draw the Amendment No. 1. Is leave granted? Leave is granted. Further amendments?

SECRETARY HAWKER:

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Amendment...Amendment No. 1 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. There's been a recent activity with our State and Federal courts through the management of each of those systems. And House Bill 643, which either has already passed or is about to, requires certain examination and testing as to the validity and way in which sentencing is conducted. This will be a federally matched reimbursement program that on my understanding just came about in terms of counseling for indigent inmates. And this would appropriate the reduced figure of the State's portion that the federal administration of the courts will match. I would move its adoption. It's a five hundred thousand dollar addition.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. 1. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I would point out that the substantive language or the substantive bill has not yet passed this Body. It's still sitting on 3rd Reading in the Senate. I would suggest that a better course of action would be to hold on this until we see whether or not it is the wisdom and the judgment of the Senate that this...this substantive bill should pass. And therefore at this time, I rise in opposition to this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Since Senator Alexander is going to have to bring the bill back later anyway, for the corrected amendment, I will withdraw it

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at this time. And again, I...if this substantive bill passes, we should add it, if it does not, we should not.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll seeks leave to withdraw Amendment No. 1. Is leave granted? Leave is granted. Amendment No. 1 is withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 829. Senator Etheredge. House Bills 2nd Reading, House Bill 829, Madam Secretary.

SECRETARY HAWKER:

House Bill 829.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment would have funded three new positions in vacancies. We have another amendment that deletes part of it, although it is my understanding - and maybe I could ask Senator Etheredge - that he intends to hold this bill at some point, and move it into something else. Before we offer, if we could ask that question, maybe we can save some time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

I'm sorry. Would the -- would Senator Carroll please repeat that question? I was momentarily distracted.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. Senator Etheredge, it is my understanding that at some point you intend to make this a vehicle bill for future use, or something like that, and we're moving the bureau into something else. So at that point my suggestion is, rather than fight about adding and subtracting, why don't we just Table Amendment No. 1 and Amendment -- not offer Amendment No. 2, and let it sit on the Calendar, if that's...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Senator, it would be my preference that we argue about the merits of the amendments and the -- to this bill at this time, and they we'll move whatever we end up with, later on.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Well, in that case, then, since I oppose Amendments No. 1, I'd leave it to Senator Etheredge to offer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Etheredge, on Committee Amendment No. 1.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in support of Committee Amendment No. 1. What this amendment does is to reinstate a total of a hundred and twenty-eight thousand, seven hundred and seventy-seven dollars for -- to fund a total of five positions that were cut during the House deliberations on this bill. I would point out to you that each of these five positions is a -- a Budget Analyst position. The Department, pursuant to their procedure - their hiring procedure - has extended offers on each one of these five

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positions. Further, I would point out that in the past on - with the bureau and with other Departments of State Government - we have encouraged them to be very diligent in their -- in the implementation of their affirmative action programs. I'm very pleased to tell you that of these five positions, two of them have been filled by minorities. I think it is important that these -- that we allow the bureau to fill these positions, and I would move for adoption of Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge has moved the adoption of Committee Amendment No. 1. Senator -- is there discussion? Senator Carroll.

SENATOR CARROLL:

Yes. Thank you, Mr. President, Ladies and Gentlemen of the Senate. As Senator Etheredge knows, these are not five vacant positions, but rather, three of them are brand new for the Bureau of the Budget, which always seems to have different rules for itself than for everyone else. The two vacant had been vacant since July 1st of this fiscal year, and have apparently remained vacant for the eleven-plus months. I have no real objection if those vacant ones have been filled and we have an amendment later that would take out the new ones. And -- and the fact that they have filled them with minorities is a good idea. I just think, to correct the record, that those three are new positions - not vacant - and the other two the bureau held for eleven and a half months, and I see no reason not to adopt Amendment No. 1, and we will have an amendment to take out the new positions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Etheredge has moved the adoption of Committee Amendment No. 1. Those in favor will indicate by saying Aye. Opposed, Nay. All right. Gentleman is supporting your amendment. There is no reason for us to have a roll call at

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this -- Senator Etheredge.

SENATOR ETHEREDGE:

I understood the Senator earlier on that he was opposing this. If he wants to adopt it, I would be happy to have him so move.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator Etheredge, it's your amendment, and I understood that you were moving to adopt the committee amendment and Senator Carroll indicated that he has no difficulty with the adoption of such amendment, so -- we could be here all night. Senator Etheredge has moved the adoption of Committee Amendment No. 1. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendment from the Floor?

SECRETARY HAWKER:

Senator Severns offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns, on Amendment No. 2.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. All day today, since we've started on appropriations, we've been adding money in. This is an amendment that takes money out. This does take out the three positions that were discussed in the committee amendment, just moments earlier. These are three new positions - new Analyst positions - that are requested to produce something that was produced this year - Book Four, the Capital Plan Book - without these positions. It would be a saving of seventy-seven thousand two hundred dollars. The BOB could not justify their need for these three new positions. We left the two vacancies in. I

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would urge adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns has moved the adoption of Amendment No. 2. Is there discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I guess we could argue the rest of the afternoon whether or not the Bureau had appropriately defended these positions. And from my perspective, I believe that they did. What the Senator is offering here in this amendment is -- is to remove three positions, two of them, by the way, filled by minorities after considerable effort on the part of the Department in searching to find qualified minorities. They have done so, eminently well. I don't think that we should be eliminating these positions, and I strongly oppose this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Severns may close.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. I don't know how anyone else feels about this, but I am a little disturbed that positions would be offered to individuals when we've not yet funded these new positions. Why do we have an appropriations process if that is the procedure? I think the procedure is unacceptable. The House thought it was unacceptable; that's why they removed these three new positions, and I believe we should, too. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns has moved the adoption of Amendment No. 2 -- the -- the -- the Lady was closing. Senator Collins. All right. Senator Severns has moved the adoption of Amendment No. 2 to House Bill 829. Those in favor will vote -- Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all

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voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 29, the Nays are 29, none voting Present. Amendment No. 2 fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 8-3-0. Senator Karpziel. On the Order of House Bills 2nd Reading is House Bill 8-3-0, Madam Secretary.

SECRETARY HAWKER:

House Bill 8-3-0.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Jacobs offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Floor Amendment No. 1 strictly adds forty thousand to contractual services to ensure the administrative hearings, as required under the administrative -- excuse me -- under the Prevailing Wage Act. I ask for its approval.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs has moved the adoption of Amendment No. 1 Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President. In reviewing this amendment, I find that it is technically in error. the -- the present line item

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appropriation for this is twenty-one thousand five hundred, not twenty-five thousand five hundred, as the amendment so indicates. So actually what we are adding here is forty-four thousand dollars. I would also point out that the Bureau of the Budget has not signed off on this amendment, and therefore I rise in opposition to this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Jacobs may close.

SENATOR JACOBS:

Ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs moves the adoption of Amendment No. 1 to House Bill 8-3-0. Those in favor will vote Aye. Those -- beg your pardon. Senator Etheredge.

SENATOR ETHEREDGE:

I just ask for a roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

I intend to give you one. I -- I...

SENATOR ETHEREDGE:

Very good.

PRESIDING OFFICER: (SENATOR DEMUZIO)

If you'll give me the signals over there, we can get through this thing a lot faster. I intended to do that. Senator Jacobs has moved the adoption of Amendment No. 1 to House Bill 8-3-0. Those in favor will vote Aye. Those opposed, Nay. 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, the Ayes are 30, the Nays are 28, none voting Present. Amendment No. 1 to House Bill 830 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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3rd Reading. 831. Senator Donahue. On the Order of House Bills 2nd Reading is House Bill 831, Madam Secretary.

SECRETARY HAWKER:

House Bill 831.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Thomas Dunn offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Thomas Dunn.

SENATOR T. DUNN:

Thank you, Mr. President. This would remove sixty thousand dollars that was budgeted from personnel services lines to reduce the sum over-budgeted for pay raises. I urge adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dunn has moved the adoption of Amendment No. 1. Is there discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President. I rise in opposition to this amendment. This -- the amount here, sixty thousand eight hundred dollars that has been over-budgeted, we agree that it's over-budgeted. Our disagreement centers around the fact that this amount of money has already been removed, via House Amendment. I rise in opposition to this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Thomas Dunn may close.

SENATOR T. DUNN:

It's my understanding the House did not do that, and it is over-budgeted. It ought to be taken out now in the Senate, and I urge adoption.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Does that mean when you do that, it means you want a roll call? Okay. Senator Thomas Dunn has moved the adoption of Amendment No. 1. Those in favor will vote Aye. Those opposed, Nay. 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, the Ayes are 30, the Nays are 28, none voting Present. Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments. Pardon me, Amendment No. 2 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This amendment removes sixteen thousand seven hundred dollars in personal services budgeted for the salary of Dorene Anderson, a ghost employee from the Governor's program staff. I would urge adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, Senator Severns has moved the adoption of Amendment No. 2. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 832. Senator Schaffer. On the Order of House Bills 2nd Reading is House Bill 832, Madam Secretary.

SECRETARY HAWKER:

House Bill 832.

(Secretary reads title of bill)

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2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is to restore two people in the appropriate EDP line in the Illinois Educational Relations Board. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendment from the Floor?

SECRETARY HAWKER:

Senator Etheredge offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President. What this amendment does, is to add the -- take the Asbestos Abatement Authority funding and add it into this -- into this bill. I'd be happy to respond to any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge has moved the adoption of Amendment No. 2. Is there discussion? If not, those in favor will indicate -- Senator Carroll.

SENATOR CARROLL:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. If I could ask a question of Senator Etheredge. Assuming we do this, what is the intent of the sponsor of the Asbestos Abatement Authority Bill for the usage of that bill now, or in the near future?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

We would -- it would simply be held for possible future use. There are no immediate plans for it, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Etheredge has moved the adoption of Amendment No. 2. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 2 is adopted.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would reduce the amount of the reappropriation line to the amount now known to be needed for the Asbestos Abatement Authority. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. 3. Is there discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Senator, unless I misunderstood you, you said that this reduced the amount. According to our copy of the amendment, it is actually a five hundred and thirty-five thousand dollar increase.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Five hundred thirty-seven thousand dollar, and it is an increase. I apologize.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Etheredge. Further discussion? All right. Senator Carroll's moved the adoption of Amendment No. 3. Those in favor will indicate by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 833. Senator Philip. House Bills 2nd Reading is House Bill 833, Madam Secretary.

SECRETARY HAWKER:

House Bill 833.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator J.J. Joyce offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator J. J. Joyce.

SENATOR J.J. JOYCE:

Thank you, Mr. President. This amendment just breaks out rural affairs -- the Rural Affairs Council and the Illinois Ag Support Council by line. No changes. I'd ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Mahar. Discussion? Senator Etheredge.

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SENATOR ETHEREDGE:

Will the Senator yield?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Etheredge.

SENATOR ETHEREDGE:

Senator, if I have the correct amendment here, we are reducing the Rural Affairs Council by almost twelve thousand dollars. Why are we doing this?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce.

SENATOR J.J. JOYCE:

We're not doing that. There's no change in this one.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Could I have some identifying numbers, then of this amendment. Apparently, we have the wrong amendment in hand here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce.

SENATOR J.J. JOYCE:

All right. It's 833sam2mp.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

I have the wrong amendment. I need to get the right one.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge, the Secretary indicates to me that there is no dollar change. Senator Etheredge.

SENATOR ETHEREDGE:

Yes, I now have the correct amendment in hand. There are no dollar changes as I read this, but it simply line items the grant for the Illinois Export Council and the Rural Affairs Council -

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without change. I -- I rise in opposition to this amendment. I think that one of the things that we should all understand is that when we take this step of line iteming these two grants, that we actually - although it will be argued that this is a step toward greater accountability in the expenditure of these funds - I would suggest to you that that is -- that the truth is exactly the opposite of that. When we appropriate this money as a line item, no money can be added to those -- that line item. That -- that figure, whatever it is, represents a cap; it is a maximum spending level. I would also suggest to you that the CUSAS reports, which we receive from the Comptroller, do, in fact, line item the expenditures from the grant outline. So in other words, we know how much of the grant expenditure is going to personnel services, how much to travel and the -- and the other categories of spending. So the already is accountability. If we line item this as these expenditures - these two grant lines - as this amendment proposes, we lose control in that, it then becomes possible for the -- whoever is responsible for the grant program, to transfer additional monies into those line items. I would argue -- or out of them too, as far as that goes -- but the point is, this does not increase accountability; it reduces it, if anything. I think this is a -- a bad amendment, and I would ask for a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Jerome Joyce may close.

SENATOR J.J. JOYCE:

Well, just, you know -- the Finance Act gives that agency two percent flexibility and that's over the whole agency budget. So that, you know, that's a lot more money than they'd need to transfer around in these two line items. So I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Joyce has moved the adoption of Amendment

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No. 1. Those in favor will vote Aye. Those opposed, Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 31, the Nays are 28, none voting Present, and Amendment No. 1 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 834. Senator Schaffer. House Bills 2nd Reading is House Bill 834, Madam Secretary.

SECRETARY HAWKER:

House Bill 834.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. House Bill 835. Senator Etheredge. House Bills 2nd Reading is House Bill 835, Madam Secretary.

SECRETARY HAWKER:

House Bill 835.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd Reading. 836. Senator Etheredge. House Bills 2nd

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Reading is House Bill 836, Madam Secretary.

SECRETARY HAWKER:

House Bill 836.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll, Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is to restore the forty-five million dollars for prizes, and to add back some of the funding for advertising and other related lines and personal service lines that had been reduced by the House. I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ):

Any discussion? The question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1 is adopted. Any further amendment?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Berman offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman, Amendment No. 2. Gentleman is not on the Floor. Senator Carroll. Leave of the Body, handle that amendment?

SENATOR CARROLL:

Yes. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Excuse me, Art's coming back. Senator Berman, Amendment No.

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2. It's the Department of Lottery, adds back five hundred -- reduces the -- five hundred and thirty-seven thousand dollars.

SENATOR BERMAN:

Thank you, Mr. President. You're right. You've just explained it. It reduces the cutbacks by five hundred and thirty-seven thousand two hundred dollars.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Reduces the addbacks. Any discussion? Senator Etheredge.

SENATOR ETHEREDGE:

As I review this amendment, the net effect is to reduce the budget for the Department of Lottery by five hundred and thirty-seven thousand dollars. I find this particularly interesting coming from you, Senator, in that this is the one profit center - if you will - within State government. This -- it is the State Lottery that has generated close to six hundred million dollars in funding for the schools of the State, and here we're proposing to reduce their ability to carry on as effective a program in the next fiscal year as they have in this. I -- I think we should not be about this. I think we all want the Lottery to generate as much revenue as it possibly can for the schools of Illinois, and I rise in strong opposition to this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Thank you. Regardless of how much they generate for the schools, does not mean that we should give them a blank check as far as their administration. What this bill does specifically - or what this amendment does - is to reduce their budget by a hundred and seventy-six thousand dollars to reflect a personal services level with no new positions. Guideline raises and six long-term vacancies, which are eliminated. Seven vacancies remain funded, so we've reduced that cutback from thirteen down to six.

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We've reduced it by 40.7 thousand dollars to make corresponding reductions of the fringe benefits, which go along with those vacancies that I've just referred to. And three hundred and twenty thousand dollar reduction in electronic data processing and equipment lines, to reflect their '89 spending levels with additions for raises for data processing personnel and for maintenance of contractual electronic data processing expenses. This is only a minor adjustment, five hundred and thirty-seven thousand dollars in their operation funds, which we should keep a tight budget on. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 2 be adopted. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 29 Ayes, 27 Noes, and the amendment's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 837. Senator Donahue. Read the bill.

SECRETARY HAWKER:

House Bill 837.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 838. Senator Madigan. Read the bill.

SECRETARY HAWKER:

House Bill 838.

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(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll, Amendment No. 1.

SENATOR CARROLL:

Why, thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is to restore, per the agency's request, the six positions that the House had cut, and to add six more to the Facilities Division. This would allow Military Affairs to have the offices available in the districts, and I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 839. Senator Etheredge. Read the bill.

SECRETARY HAWKER:

House Bill 839.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 840. Senator Etheredge. Read the bill.

SECRETARY HAWKER:

House Bill 840.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator O'Daniel offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator O'Daniel, Amendment No. 1. Conservation.

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. I'm going to withdraw Amendment No. 1 to Senate <sic> Bill 840.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman withdraws Amendment No. 1. Any further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch. Gentleman's not on the -- Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. What this amendment will do is add back twenty-eight thousand dollars, that was taken out in the House for security personnel and operating personnel at LaSalle Lake. The Lake has been unable to function since it was taken over by the State and this would allow for someone to be there to run it. I move adoption of the amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by saying Aye. Senator Etheredge.

SENATOR ETHEREDGE:

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My light was on, Mr. President.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Your light was not on. It's on now. Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President. Will the -- will the sponsor yield?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will. Indicates he will.

SENATOR ETHEREDGE:

Thank you. Our information, Senator Welch, indicates that -- that this position was not taken out by House amendment - that this money is still, in fact, in this budget.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch.

SENATOR WELCH:

Senator, I don't think that's the case, because as I recall, the specific item - the line iteming - this appropriation was taken out in the House. That's my understanding. And I know that the House Members were issuing press releases furiously trying to put the money back in and couldn't do it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge.

SENATOR ETHEREDGE:

Senator, is it your understanding that this position was a vacancy, or was this a new position?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch.

SENATOR WELCH:

Well, it was a vacancy. The Lake was turned over to the State, and we've been trying to run it, so I guess that would make it a vacancy. We were supposed to have somebody in charge, and frankly, they haven't been able to open up the Lake.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Etheredge.

SENATOR ETHEREDGE:

As I understand it, since this site has just been turned over to the State, this would not have been a vacancy, then. This would have been one of the new positions, and therefore I think, is still in the budget, and that we really don't need to do this, and we can still accomplish what you're trying to do.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch, to close.

SENATOR WELCH:

Senator, I don't think that's the case. It -- it's a new Lake, it's a new facility, presently being run by volunteers, and the idea is to have the State take it over. But the money that was going to be used to run it, was taken out of the budget. That's how it's been explained to me. I am sure if they get too much money, they'll only spend half of it. So I would move for adoption of the amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 1 be adopted. All in favor, vote Aye. All opposed, vote Nay. Voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 31 Ayes, 19 Noes, none recorded as Present. The amendment's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by President Rock and Senator Zito.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Zito.

SENATOR ZITO:

Thank you, Mr. President and Members. Amendment No. 2, offered by Senator Rock and myself, would include thirty thousand dollars for the Trailside Museum, which happens to be in both of our - we share districts along with Senator Topinka, and I would

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move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 3 -- 2 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 841. Senator Raica. Read the bill.

SECRETARY HAWKER:

House Bill 841.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll, Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is to restore funding for two positions that were thought to have been vacant by the House but had been filled by the time the bill had gotten to the Senate. These people are on board already. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, signify by Aye. Opposed. Amendment No. 1 is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator del Valle offers Amendment No. 2.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. This amendment appropriates one hundred thousand dollars to the Cameron School for the purpose of reducing gang crimes in and around the school. Cameron School has been identified as the grammar school with the most serious gang problem in the City of Chicago, and I'm sure in the State of Illinois. They have been operating with a one-year grant from the Illinois Criminal Justice Information Authority, which was made available through -- by way of the federal government. This would allow the continuation of that program.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will.

SENATOR ETHEREDGE:

Senator, I just want to check to the amount. Did you say one hundred thousand?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator del Valle. One hundred thousand.

SENATOR DEL VALLE:

Yes.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you very much. I have a question here. We have amended, within the bill, Section 500, to appropriate the sum of a hundred thousand dollars to the Department of Alcoholism and Substance Abuse. However, this is an appropriation to the

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Criminal Justice Information Authority, and this amendment does not change the title of the Act. So I would request a ruling of the Chair as to the appropriateness of this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

It's an appropriation bill and it's appropriate. Senator del Valle.

SENATOR DEL VALLE:

I think you're looking at the wrong amendment. The one that was adopted was the amendment that I am speaking to.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge.

SENATOR ETHEREDGE:

Senator, will you give me the -- some of the numbers there beginning with the number at the middle of the amendment, so that we can see if we are talking about the same thing?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Do you -- do you have the numbers, Senator del Valle? Why don't you have the clerk read the numbers?

SECRETARY HAWKER:

--sam10mp.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Did you hear that, Forest? Why don't you repeat them?

SECRETARY HAWKER:

84lsam10mp.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes. Mr. President and Senator del Valle. This is the copy of the amendment we have. This does not change the title, and therefore I believe that this amendment is technically flawed.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

It says, "Section 500. The sum of a hundred thousand dollars,

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or so...thereof as may be necessary, is appropriated to the Criminal Justice Information Authority for the Cameron School Program." The amendment's in order.

SENATOR ETHEREDGE:

Okay. Okay.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator del Valle, to close.

SENATOR DEL VALLE:

I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 2 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 842. Senator Fawell. Read the bill, please.

SECRETARY HAWKER:

House Bill 842.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 would restore the House cuts, in that it would add back the microfilm operator and the purchase of the file folders the former Speaker had requested, as well as the cards and copier. I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be

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adopted. All in favor, signify by Aye. Opposed. Amendments adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 843. Senator Weaver. Read the bill, please.

SECRETARY HAWKER:

House Bill 843.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll. Amendment No. 1.

SENATOR CARROLL:

Why thank you, Mr. President, Members of the Senate. Committee Amendment No. 1 is to break out the initiatives that would have been -- that will -- that could be related to the Governor's tax increase package. The funding level is dependent upon the amounts at which a cigarette tax passes, if it passes at all. This would break those out by line item and then to also put the AFIS dollars to reallocate them to gang crimes. I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor signify by saying Aye. Opposed. Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Carroll, Amendment No. 2.

SENATOR CARROLL:

Thank you, Mr. President. As I indicated that the AFIS dollars were taken out of Amendment No. 1, Committee Amendment No. 2 reallocates them to a gang crimes unit. And I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 2 be adopted. All in favor signify by saying Aye. Opposed. Amendment No. 2's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 3.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 3, request of Senator Weaver and others, was to cut eighty-eight of the sworn officer vacancies in '89 and in '90. I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Committee Amendment No. 3 be adopted. All in favor signify by saying Aye. Senator Etheredge. (pause) No. 3, yes.

SENATOR ETHEREDGE:

I would request Senator Carroll to Table this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

He moves the adoption. Senator Carroll.

SENATOR CARROLL:

Leave to Table.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any -- any discussion? Gentleman Tables Amendment No. 3. Any further amendments?

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SECRETARY HAWKER:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Since I opposed this in committee, I would suggest that Senator Weaver or Senate Philip may want to handle it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President, I was the sponsor of this amendment in committee. And therefore, I would like to be recognized to handle this -- this amendment. This...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Want to Table this one? Senator...

SENATOR ETHEREDGE:

...I -- I would like to make a comment about it if I -- if I might...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Please proceed.

SENATOR ETHEREDGE:

...Mr. President. This amendment was offered because it represents the continuation of a program which was specifically deleted by House amendment during the appropriations process a year ago. This is a -- a proposed telecommunications system for the State Police in the greater Chicago area. This -- the House committee, a year ago, considered the project and specifically deleted the project from the budget of the State Police. In spite of that action, however, the State Police saw fit to find other monies to proceed with the project. This -- what this amendment proposed to do was to eliminate the continued funding in the second year for the project. The amendment deleted 1.1 million

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dollars from the Department of State Police budget. I, however, since the project is -- is now underway, I think we have expressed our concern to the Director and to the Department staff. We would hope that they have gotten their attention -- that we have gotten their attentions through the -- our expression of these concerned. And I would now request that this amendment be Tabled.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

You've heard the gentleman's request. Is there any objection? The amendment's Tabled. Any further amendments?

SECRETARY HAWKER:

Committee Amendment No. 5.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Weaver. Or is it Maitland? Etheredge? Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President, this -- this is my amendment. What it does is to -- these are various operating reductions in the Department of State Police in the amount of 2.6 million GRF and 1.5 million Road Fund. There are reductions in -- in contractual services, in commodities, in travel, and in printing. It takes out three hundred thousand Road Fund and -- to -- which was scheduled for the purchase of a forty-five foot boat. It reduces EDP a million dollars. That's the largest single reduction. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 5 be adopted. All in favor signify by saying Aye. Opposed. Amendment No. 5's adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

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SECRETARY HAWKER:

Senator Severns offers Amendment No. 6.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. Floor Amendment No. 1 eliminates a ghost employee by the name of Gordon Fidler for a total of fifty-eight thousand nine hundred dollars. I would move for adoption of a Floor Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

It's still Amendment No. 6, Penny. Senator Etheredge.

SENATOR ETHEREDGE:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she will.

SENATOR ETHEREDGE:

Senator, I -- as I review this amendment, it appears on its face to be technically flawed, in that it does -- line 6, for example, refers to Page 1, line 12 and then a -- a substitution, and then in line 8 it also refers to Page 1, line 12 and recites different figures. So I would draw your attention to that difficulty.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns has leave to amend it on its face. Hearing no objections, we'll amend it on its face. What else? ...Lady moves the adoption of Amendment No. 6. All in favor vote Aye. All opposed vote Nay. The voting's open. Have all voted who wish? Have all voted who wish? Clerk will take the record. On this question, there are 31 Ayes, 3 Nays, none recorded as Present. The amendment's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 7 offered by Senator Geo-Karis.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Geo-Karis, Amendment No. 7.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, Amendment No. 7 will appropriate the sum of two thousand or so much -- two million, rather, or so much thereof as may be necessary, from the General Revenue Fund to the Department of State Police for the grant to the Northern Illinois Police Crime Laboratory for the costs of an automated fingerprint identification system. This is a system, as you will recall, the serial murderer of -- in California was apprehended because they have the use of such a system. This is a -- a very important system to track down crime. And with the rise in crime, I would move for its approval.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Carroll.

SENATOR CARROLL:

Just I'm sorry, Senator Geo-Karis. It may have been the noise level in here. We didn't fully hear the explanation of the two million dollar additional request. Has this -- and in your answer, if you can explain it and let us know if the Bureau of the Budget had approved this addition to the administration's budget.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Well frankly, I don't know if the Bureau of the Budget has approved it, but it is a necessary item. And you and I don't always agree with the Bureau of the Budget anyway, Senator Carroll.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

But even ... would you kindly explain the amendment...

SENATOR GEO-KARIS:

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Yes.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

...once again, please?

SENATOR GEO-KARIS:

It appropriates under Section...199 the sum of two million dollars, or so much thereof as may be necessary, from the General Revenue Fund to the Department of State Police, for a grant to the Northern Illinois Police Crime Laboratory for the cost of an automated fingerprint identification system.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Well thank you, Mr. President, Ladies and Gentlemen of the Senate. I just -- I'm -- I -- Is there a Northern Illinois Police Crime Laboratory as a separate entity of State Government? We have, in fact, I thought, appropriated everything asked for the automated fingerprint identification system, or pretty much so. I wasn't aware of this particular lab. Also, and I think it might have been cut by one of the earlier Republican amendments -- if -- if it was cut, and are there other labs around the State who would be discriminated against if we did not also have an automated fingerprint identification system in them?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Senator Carroll, this would be in the third largest county of the State. And it's an important amendment, because we need it. I mean there's no question about it. And I don't think it's a matter of discrimination, it's a matter where the need is great. And the need is great in this third largest county of this State.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 7 be adopted. All in favor

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signify by voting Aye. All opposed by voting Aye. -- All those in favor by voting Aye. All those by voting Nay. Voting is open. Have all voted who wish? Have all voted who wish? Clerk will take the record. On this question, there are 45 Ayes, 1 Nay. And the amendment's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 844. Senator Watson. House Bill 844. Read the bill, please.

SECRETARY HAWKER:

House Bill 844.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator O'Daniel offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President, Members of the Senate. This amendment removes eighty-one thousand one hundred dollars in funding for administrative costs as follows: over-budgeted amount for pay raises, forty-two thousand; deduction for turnover in hiring lag, twenty thousand; funding for new vehicle, nine thousand five hundred; increase for printing, two thousand two hundred; security and retirement, seven thousand four hundred, for a total reduction of eighty-one thousand one hundred dollars. And this amount is then added to the line for construction of reclamation projects, bringing it from eighteen million eight hundred and fifty thousand to eighteen million nine hundred and

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thirty-one thousand. Move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. What we are talking about is a -- a transfer of non GRF funds here, via this amendment. I guess my -- my basic question is whether or not it's so important that we do this at this time that we have to send this bill to -- to conference committee. I think this bill is clean enough where we could send it directly to the Governor. I would request that we defeat this amendment, so that could happen.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator O'Daniel, to close.

SENATOR O'DANIEL:

Yes. Mr. President, I think we'd be better off taking this out of operations and putting it in - into construction. It seems to me that reclamation programs haven't moved the way they should, and probably--maybe we have too many chiefs and not enough indians. We need to -- I think this would be beneficial.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 1 be adopted. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take -- take the record. On this question, there are 30 Ayes, 28 Nays, none recorded as Present. Amendment's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 845. Department of Agriculture. Senator Donahue. Senator Donahue. Read the bill.

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SECRETARY HAWKER:

House Bill 845.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Committee Amendment No. 1 was to add the funding for grain grading as contained in Public Act 85-1162, and I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be adopted. All in favor, vote Aye. All opposed, vote Nay. All those in favor, vote Aye. The Ayes have it. Any further amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Amendment's adopted. I'm sorry.

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Amendment No. 2, Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 2 was to add the funds for the adaptive practical research, as contained in Senate Bill 63, at the universities with research farms which are the University of Illinois, Southern Illinois University, ISU and WIU. I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Any discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Yes Mr. President, our records indicate that that's Amendment No. 3, Senator.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Our records indicate that it's Amendment No. 2. Why don't you read the number. The clerk will read the number, please. Secretary, I'm sorry.

SECRETARY HAWKER:

845sam3mp.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge.

SENATOR ETHEREDGE:

Our records indicate that Senator Rea had Committee Amendment No. 2. It's in the amount of sixty-six thousand five hundred dollars in Ag Premium Fund. It's an appropriation to the Hardin County Fair.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

All right. That's Amendment No. 3. We're discussing Amendment No. 2 here.

SENATOR ETHEREDGE:

Yes. That is -- that is Committee Amendment No. 2, Mr. President.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

We'll check it out. Senator Carroll.

SENATOR CARROLL:

Let me -- our records indicate that that is Committee Amendment No. 3, Senator Etheredge, that you described that had been Senator Rea's request, and that this one was Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

And the record here is Amendment No. 2, so we will discuss the six million bucks.

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SENATOR CARROLL:

So this is the one as described, that would do the practical research as contain in Senate Bill 63. I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 2 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 3, as we show it, is the increase in the Hardin County Fairgrounds, increasing it to a hundred thousand. It's an addition of sixty-six thousand five hundred, and I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 3 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 3 is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator O'Daniel offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator O'Daniel. It's 4 isn't it?

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. Before I present this amendment, I'd like to add Senator Demuzio,

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Davidson, Donahue and Maitland as hyphenated co-sponsors of this -- this legislation. And what it does is it increases the State participation in the Solid -- Solid Gold Futurity program from forty-eight thousand six hundred to two hundred thousand. The increase in the prize dollars for quarter horse, Appaloosa, paints, palominos and thoroughbred racing will net the State about nine hundred thousand dollars - an increase of about seven hundred thousand dollars in additional revenue. I'd appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 4 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 4 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns. Amendment No. 5.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. This amendment simply adds language requiring the Department of Agriculture to charge gate fees at the DuQuoin State Fair. In order to offset the five hundred thousand dollar annual loss that we've been recognizing or receiving at that fair. For example, if they charged a one-dollar gate fee, that alone would offset the five hundred dollar loss that we have been receiving annually. I think it's a fair amendment. It's nothing more than what is required at most fairs, and I would be happy to urge -- happy to answer any questions, but also urge adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 5 be adopted. Senator Etheredge.

SENATOR ETHEREDGE:

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I'm not sure if -- I just want to make sure that Senator Ralph Dunn has heard what this amendment does here, in regard -- but it does impact the DuQuoin State Fair, to a considerable extent. I think I would defer to my colleague, Senator Dunn. I think that he has a question to ask on this.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Dunn.

SENATOR R. DUNN:

The sponsor yield to a question?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she will.

SENATOR R. DUNN:

Senator, did you say there are five hundred thousand people attend our fair, and if they all paid one dollar, we would make money or break even?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

I didn't say that five hundred thousand attended the fair, but it is estimated, at least based on the estimates we've been provided, that a one-dollar gate fee would offset the five hundred thousand dollar annual loss, and offset in that amount.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

WAND -- excuse me...

SENATOR SEVERNS:

...but it does not say, I might say, it does not indicate a one-dollar fee. It just simply provides that the Department of Agriculture, at long last, add language addressing gate fees at DuQuoin.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

WAND-TV News requests permission to shoot from the gallery. Hearing no objection, permission is granted. Senator Dunn.

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SENATOR R. DUNN:

Thank you, Mr. President. I -- I'd like to say that I'm not sure what would happen if we'd start charging gate fees. One of the reasons the State -- we got obligated where the State took over the DuQuoin State Fair, was the fact it was operated by a private enterprise. And they had gate fees ranging up to five dollars or so, and attendance got down to where we didn't hardly have any attendance at the fair. The people went broke - lost the fair - and the State was able to acquire it. And I think the people who are operating the fair have a pretty good idea of what they're doing, and I suspect -- I know we charge per car for admission; people that come in the car, they charge for parking. And I think it's their intention to build the attendance up at the fair to get it generating so that they can charge admission. I agree that none of our fairs should lose money if we can help it, but I was the president of a small county fair for years, and we lost money for the twenty years that I was connected with it. I don't think fairs are designed to really make money. They're designed for a different purpose, and this is an entertainment value and it generates a lot of revenue for the State from sales tax and the other taxes and parimutuel betting and those other things. So I would think that we should leave it to the judgment of the fair people and the people that run the fair -- and they're appointed by the Governor. And so I would suggest that this not be voted on now, but maybe send them a message they ought to look into how to make the fair more profitable, if they can. I'm not sure that we in the General Assembly could run fairs. We'd probably be like trying to design an elephant or something by a committee. So I would urge a No vote on this.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

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Thank you, Mr. President. A question of the sponsor of the amendment, please.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she will yield.

SENATOR LUFT:

Senator Severns, do we charge a gate fee at the State of Illinois Fair?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Yes, we do.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Luft.

SENATOR LUFT:

Well, Mr. President, to the amendment, please.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Please proceed.

SENATOR LUFT:

I don't understand why, if we pay a two dollar -- I think -- fee to get into the State of Illinois Fair, why we at least couldn't have a dollar charge at the DuQuoin Fair. And as Senator Dunn so eloquently put it, we're not in the business of requiring these fairs to make money, but it would be nice for the State not to have to bail out the fairs. And if, in fact, we are losing money, and it's costing us money out of the General Revenue Fund or any other State funds that we have to support this fair, why couldn't one simple dollar gate fee, which - I don't care if it wasn't five hundred thousand; I don't care if it's one hundred thousand - but any amount of dollars that could be recouped by the State of Illinois from a dollar fee, I think we ought to have fifty-nine votes on this.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she will.

SENATOR HAWKINSON:

Senator, we're all interested in not having the State bail out, and in having the fair make as much money as possible. But in my district, we've got some county fairs that at one time charged a gate fee, but found that they were cutting back on attendance, and when they removed the gate fee, they found they started making money again. We just had a festival - Steamboat Days in Peoria - and I believe I'm correct, that this year they dropped the gate fee, and I think I heard a report on the radio yesterday that they had the best year that they've had in some time. So do you have any studies that indicate that you'll actually have a positive financial effect by having a gate fee, rather than have a negative financial effect?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

I think the last thing we need - and with the respect that I hold for the Senator from Galesburg - is one more study, Senator Hawkinson. I don't have any studies, but what I am saying, quite simply, is that while there are plenty of county fairs around this State, this happens to be a State purchase where we played -- paid plenty of dollars to purchase the DuQuoin State Fair prior to my arrival in the Senate, and it just seems to me that--that it's about time that we start adding a gate fee that will offset the annual loss. This amendment does not say how much that fee should be. It simply directs the Department of Agriculture to at long

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last recognize that this is a losing proposition, and that maybe we need to have a gate fee to offset the State loss.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hawkinson.

SENATOR HAWKINSON:

Well, I didn't mean that we needed a new study, but I -- the question was meant, do you have any evidence or any -- any supporting evidence of any kind to believe that it will actually cause an offset? In my view, from the experience in fairs in our area, is that it'll have the opposite effect, and it'll cut down on attendance, and it'll probably cause you to lose more money, and then for the that reason, I think I would -- would support Senator Dunn.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Friedland.

SENATOR FRIEDLAND:

Thank you, Mr. President. I move the previous question.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Gentleman moved the previous question. Congratulations. Senator Severns, to close.

SENATOR SEVERNS:

This is simply an amendment that asks the Department of Agriculture to look at a gate fee charge in DuQuoin at the State Fair. It does not say how much. It does not say that they must do it today or tomorrow. It simply says that they must look at charging gate fees at the DuQuoin State Fair. I think it's a fair amendment, and I would urge adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 5 be adopted. All in favor vote Aye. All opposed, vote Nay. The voting's open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 28 Ayes, 30 Nays, and the amendment

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fails. Any further amendments?

SECRETARY HAWKER:

Amendment No. 6 offered by Senator J.J. Joyce.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Joyce.

SENATOR J.J. JOYCE:

Thank you, Mr. President. This adds a hundred and fifty thousand dollars from the GRF to the AgriMission Conference to the Soviet Union, tentatively scheduled for September.

END OF TAPE

TAPE 3

SENATOR J.J. JOYCE:

This is a follow-up to the Governor's Conference that he led over there this spring. I think that basically anything in the food chain that we produce and deal with in Illinois, can be exported, and it just seems to me there's great promise for Illinois Agriculture to -- to do business with the Soviet Union. I'd be asking for support.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Maitland, on the amendment.

SENATOR MAITLAND:

Well, no, Mr. President. I'm not rising on this. My light has been on for some time. I just wanted to make the comment that prior to Senator Friedland's move for the previous question, my light was on, and I think that the policy is that those lights are on, the -- the -- the President normally would recognize those lights that are on, before honoring that request. I'd just make that point.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Well, there was also Rea and Demuzio, they had their lights on and about four other fellows. Normally, when they move the previous question, there's no objection, we go to the order of business. But if that's the policy, it doesn't make a difference to me. Senator Joyce moves the adoption of Amendment No. 6. Any discussion? Senator Schaffer.

SENATOR SCHAFFER:

Let's have that policy restated so we all understand what it is, 'cause that's not my understanding. My understanding, when they move the previous question, you make a list of who's already asked for the right to speak, you let them speak, but no one else is added.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

That's fine with me.

SENATOR SCHAFFER:

If that's not the policy, let's get it on the record.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

That is the policy.

SENATOR SCHAFFER:

All right.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Joyce, to close. My mistake, then. Well, question is, shall Amendment No. 6 be adopted. All in favor, signify by saying Aye. Opposed. Amendment No. 6 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 7 offered by Senator Woodyard.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Woodyard, Amendment No. 7.

SENATOR WOODYARD:

Thank you, Mr. President and Members of the Senate. This

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amendment would add six hundred and thirty thousand five hundred dollars to the Department of Agriculture appropriation, to fully fund the county fairs under the formula thereof. It also brings the premiums for the 4H Clubs and the Vocational Ag Fairs up to full funding, as well as other parts of the formula. And I would move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 7 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 7's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. House Bill 846. Senator Etheredge. Read the bill, please.

SECRETARY HAWKER:

House Bill 846.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Severns offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

I'd like to withdraw that amendment, please.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Lady withdraws Amendment No. 1. Any further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Carroll - pardon me -
Amendment No. 1 offered by Senator Carroll.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Withdraw.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Withdraws. Any further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns. I think they're all going to be withdrawn.

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This amendment simply deletes funding for six ghost employees at CMS, for a total of two hundred and thirty-three thousand seven hundred dollars. I would urge adoption of this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge.

SENATOR ETHEREDGE:

I -- will the sponsor yield, please?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates she will.

SENATOR ETHEREDGE:

What -- you've indicated that this eliminates funding for six employees of the Department. What do they do, Senator?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns.

SENATOR SEVERNS:

Thank you, Senator. They're -- they are on the Governor's staff in the Executive Office. Matt Ferguson of the Executive Office, Gwyn Morgan of the Executive Office, Randy von Liski of the Executive Office, Robert Rush of the Executive Mansion,

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Charles Stark of the Executive Mansion, and Sheila Craig of the Program Staff.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge. The question is, shall Amendment No. 1 be adopted. All in -- those in favor, vote Aye. All opposed, vote Nay. The voting's open. Have all voted -- you now request a roll call? Well, we got a roll call. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 30 Ayes, 8 Noes, none recorded as Present, and the amendment's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll withdraws the amendment. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. 847. Senator Etheredge. Read the bill, please.

SECRETARY HAWKER:

House Bill 847.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

I thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 adds a water line improvement in Buckner for fifty thousand dollars. I move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 1 be

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adopted. All those in favor, signify by saying Aye. Opposed.
Amendment No. 1's adopted. Any further amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.
Committee Amendment No. 2 is to add a water system improvement in
Crossville. I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 2 be
adopted. All in favor, signify by saying Aye. Opposed.
Amendment No. 2's adopted. Any further amendments?

SECRETARY HAWKER:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate.
Committee Amendment No. 3 adds a sewer extension from White Ash
to Johnston City. I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 3 be
adopted. All in favor, signify by saying Aye. Opposed.
Amendment No. 3's adopted. Any further amendments?

SECRETARY HAWKER:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

And if you liked White Ash to Johnston City, this would add

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sewer improvement in Blairsville, none of which are in my district.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The question is, shall Amendment No. 4 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 4 is adopted. Any further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 5.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Excuse me. Senator Karpel, did you want -- on the last one? Okay. Amendment No. 5, Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would be the operational cuts, including the normal productivity in the over-budgeted pay raises, overtime and reclassifications above the amount that CMS would allow. It is a reduction of two hundred and seventy thousand in GRF and two hundred and twenty eight thousand six hundred in their other funds category. I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President, Ladies and Gentlemen of the Senate. I -- I rise in -- in opposition to this amendment, and would request a roll call.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll, to close.

SENATOR CARROLL:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. This merely reduces over-budgeted overtime costs of some two hundred thousand dollars with the corresponding fringe benefits. Reduces the long-term vacancies and make corresponding reductions in their fringe benefits, and the one-percent productivity. I would move its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 5 be adopted. All in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 29 Ayes, 27 Nays, and the amendment's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 6 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns, Amendment No. 6.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. Amendment No. 6 simply reduces one ghost payroller from EPA's budget. This individual works in the Governor's Washington Office. Half their salary is paid by EPA, the other half by DENR-for a savings of twenty-one thousand dollars.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Schaffer.

SENATOR SCHAFFER:

Well, if the sponsor would - Senator, in my part of the world, a ghost employee is someone who gets a paycheck for doing nothing. I would suggest to you, if I understand what you're trying to accomplish, you are suggesting that there are people on the State payroll that are inappropriately placed in a particular budget that more rightly belong in another. I don't think you're suggesting that these people perform no duties, and just collect a

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paycheck for doing nothing. And that's what ghost employee means to many people, including the people with the pens in their hands, and the people in the gallery with the TV cameras. And I think that's a slander on those people, because I know a few of those people, and they work long hours and they work hard for the people of this State, and I think it's a slander, and I think you owe them an apology. If you think they're in the wrong budget, say so, you may be right, we'd probably support you. But don't make it sound like they're collecting a paycheck for doing nothing.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns, to close.

SENATOR SEVERNS:

Thank you, Mr. President. First of all, Senator Schaffer, from my understanding - and I wasn't here at the time - the term "ghost payroller" was invented by your side during the Walker administration. Secondly, this particular employee, as the other employees that we referred to, perform no duties for the agency for which they're being paid. I think the Governor actually is the one who owes -- if there is an apology to be owed, it would be the Governor, for not putting this in the proper budget.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Schaffer.

SENATOR SCHAFFER:

...mind substantiating that statement. I see no evidence of it. The particular person you're involved with, I think, is in Washington working on the issues relating to those Departments, and that's why that salary decision was made.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady is closing, Senator Schaffer. I thought you had another point.

SENATOR SCHAFFER:

Well, she makes these statements; I think we deserve an

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answer.

SENATOR SEVERNS:

I would simply urge a favorable vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 6 be adopted. All those in favor, vote Aye. All opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Please take the record. On this question, there are 29 Ayes, 29 Noes, and the amendment's not adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 7 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Severns. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading.

SECRETARY HAWKER:

Pardon me, I'm sorry. Amendment No. 7 offered by J.J. Joyce.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Joyce, Amendment No. 7.

SENATOR J.J. JOYCE:

Yes. Thank you, Mr. President. This is -- adds a hundred thousand dollars for the Lake Management Program.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Senator Karpel.

SENATOR KARPIEL:

No. I just was rising -- I have an amendment -- I'm confused with -- looking for the sponsor of an amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hawkinson, on the amendment.

SENATOR HAWKINSON:

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Thank you, Mr. President. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he will.

SENATOR HAWKINSON:

Senator, in reviewing the -- the Lake Management Bill, the substantive bill, and now understanding that this is the appropriation, would the Lake Management substantive bill, that is funded by this appropriation -- could that include work done on a river lake, such as Peoria Lake and the Illinois River?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Joyce.

SENATOR J.J. JOYCE:

Yes, it is my intention that that would be eligible.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 7 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 7 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 8 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Welch, Amendment No. 8.

SENATOR WELCH:

Thank you, Mr. President. What this amendment does is add eight hundred thousand dollars to the budget, broken down by five hundred thousand dollars for sewer extensions and improvement in the City of LaSalle, where they are developing east of the city for the coming of the Interstate 39 development. Secondly, it adds a hundred and fifty thousand dollars for construction of a water tower in the City of Peru, where we're -- we've located three or four Japanese Plants at the northern end of town, without much water pressure. And the third event is repairing a water

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tower in Utica that is basically falling apart. I would move for adoption of the amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 8 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 8's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 9 offered by Senator Kelly.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President. This amendment provides six million eight hundred thousand dollars to assist the Village of Midlothian and Calumet City to meet the MSC compliances with the Federal Government in separating their sanitary and storm sewers in the communities. I advised the communities this would be probably very difficult to ascertain. However, they only received fifty thousand and seventy-five thousand dollars last year in the compliance grants, and when we put through Senate Bill 385 this year, they want to know why they didn't get some consideration like many of the other communities throughout the State that got some significant dollars. Anyway, I'm probably -- support this amendment and encourage your support for it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 8 <sic> be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 9's adopted. You got the wrong amendment up there. There you go. Question is, Amendment No. 9's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 10 offered by Senator Zito.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Zito, Amendment No. 10.

SENATOR ZITO:

Thank you, Mr. President and Members. This would add seventy-nine thousand - a mere seventy-nine thousand - for storm sewer piping in the Village of Hillside, which is represented by myself and Senator Topinka. I would move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 10 be adopted. All in favor, vote Aye. All in favor, signify by saying Aye. Opposed, Nay. Amendment No. 10's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 11 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge, 11.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a -- a -- an add-on of eight million dollars, approved by the Bureau of the Budget. This is non-GRF money. Five million in the hazard waste fund for some additional site cleanup work, and an additional three million dollars in the Solid Waste Management Fund, also for additional cleanup activities. I move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 11 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 11's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 12 offered by Senator Rigney.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Rigney, Amendment No. 12. Out of the record. Any further amendments? Withdraws the amendment.

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SECRETARY HAWKER:

Amendment No. 12 offered by Senator Karpziel.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Karpziel, Amendment No. 12.

SENATOR KARPIEL:

Thank you, Mr. President. Amendment No. 12 adds six hundred thousand dollars from GRF for a grant to the Village of Roselle for its wastewater treatment system improvements, which have been mandated by the EPA.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? The question is, shall Amendment No. 12 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 12's adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 13 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge, Amendment No. 13. Five million dollars, Great Lake Protection Fund.

SENATOR ETHEREDGE:

Yes. Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a -- a restoration of five million dollars to -- allows the State to participate in the Great Lakes Protection Fund. This is a -- I would move for its adoption.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Question is, shall Amendment No. 13 be adopted. All those in favor, signify by saying Aye. Senator Carroll.

SENATOR CARROLL:

Excuse me. I apologize. It may have been a second late, Mr. President. Just if you could explain what the Great Lakes Protection Fund is, since it tends to indicate that this is a General Revenue Fund appropriation.

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PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge, to respond. Etheredge, please.

SENATOR ETHEREDGE:

Yes. This is a -- an initiative of the Council of Great Lakes. There are eight of the Great Lakes states that are working together as part of an environmental effort to protect the Great Lakes from further pollution. This five million dollars represents our contribution, which will be matched by the other seven states that are involved, Senator.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The question, I think, that was raised in the House is have any of the other states contributed, participated, or in any way even indicated that they have any interest?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Senator, I am told that the State of Michigan has already appropriated all of the money that they will be responsible for, so they have taken that next -- that -- that step. We would be the second step then, Senator. We expect that the others will follow in due course.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Question is, shall Amendment No. 13 be adopted. All those in favor, signify by saying Aye. Opposed. Amendment No. 13's adopted. Any further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. House Bill 848. Senator Etheredge. Read the

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bill.

SECRETARY HAWKER:

House Bill 848.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

3rd Reading. House Bill 849. Senator Weaver.

SECRETARY HAWKER:

House Bill 849.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll, on Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the two-percent turnover in hiring lag factor in the agency's budget. I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 1 to House Bill 849. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and the amendment's adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll, on Committee Amendment No. 2.

SENATOR CARROLL:

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Why, thank you, Mr. President, Ladies and Gentlemen of the Senate. This adds the necessary legal fees that the Commissioner had indicated were a expense he had just learned of, and I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Carroll moves for the adoption of Committee Amendment No. 2 to House Bill 849. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and Amendment No. 2 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll, on Committee Amendment No. 3.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a restoration amendment of eleven of the positions that have been eliminated by the House, phasing them in. It is at the request of the Commissioner, and I move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Carroll moves for the adoption of Committee Amendment No. 3 to House Bill 849. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and Amendment No. 3 is adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

Senator Etheredge offers Amendment No. 4.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Etheredge.

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SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. What this amendment does, is to amend the budget for the Bureau of the Budget in the amount of eighty three million nine hundred seventy-one thousand dollars into this bill. I would move for its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Etheredge moves for the adoption of Amendment No. 4 to House Bill 849. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 4 is adopted. Further Floor amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Severns, on Amendment No. 5.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This amendment deletes the three new people in BOB, and I would urge adoption of this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Well, Ladies and Gentlemen of the Senate, this is an amendment that we have already debated. It's already been defeated. I would ask for a -- a No vote once again on this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Severns, you wish to close?

SENATOR SEVERNS:

Just simply that these are three new positions, and I would urge adoption of this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

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Senator Severns moves the adoption of Amendment No. 5 to House Bill 849. Those in favor, signify by saying Aye. Opposed -- oh, I'm sorry. You want a roll call? Senator Severns moves for the adoption of Amendment No. 5 to House 849. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Madam Secretary. On that question, the Yeas are 28, Nays 29, none voting Present. Amendment No. 5 to House Bill 849, fails. Further Floor amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd Reading. On the Order of 2nd Reading is House Bill 850. Senator Schaffer. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 850.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on Appropriations I offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll, on Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment 1, restored some of the House cuts in DCCA, but also deleted most of the House add-ons. This was suggested by Senator Etheredge, in committee, and I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 1 to House Bill 850. Those in favor signify by saying Aye. Opposed, Nay. The Ayes have it, and

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amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

Yeah. On all the committee amendments, Mr. President. Committee Amendment No. 2, is a funding of the Rend Lake Information and Tourist Center. I'd move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 2 to House Bill 850. Those in favor signify by saying Aye. Those opposed, Nay. The Ayes have it, and amendment No. 2 is adopted. Any further amendments?

SECRETARY HAWKER:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is a funding of the Sesser Opera House, and I would move -- expansion, and I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 3 to House Bill 850. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and amendment No. 3 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the Caretakers of the Environment Conference. I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 4 to House Bill 850. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and amendment No. 4 is adopted. Any further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 5.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the five million dollars for Affordable Housing Development Credits. I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 5 to House Bill 850. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and Amendment No. 5 is adopted. Further amendments?

SECRETARY HAWKER:

Committee Amendment No. 6.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 6 is the funding of the Puerto Rican Cultural Center in Humbolt Park. I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 6 to House Bill 850. Those in favor, signify by

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saying Aye. Opposed, Nay. The Ayes have it, and amendment No. 6 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 7.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 7 is the Gang Crimes Prevention Program for Humbolt Park, and I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion.? If not, Senator Carroll moves for the adoption of Amendment No. 7 to House Bill 850. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and amendment No. 7 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 8.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This adds the two hundred thousand dollars appropriated for the Illinois Humanities Council, and I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 8 to House Bill 850. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and amendment No. 8 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 9.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

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SENATOR CARROLL:

Why, thank you. This is for construction of University Park at SIU in Edwardsville, and I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 9 to House Bill 850. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and amendment No. 9 is adopted. Further amendments?

SECRETARY HAWKER:

Committee Amendment No. 10.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

This is the Riverside Civic Center. I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll moves for the adoption of Amendment No. 10 to House Bill 850. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and amendment No. 10 is adopted. Further amendments?

SECRETARY HAWKER:

Committee Amendment No. 11.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

Likewise the Civic Center in Vermilion County.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll moves for the adoption of Amendment No. 11 to House Bill 850. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it. Amendment No. 11 is adopted. Any further amendments?

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Committee Amendment 12.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

Thank you. Since there already is a Civic Center in Chicago, this would be McKinley's Library.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 12 to House Bill 850. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and amendment No. 12 is adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments.

SECRETARY HAWKER:

Senator Berman offers Amendment 13.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Berman, on Amendment 13.

SENATOR BERMAN:

Thank you. This is seventy-three thousand dollars for Lake Shore -- Lake Michigan Shore Line Erosion Protection Construction.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Berman moves for the adoption of Amendment No. 13 to House Bill 850. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and amendment No. 13 is adopted. Further Floor amendments?

SECRETARY HAWKER:

Amendment No. 14 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll, on Amendment No. 14.

SENATOR CARROLL:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is out of the tourism promotion fund for the Chicago Chamber Orchestra's trip to Germany. I would move its adoption. Its ninety-five hundred dollars.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 14 to House Bill 850. Those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have it, and amendment No. 14 is adopted. Further Floor amendments?

SECRETARY HAWKER:

Floor Amendment No. 15 offered by Senator Rea.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Rea.

SENATOR CARROLL:

Thank you, Mr. President. This amendment appropriates seventy-five hundred dollars for tourism promotion fund for DCCA to purchase twenty-five thousand copies of the Southern Illinois Recreational Guide, which will be used in the various information and tourists centers. I would move for adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Rea moves for the adoption of Amendment No. 15 to House Bill 850. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and amendment No. 15 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 16 offered by Senator Zito.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Zito, on Amendment No. 16.

SENATOR CARROLL:

Thank you, Mr. President, and Members. Amendment No. 16 would afford two hundred and fifty thousand to the Village of River

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Grove. ... for its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Zito moves for the adoption of Amendment No. 16 to House Bill 850. Those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have it, and amendment No. 16 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 17 offered by Senator Collins.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Collins. Amendment No. 17.

SENATOR COLLINS:

Yes. Thank you, Mr. President, and Members of the Senate. This is a hundred and fifty thousand dollars to fund the SJR 42.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Collins moves for the adoption of Amendment No. 17 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and amendment No. 17 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 18 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll will handle that, please. Senator Carroll.

SENATOR CARROLL:

I thank you, Mr. President. Mr. President on your behalf, funding the Great Plains Sports Science and Training Center, a hundred thousand dollars. I'd move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 18 to House Bill 850. Those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have it. Amendment -- Amendment No. 19 -- 18, sorry, is adopted. Any further amendments?

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SECRETARY HAWKER:

Amendment No. 19 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, and Ladies and Gentlemen of the Senate. On behalf of Senator Schaffer and myself, this is the funding for NIPCY. I would move its adoption, and welcome Senator -- and welcome Alderman O'Connor and Alderman Schulter, to the Senate at the same time.

PRESIDING OFFICER: (SENATOR LUFT)

Welcome Aldermen. Discussion? Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 19 to House Bill 850. Those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have it, and amendment No. 19 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 20 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Severns, on Amendment No. 20.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This amendment appropriates one million sixty-two thousand two hundred dollars for the Emergency Employment Development Act, which was established by the General Assembly in 1985. It is directed toward the long-term unemployed. It was added in the House, taken out in Committee Amendment No. 1. I would urge adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Severns moves for the adoption of Amendment No. 20 to House Bill 850. Those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have it. Amendment No. 20 is adopted. Further amendments?

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SECRETARY HAWKER:

Amendment 21 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, and Ladies and Gentlemen of the Senate. This deletes a double appropriation for a legislative liaison, who had been budgeted in two divisions. I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Carroll moves for the adoption of Amendment -- Amendment No. 21 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The amendment's adopted. Amendment No. 21 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 22 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This amendment reduces personnel services by fifty-two thousand fifty dollars, and related lines by 6.3 to remove funding for Judith Getzels, a Governor's employee, within - program staff employee, within DCCA. I urge adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Severns moves for the adoption of Amendment No. 22 to House Bill 850. Those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have it. Amendment No. 22 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 23 offered by Senator Berman.

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PRESIDING OFFICER: (SENATOR LUFT)

Senator Berman, on Amendment No. 23.

SENATOR BERMAN:

Thank you. This deletes thirty million dollars, which is the Governor's Science and Technology Initiatives. There's no money for this.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. We confidently expect that somewhere, somehow, there will be funding for this very important program, and I would rise in strong opposition to this amendment. I think this is a very important initiative. It's one, I think, that a great many of us have a stake in, and I would urge opposition.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Carroll.

SENATOR CARROLL:

Well, just -- Senator Etheredge, I do know that consistency is the hobgoblin of a small line and I think Senator Etheredge has just helped us verify that. 'Cause not too long ago he suggested that I withdraw an amendment, because the substantive bill had not yet passed. I would therefore suggest -- and, of course, in honor of the request, I did so. I would therefore suggest he withdraw his opposition, since there is no funding at this point. And should there become funding, then we can argue about where it appropriately belongs, and I support Senator Berman's motion.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Berman, you wish to close?

SENATOR BERMAN:

Senator Carroll closed for me.

PRESIDING OFFICER: (SENATOR LUFT)

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All right, Senator Berman moves for the adoption of Amendment No. 23 to House Bill 850. Those in favor, vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Madam Secretary. On that question, the Ayes are 30, the Nays are 29, none voting Present. Amendment No. 23 to House Bill 850 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 24 offered by Senator Rea.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Rea, on Amendment No. 24. Out of the record. Any further amendments?

SECRETARY HAWKER:

Amendment No. 24 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll. Out of the record. Any further amendments?

SECRETARY HAWKER:

Amendment No. 24 offered by Senator Severns.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Severns. Out of the record. Withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 24 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Etheredge, on Amendment 24.

SENATOR ETHEREDGE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This -- this amendment would appropriate a hundred and thirty-nine thousand a hundred and seventy-three dollars. This is to wrap up -- this would be a payment to the U.S. Department of Labor for certain disallowed costs that resulted from an audit of the -- the CETA Program, which is no longer in existence. I would

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move for its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Etheredge moves for the adoption of Amendment No. 24 to House Bill 850. Those in favor will say Aye. Those opposed, vote Nay. The Ayes have it. Amendment No. 24 to House Bill 850 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 25 offered by Senators Etheredge and Philip.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This amendment adds 4.8 million dollars to appropriate to the Department of Conservation, for land acquisition and related costs, for several natural areas. I would move for its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Etheredge moves for the adoption of Amendment No. 25 to House Bill 850. Those in favor signify by saying Aye. Those opposed, Nay. The Ayes have it, and Amendment No. 25 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 26 offered by Senator Donahue.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 26 adds two hundred thousand from the Wildlife and Fish Fund for the purchase of tree seedlings and other plant materials under approved forestry management and wildlife habitat plants. This is an agreed-to amendment between the nurseries, Nurserymen Association, and the Department of Conservation. I

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would move for its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Donahue moves for the adoption of Amendment No. 26 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 26 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 27 offered by Senator Karpziel.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Karpziel, on Amendment No. 27.

SENATOR DONAHUE:

Thank you, Mr. President. Amendment 27 to House Bill 850 appropriates a hundred and fifty thousand dollars GRF for grants under the Illinois Clean and Beautiful Program.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Karpziel moves for the adoption of Amendment No. 27 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 27 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 28 offered by Senator Davidson.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Davidson. Amendment No. 28.

SENATOR DAVIDSON:

Mr. President, Members of the Senate. This takes -- this takes twenty-five thousand dollars from the Tourism Promotion Fund to the Springfield Symphony Orchestra, which sponsors the Illinois Chamber Orchestra, which is the official orchestra for the State of Illinois, to perform at Carnegie Hall in January of 1990. We have already raised three-quarters of the money locally, and this is to get us over the top. Thank you.

PRESIDING OFFICER: (SENATOR LUFT)

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Discussion? Discussion? If not, Senator Davidson, moves for the adoption of Amendment No. 28 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 28 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 29 offered by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR LUFT)

Senator DeAngelis. Amendment 29.

SENATOR DeANGELIS:

Thank you, Mr. President. Floor Amendment No. 29 appropriates a million six hundred thousand dollars from the Capitol Development Fund to the Capitol Development Board, for costs associated with the completion of the Regional Center for the Performing Arts at Governors State University.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator DeAngelis moves for the adoption of Amendment No. 29 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 29 is adopted. Further amendments, please, Madam Secretary?

SECRETARY HAWKER:

Amendment No. 30 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland. Amendment No. 30.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 30 deals with thirty-six million dollars for Energy Assistance Grants under the new Home Energy Assistance Program. This funding would be transferred from the Department of Public Aid to implement proposed changes in the revamped program. Now there are a number of different transfers and issues we are going to deal with here. But the net result is the funding of IRAPP,

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which we -- which -- the substantive language passed out of this Body some weeks ago; there had been a meeting of the agencies and staff on both sides of the aisle. I know of no opposition, and move for the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Maitland moves for the adoption of Amendment No. 30 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 30 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 31 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, on Amendment No. 31.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 31 adds forty-eight million dollars to provide one component of the funding needed to implement the changes in the new Home Energy Assistance Program, and I would move for the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Maitland moves for the adoption of Amendment No. 31 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 1 - I mean Amendment No. 31 - is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 32 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Etheredge.

SENATOR MAITLAND:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is an additional twenty-three million dollars

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appropriated to the Department of Central Management Services. What this money does is to provide for a full twelve-month funding of the group insurance program for State employees. I would move for its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Etheredge moves for the adoption of Amendment No. 32 to House Bill 850. Those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have it, and Amendment No. 32 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 33 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland. Amendment No. 33.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 33 appropriates fifty thousand dollars in GRF to the Lieutenant Governor's Office for a grant to the Illinois Ag Leadership Foundation. This was a three-year program agreed to some time ago by the administration. This honors that commitment. The Lieutenant Governor wanted it as a part of his Rural Affairs Program. I would move for the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Maitland moves for the adoption of Amendment No. 33 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 33 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 34 offered by Senators Philip and J.J. Joyce.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Philip. Amendment No. 33. Or Senator J.J. Joyce. Senator Philip? Senator Joyce? Senator Etheredge.

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SENATOR ETHEREDGE:

I'm prepared to handle this amendment, with the leave of the Chair.

PRESIDING OFFICER: (SENATOR LUFT)

You look prepared.

SENATOR ETHEREDGE:

Well, thank you, Mr. President. This is a restoration of four hundred and seventy-five thousand dollars GRF that was reduced in the House. It provides money for the International Business Expansion Program. I would move for its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Etheredge moves for the adoption of Amendment No. 34 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 34 is adopted. Any further amendments?

SECRETARY HAWKER:

Amendment No. 35 offered by Senator Fawell.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Fawell. Amendment No. 35.

SENATOR FAWELL:

Thank you very much. This adds six hundred thousand dollars to dredge Lake Ellyn. Glen Ellyn has already come up with two and a half million, and I would request your support.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Fawell moves for the adoption of Amendment No. 35 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it. Amendment 35 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 36 offered by Senators Philip and J.J. Joyce.

PRESIDING OFFICER: (SENATOR LUFT)

Amendment No. 36. Senator Philip? Senator J.J. Joyce?

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Amendment No. 36? That amendment's to be withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 36 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll. Amendment No. 36.

SENATOR CARROLL:

Can we see a copy? Oh, I sorry. This is the -- to the Attorney General for the indemnification line within CMS for two suits that are pending. I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll moves for the adoption of Amendment No. 36 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 36 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 37 offered by Senator Hall.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Hall. Amendment 37.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 37, did you say?

PRESIDING OFFICER: (SENATOR LUFT)

That's correct.

SENATOR HALL:

All right. This is the Department of Community Affairs for units of local government and nonprofit organizations, and it must be met, it's matching. It's amount to three hundred ninety-five thousand dollars and they -- the local communities of government do not get the money until they appropriate and spend an equal amount. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

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Discussion? If not, Senator Hall moves for the adoption of Amendment No. 37 to House Bill 850. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 37 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Ah. 3rd Reading. On the Order of 2nd Reading is House Bill 8-5-1. Senator Etheredge. Senator Etheredge. House Bill 851. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 851.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

Senator Severns offers Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President. I'd like to withdraw that amendment.

PRESIDING OFFICER: (SENATOR LUFT)

That amendment's withdrawn. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd Reading. On the Order of 2nd Reading is House Bill 859. Senator Maitland. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 859.

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(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch, on Amendment -- Committee Amendment No. 1.

SENATOR WELCH:

Thank you. This Committee Amendment No. 1 is an 8.2 million dollar amendment. We're reducing the HMO line, because of decreasing enrollments for the last two years. I'd move for adoption of the amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Welch moves for the adoption of Committee Amendment No. 1 to House Bill 859. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 1 is adopted. Further committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch, on Committee Amendment No. 2.

SENATOR WELCH:

This amendment would remove four hundred and forty thousand dollars by reducing personal services and eliminate superior performance increases. This is the only budget which anybody tried to create a new category of superior performance increases. It also reduces over-budget, overtime cost and phases twenty-four new positions in medical division by three months. I'd move for adoption of the amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Welch moves for the adoption of Amendment No. 2 to House Bill 859. Those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have

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it, and the amendment is adopted. Further amendments?

SECRETARY HAWKER:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch, on Committee Amendment No. 3.

SENATOR WELCH:

This amendment reduces the budget by four hundred and six thousand dollars by reducing contractual services for over-budgeted rent, promotional public relation items and medical management services, being provided at five-percent increases, rather than the initial proposed six-percent increases. I'd move for adoption of Amendment No. 3.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Welch moves for the adoption of Amendment No. 3 to House Bill 859. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 3's adopted. Further committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

Senator Welch offers Amendment No. 4.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch.

SENATOR WELCH:

Yes. This amendment would delete five payrollers who should be on someone else's budget, I guess we'll call it. A hundred and fifty-seven thousand dollars, and I'd move for adoption of Floor Amendment No. 4.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Welch moves for the

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adoption of Amendment No. 4 to House Bill 859. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 4's adopted. Further Floor amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch.

SENATOR WELCH:

This is a nonmonetary amendment. It deletes language giving multi-year spending authority to the Department. I'd move for adoption of Amendment No. 5.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Welch moves for the adoption of Amendment No. 5 to House Bill 859. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 5 is adopted. Further Floor Amendments?

SECRETARY HAWKER:

Amendment No. 6 offered by President Rock.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I am sure the Senate will remember that we did in fact pass Senate Bill 150 out of this Chamber. Since its arrival in the House, I have been in constant contact with Director Suter and her people, and we have, as of last Friday, reached what I thought was an agreement. I still think it's an agreement. We just have to persuade the rest of the House. But the fact is this is the number the Department has decided upon, under their formula, which will be offered as an amendment to Senate Bill 150 in the House, and I would move adoption of Amendment No. 6.

PRESIDING OFFICER: (SENATOR LUFT)

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Discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President and Members of the Senate. A question of the sponsor.

PRESIDING OFFICER: (SENATOR LUFT)

Sponsor indicates he'll yield.

SENATOR MAITLAND:

President Rock, a couple of things - and I have followed this -- the negotiations on this too, and I too thought there was an agreement. I guess the first question I have is, I thought the agreement was for - there's already five million dollars in there - was for forty-five plus five. This, as I understand it, makes it fifty plus five, and I am wondering why the bump by another five million.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Rock.

SENATOR ROCK:

I think the Department, after all my hard work, was giving me a bonus. But they - this is their number; this is not my number. I'm delighted to have it, and the idea is that fifty would be distributed under this formulary. Because under the formulary, Senator Maitland, the four children's hospitals are also included. So they bumped it up a little bit, but the additional -- that other five million they started with is still in there. Yes.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Senator Rock, I understand that, and I -- and I know what the children's hospitals would get out of that agreement. My question remains, I -- the figures that I was dealing with with the Department was forty-five, plus the five that's in there, and my disagreement with you right now, continued to be that five

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million.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Rock.

SENATOR ROCK:

Well, all I can suggest to you is that is the Department's number. That's what they agreed to in Mr. Riley's office the last time I was with them.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Well, you know, I'm -- I'm not going to argue over five million dollars all day, but I think -- I think it actually should be forty-five million dollars, and I guess that's the point that we're making. Because they've told us forty-five plus the five that's in there, and I -- you know, I appeal to you to -- to -- I guess I appeal to you, and you have no response.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Rock, you wish to close?

SENATOR ROCK:

Well, I would just ask you to accept this amendment. We're on the same wavelength. We're both trying to accomplish the same purpose, and this is the Department's number. They have agreed to this additional amount.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, he was closing.

SENATOR MAITLAND:

That...

PRESIDING OFFICER: (SENATOR LUFT)

Senator Rock moves for the adoption of Amendment No. 6 to House Bill 859. Those in favor, signify by saying Aye. Those opposed, Nay. The Ayes have it, and Amendment No. 6 to House Bill 859, is adopted. Further amendments?

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SECRETARY HAWKER:

Amendment No. 7 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch, Amendment No. 7.

SENATOR WELCH:

Thank you, Mr. President. Amendment No. 7 does not add or subtract any money from the budget. What it does is establish the over-funding in a separate line item, as opposed to a lump sum in the long-term care item, reallocating sixty and a half million from that long-term care line to the OBRA line item. I'd move for adoption of this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Welch moves for the adoption of Amendment No. 7 to House Bill 859. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 7 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 8 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, Amendment No. 8.

SENATOR MAITLAND:

Thank you, Mr. President, Members of the Senate. Madam Secretary, just to make sure we are on the same wavelength, the LRB number is MBJRam03?

SECRETARY HAWKER:

That's correct.

SENATOR MAITLAND:

Thank you, Madam Secretary. This amendment deletes all GF funding allocated for 7.5 percent grant increases beginning January 1, 19 -- to AFDC and GA recipients. I would move for the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

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Discussion? Discussion? If not, Senator Maitland moves for the adoption of Amendment No. 8 to House Bill -- I'm sorry, Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. First, a question of Senator Maitland. I know there is a...

PRESIDING OFFICER: (SENATOR LUFT)

The Senator indicates he will yield.

SENATOR CARROLL:

...decent noise level here. And I know you didn't intend to try and mumble this one through. But this would eliminate the seven and a half percent grant increase to General Assistance and AFDC clients that had been added in the House. Is that correct?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland.

SENATOR MAITLAND:

That is correct, Senator Carroll, and I -- and I did not mean to mumble that. The noise level is rather high. I just assumed that you knew what -- was -- was coming on. I think perhaps you did. We will have a subsequent Member to deal with AFDC grants.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Carroll.

SENATOR CARROLL:

Yes. Senator Maitland, no I didn't accuse you of mumbling. I said the noise level was high, and I think it still is. And maybe you and I did know what was going on here. I am not sure if everyone else did. This does, in fact, eliminate a grant increase. Do you know when was the last time these people had any grant increases?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland.

SENATOR MAITLAND:

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It is my -- my understanding that it was 1985, Senator Carroll, and again, I would indicate to you that a subsequent Member will deal with the AFDC grant increases.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Carroll.

SENATOR CARROLL:

Maybe I would not be as upset as I am, if I knew what that subsequent amendment did. This was a modest increase, when you consider that it's five years, you're talking about a one and a half percent a year increase effective by having a seven and a half percent increase in -- they haven't had a raise in five years. The House added it. I don't think we want to take it out, unless you have something other than what I have seen. I know of no increase that would affect directly the grants to AFDC and General Assistance people. I do not -- I would rise in opposition of eliminating that increase, after five long years, that the House put into the bill.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Carroll -- I mean Senator Collins.

SENATOR COLLINS:

I need an answer to the question of whether -- if we are going to take this out, are we coming back with a specific bill to -- to grant the -- the increase?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland.

SENATOR COLLINS:

More or -- or less of what -- what are you planning to do?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President. Senator Collins, the

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bill, as introduced, had no increase for AFDC recipients. The House bumped that to -- to five. It was subsequently bumped to seven and a half. We intend to take them both out and bump it back to six percent, which - which the AFDC is six percent - which still puts it above -- above what the House had suggested when that bill came to this House.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Collins.

SENATOR COLLINS:

Well, where is that amendment? Are you saying that it's going to be above the 7.5 percent?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland.

SENATOR MAITLAND:

Senator Collins, what I said was, the subsequent amendment that will be offered will take the AFDC grant increase to six percent.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Collins.

SENATOR COLLINS:

Well, why -- why can't we just adopt this -- this one, and then possibly, you know, talk about reducing it. However, I'm not -- I'm opposed to reducing it, because the 7.5 percent most certainly is not adequate over a five-year period. You're talking about less, you know, little above one percent for five years. It makes absolutely no sense at all. I'm -- I just say that I would hope that the Members on this side would vote against this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Maitland, you wish to close?

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate.

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Senator Collins and Senator Carroll and others, we are committed to an AFDC grant increase. We are -- we are attempting to do that. We're trying to find a reasonable increase that's above anything else that we've dealt with except the amendment that I am asking to be -- to be supported here. We believe this is too much. Six percent is a more reasonable figure. I therefore move for the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

All right. Senator Maitland moves for the adoption of Amendment No. 8 to House Bill 859. Those in favor will signify by saying Aye. Opposed, Nay. It appears that the Nays have it and the amendment is defeated. There has been a request for a roll call. Senator Maitland now moves for the adoption of Amendment No. 8 to House Bill 859. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Madam Secretary. On that question, the Ayes are 29, Nays 30, none voting Present. Amendment No. 8 to House Bill 859 fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 9 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland. Senator Maitland's requested a verification. Everybody be in their seats. The Secretary will read the negative votes.

SECRETARY HAWKER:

The following Members voted in the negative: Alexander, Berman, Brookins, Carroll, Collins, Daley, D'Arco, del Valle, Demuzio, Thomas Dunn, Hall, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Luft, Marovitz, Netsch, Newhouse, O'Daniel, Rea, Severns, Smith, Vadalabene, Welch, Zito and Mr. President.

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PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, you question the...(inaudible)...of any Members?

SENATOR MAITLAND:

Senator Brookins.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Brookins.

SENATOR MAITLAND:

Oh, he's there.

PRESIDING OFFICER: (SENATOR LUFT)

Standing over here.

SENATOR MAITLAND:

Jeremiah Joyce.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Jeremiah Joyce. Senator Jeremiah Joyce. Strike his name, please, Madam Secretary.

SENATOR MAITLAND:

Senator Lechowicz.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Lechowicz. Is Senator Lechowicz in the Chamber? Senator Lechowicz. Strike his name, please, Madam Secretary. He just walked in the door. Add his name back, please.

SENATOR MAITLAND:

Senator Jones. Yeah, okay. Hi, Emil.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Jones. No further questions? No further questions, Senator Maitland?

SENATOR MAITLAND:

No, Sir.

PRESIDING OFFICER: (SENATOR LUFT)

All right. The roll call has been verified. The Ayes were 29, Yeas <sic> were 29, and the amendment fails. Further

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amendments?

SECRETARY HAWKER:

Amendment No. 9 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, on Amendment No. 9.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. This amendment adds forty-five million dollars to the hospital inpatient line to fund the -- what we thought to be -- to have been the agreed upon disproportionate share formula. Total funding, it was our understanding for this program, was to be -- was to be fifty thousand -- fifty million dollars. It was our understanding, as Senator Rock has indicated, that there was an agreement on -- on this. We believe that obviously, this bill is going to go to -- to conference, but I would move for the adoption of Amendment...

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? Senator Carroll.

SENATOR CARROLL:

Just to add to the state of confusion that we appear to be in. Just to find out how it is drafted in the sense that - you're going to withdraw it? Okay.

PRESIDING OFFICER: (SENATOR LUFT)

You wish to withdraw that amendment? Senator Maitland's asked to withdraw that amendment. Further-- further amendments?

SECRETARY HAWKER:

Amendment No. 9 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, on Amendment No. 9.

SENATOR MAITLAND:

Thank you, Mr. President and Members of the committee. This is a -- a reduction of the -- the House GRF add-ons. Included in

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this is the twelve million seven hundred thousand dollars that was originally established as that amount to pay for the -- for the children's hospitals. Community Health Centers are reduced by a two million dollars to a level to twelve -- twelve eight. The Homeless Shelter Program is reduced 3.5 to the introduced level of 3.6, at zero growth over FY'89. The funding requested for the Homelessness Prevention Act - 1.5 million dollars - is -- is eliminated. The Domestic Violence Shelters and Service Program is reduced five million to the introduced level, and the Extended Child Care is reduced by -- by three hundred thousand dollars. I would move for the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in strong opposition to this amendment, and believe the Members should be extremely aware of what this amendment would do. Because what this amendment would do, would be to delete, eliminate funding the following levels: Children's Hospitals, Children's Hospitals, Community Health Centers, Homeless Shelters, Homeless Prevention Program, Domestic Violence Shelters and Extended Child Care. While it is true that some of these are funded at a level as introduced by the Department, the House had adjusted those figures. This amendment would take twelve million seven hundred thousand dollars out from Children's Hospitals, Community Health Centers, Homeless Shelters, Homeless Prevention, Domestic Violence Shelters. I do not think that is the message that the Senate wants to send, and I would urge opposition to this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Collins.

SENATOR COLLINS:

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Could you tell me, of these vital human service programs, the total reduction for all of those, as enumerated by Senator Carroll?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland.

SENATOR MAITLAND:

First of all, Senator Collins, I think we have to separate the 12.7 million dollars from that. I -- I somewhat - Senator Carroll, I am disappointed with your comment on eliminating the funding for the Children's Hospital - both Senator Rock and I are dealing with this issue - so that is a nonissue and shouldn't be, you know, that we are -- I think you and I both agree that that ought to come out of here. So that leaves roughly twelve million dollars, Senator Collins, most of which are over and above the introduced level of the bill. We are simply taking it back to that level and -- so I don't think that -- that reduction is as -- as tragic as you may believe it to be.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Collins.

SENATOR COLLINS:

Senator, what is the total reduction?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland.

SENATOR MAITLAND:

Again, it would be slightly over twelve million dollars if you don't count the twelve seven. The total amount of the amendment is twenty-five million dollar reduction. There is twelve seven there that would be eliminated because we're not dealing with that issue. So it's about twelve million dollars.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Further discussion? Senator Maitland, you wish to close? Senator -- Senator Maitland moves for the

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adoption of Amendment No. 9 to House Bill -- House Bill 859. Those in favor will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Madam Secretary. On that question, the Ayes are 27, Nays 30, none voting Present. Amendment No. 9 to House Bill 859 fails. Further amendments? First of all, WCIA Television seeks permission to record in the Chambers. Is leave granted? Leave is granted. Further amendments?

SECRETARY HAWKER:

Amendment No. 10 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, Amendment No. 10.

SENATOR MAITLAND:

Thank you, Mr. President. Again, Madam Secretary, I'd like to ask you for the LRB number.

SECRETARY HAWKER:

That's MJRam02.

SENATOR MAITLAND:

Madam Secretary, I believe you want to withdraw that amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland wishes to withdraw that amendment. Any further amendments? Senator Rock, for what purpose do you seek -- oh, I'm sorry. Any further amendments?

SECRETARY HAWKER:

Amendment No. 10 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, on Amendment No. 10.

SENATOR MAITLAND:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 10 would -- would reduce the appropriation for

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inpatient hospital care by twelve seven. This is the twelve seven that we tried to take out on the previous amendment and I would move for the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I'd ask the Gentleman if he'd please withdraw this one. We -- we are indeed working on the same wavelength. The fact of the matter is, I spoke with the Speaker about less than a hour ago on the proposed amendment to Senate Bill 150. But as long as that process is still going on, I'd be a lot more comfortable with this thing in here. Rather than taking it out at this point, and betting on the come. Why don't we leave it in? In the event that we are successful with Senate Bill 150, and its amendment and the Children's Hospital are included, we can always take it out later.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President. Seldom, Senator Rock, do I rise and oppose anything that you suggest, but on this one -- this bill is going to -- is going to ultimately be in conference anyway. We already have, in my judgment, five million dollars over what is being discussed for -- for the new formula. This -- this puts us -- this puts us seventeen - nearly eighteen-million dollars over, and I just question the -- the -- question whether or not we ought to do that, and I respectfully disagree with you, sir.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Further discussion? If not, Senator Maitland moves for the adoption of Amendment No. 10 -- Senator Rock, I'm sorry. Roll call. Senator Maitland moves for the adoption of Amendment No. 10 to House Bill 859. Those in favor

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will vote Aye. Those opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Madam Secretary. On that question, the Ayes are 28, the Nays 30, none voting Present. Amendment No. 10 to House Bill 859 fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 11 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, on Amendment No. 11.

SENATOR MAITLAND:

Thank you, Mr. President. Madam Secretary, once again, the LRB would be MBjram01.

SECRETARY HAWKER:

That's correct.

SENATOR MAITLAND:

Madam Secretary, we would withdraw that amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland wishes to withdraw his amendment. Any further amendments?

SECRETARY HAWKER:

Amendment No. 11 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, on Amendment No. 11.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. This is the final amendment to help fund -- or to fund the appropriation for the IRAPP program. It is in the amount of forty-eight million dollars to Public Aid to initiate the funding for that program, and I would move for the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Maitland moves for the adoption of Amendment No. 11 to House Bill 859. Those in

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favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 11 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 12 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, Amendment No. 12.

SENATOR MAITLAND:

Thank you very much, Mr. President. Once again, Madam Secretary, the -- the LRB number would be MBJRam06.

SECRETARY HAWKER:

That is correct.

SENATOR MAITLAND:

This would be in the amount of 4.9 million dollars restored to General Revenue -- restores the General Revenue reduction -- General Revenue Fund reduction made in the House Committee Amendment No. 1, to reduce the active treatment rate for MI individuals under OBRA. This was a guesstimate on their part, admittedly so. It was at seven fifty. This bumps it back to ten dollars, which is the realistic fee, and I would move, Mr. President, for the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Maitland moves for the adoption of Amendment No. 12 to House Bill 859. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 12 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 13 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, Amendment No. 13.

SENATOR MAITLAND:

Thank you, Mr. President. Once again, Madam Secretary, MBJRam09.

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SECRETARY HAWKER:

That is correct.

SENATOR MAITLAND:

This was to be the six-percent grant increase - obviously it's not necessary now, and I would move -- I would ask that it be Tabled.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland asks for that amendment to be withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 13 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. There is no dollar change here. The effect of the amendment in that -- it deletes the separate line item for services under the Omnibus Budget Reconciliation Act of 1987, and rolls the seventy million one hundred thousand dollars back into long-term -- the long-term care line. I would move for the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Senator Carroll.

SENATOR CARROLL:

Yes. Mr. President, Ladies and Gentlemen of the Senate. At the request of many of the Members who've been involved in the OBRA problem, and based on actions taken in prior amendments, we've tried to identify that which is OBRA-related. ICFMI, the new designation, as well as the CILAs, on the idea of accountability. Since there has been some discussion on the legitimacy - and I don't mean that in a negative sense - of the numbers being used, the fear is when you roll the seventy-one million into an eight hundred million dollar line, it gets lost in

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the flush. We would prefer that it be kept as a line item, so that it can be tracked and funded. Recall that most of these end up being General Revenue dollars, and not always federal reimbursable dollars - all the more reason to track it carefully and not lose federal dollars through administrative oversights and problems as we have in other departments at other times. So I would urge opposition to this amendment. I think prior to this, we, in fact, line itemed this, so that we could track it at the request of many of our Members, and I would urge opposition to this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Maitland, you wish to close?

SENATOR MAITLAND:

Thank you very much, Mr. President. Senator Carroll, I respectfully disagree with you. We -- we can track this with the Department and you and I both know that. That's no problem. The -- the long and short of this is, we're going to be issuing two checks to each and every one of the facilities. This is burdensome, cumbersome, is not good government -- government, and I would -- would ask the Body's support of this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland moves for the -- Senator Maitland moves for the adoption of Amendment No. 13 to House Bill 859. Those in favor will signify by voting Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, please, Madam Secretary. On that question, the Ayes are 29, the Nays 30, none voting Present. Amendment No. 13 to House Bill 859 fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd Reading. On the Order of 2nd Reading is House Bill 8-6-0.

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Senator Etheredge. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 8-6-0.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I -- II offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of this -- this phases ten new positions for Drug-Free Illinois, 89.3. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Hall moves for the adoption of Amendment No. 1 to House Bill 860. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 1 -- Committee Amendment No. 1 is adopted. Further amendments -- committee amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Hall, Committee Amendment No. 2.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of this. Amendment No. 2 phases the publicity for the Drug-Free Illinois Campaign, 62.5. Move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Hall moves for the adoption of Amendment No. 2 to House Bill 860. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 2 is adopted. Further committee amendments?

SECRETARY HAWKER:

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Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. It eliminates Drug-Free Illinois' board's expansion by one hundred thousand.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Hall moves for the adoption of Amendment No. 3 to House Bill 860. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

Senator Welch offers Amendment No. 4.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch, on Amendment No. 4.

SENATOR WELCH:

Thank you, Mr. President. This amendment reduces fifteen new positions to Step One levels, and restores an incorrectly phased position, adjusting Social Security Retirement accordingly. The net effect is a change of twenty-one thousand dollars.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Welch moves for the adoption of Amendment No. 4 to House Bill 860. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it. Amendment No. 4 is adopted. Further Floor amendments?

SECRETARY HAWKER:

Amendment No. 5 offered by Senator Welch.

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PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch.

SENATOR WELCH:

Thank you. This amendment will phase in ten Drug-Free Illinois positions, and also it eliminates two Drug-Free Illinois planning positions. I'd move for adoption of the amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Welch moves for the adoption of Amendment No. 5 to House Bill 860. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 5 is adopted. Further Floor amendments?

SECRETARY HAWKER:

Amendment No. 6 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch, Amendment No. 6.

SENATOR WELCH:

Amendment No. 6 eliminates a DASA contract with the Secretary of State for a processing fee of DUI offenders' reinstatement fee. This would save ninety thousand dollars.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? If not, Senator Welch moves for the adoption of Amendment No. 6 to House Bill 860. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 6 is adopted. Any further Floor amendments?

SECRETARY HAWKER:

Amendment No. 7 offered by Senators Carroll and Berman.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll, Amendment No. 7.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This has no dollar impact. However, it is a passthrough of the hundred and sixty thousand dollars for steroid education funds to

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the State Board of Education. I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 7 to House Bill 860. Those in favor will signify by saying Aye. Those opposed, Nay. The Ayes have it, and the amendment's adopted. Further Floor amendments?

SECRETARY HAWKER:

Amendment No. 8 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Berman. Senator Berman, Senator Berman, Amendment No. 8. Senator Berman requests to withdraw that amendment. Further amendments?

SECRETARY HAWKER:

Amendment No... (machine cutoff)...(apparent electronic failure. Discussion on Amendment No. 8 omitted.)

PRESIDING OFFICER: (SENATOR LUFT)

...favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 8's adopted. Further Floor amendments?

SECRETARY HAWKER:

Amendment No. 9 offered by Senator Welch.

END OF TAPE

TAPE 4

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch, on Amendment No. 8 <sic> (9).

SENATOR WELCH:

Thank you, Mr. President. This amounts to no dollar change. It's a pass through a fetal alcohol syndrome?

PRESIDING OFFICER: (SENATOR LUFT)

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That's correct. Senator Maitland.

SENATOR MAITLAND:

You know, my -- my -- my only comment would be, it is necessary to advertise any program. It -- it -- a hundred and eighty-seven thousand dollars for advertisement is not that much, and I would suggest that the Body leave this amendment -- oppose this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Further discussion? Senator Welch, to close.

SENATOR WELCH:

Well, Mr. President, the reason for this amendment is that there are so many avenues of publicity available without having to budget State dollars to do so through community programs, it's felt that this is merely a redundancy and a waste of taxpayers' money. So I would move for adoption of the amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Welch moves for the adoption of Amendment No. 1 <sic> (9) to House Bill 860. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and the amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 9 -- 10, pardon me, offered by Senator Collins.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Collins.

SENATOR COLLINS:

Yes. Thank you, Mr. President and Members of the Senate. This is three million dollars for the prevention of cocaine babies to fund that provision of Senate Bill 613. I would move for its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator -- Senator Maitland.

SENATOR MAITLAND:

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Thank you. We -- we would just like, Mr. President, first of all to check the LRB. 60SAM1mp.

SECRETARY HAWKER:

That's correct.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland.

SENATOR MAITLAND:

Just curious to know, Senator, is this an appropriation or a grant?

PRESIDING OFFICER: (SENATOR LUFT)

Senator Collins.

SENATOR COLLINS:

Okay. I -- I withdraw this one. This apparently is the transfer one.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Collins wishes to withdraw this amendment? Any further amendments?

SECRETARY HAWKER:

Amendment No. 10 offered by Senator del Valle.

PRESIDING OFFICER: (SENATOR LUFT)

Senator del Valle, on Amendment No. 10.

SENATOR DEL VALLE:

Thank you, Mr. President. This amendment appropriates funds for a residential alcoholism and substance abuse treatment program.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator del Valle move -- I'm sorry. Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President. A question of the Chair. Is this amendment technically correct?

PRESIDING OFFICER: (SENATOR LUFT)

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Senator Maitland, the Chair is prepared to rule that the amendment is not technically correct. Any further amendments?

SECRETARY HAWKER:

Amendment No. 11 offered by Senator Collins.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Collins, Amendment No. 11.

SENATOR COLLINS:

Yes. Thank you, Mr. President and Members of the Senate. This amendment appropriates three million dollars for the prevention of addicted babies, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Senator Maitland.

SENATOR MAITLAND:

All of a sudden -- thank you, Mr. President. I -- we -- we don't have the amendment. I -- I assume that we have corrected perhaps somehow a previous amendment, and I guess we would at least like to look at the amendment, Senator.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Collins.

SENATOR COLLINS:

It has been passed out, Senator. I -- it should be on your desk.

PRESIDING OFFICER: (SENATOR LUFT)

Do you have a copy, Senator Maitland? Do you have a copy of the amendment? It has -- the amendment has been distributed, Senator Collins?

SENATOR COLLINS:

Yes.

PRESIDING OFFICER: (SENATOR LUFT)

The amendment has been distributed. Is there any discussion on Amendment No. 11 to House Bill 860? Senator Maitland. Senator Maitland.

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SENATOR MAITLAND:

I'm sorry, Mr. President, for the confusion. We -- I -- I believe have the same question we had on the previous amendment. Is the -- is the amendment technically correct? Where is it inserted? There is -- there's no language that suggests that.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Maitland, the Chair is once again prepared to rule that Amendment No. 11 to House Bill 60 <sic> is not technically correct. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd Reading. On the Order of 2nd Reading is House Bill 861. Senator Maitland. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 861.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd Reading. On the Order of 2nd Reading is House Bill 862. Senator Etheredge. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 862.

(Secretary reads title of bill)

2nd Reading of the bill. Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll.

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SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the operating lines in the asbestos litigation division, reducing them, and the reappropriation language change. I would move the adoption.

PRESIDING OFFICER: (SENATOR LUFT)

All right. Senator Carroll -- discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 862. Those in favor, signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 1 is adopted. Further -- committee amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Carroll, Amendment No. 2.

SENATOR CARROLL:

This would increase the -- increase the reappropriation line by five hundred and thirty-seven thousand. I would move its adoption.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Carroll moves for the adoption of Amendment No. 2 to House Bill 862. Those in favor will signify by saying Aye. Opposed, Nay. The Ayes have it, and Amendment No. 2 is adopted. Further Floor amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Etheredge.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Etheredge, Amendment No. 3.

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SENATOR ETHEREDGE:

Yes. Thank you -- thank you, Mr. President, Ladies and Gentlemen of the Senate. What this -- amendment deletes everything after the enacting clause, and inserts a one-dollar appropriation for the Asbestos Abatement Authority. We've already added this appropriation bill on to an earlier one. So I would move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR LUFT)

Discussion? Discussion? If not, Senator Etheredge moves for the adoption of Amendment No. 3 to House Bill 862. Those in favor will signify by voting Aye -- or saying Aye. Those opposed, Nay. The Ayes have it, and Amendment No. 3 to House Bill 862 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd Reading. On the Order of 2nd Reading is House Bill 863. Senator Donahue. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 863.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR LUFT)

Floor amendments?

SECRETARY HAWKER:

No Floor amendments.

PRESIDING OFFICER: (SENATOR LUFT)

3rd Reading. On the Order of 2nd Reading is House Bill 864. Senator Raica. Senator Raica. On the Order of -- Senator Weaver. Read the bill, please.

SECRETARY HAWKER:

House Bill 864.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator Weaver -- Senators Weaver and Philip offer Amendment No. 1.

PRESIDING OFFICER: (SENATOR LUFT)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. This would restore seventeen thousand one hundred in GRF to Medical Center Commission budget, back to its introduced level. That'd be thirteen thousand nine hundred in personal service, six hundred in retirement, and a thousand in Social Security, and it restores the head count from 7.7 to eight bodies.

PRESIDENT ROCK:

All right. Discussion? Any discussion? If not, the question is the adoption of Amendment No. 1. Senator Weaver has moved its adoption. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments?

PRESIDENT ROCK:

3rd Reading. 865. Senator Fawell. Senator Fawell in the room? Read the bill, Madam Secretary.

SECRETARY HAWKER:

House Bill 865.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

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SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 942. Senator Demuzio. Read the bill, please.

SECRETARY HAWKER:

House Bill 942.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This partially restores the two-thirds/one-third funding for collective bargaining personnel. I'm -- I'm sorry, one second. All right. After discussion on the collective bargaining issue, I would move to Table Committee Amendment No. 1.

PRESIDENT ROCK:

All right. Senator Carroll has moved to Table Committee Amendment No. 1. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. Committee -- Committee Amendment No. 1 is Tabled. Further amendments?

SECRETARY HAWKER:

Committee Amendment No. 2.

PRESIDENT ROCK:

Committee Amendment No. 2. Senator Etheredge. Senator Carroll. Senator Carroll.

SENATOR CARROLL:

Likewise, I would move to Table Committee Amendment No. 2.

PRESIDENT ROCK:

All right. Senator Carroll has moved to Table Committee Amendment No. 2 to House Bill 942. Discussion? If not, all in

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favor, indicate by saying Aye. All opposed. The Ayes have it.
Amendment No. 2 is Tabled. Further Amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator Carroll offers Amendment No. 3.

PRESIDENT ROCK:

Senator Carroll, on Amendment No. 3.

SENATOR CARROLL:

Withdraw. Would seek leave to withdraw.

PRESIDENT ROCK:

All right. Amendment's withdrawn. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Demuzio.

PRESIDENT ROCK:

Senator Demuzio, on Amendment No. 3.

SENATOR DEMUZIO:

Thank you. On Amendment No. 3, it's my understanding that all we are doing, we are not increasing the -- the total amount of the appropriation as they came over from the House, we are simply just reallocating the -- the line items. Particularly, we are breaking out the collective bargaining unit into a separate particular line item by -- by itself, and I would move its adoption.

PRESIDENT ROCK:

Senator Demuzio's moved the adoption of Amendment No. 3 to House Bill 942. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDENT ROCK:

3rd Reading. 994. Senator Davidson. Read the bill, please, Madam Secretary.

SECRETARY HAWKER:

House Bill 994.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Are there amendments from the Floor?

SECRETARY HAWKER:

Senator Luft offers Amendment No. 1.

PRESIDENT ROCK:

Senator Luft, on Amendment No. 1.

SENATOR LUFT:

Would you please withdraw those, Mr. President? I'm sorry.

PRESIDENT ROCK:

All right. Withdraw the amendments. Further amendments? Senator Luft, all the amendments you had filed - you had four of them up here, I guess? Five? Okay. Five. Yes. Further amendments?

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Rea.

PRESIDENT ROCK:

Senator Rea.

SENATOR REA:

Thank you, Mr. President. This amendment would provide for the purchase and renovation for Christopher Library of a hundred thousand dollars. I would move for its adoption.

PRESIDENT ROCK:

All right. Senator Rea has moved the adoption of Amendment No. 1 to House Bill 994. Discussion? Senator Etheredge. I'm sorry. Senator Davidson. Oh. Senator Etheredge.

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SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in opposition to this amendment, and -- what we are proposing to have happen here, is to cause the Office of the Secretary of State to purchase and renovate the library for the City of Christopher. I think we've all got cities in our district with libraries that we might just like to have the State assume the responsibility for. I think this is a terrible precedent. We should not embark down this road. I ask for a -- the defeat of this amendment.

PRESIDENT ROCK:

Further discussion? Senator Rea, you wish to close?

SENATOR REA:

Thank you, Mr. President. Actually, this is a kind of regional approach. There are many smaller communities right there in the area, and this brings about a regional approach tied in with the Shawnee Library System, and certainly will provide a great service to that area. I would move for the adoption.

PRESIDENT ROCK:

All right. Senator Rea has moved the adoption of Amendment No. 1 to House Bill 994. Those in favor of the amendment will vote Aye. Opposed, vote Nay. And the voting's open. Have all voted who wish? Have all voted wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 30 voting Aye, 29 Nays, none voting Present. Amendment No. 1 is adopted. Senator Etheredge.

SENATOR ETHEREDGE:

I would -- I would ask for a verification of the affirmative votes, Mr. President.

PRESIDENT ROCK:

That request is in order. Senator Etheredge has requested a verification of the affirmative vote. Will the Members be in

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their seats. Madam Secretary, please read the affirmative roll.

SECRETARY HAWKER:

The following Members voted in the affirmative: Alexander, Berman, Brookins, Carroll, Collins, Daley, D'Arco, del Valle, Demuzio, Thomas Dunn, Hall, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Luft, Marovitz, Netsch, Newhouse, O'Daniel, Rea, Severns, Smith, Vadalabene, Welch, Zito and Mr. President.

PRESIDENT ROCK:

Senator Etheredge, do you question the presence of any Member?

SENATOR ETHEREDGE:

Yes. Senator Jeremiah Joyce.

PRESIDENT ROCK:

Senator Joyce. Senator Joyce on the Floor? Senator Joyce? Strike his name, Madam Secretary.

SENATOR ETHEREDGE:

Senator Jones.

PRESIDENT ROCK:

Senator Jones is in the Well.

SENATOR ETHEREDGE:

Senator Lechowicz.

PRESIDENT ROCK:

Senator Lechowicz on the Floor? Senator Lechowicz on the Floor? Strike his name.

SENATOR ETHEREDGE:

That's it.

PRESIDENT ROCK:

All right. On that question, the roll has been verified. The Ayes are 28, the Nays are 29, none voting Present. The amendment fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDENT ROCK:

3rd Reading. 1211. Senator Hall. On the Order of House Bills 2nd Reading is House Bill 1211. Read the bill, please.

SECRETARY HAWKER:

House Bill 1211.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations II offers Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Hall, on Committee Amendment No. 1.

SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is 1211. It just simply adds one dollar to the other, to make a total of two dollars. This is a vehicle bill. I move for the adoption of this.

PRESIDENT ROCK:

Senator Hall's moved the adoption of Committee Amendment No. 1 to House Bill 1211. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. 1212. Read the bill, Madam Secretary, please.

SECRETARY HAWKER:

House Bill 1212.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Appropriations I offers

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Committee Amendment No. 1.

PRESIDENT ROCK:

Senator Carroll, on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This becomes a Court of Claims awards bill. This would add two million eight hundred nine thousand nine hundred dollars in various awards that have been signed by the requisite number of judges of the Court of Claims. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll's moved the adoption of Committee Amendment No. 1 to House Bill 1212. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

Senator O'Daniel offers Amendment No. 2.

PRESIDENT ROCK:

Senator O'Daniel, on Amendment No. 2.

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. This amendment addresses a settlement agreement between the Office of the Attorney General, the Capital Development Board, and a claimant for construction work at the Department of Corrections' minimum security correction at Vienna, and it's for a hundred and thirty-three thousand two hundred and eighty-one dollars. I'll attempt to answer any questions. If not, I would move for the adoption of this amendment.

PRESIDENT ROCK:

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All right. Senator O'Daniel's moved the adoption of Amendment No. 1 -- Amendment No. 2 to House Bill 1212. Discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President. We're -- we're looking for the amendment here, so that -- would the -- would the sponsor please give me the -- the numbers of this -- of this amendment? I have an amendment in my hand; I just want to make sure it's the right one.

PRESIDENT ROCK:

Senator O'Daniel. Madam Secretary, why don't you read the amendment number?

SECRETARY HAWKER:

1212SAMLct.

PRESIDENT ROCK:

Senator Etheredge.

SENATOR ETHEREDGE:

Will the sponsor yield?

PRESIDENT ROCK:

Indicates he will yield. Senator Etheredge.

SENATOR ETHEREDGE:

I have a copy of this amendment that's just been put in my hands. We've not seen this -- this before. We note here that it still has a claim number here. We wonder if this award has been signed off on, by the -- by the court?

PRESIDENT ROCK:

Senator O'Daniel.

SENATOR O'DANIEL:

Yes. Senator Etheredge, I understand it has. I might -- I might read the full amendment to you. It says this Floor amendment to the Court of Claims award bill would appropriate a hundred and thirty-three thousand three hundred dollars to DeMars

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Inc., a contractor who performed construction work for the Department of Correction at the Vienna Correction Center. DeMars became involved in a dispute with the Capital Development Board over the work not in compliance with specifications, and filed a case with the Court of Claims. The court denied the claims for technical reasons, but the claimant was able to negotiate a joint agreement for settlement with Capital Development Board, represented by the Attorney General. And this amendment appropriates the sum agreed upon by all parties in the settlement.

PRESIDENT ROCK:

Senator Etheredge.

SENATOR ETHEREDGE:

Well, Senator, we have absolutely no objection to all -- to any claims in which the court has signed off on. Our only problem with this is that we have received no award letter -- no indication that this has been finalized, and that is the basis for our objection to this amendment.

PRESIDENT ROCK:

All right. Further discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. Just by way of explanation. This is not a signed Court of Claims award, by the requisite number of judges. Because of a technical dispute -- or technical reasons, they could not sign. Two processes can then happen. One is where we ask them to review it and tell us whether it's legitimate or not, and they give us such a signed opinion, which is not a court opinion. That is also not the case here. In lieu of that, Capital Development, Court of Claims and the claimant met and settled the dispute, and the three have asked us to put it in the awards bill as a settled claim, settling the dispute, and therefore terminating the proceedings. That's why I would rise in support of the adoption of the amendment.

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PRESIDENT ROCK:

All right. Senator O'Daniel's moved the adoption of Amendment No. 2 to House Bill 1212. Further discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President. I think appropriate procedure in a case like this would be for the -- the parties to report to both sides here. That has not yet happened, in this case. I -- I think that this award is -- is premature until that step is taken, and therefore I would continue my objection to this amendment.

PRESIDENT ROCK:

Further discussion? Senator O'Daniel, you wish to close?

SENATOR O'DANIEL:

Yes. I'd -- I would ask for a favorable vote on this.

PRESIDENT ROCK:

The question is, the adoption of Amendment No 2 to House Bill 1212. Those in favor of the amendment will vote Aye. Opposed will vote Nay, and the voting's open. Have all voted who wish? Take the record. On that question, there are 31 Ayes, 27 Nays, none voting Present. Amendment No. 2 is adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Carroll.

PRESIDENT ROCK:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment makes a technical correction in the bill, by appropriating an award from the correct fund. I would move its adoption.

PRESIDENT ROCK:

Senator Carroll moves the adoption of Amendment No. 3 to House

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Bill 1212. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Carroll.

PRESIDENT ROCK:

Senator Carroll, on Amendment No. 4.

SENATOR CARROLL:

Can -- let me withdraw it.

PRESIDENT ROCK:

Withdraw the amendment, Madam Secretary. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1213. Senator Carroll. On the Order of House Bills 2nd Reading is House Bill 1213. Read the bill.

SECRETARY HAWKER:

House Bill 1213.

(Secretary reads title of bill)

2nd Reading of the bill. No committee amendments.

PRESIDENT ROCK:

Any amendments from the Floor?

SECRETARY HAWKER:

No Floor amendments.

PRESIDENT ROCK:

3rd Reading. Ladies and Gentlemen, if I can direct your attention back to Page 26. Then we will move to the Order of Recalls to afford the members an opportunity to amend bills if they wish to recall them. But on Page 26, the Chair has been informed that there was a technical error in the amendment that was adopted. So on the Order of House Bills 3rd Reading is House Bill 659. Senator Alexander seeks leave of the Body to return that

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bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 659. Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Alexander.

PRESIDENT ROCK:

Senator Alexander.

SENATOR ALEXANDER:

Thank you, Mr. President. This is the amendment that technically amends the 51.2 thousand dollars that was erroneously misprinted in the prior amendment for the State Appellate Defender budget.

PRESIDENT ROCK:

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. As I understand this amendment now, it does add fifty-one thousand two hundred dollars into the State's Appellate Defender budget to allow for the hiring of three new assistant defenders. Is that correct, Senator? All right. Very good. I...

PRESIDENT ROCK:

Senator Alexander.

SENATOR ALEXANDER:

That is correct.

PRESIDENT ROCK:

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you very much. I...I rise in opposition to this amendment and would request a roll call, Mr. President.

PRESIDENT ROCK:

All right. Further discussion? Senator Philip.

SENATOR PHILIP:

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Thank you, Mr. President, Ladies and Gentlemen of the Senate. I also disagree with this amendment. And quite frankly, we ought to think about the history about it. This was a federal program that came in, with federal money that...that was financed three or four years from the federal government. And then of course it was matching funds. And then finally the government...the federal government took their money away, and we got stuck with these lawyers who are defending criminals who have been convicted at the circuit court level. Now, after they've...(inaudible)...at the circuit court level, we're going to give them another free lawyer for the appellate court level. I suppose next time we'll...we'll have somebody for the...the supreme court level. So we'll give them three shots at it. And let me tell you this. Look at what the records would indicate. An appellate court judge, in my appellate court district, writes on average ten to twelve opinions a week. Some...some were around forty a month. You know what these public defenders defend a week? One. One. These are full-time jobs. They're unnecessary. And we ought to defeat this amendment.

PRESIDENT ROCK:

All right. Further discussion? Senator Alexander, you may close.

SENATOR ALEXANDER:

Thank you, Mr. President. The reference made to the public defender in general does not relate to this bill dealing with the State Appellate Defender's Office. This bill does deal with those defendants who are on appeal just as the State Appellate Prosecutor State's Attorney piece of legislation, which we are now funding, does. This department has been completely underfunded. Their caseload is continuously increasing. And if we are going to maintain and keep this idea of a State Appellate Defender's Office, I see no more than fair that they should receive additional funding of at least three additional public defenders

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when they are down seventeen. And I would ask your Aye vote in this instance.

PRESIDENT ROCK:

All right. The question is the adoption of Amendment No. 1 to House Bill 659. Those in favor of the amendment will vote Aye. Opposed, vote 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 32 Ayes, 27 Nays, and the amendment is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. All right. Ladies and Gentlemen, if I can turn your attention -- direct your attention to the Order of Recalls, we'll move to the Order of House Bills 3rd Reading. There are forty-five or fifty requests for Recalls. Turn to Page 5 on the Calendar, on the Order of House Bills 3rd Reading is House Bill 56. Senator Holmberg seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 56, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Holmberg.

PRESIDENT ROCK:

Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. This amendment exempts Chicago from having to obtain written approval from DOT for any new subdivision plat, with respect to roadway access to a State highway. The Department of Transportation has no objection to this amendment, and its intent is to streamline and reduce time involved in the plat review and approval process.

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PRESIDENT ROCK:

All right. Senator Holmberg's moved the adoption of Amendment No. 1 to House Bill 56. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 72. Senator Marovitz seeks leave of the Body to return House Bill 72 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 72, Madam Secretary.

SECRETARY HAWKER:

House Bill 72. Amendment No. 1 offered -- House Bill 72 -- offered by Senator Watson.

PRESIDENT ROCK:

Senator Watson, on Amendment No. 1.

SENATOR WATSON:

Thank you, Mr. President. This simply adds an effective date. I move for its adoption.

PRESIDENT ROCK:

Senator Watson's moved the adoption of Amendment No. 1 to House Bill 72. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 90. Senator Marovitz. On the Order of House Bill 2nd -- 3rd Reading is House Bill 90. Senator Marovitz seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is

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granted. On the Order of House Bills 2nd Reading, House Bill 9-0, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senators O'Daniel, Woodyard and DeAngelis.

PRESIDENT ROCK:

Senator O'Daniel.

SENATOR O'DANIEL:

Thank you, Mr. President and Members of the Senate. This amendment deletes everything after the enacting clause, and requires health care programs to advertise in a paper of general circulation sixty days before the pharmacy contract is let. And -- and this amendment allows chains of drug stores and independent pharmacies knowledge of the contract, and independent pharmacies to join together and bid on pharmacy contracts. And this -- this amendment is supported by the AFL-CIO, the Illinois Manufacturers Association, the Illinois State Chamber of Commerce, the Illinois Federation of Teachers, the United Steel Workers of America, the Associated Employees - Illinois, City of Chicago, United Auto Workers, Walgreens, AFSCME, International Brotherhoods, Firefighters, and Chicago Association of Commerce and Industry. I'd appreciate the adoption of this amendment.

PRESIDENT ROCK:

All right. Senator O'Daniel has moved the adoption of Amendment No. 1 to House Bill 90. Discussion? Senator Watson.

SENATOR WATSON:

Well, thank you, Mr. President. I'd like to ask the sponsor a question.

PRESIDENT ROCK:

Indicates he will yield, Senator Watson.

SENATOR WATSON:

Is there any exemption in your amendment from anti-trust laws?

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PRESIDENT ROCK:

Senator O'Daniel.

SENATOR O'DANIEL:

Let me turn my hearing aid up. What was your question?

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

Is there any exemption in the language of your amendment, that would exempt this from the anti-trust laws?

PRESIDENT ROCK:

Senator O'Daniel.

SENATOR O'DANIEL:

No.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

Well, actually what the amendment does, and I have to rise in opposition, Mr. President, is simply gut the bill and -- and really make it noneffective. All we're doing here is notifying the independent stores that they can bid on it, just as the large chains can. Now let me just give you a scenario that would -- could develop in my area, and -- and, of course, would directly affect my store, and this is a bill in which I have a conflict of interest. But I am trying to do what I think is right for my constituency. We have a situation in which Medicare-Glaser, let's say, is the contracting HMO for McDonnell-Douglas, major employer in St. Louis, of which there's naturally a lot of people in Illinois who work at McDonnell-Douglas. Medicare-Glaser is the contracting pharmacy for that HMO. Now, is Watson's Drug Store going to be considered by that HMO when it comes to the contract? Well obviously not, because Medicare-Glaser, primarily, is in the St. Louis area, of which it really obviously should be, and they

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should be probably the contracting pharmacy. But to say that independent pharmacists will get an equal opportunity to bid on these contracts is simply not the case. This really -- this amendment doesn't do anything but kill the bill and kill what we're trying to do with the legislation. I know a lot of you have been contacted by your independent pharmacies back home; they are quite concerned about this. This is the -- this type of legislation really is the future of independent corner drug stores. This is -- this type of legislation is needed for their survival. And I strongly oppose this amendment, and certainly hope that the Membership will also. Thank you.

PRESIDENT ROCK:

Further discussion? Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. As the sponsor of this bill, I agreed to recall the bill, and I agreed in committee to try and work with both sides to try and reach a compromise. And we agreed to recall the bill to accommodate any amendments which could be agreed upon by the parties. Now the proponents of the bill - we have agreed to an amendment that was brought to me by the AFL-CIO to accommodate some members of the AFL-CIO and to accommodate Carle Clinic in Champaign, Illinois, and you will see that amendment coming, I believe, after this one. The proponents of the bill, the small independent pharmacies, have not agreed to this amendment. It guts the bill and it really is not a compromise of any sort whatsoever. The pharmacists that you have heard from are against this amendment. In effect, it will put them out of business. The amendment, as drafted, allows the opponents of this bill an easy way to avoid working with the independent pharmacists. The plan administrator is allowed, by this amendment, to reject any and all bids. So if all bids are rejected, then it's safe to assume that

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the current contracts can just be extended for the two-year period during which we have a sunset clause in the bill. And therefore, during the two-year period of this bill, nothing whatsoever will be effective during the two years until this bill is sunsetted. This amendment merely guts the bill. At least give us a chance to have the bill in the shape that we would like it, and have it voted on, on 3rd Reading. The next amendment is an amendment that was brought to us by AFL-CIO, by Carle Clinic in Champaign. We agreed to that amendment. We will put that amendment on next. Allow us to have a vote up or down on the merits of the bill. You know what the arguments are. This amendment guts the bill. I urge you to vote No.

PRESIDENT ROCK:

Further discussion? Senator Raica.

SENATOR RAICA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. If you heard what Senator Marovitz has said, this amendment was sponsored by the opponents of the bill, and the word "compromise" was used. This was not a compromise for the people that this bill was intended to help, as Senator Marovitz stated. What this amendment would do is totally gut the bill, and not allow the people who the bill was intended for, any aid whatsoever. If -- if they truly wanted a compromise, as Senator Marovitz stated, the amendment that's going to be offered is on behalf the AFL-CIO -- is the amendment to go with. And I support Senator Marovitz in defeating this amendment.

PRESIDENT ROCK:

Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Well, I rise in opposition to the amendment. The local independent pharmacies, who have been asking us for some help, don't expect in most cases to get all the

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business. And that's what this amendment would, in effect, do - would put them into a bidding situation against the large pharmacies. All they want is some of the action. And I think that if we adopt this amendment, then basically, what you are going to have is the local pharmacy getting a request as to whether or not they want to bid on this huge contract that they may not be able to fill anyway, and still not be able to participate and offer local service to the members of the HMO or the PPO, and I think it's a bad amendment. We ought vote the bill up or down, without this amendment.

PRESIDENT ROCK:

All right. Further discussion? Further discussion? Senator O'Daniel, you wish to close?

SENATOR O'DANIEL:

Thank you, Mr. President. I think there has been a lot of overreaction, and the bottom line is that the amendment does not increase health care costs like House Bill 90 does, but may end up lowering the cost and with all of the organizations that's sponsored, it has to be a good bill - and a good people bill - and I'd move for the adoption.

PRESIDENT ROCK:

Senator O'Daniel's moved the adoption of Amendment No. 2 to House Bill 90. Those in favor of the amendment will vote Aye. Opposed will vote 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 15 Ayes, 36 voting Nay, and the amendment fails. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Marovitz.

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

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Thank you very much, Mr. President. This is the amendment that was brought to us by the AFL-CIO and Carle Clinic. It exempts from the purview of the bill those pharmacies that are owned by HMOs, and I would ask for the adoption of this amendment.

PRESIDENT ROCK:

All right. Senator Marovitz has moved the adoption of Amendment No. 3 to House Bill 90. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 225. Senator O'Daniel. 227. Senator D'Arco seek leave of the Body to return House Bill 227 - bottom of Page 6 - to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 227, Madam Secretary. We haven't got the amendment yet, John.

SECRETARY HAWKER:

Amendment No. 3 offered by Senator D'Arco.

PRESIDENT ROCK:

Senator D'Arco.

SENATOR D'ARCO:

Thank you. Mr. President, Amendment No. 3 provides that the Clerks of the Circuit Court would receive their base salary, plus three percent, on or after December 1st, 1990. And I would move for its adoption.

PRESIDENT ROCK:

Senator D'Arco's moved the adoption of Amendment No. 3 to House Bill 227. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

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SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 257. Senator Berman. 261. Senator Weaver seeks leave the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 261, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Rea.

PRESIDENT ROCK:

Senator Rea, on Amendment No. 1.

SENATOR REA:

Thank you, Mr. President and Members of the Senate. This amendment authorizes the conservancy district to convey some land to the State for the building of a Southern Illinois Arts and Crafts Marketplace. I would move for its adoption.

PRESIDENT ROCK:

All right. Senator Rea's moved the adoption of Amendment No. 1 to House Bill 261. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. Amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Demuzio.

PRESIDENT ROCK:

Senator Demuzio, on Amendment No. 2.

SENATOR DEMUZIO:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 2 is -- it deals with the -- the Drainage Code. Currently in the Drainage Code, if -- the -- the drainage report has to be filed with the -- with the court. And it is required in the current law that there is a hearing to be held. What this

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does is -- it says that -- that a report that has been filed with the clerk of the court -- a hearing would be triggered only upon the request of an individual for such a hearing. It's designed to be a cost-saving measure. I don't know of -- the number of hearings that have been held throughout the State of Illinois, but I think that they're little and far between.

PRESIDENT ROCK:

Senator Demuzio's moved the adoption of Amendment No. 2 to House Bill 261. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. -- no further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Rea. 416. Senator Rea seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 4-1-6, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Vadalabene.

PRESIDENT ROCK:

Senator Vadalabene. Senator Vadalabene.

SENATOR VADALABENE:

Yes. This is the State's minimum salary for teachers and Senator Kustra is going to handle it.

PRESIDENT ROCK:

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President. This particular amendment raises the minimum teacher's salary from ten thousand dollars a year to seventeen thousand dollars a year. It's largely a symbolic

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measure; it affects about a thousand teachers across the State. As I think most of you know, Illinois now ranks at the bottom of industrial states in terms of minimum teacher salaries. If we're going to make any kind of a commitment to education and teachers across the State, I think this amendment does it. And I would urge its adoption.

PRESIDENT ROCK:

All right. Senator Kustra and Vadalabene have moved the adoption of Amendment No. 2 to House Bill 416. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Middle of Page 8, House Bill on 3rd Reading. House Bill 530. Senator Severns seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 530, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Severns.

PRESIDENT ROCK:

Senator Severns.

SENATOR SEVERNS:

Thank you, Mr. President, Members of the Senate. This amendment was brought to me as a product of -- of completing the process of internal reorganization in the Commerce Commission's Transportation Programs, which was started by House Bill 2207 two years ago. It is the completion of the Commercial Transportation Act that we started implementing on January 1st, 1987. I know of no opposition.

PRESIDENT ROCK:

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Senator Severns has moved the adoption of Amendment No. 1 to House Bill 530. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 594. Senator Mahar seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 5-9-4, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Jacobs.

PRESIDENT ROCK:

Senator Jacobs, on Amendment No. 1.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This amendment strictly exempts Chicago from the referendum process, and ask for your support.

PRESIDENT ROCK:

Senator Jacobs has moved the adoption of Amendment No. 1 to House Bill 594. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 714. Senator Fawell. Senator Fawell. Going once. Senator Fawell seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 714, Madam Secretary.

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SECRETARY HAWKER:

Amendment No. 1 offered by Senator Fawell.

PRESIDENT ROCK:

Senator Fawell.

SENATOR FAWELL:

Thank -- thank you very much. This is the amendment which will -- that we talked about in committee, which will allow the forest preserve police just to have jurisdiction inside the forest preserve itself, and if they go outside of the forest preserve, they are under the jurisdiction of the local police.

PRESIDENT ROCK:

All right. Senator Fawell's moved the adoption of Amendment No. 1 to House Bill 714. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 729. Senator Madigan seeks -- 7-2-9. Top of Page 9. Senator Madigan seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 729, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Fawell.

PRESIDENT ROCK:

Senator Fawell.

SENATOR FAWELL:

Thank you very much. This puts in the books really what DuPage County is doing right now. It gives them a two-and-a-half-cent tax levy for the county convalescent home, and it corrects some legislation that was -- enacted in January, 1988. Be glad to

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answer any questions.

PRESIDENT ROCK:

Senator Fawell has moved the adoption of Amendment No. 1.
Discussion? Senator Holmberg.

SENATOR HOLMBERG:

Thank you, Mr. President. I -- I think the -- the Body should pay attention to this one, because it permits DuPage County to levy a two-and-a-half-cent tax without referendum for nursing home purposes, and I think that's establishing a precedent that we'd all like to know about.

PRESIDENT ROCK:

Further discussion? Senator Zito.

SENATOR ZITO:

Same question.

PRESIDENT ROCK:

Senator Demuzio. Senator Fawell, you wish to close?

SENATOR FAWELL:

Yes. Thank you very much. This tax is -- this tax is already in place. It already is levied. This is a -- not an additional tax; this is being done already in the -- in the County of DuPage. It's correcting some -- some language that clears up what we're doing.

PRESIDENT ROCK:

All right. The question is the adoption of Amendment No. 1 to House Bill 729. Those in favor of the amendment will vote Aye. Opposed, vote 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 18 voting Aye, 37 voting Nay. The amendment fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

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3rd Reading. Top of Page 9. 737. Senator Marovitz seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 737, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Hawkinson.

PRESIDENT ROCK:

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. Inquiry of the Secretary. Is this the amendment that ends 02?

SECRETARY HAWKER:

Yes, it is.

SENATOR HAWKINSON:

Thank you.

PRESIDENT ROCK:

Senator Hawkinson.

SENATOR HAWKINSON:

This is the amendment that we discussed with the proponents in committee and we discussed on the Floor when this bill was on - on 2nd Reading. What this amendment does -- simply provides that the court must determine that these matters that are raised by the bill are properly in its jurisdiction, before a continuance is granted. And I would ask for the adoption of the amendment.

PRESIDENT ROCK:

Senator Hawkinson's moved the adoption of Amendment No. 2 to House Bill 737. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Hawkinson.

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PRESIDENT ROCK:

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. This amendment deals with adoption investigations -- reports of investigation. Right now, when there is an adoption, the court does order an investigation, and a report is made with the court. There's has been some problem with DCFS demanding that the reports be returned to the agency, so they're no longer a part of the record of proceeding. This amendment would provide that the report shall be filed with the record of the proceeding. However, it provides that it will be impounded and not available to the public. And I would ask for the adoption of the amendment.

PRESIDENT ROCK:

Senator Hawkinson's moved the adoption of Amendment No. 3 to House Bill 737. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 10. 929. Senator Barkhausen seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 929, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Geo-Karis.

PRESIDENT ROCK:

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the...of the Senate.

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This bill...this amendment will amend the Criminal Code to create a civil cause of action on behalf of the victim of a...of a sex offense against the manufacturer, producer or wholesale distributor of obscene material that was the proximate cause of the defendant's attack on the victim. And I urge a favorable consideration of this amendment.

PRESIDENT ROCK:

Senator Geo-Karis has moved the adoption of Amendment No. 2 to House Bill 929. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Middle of Page 10. Senate Bill -- House Bill 1000. Senator Severns seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1000, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Severns.

PRESIDENT ROCK:

Senator Severns, on Amendment No. 1.

SENATOR SEVERNS:

Thank you, Mr. President and Members of the Senate. Amendment No. 1 is simply technical and clarifying in intent. It is an agreed-upon amendment, signed off by all involved parties including the Speaker, the Treasurer, the Illinois Bankers Association, Community Bankers and the S & Ls. I know of no opposition, and urge adoption.

PRESIDENT ROCK:

Senator Severns has moved the adoption of Amendment No. 1 to

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House Bill 1000. Any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Middle of Page 10. Senator Savickas, on 1027. Senator Savickas seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order -- I'm sorry. All right. Senator Savickas, the amendment is not physically with us, so we'll have to do it tomorrow. I just work here, I didn't eat the amendment. 1131. Senator Berman seeks leave of the Body to return -- House Bill 1131 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 1131, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Berman.

PRESIDENT ROCK:

Senator Berman.

SENATOR BERMAN:

Thank you. All this amendment does is to make a slight technical change from 1989 to dash 90. I move the adoption of Amendment No. 1.

PRESIDENT ROCK:

Senator Berman's moved the adoption of Amendment No. 1 to House Bill 1131. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

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PRESIDENT ROCK:

3rd Reading. Senator Donahue, on 1227. Senator Donahue seeks leave of the Body - top of Page 12 - to return House Bill 1227 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 1227, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Donahue.

PRESIDENT ROCK:

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment - I believe, No. 1 - to Senate Bill -- or House Bill 1227, adds the word "Center" to Service Center Region. It's in a sense technical, but it does change it slightly.

PRESIDENT ROCK:

Senator Donahue's moved the adoption of Amendment No. 1 to House Bill 1227. Any discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Barkhausen. 1251. Senator Barkhausen seeks leave of the Body to return that Bill 1251 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1251, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Barkhausen.

PRESIDENT ROCK:

Senator Barkhausen.

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SENATOR BARKHAUSEN:

Mr. President and Members. Amendment No. 1 to House Bill 1251 makes it a petty offense for a person to use a facsimile machine to send unsolicited advertising or fund-raising material, except to a person which the sender knows or, under all the circumstances reasonably believes, has given the sender permission for the sending of such material. I'd be happy to answer any questions, otherwise move the adoption of the amendment.

PRESIDENT ROCK:

Senator Barkhausen's moved the adoption of Amendment No. 1 to House Bill 1251. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1278. Senator Barkhausen seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 1278, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senators Geo-Karis and Fawell.

PRESIDENT ROCK:

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, this amendment simply says that before a forest preserve district can condemn property, they must first obtain the consent by resolution of the county board of two-thirds of the county board members, for such a resolution. I urge favorable consideration.

PRESIDENT ROCK:

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All right. Senator Geo-Karis has moved the -- I'm sorry -- has moved the adoption of Amendment No. 1. Discussion? Senator Dunn.

SENATOR T. DUNN:

Question of the sponsor, Mr. President.

PRESIDENT ROCK:

Indicates she will yield, Senator Dunn.

SENATOR T. DUNN:

Why are we changing the standard as required for all of the State, to address the question that exists in one particular county, Senator?

PRESIDENT ROCK:

Senator Geo-Karis.

SENATOR GEO-KARIS:

The question happens to exist in three counties. One of the counties is yours, as it exists at the present time. And the other one is Lake and the other one is Kane. And I think the -- all we're saying is that before there is a resolution of condemnation - which is a serious thing, when you condemn property - then we just have a two-thirds vote.

PRESIDENT ROCK:

Senator Dunn.

SENATOR T. DUNN:

Well, I guess the point is, Senator, that you're -- you're again from - you know your standpoint - you're legislating for my county, and -- and if -- if that's a problem in my county, I have not heard about it. So I'm going to -- I'm unfortunately going to have to urge a No vote, when you are creating legislation that affects my county.

PRESIDENT ROCK:

Further discussion? Senator Holmberg.

SENATOR HOLMBERG:

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Yes. Thank you, Mr. President. You know, it's my understanding that the House sponsor does not want this particular amendment to go on. I would ask a question of Senator Barkhausen, if that might be true.

PRESIDENT ROCK:

Senator Barkhausen indicates he will yield. Senator Barkhausen.

SENATOR BARKHAUSEN:

I have to tell you in all honesty, Senator Holmberg, that he does not.

PRESIDENT ROCK:

Senator Holmberg. Further discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well -- no I just rise in opposition to -- to -- to this. I think it's a precedent that we are establishing here that we ought not to, and it just seems to me that it deals with Senator Dunn's county and certainly not Senator Geo-Karis', so I don't know why we're doing it. It just seems to me that it's ill-timed.

PRESIDENT ROCK:

Further discussion? Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. I also rise in opposition. The majority of the county board in part of one of the counties I represent does not agree with this, and we are in reality going in opposition to the elected majority of that group and to the will of the voters of that county. I don't know that we really want to do that.

PRESIDENT ROCK:

Further discussion? Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. Well, I rise in support of this -- of this amendment. We passed a bill out here - Senate Bill 206 -

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which contained this provision, and it died in the House Executive Committee. But, very frankly, this -- this provision dealing with eminent domain and condemnation powers, I think is one of the most reasonable, and one of the best provisions that we discussed all this Session. We're only saying that it takes two-thirds vote of the Forest Preserve Commission, which in these cases are the same as the county board, to condemn someone's property. I don't think that's asking to much. If you're going to condemn a person's property, their farm or their residence or their -- their yards, or whatever, I don't think it's asking too much to require a two-thirds vote of the board. Even the president of our forest preserve district in Kane County, which, as you know, has been the subject of a great deal of controversy this year -- even he has endorsed this proposal, and I ask for an Aye vote.

PRESIDENT ROCK:

Further discussion? Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. It's kind of curious that a few months ago we were debating whether thirty votes being the majority, should be able to do whatever they want. And now we've got people on the same side arguing that, well, we have to have a super majority vote. I -- I think we should stand up for simple majority rights, and -- and oppose this. Thirty votes should be good enough, I guess, as I recall the argument. And besides, this amendment is already on a bill, it's House Bill 365, so it already is in existence. I don't think we need it a second time.

PRESIDENT ROCK:

Any further discussion? Senator Geo-Karis may close.

SENATOR GEO-KARIS:

Well, Mr. President, Ladies and Gentlemen of the Senate, this House decided 36 votes was the majority to overrule the Chair, and it prevailed. Now, when you take property away from someone, and

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you're forcing them either to sell, and taking away from them, I think you should have a reasoned balanced approach on the county board. We've had problems in my county board. We've had problems in Kane County Board, and I believe there's been some problems in Will County Board, too. All I'm saying to you, when you condemn property, there should a very balanced approach to it, and it's better to have a two-thirds vote rather than a simple majority vote. And I urge favorable consideration of this amendment.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 1 to House Bill 1278. Those in favor of the amendment will vote Aye. Opposed will vote Nay, and the voting is open. Have all voted who wish? Take the record. On that question, there are 27 Ayes, 25 Nays, none voting Present, and Amendment No. 1 is adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1463. Senator Barkhausen seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1463, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Barkhausen.

PRESIDENT ROCK:

Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and Members. Amendment No. 3 to House Bill 1463 delays the effective date of this legislation, at the request of the Department of State Police and the Illinois Criminal Justice Authority, whose proposal this bill is, and I ask for its

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adoption.

PRESIDENT ROCK:

Senator Barkhausen's moved the adoption of Amendment No. 3 to House Bill 1463. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Bottom of Page 13. 1472. Senator Zito seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1472, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Schaffer.

PRESIDENT ROCK:

Senator Schaffer, on Amendment No. 1.

SENATOR SCHAFFER:

Mr. President and Members of the Senate, this bill would delay the implementation of the requirement for putting leaves and other things in composting, rather than landfills. Some of the downstate counties are prepared to go on this, and this amendment would simply say that any county with a population of less than one million residents, may, by ordinance, provide for this ban. If some of the counties have got their composting operations ready to go, I see no reason why we should discourage them.

PRESIDENT ROCK:

Discussion? Senator Zito.

SENATOR ZITO:

Thank you, Mr. President. Just to simply concur with this amendment. I think it's a great idea, and talked to Senator

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Schaffer, and would ask for everybody's support.

PRESIDENT ROCK:

Senator Schaffer's moved the adoption of Amendment No. 1 to House Bill 1472. Further discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Middle of Page 14. 1503. Senator Barkhausen seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1503, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Davidson.

PRESIDENT ROCK:

Senator Davidson.

SENATOR BARKHAUSEN:

Mr. President and Members of the Senate, this amendment makes Illinois law comparable to federal law. This is Senate Bill 454 that we passed out of here 58 to nothing. We need to get this done, so we can continue to have general aviation airports participate in federal funding. Move the adoption of the amendment.

PRESIDENT ROCK:

All right. Senator Davidson's moved the adoption of Amendment No. 1 to House Bill 1503. Discussion? Senator Geo-Karis. All right. All in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Geo-Karis.

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PRESIDENT ROCK:

Senator Geo-Karis, on Amendment No. 2.

SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, Amendment No. 2 is a bill that we passed out of this Senate by a vote of 54 to nothing. It requires persons convicted of drunken driving to reimburse a public agency for police, fire, ambulance costs incurred during emergency response to an incident proximately caused by the driver being under the influence. And I urge favorable consideration.

PRESIDENT ROCK:

All right. Senator Geo-Karis has moved the adoption of Amendment No. 2 to House Bill 1503. Discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. Will the sponsor yield for a question?

PRESIDENT ROCK:

Indicates she will yield, Senator Hawkinson.

SENATOR HAWKINSON:

Senator, does this apply to ambulance costs and the like, or does it apply to any and all damages, such as might be recovered in a court case?

PRESIDENT ROCK:

Senator Geo-Karis.

SENATOR GEO-KARIS:

It only applies to the emergency response that police -- police, ambulance and fire -- in case it's necessary.

PRESIDENT ROCK:

Further discussion? If not, Senator Geo-Karis has moved the adoption of Amendment No. 2 to House Bill 1503. Those in favor, indicate by saying Aye. Opposed, Nay. The Ayes have it. The

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amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Kelly on 1508 seeks leave of this Body to return 1508 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1508, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senators Kelly, Schaffer and Daley.

PRESIDENT ROCK:

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President and Members of the Senate. This amendment is a product of a compromise between the Department of Mental Health and Senator Schaffer and myself, with the help of - and Senator Daley - with the help of our respective staff - and very capable staff. The amendment incorporates the concept of Senate Bill 1021, which passed this Body and was on the Agreed Bill List. It also requires the Department to provide interpreter services to those patients in facilities where Hispanics are. It reinstates the name change of the -- the Anna Mental Health and Developmental Disabilities Center to the Clyde L. Choate Mental Health and Developmental Disability Center. This was inadvertently overlooked during the engrossing in the House Amendments. It deletes the provisions which mandates the Department to reimburse counties for mental health cost of prisoners in excess of twenty-five hundred dollars. It deleted that provision. It -- and it prevents placing patients in CILA, which is Community Integrated Living Arrangements, which are not approved by the agency. It - I'm right near the end of it, - the explanation - it also changes the OBRA '87 mandate to a status

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report. And finally, it allows the Department to self-certify the Department's computer records. This is what it does. If any questions, I'll be glad to answer. Otherwise, we will appreciate your support.

PRESIDENT ROCK:

All right. Senator Kelly has moved the adoption of Amendment No. 2 to House Bill 1508. Discussion? Senator Schaffer.

SENATOR SCHAFFER:

I was just going to say that this is, I think, a good amendment. And it cleans up the bill, and I think removes the problems that had been identified with the legislation, and with the amendment. I think we have a good piece of legislation.

PRESIDENT ROCK:

Senator Kelly's moved the adoption of Amendment No. 2 to House Bill 1508. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senators Kustra and Schaffer.

PRESIDENT ROCK:

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President and Members of the Senate. Amendment No. 3 is really the language that was in a bill that we passed out of here a couple of weeks ago without a dissenting vote. This was the bill that was -- supported by both gun control groups and the NRA. And what it does is require private hospitals to submit a list of patients who they have treated, to the Department of Mental Health, so that that list would be available to do the FOID Card check. It got caught up in the House's specialized committee system. And I'd like to keep it alive, and I would urge adoption of Amendment No. 3.

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PRESIDENT ROCK:

Senator Kustra has moved the adoption of Amendment No. 3 to House Bill 1508. Discussion? Senator Kelly.

SENATOR KELLY:

Mr. President, I just rise to support this amendment. It's -- as it was pointed out, passed unanimously from this Body, and I feel it's a good amendment. It will help the bill to be better.

PRESIDENT ROCK:

Senator Kustra has moved the adoption of Amendment No. 3 to House Bill 1508. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Top of Page 15. 1627. Senator Dunn seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 1627, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Dunn.

PRESIDENT ROCK:

Senator Dunn.

SENATOR R. DUNN:

Thank you, Mr. President and Members of the Senate. Amendment No. 2 makes further some changes worked out between the Department of Mines and Minerals and affected industries to update and modernize explosive regulation. It also includes authority for quarry operators to post irrevocable letters of credit to guarantee reclamation. I move the adoption of Amendment No. 2.

PRESIDENT ROCK:

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All right. Senator Dunn's moved the adoption of Amendment No. 2 to House Bill 1627. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1723. Senator Jones seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1723, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Jones.

PRESIDENT ROCK:

Senator Jones.

SENATOR JONES:

Thank you, Mr. President and Members of the Senate. Amendment No. 1 is an amendment that was requested by the Department of Public Health and the Department of Insurance. It adds ambulance services to those which may be offered by a limited health organization. It removes authorization from the Department of Insurance from determining which services shall be offered. I move its adoption.

PRESIDENT ROCK:

Senator Jones has moved the adoption of Amendment No. 1 to House Bill 1723. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 1774. Senator Fawell seeks leave of the Body to

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return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1774, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Ralph Dunn.

PRESIDENT ROCK:

Senator Dunn.

SENATOR R. DUNN:

Thank you, Mr. President, Members. This is an amendment that will grant an easement for highway purposes through Jackson County, Illinois. It's a quarter of an acre - twenty-six hundredths of an acre - and it's a hundred-dollar fee. The State of Illinois and the Department of Highways has asked that we handle this, and put it on House Bill 1774.

PRESIDENT ROCK:

Senator Dunn has moved the adoption of Amendment No. 3 to House Bill 1774. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Philip.

PRESIDENT ROCK:

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is an easement in DuPage County. The Department of Transportation has no further use for the property. It's been guesstimated at fifty-seven two; that's exactly what it is. Move the adoption of Amendment No. 4.

PRESIDENT ROCK:

Senator Philip has moved the adoption of Amendment No. 4 to House Bill 1774. Discussion? If not, all in favor, indicate by

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saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Middle of Page 17. 1878. Senator Watson seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1878, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Watson.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

Thank you. Amendment No. 3 simply says that the Department of Public Health shall not get more cost from a provider than is actually their cost, and that's on the HIV testing.

PRESIDENT ROCK:

Senator Watson's moved the adoption of Amendment No. 3 to House Bill 1878. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 4 offered by Senator Watson.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

I'd like to withdraw that amendment.

PRESIDENT ROCK:

Amendment's been withdrawn, Madam Secretary. Further amendments?

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SECRETARY HAWKER:

Amendment No. 4 offered by Senator Watson.

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. This requires Central Management Services to enter into contract with one or more testing laboratories to provide HIV testing. The idea here is to try to develop a bulk purchasing agreement so that -- reduce the cost. It also requires the Department of Public Health to pay for the cost of any HIV testing, done pursuant to a court order. I move for its adoption.

PRESIDENT ROCK:

Senator Watson's moved the adoption of Amendment No. 4 to House Bill 1878. Discussion? Senator Marovitz.

SENATOR MAROVITZ:

Thank you very much, Mr. President. Just a question of the sponsor.

PRESIDENT ROCK:

Sponsor indicates he will yield, Senator Marovitz.

SENATOR MAROVITZ:

What would be the -- the cost to the State of Illinois, the Department of Public Health, as a result of this amendment?

PRESIDENT ROCK:

Senator Watson.

SENATOR WATSON:

We've been trying to find that out, Senator, and at this time, we do not know.

PRESIDENT ROCK:

Senator Marovitz. All right. Senator Watson's moved the adoption of Amendment No. 4 to House Bill 1878. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes

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have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Welch. 2020. On the Order of House Bills 2nd Reading is House Bill -- 3rd Reading is House Bill 2020. Bottom of Page 17. Senator Welch seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2020, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Netsch.

PRESIDENT ROCK:

Senator Netsch, on Amendment No. 1.

SENATOR NETSCH:

Thank you, Mr. President. Amendment No. 1 deals with the very important subject of hospital wastes and their incineration. It addresses both on-site incineration and regional facilities, and would set -- would require that such incineration be subject to EPA emission standards, which are spelled out in the bill, and which are similar to those that are already applicable to municipal incinerators. It -- it -- I fully concede this bill was heard in a different form. There are some changes in committee and did not pass out of the committee. It was House Bill 1507 -- yeah, 1507 at that point. There are a couple of changes that we have made in this amendment, which I think don't fully address everyone's objections, but certainly address a couple of objections that were raised at that time. This is an extremely important issue, because hospital wastes are particularly toxic, and there is not much question that there is going to be a movement to build -- particularly more on-site incinerators. Because hospitals burn so much - or have as waste so much

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plastic and other kinds of -- of disposable items, it is quite essential, I think, not to create another monster at the same time that we are trying to avoid a way for them to be washing their wastes up on our lake shore and other places. The -- the amendment would simply require that they submit to emission standards in any on-site or regional hospital waste facilities that were to be built in the future. It applies only to those that will be built in the future. It does not affect existing incinerators.

PRESIDENT ROCK:

Senator Netsch has moved the adoption of Amendment No. 1 to House Bill 2020. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Netsch.

PRESIDENT ROCK:

Senator Netsch, on Amendment No. 2.

SENATOR NETSCH:

Thank you, Mr. President. Amendment No. 2 is designed, really, just to clarify that the EPA may impose different requirements for different categories of hospital waste incineration facilities. In other words, it can set different standards for different kinds of incinerators. We think that was in the original bill, but this clarifies that that may be done. I'd move the adoption of Amendment No. 2.

PRESIDENT ROCK:

All right. Senator Netsch has moved the adoption of Amendment No. 2 to House Bill 2020. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

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No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Topinka. Middle of Page 18 is Senate -- House Bill 2076. Senator Topinka seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 2076, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Topinka.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

Mr. President, Ladies and Gentlemen of the -- of the Senate, Amendment No. 1 adds of the high school graduation requirements, a proficiency in American sign language. This removes the objections of the State Board of Ed, and also Senator Berman's, which we have discussed both in and out of committee.

PRESIDENT ROCK:

Senator Topinka has moved the adoption of Amendment No. 1 to House Bill 2076. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2097. Senator Carroll seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2097, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Jones.

PRESIDENT ROCK:

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Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President and Members of the Senate. Amendment No. 1 includes South Africa as one of the countries to which the World Bank cannot receive a loan from an insurance company -- prohibit the insurance company from making a future investment in the World Bank as long as it's making loans to South Africa. I move its adoption.

PRESIDENT ROCK:

Senator Jones has moved the adoption of Amendment No. 1 to House Bill 2097. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2160. Senator Marovitz seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2160, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Marovitz.

PRESIDENT ROCK:

Senator Marovitz, on Amendment No. 3.

SENATOR MAROVITZ:

Thank you very much, Mr. President and Members of the Senate. Amendment No. 3 to House Bill 2160 makes certain technical changes. It corrects the titles and certain provisions of -- of the earlier amendments that were incorrect, and I would ask for adoption.

END OF TAPE

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TAPE 5

PRESIDENT ROCK:

Senator Marovitz has moved the adoption of Amendment No. 3 to House Bill 2160. Discussion? Senator Fawell.

SENATOR FAWELL:

Thank you very much. Will the sponsor yield for a question?

PRESIDENT ROCK:

Indicates he will yield, Senator Fawell.

SENATOR FAWELL:

This technical language that you are taking off, that didn't happen to be my Senate Amendment No. 2 did it, by any chance?

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Amendment No. 2 that was adopted, which is your amendment, was technically flawed and would have -- and was -- would have made the bill technically flawed. There were technical flaws in Amendment No. 2.

PRESIDENT ROCK:

Senator Fawell.

SENATOR FAWELL:

Could you explain what technical language was incorrect? I -- I, you know, I happen to think that's an important amendment for the citizens of Chicago, and -- and I think we ought to keep it on.

PRESIDENT ROCK:

Senator Marovitz.

SENATOR MAROVITZ:

Sure. In -- in my amendment, it refers to Section 1. In your

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amendment, which -- you also refer to a Section 1 as a new Section, but the problem is that Section 1 is already in there, and you put the wrong Section number in there.

PRESIDENT ROCK:

Senator Fawell.

SENATOR FAWELL:

I am sure that's a merely technical problem that E & E could take care of. You know...

PRESIDENT ROCK:

Further discussion? Senator Marovitz, you wish to close?

SENATOR MAROVITZ:

I would just like to close. This -- this amendment does make the earlier amendments adopted technically flawed. It also -- it also preempts home rule, which I don't think we want to do in this particular case. And it would take care of that preemption of home rule problem. That's why we need this amendment. I ask for its adoption.

PRESIDENT ROCK:

All right. Senator Marovitz has moved the adoption of Amendment No. 3 to House Bill 2160. Those in favor of the amendment will vote Aye. Opposed, vote Nays, and the voting's open. All voted who wish? Have all voted who wish? Have all voted who wish? All voted who wish? Take the record. On that question, there are 30 Ayes, 28 Nays, none voting Present. The Amendment No. 3 is adopted. Senator Fawell, for what purpose do you arise?

SENATOR FAWELL:

A verification, please.

PRESIDENT ROCK:

All right. That request is in order. The Lady has requested a verification of the affirmative vote. Will the Members please be in their seats. Madam Secretary, read the affirmative roll.

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SECRETARY HAWKER:

The following Members voted in the affirmative: Alexander, Berman, Brookins, Carroll, Collins, Daley, D'Arco, del Valle, Demuzio, Thomas Dunn, Hall, Holmberg, Jacobs, Jones, J.E. Joyce, J.J. Joyce, Kelly, Lechowicz, Luft, Marovitz, Netsch, Newhouse, O'Daniel, Rea, Savickas, Severns, Smith, Vadalabene, Welch and Mr. President.

PRESIDENT ROCK:

Senator Fawell, do you question the presence of any Member?

SENATOR FAWELL:

Senator Berman?

PRESIDENT ROCK:

Senator Berman's on the Floor.

SENATOR FAWELL:

Senator Jones?

PRESIDENT ROCK:

Senator Jones is on the Floor.

SENATOR FAWELL:

Senator J.E. Joyce?

PRESIDENT ROCK:

Senator Joyce on the Floor? Senator Joyce on the Floor?
Strike his name, Madam Secretary.

SENATOR FAWELL:

Senator D'Arco?

PRESIDENT ROCK:

Senator D'Arco on the Floor? Right in front of the Podium.

SENATOR FAWELL:

Senator Savickas?

PRESIDENT ROCK:

Senator Savickas on the Floor? Senator Savickas on the Floor?
Strike his name.

SENATOR FAWELL:

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That's all.

PRESIDENT ROCK:

Senator Marovitz, for what purpose do you arise?

SENATOR MAROVITZ:

Verification of the negative.

PRESIDENT ROCK:

That request is in order. Members please be in their seats. Madam Secretary, read the affirmative -- the negative roll, please.

SECRETARY HAWKER:

The following Members voted in the negative: Barkhausen, Davidson, DeAngelis, Donahue, Dudycz, Ralph Dunn, Etheredge, Fawell, Friedland, Geo-Karis, Hawkinson, Hudson, Karpiel, Keats, Kustra, Macdonald, Madigan, Mahar, Maitland, Philip, Raica, Rigney, Schaffer, Schuneman, Topinka, Watson, Weaver and Woodyard.

PRESIDENT ROCK:

All right. Senator Marovitz, you question the presence of any Member?

SENATOR MAROVITZ:

I do, but would the record reflect that Senator Savickas and Senator Joyce are both on the Floor, and to reinstate them?

PRESIDENT ROCK:

All right. The record will reflect that Senators Savickas and Joyce are back on the Floor. Restore them in the roll, Madam Secretary.

SENATOR MAROVITZ:

Senator Dunn.

PRESIDENT ROCK:

Senator Dunn on the Floor? Yes, press conference.

SENATOR MAROVITZ:

That's it.

PRESIDENT ROCK:

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All right. The roll has been verified. There are 30 voting Aye, 28 voting Nay, none voting Present. Amendment No. 3 is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Senator Topinka. 2183. Senator Topinka seeks leave of the Body to return that bill - top of Page 19 - to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2183, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Topinka.

PRESIDENT ROCK:

Senator Topinka.

SENATOR TOPINKA:

Yes. Mr. President, Ladies and Gentlemen of the Senate. First off, if I might ask a point of personal privilege. We do have in the gallery, above the Speaker's -- the President's Podium, the alderman from the good City of Berwyn, Alderman Richard Toman. So if we could all welcome him.

PRESIDENT ROCK:

Yes. Welcome, Alderman. Welcome to Springfield.

SENATOR TOPINKA:

And now, on to Amendment No. 1. Amendment No. 1 is -- is not an issue that is unknown to us. It basically would replace the -- the substance of the bill, and would reflect what had been Senate Bill 828, which passed out of here at 40 votes to 14 to 3. What this does is, it says that after the current term to be served by the Superintendent of Public Instruction in -- the Regional Superintendent of Schools in Cook County, that this office indeed would be abolished. This is something that, as I said, we have

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discussed before. It has been sent over to the House. I think the will of this Body -- of the majority of this Body has been made known. Yesterday we also included giving this particular officeholder a pay increase, and I don't believe it, because obviously there were others who were involved Statewide. But I think this directs the attention specifically to that office, and I would ask for your favorable vote.

PRESIDENT ROCK:

All right. Senator Topinka has moved the adoption of Amendment No. 1. Discussion? Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President and Members of the Senate. I question the Chair as to whether or not this amendment is germane. The bill deals with asbestos, and we passed it out with the understanding that it will only deal with asbestos. So is the amendment germane?

PRESIDENT ROCK:

All right. Yes. Your question is well-taken. The Chair is prepared to rule that House Bill 2183 is an amendment to the Asbestos Abatement Act, Chapter 122, and the proposed amendment is a -- an amendment to the School Code, dealing with the Office of the County Superintendent of Schools, and the Chair would rule it is not germane. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2195. Senator Lechowicz seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2195, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Lechowicz.

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PRESIDENT ROCK:

Senator Lechowicz, on Amendment No. 1.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 is at the request of the RTA. It would authorize negotiated acquisition of rolling stock locomotives and buses under certain conditions. This amendment retains the original purpose of the bill. What they're trying to do is, with two-thirds of the vote of the existing RTA board, that they'd be able to negotiate and have a concern come into the State of Illinois. That's what the amendment does. I move for its adoption.

PRESIDENT ROCK:

Senator Lechowicz has moved the adoption of Amendment No. 1 to House Bill 2195. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2421. Senator Luft seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2421, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Luft.

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

Mr. President, having voted on the prevailing side on Amendment No. 2, I move to reconsider the vote by which it passed, for the purposes of Tabling Amendment No. 1.

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PRESIDENT ROCK:

So we want to get back to Amendment No. 1, to reconsider and Table 1, then we'll go to 2. All right. Senator Luft, having voted on the prevailing side, is moving to reconsider the vote by which Amendment No. 1 to House Bill 2421 was adopted, for the purpose of Tabling. All in favor of the Motion to Reconsider, indicate by saying Aye. All opposed. The Ayes have it. The vote's reconsidered. Senator Luft now moves to Table Amendment No. 1 to House Bill 2421. All in favor of the Motion to Table, indicate by saying Aye. All opposed. The Ayes have it. Amendment No. 1 is Tabled. Further amendments, Madam Secretary?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Luft.

PRESIDENT ROCK:

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Amendment No. 2 simply adds the words "or any other specific authorization in this Act." This bill is going to a conference committee, and that language is designed to get it there. I would move for the adoption.

PRESIDENT ROCK:

All right. Senator Luft's moved the adoption of Amendment No. 2 to House Bill 2421. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2491. Senator Brookins. 2510. Senator Kustra seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House 2510.

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Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Welch.

PRESIDENT ROCK:

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. What this amendment does, is it places Senate Bill 4 upon this bill. The bill was passed out as a -- as a vehicle bill out of the Senate Energy Committee, when I was the sponsor of the bill, and at that time I promised to put an amendment on the bill. Subsequent to passing it out, the House sponsor changed the Senate sponsor to Senator Kustra. If it wasn't for that, I -- I don't think this bill would have been passed out of committee. But Senate Bill 4 is a bill that we've already passed out of this Chamber. What it does is delete the original title of this bill - which is a vehicle bill - and it requires utilities to annually present evidence to the Commerce Commission of their efforts to minimize fuel, gas and power costs, requiring the Commerce Commission to pursue policies at the federal level to protect Illinois -- to protect Illinois energy consumers. These are issues dealing with natural gas take-or-pay costs, which have been skyrocketing throughout the State of Illinois, and are expected to exceed one billion dollars. This was an amendment worked out with the Illinois Commerce Commission, and it's an amendment that we've seen before. Unfortunately, the House has the bill - Senate Bill 4 - and is now adding amendments, and is fooling around with that bill, so that bill looks like it's in jeopardy. I'd be glad to try to answer any questions.

PRESIDENT ROCK:

Senator Welch has moved the adoption of Amendment No. 2 to House Bill 2510. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's

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adopted. Further amendments?

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Kustra.

PRESIDENT ROCK:

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President and Members of the Senate. Amendment No. 3 is really House Bill 1469 as it left the House, sponsored by Representative Flowers. And what it does is provide that a utility's rates or charges shall not include any costs incurred by fines, incurred by the operation of costs associated with unregulated subsidiaries, or expenses caused by accidents, which would be caused by utility companies. And I urge adoption of Amendment No. 3.

PRESIDENT ROCK:

All right. Senator Kustra has moved the adoption of Amendment No. 3 to House Bill 2510. Discussion? Senator Welch.

SENATOR WELCH:

Yes. I'd just like to point out that this repeals the amendment that we just passed. Now, as I said, this bill only got out because the sponsor was the chairman of the committee - myself. Had that not occurred, we would not be putting this amendment on here. In addition, this amendment is already in existence over here, it's House Bill 1469. So I don't see any reason to adopt this amendment. I would also like to ask the sponsor a couple of questions concerning this amendment.

PRESIDENT ROCK:

Indicates he will yield, Senator Welch.

SENATOR WELCH:

Senator, what fines are you referring to when you say they are not going to be included in the rate base? What specific fines?

PRESIDENT ROCK:

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Senator Kustra.

SENATOR KUSTRA:

The fines that would be incurred from -- by the utility.

PRESIDENT ROCK:

Senator Welch.

SENATOR WELCH:

Well, for doing what?

PRESIDENT ROCK:

Senator Kustra.

SENATOR KUSTRA:

It's my understanding that these utilities are fined on a regular basis for a lot of different violations, and this would simply say, when you're figuring your rate base, you can't figure in the fines that you incurred for your mismanagement or whatever the problems of the company is.

PRESIDENT ROCK:

Senator Welch.

SENATOR WELCH:

Well, but what your amendment says is that it -- it says you can't include rates for the utility which include charges or costs associated with the unregulated subsidiary. So which -- what unregulated subsidiary are we talking about, and why are we only talking about those? Isn't this going to change the law that currently exists, that fines of the actual utility can't be included? What you're saying is that it's only the subsidiary, and in effect, what you're doing is letting in fines that Commonwealth Edison or other utilities may end up having to pay. So what you're doing is reversing a bill that we passed out of here a couple of years ago that was some sort of reform. And that is that when nuclear power plants are fined for various violations, those charges cannot be included in the rate base. What you're doing is saying they can be included in the rate base.

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This is a step backwards, Senator Kustra, and I'm not sure this is what you want to do.

PRESIDENT ROCK:

Is there further discussion? Further discussion? Senator Kustra may close.

SENATOR KUSTRA:

Senator Welch. I disagree strongly. It is not a step backward. This says that if there is a unregulated subsidiary, that it be subjected to the same process as the -- the utility itself. It's -- it's an attempt to strengthen the law. To your -- to your point that we already have this bill, we do not have this bill, in its original form, in this Body. You amended that bill, and now in its form over here in the Senate, it's weaker. You're the guy that's usually standing up for consumers. Here's your chance to do it.

PRESIDENT ROCK:

Question is the adoption of Amendment No. 3 to House Bill 2510. Those in favor of the amendment will vote Aye. Opposed will vote Nay, and the voting is open. Have all voted who wish? Take the record. On that question, there are 28 voting Aye, 30 voting Nay, and none voting Present. The amendment fails. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2574. Senator Welch seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bill 2nd Reading is House Bill 2574, Madam Secretary, please.

SECRETARY HAWKER:

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Amendment No. 1 offered by Senator Schaffer.

PRESIDENT ROCK:

Senator Schaffer, on Amendment No. 1. No Senator Schaffer.
Senator Welch.

SENATOR WELCH:

I think Senator Schaffer wanted to withdraw that amendment
anyway, so, let's just proceed.

PRESIDENT ROCK:

All right. We will withdraw the amendment. Further
amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2664. Senator Philip. 2680. Senator Demuzio
seeks leave of the Body to return 2680 to the Order of 2nd Reading
for purposes of an amendment. Is Leave granted? On the Order of
House Bills - Leave is granted. On the Order of House Bills 2nd
Reading is House Bill 2680, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Demuzio.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you, Mr. President. Want to go back to that bill
that you skipped just a minute ago. Also, I think Senator Philip
has no objections to bringing it back. With respect to the
amendment on 2680, this is permissive legislation that would
provide that a school board of any district could cause to have a
proposition by a levy of an annual tax for health insurance
premiums for school employees to be submitted to the voters of the
district at the regular scheduled election. Again, it is totally
permissive legislation, and I would move for its adoption.

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PRESIDENT ROCK:

Senator Demuzio has moved the adoption of Amendment No. 1 to House Bill 2680. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Are there further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2693. Senator Watson seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2693, Madam Secretary, please.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Watson.

PRESIDENT ROCK:

Senator Watson on Amendment No. 1.

SENATOR WATSON:

Yes, thank you, Mr. President. In committee there was some concerns about the language of this particular act, having an impact on the right of a woman to have an abortion. This amendment clarifies that nothing in this act shall impede that right to an abortion. I move for its adoption.

PRESIDENT ROCK:

Senator Watson's moved the adoption of Amendment No. 1 to House Bill 2693. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2712. Senator Donahue seeks leave of the Body

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to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bill 2nd Reading is House Bill 2712, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Donahue.

PRESIDENT ROCK:

Senator Donahue, on Amendment No. 1.

SENATOR DONAHUE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 is an agreed-to amendment between the EPA and the Home Builders Association, and I would move for its adoption.

PRESIDENT ROCK:

All right. Senator Donahue's moved the adoption of Amendment No. 1 to House Bill 2712. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Madam Secretary, we'll go back to 2664. Senator Weaver seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2664, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Demuzio.

PRESIDENT ROCK:

Senator Demuzio, on Amendment No. 2.

SENATOR DEMUZIO:

I think we want to withdraw Amendment No. 2, because Amendment No. 3 incorporates both tracts of land in this conveyance bill. So I would seek leave of the Body to withdraw Amendment No. 2.

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PRESIDENT ROCK:

All right. Withdraw Amendment No. 2. Further amendments?

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Demuzio.

PRESIDENT ROCK:

Senator Demuzio.

SENATOR DEMUZIO:

This is a conveyance of some land at the Jacksonville Mental Health Center, to the Prairieland Heritage Museum group. They have had some conveyance in the past. This would complete the entire transfer of the land available for such purposes. I would move its adoption.

PRESIDENT ROCK:

All right. Senator Demuzio has moved the adoption of Amendment No. 2 to House Bill 2664. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. Madam Secretary, while we're going backwards, let's pick up 1027. On the Order of House Bills 3rd Reading is House Bill 1027. Senator Savickas sought leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 1027, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 3 offered by Senator Netsch.

PRESIDENT ROCK:

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. With the sponsor's permission, the

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amendment would reverse a backdoor referendum to a frontdoor referendum. This has to do with a limited number of public health districts. It does involve a -- a small rate increase that was requested by the Stickney Public Health District, and I think they are quite amenable to a frontdoor referendum. I would move the adoption of Amendment No. 3.

PRESIDENT ROCK:

Senator Netsch has moved the adoption of Amendment No. 3 to House Bill 1027. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. All right. Back on the end of Page 2, is 2713. Senator Karpiel seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2713, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 2 offered by Senator Karpiel.

PRESIDENT ROCK:

Senator Karpiel.

SENATOR KARPIEL:

Thank you, Mr. President. Amendment No. 2 is just a clarifying amendment that was worked out between the Department, the State Chamber and the Manufacturers Association.

PRESIDENT ROCK:

Senator Karpiel has moved the adoption of Amendment No. 2 to House Bill 2713. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

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SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2718. Senator Karpziel seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading is House Bill 2718, Madam Secretary.

SECRETARY HAWKER:

Amendment No. 1 offered by Senator Hawkinson.

PRESIDENT ROCK:

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. With the permission of the sponsor, I'm offering Senate Amendment 1. Under current law, a chaplain at one of our State institutions can take advantage of the IRS provision allowing twenty percent of his salary to be considered a housing allowance. This is standard for ministers under the IRS code. This amendment would allow that exemption to extend to twenty percent of the pension of a retired former full-time chaplain at one of our State institutions. I would ask for the adoption of Senate Amendment 1 to House Bill 2718.

PRESIDENT ROCK:

All right. Senator Hawkinson has moved the adoption of Amendment No. 1 to House Bill 2718. Discussion? If not, all in favor, indicate by saying Aye. All opposed. The Ayes have it. The amendment's adopted. Further amendments?

SECRETARY HAWKER:

No further amendments.

PRESIDENT ROCK:

3rd Reading. 2758. Senator Keats seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of

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House Bills 2nd Reading is House Bill 2758.

SECRETARY HAWKER:

Amendment No. 2 offered by Senators Keats and Brookins.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Hudson.

SENATOR HUDSON:

Well...

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Keats.

SENATOR KEATS:

The amendment that reads Senator Hudson, Keats and Brookins has been withdrawn. There's a new amendment submitted that reads just Keats, Brookins.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Gentleman withdraws that amendment. Are there any further amendments?

SENATOR KEATS:

That...that's it. No. No. This is the right one.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Keats.

SENATOR KEATS:

Okay. Now we have the Keats, Brookins amendment. What this amendment does, very simply, is it takes the Cook County circuit, which is then all of Cook County and divides it similar to what is done in the rest of the State in comparison to population. As an example there are three supreme...this would make three Supreme Court circuits in Cook County of a population of roughly one point seven million a piece, which is roughly the same as what it is downstate. It would also do the same with the Appellate. And it breaks out starting with page 5...page 6, it breaks out those districts by census tracts based on the 1980 census, which is the last census available. So we've actually drawn a specific map, so

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it is available for people to see what would be the subdistricts within Cook County. I would ask for your affirmative vote to place this on the bill. Thank you.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Any discussion? Gentleman from Cook, Senator Berman.

SENATOR BERMAN:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Indicates he'll yield.

SENATOR BERMAN:

Do you have a map of what these...census tracts would look like?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Keats.

SENATOR KEATS:

It can be made available. I don't have it in front of me.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Does anybody on the floor have it, so we can see what those...what...what the district that I would be residing in would look like?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Keats.

SENATOR KEATS:

It could be made available.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Berman.

SENATOR BERMAN:

Then make it available.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Keats.

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SENATOR KEATS:

Senator Brookins had that. Perhaps, you could ask Senator Brookins. He could tell you where it is at the moment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Keats yields to Senator Brookins. Senator Brookins.

SENATOR BROOKINS:

At present it's in my office and I'll be calling, Senator Berman, to my office to tell them to run it down here right quick.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Okay. Any further questions, Senator Berman? The Gentleman from Cook, Senator Rock.

SENATOR ROCK:

Thank you, Ladies and...Mr. President, Ladies and Gentlemen of the Senate. I rise obviously in strong opposition to Amendment No. 2 again, for many of the reasons that we've stated at least five or six times as we have discussed this amendment or a similar amendment. And I would again question, as I did the other day, its germaneness to this bill. I would hope that the Chair would see the light and rule that this amendment is again not germane, because it is not. And I, frankly, am not at all pleased that Senator Keats is wasting the time of this Body, time, after time, after time, with this kind of an amendment. And I would urge strong opposition to Amendment No. 2, if indeed we ever get to it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Rock, do you question germaneness of the amendment? And if my memory serves me correctly, it was ruled initially that it was not germane. This bill is a new Act dealing with the productivity of a State agency. The amendment is a...a different subject matter, the judicial structure in Cook County. Because the amendment deals with a different subject matter, it is not germane. Senator Keats.

SENATOR KEATS:

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Thank you, Senator Lechowicz. The original amendment that was ruled non-germane was a totally different amendment. This is a different amendment and I believe it is completely germane. If you feel it is non-germane, I would move to override the Chair, and I would ask that you...I would appeal the ruling of the Chair, and I would ask that you instruct the members on how they would vote yes and no for sustaining or not. But this being a different amendment, I think you'll find...we felt the last one was germane, we feel comfortable this one is.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Well, the amendment that we looked at is LRB8603814remcam07. That amendment is not germane. And to appeal the ruling of the Chair...the question is, shall the ruling of the Chair be sustained. All those in favor of sustaining the ruling vote Aye. All those opposed in sustaining the ruling vote Nay. The voting is open. The question is...green. Have all voted who wish? Have all voted who wish? Have all voted who wish? Please take the record. Having received the necessary three-fifths negative votes, the ruling of the Chair is overruled. Is there a question of the verification? Senator Rock, on the verification.

SENATOR ROCK:

I would request a verification of the negative vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Rock moves the...Senator Rock moves the verification of the negative vote. Will the Secretary poll the negative vote, please. Will the membership be in their chairs. Will all unauthorized person now remove themselves, please. Please poll the negative vote.

SECRETARY HAWKER:

The following Members voted in the negative: Alexander, Barkhausen, Brookins, Collins, Davidson, DeAngelis, del Valle, Donahue, Dudycz, Ralph Dunn, Etheredge, Fawell, Friedland,

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Geo-Karis, Hall, Hawkinson, Hudson, Jones, Karpziel, Keats, Kustra, Macdonald, Madigan, Mahar, Maitland, Newhouse, Philip, Raica, Rigney, Schaffer, Schuneman, Smith, Topinka, Watson, Weaver and Woodyard.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Are there any questions of the negative vote? Senator Rock.

SENATOR ROCK:

Senator Topinka?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

The Lady is in the Chamber.

SENATOR ROCK:

Senator Barkhausen?

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Barkhausen? Is Senator Barkhausen here? He's in the Chamber.

SENATOR ROCK:

That's all.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

On this question, there are 36 Ayes and 23 Nays, and the Chair is overruled. Now Senator Berman has requested a judicial note. And the note has not been filed, so the bill remains on 2nd Reading. Senator Keats.

SENATOR KEATS:

Point of parliamentary inquiry. I have here in front of me the judicial inquiry note. Number one, I would question whether the note was timely, because the wording very clearly, Section 42.61, says "shall have prepared for it prior to 2nd Reading in the house of introduction," and I'm reading verbatim from judicial note, so it says "shall have prepared for it prior to 2nd Reading in the house of introduction," number one. Number two, if you have some question on it, it is dilatory, because it was not filed in a timely manner. It was not filed prior to 2nd Reading in the house of origin. This is a different amendment from the one he filed it

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on. And in Section 42.63, even if you disagree, it says "and in such case, the matter shall be decided by majority vote of those present and voting." So that does not take thirty. That takes a simple majority, should you decide against the weight of the evidence. It shows it's dilatory, not timely, that it was not done in advance prior to 2nd Reading in the house of origin. Again, it was filed on a different amendment, not on this amendment.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Brookins. Okay. Senator Berman.

SENATOR BERMAN:

Thank you. In response to Senator Keats' points, this is the house of origin, because it's referring to the amendment. It's not the -- the -- it's not the...the house of origin of the bill. It's the house of origin of the amendment, so this is the appropriate house for that note. Secondly, it is timely, because it was filed not when the bill was on 2nd Reading, but when the bill was on 3rd Reading. If it comes back to 2nd, then the note is applicable. As to the other point regarding the majority vote, I'll leave that up to the -- to the Chair to rule its applicability, but I think that the note is well-filed, timely and appropriate.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Rock.

SENATOR ROCK:

Well, I -- I just rise in -- in complete agreement with Senator Berman. I was the one who suggested that this is a new bill. It was not germane to the other. That ruling was overruled. But the fact of the matter is, as long as we now have a new proposal for the court system in our State or at least in our county, we at least ought to have the benefit of the judicial impact note. And I don't see that it's very difficult; all you got to do is call the Supreme Court Office and get one and file it.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Let me just point out as far as the construction of the -- judicial note, Section 1 of the judicial impact note requires that additional impact note be filed for every bill which would directly or indirectly change the number of judges in the State. Section 3 of the judicial note, by Act, establishes a method for allowing the Body to determine whether a judicial note is necessary. Section 3 establishes a sequence of events that must be followed in order to bring the question for a vote. First, a sponsor must opine that no judicial note is necessary. Second, a member must request a note. Under this circumstance, the Body may determine by a vote whether the note is necessary. If a judicial note is requested prior to the sponsor opining that a note is not necessary, then the law does not permit the Body to determine by vote whether the vote is necessary. This is a reading and construction of the law and is not a ruling. Therefore, it is not subject to an appeal. Next case. Senator Keats.

SENATOR KEATS:

Was it a point of inquiry? Was it timely filed? It's a point of parliamentary inquiry. Is it timely filed? I, as the sponsor, say it was not, because it was not filed in this amendment, and that is a simple majority vote.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

It was timely.

SENATOR KEATS:

Okay. Mr. President, since you just ruled it's timely, that is a ruling of the Chair -- and I move -- to appeal the ruling.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

No. It's -- I gave you a reading, and the construction law is not a ruling, therefore, it is not subject to an appeal.

SENATOR KEATS:

Mr. President, that is not what you did.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

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Senator Rock. I did. Read the record. Senator Rock.

SENATOR ROCK:

Well, timely filed, certainly. When can you file it except on 2nd Reading? You were the one that asked leave to bring it back to 2nd Reading.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

We adjourning or what? Senator Rock.

SENATOR ROCK:

I would move we stand adjourned till nine o'clock tomorrow morning.

PRESIDING OFFICER: (SENATOR LECHOWICZ)

Senator Rock moves that we stand adjourned. Senate stands adjourned. Have a good evening. Good night.

END OF TAPE

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