

STATE OF ILLINOIS
86th GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

54th Legislative Day

June 24, 1989

PRESIDENT ROCK:

The hour of nine 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. Prayer this morning by the Reverend James Stuenkel, Good Shepherd Lutheran Church, Sherman, Illinois. Reverend.

THE REVEREND JAMES STUENKEL:

(Prayer given by the Reverend James Stuenkel)

PRESIDENT ROCK:

Thank you Reverend. Good morning. Reading of the Journal, Madam Secretary. Senator Hall.

SENATOR HALL:

Thank you, Mr. President. I move that reading and approval of the Journals of Thursday, June 15th, Friday, June 16th, Monday, June 19th, Tuesday, June the 20th, Wednesday, June the 21st, Thursday, June the 22nd, and Friday, June the 23rd, in the year 1989, be postponed, pending the 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. Messages from the House.

SECRETARY HAWKER:

A Message from the House by Mr. O'Brien, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to wit:

Senate Bill 38 with House Amendment 7.

I have like messages on Senate Bill 16 with House Amendment 1; Senate Bill 85 with House Amendment 2; Senate Bill 86 with House Amendment 2; Senate Bill 126 with House Amendments 1 and 4; Senate Bill 141 with House Amendments 1 and 2; Senate Bill 151 with

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House Amendments 10, 11 and 12; Senate Bill 162 with House Amendment 1; Senate Bill 169 with House Amendments 1 and 6; Senate Bill 238 with House Amendments 1 and 2; Senate Bill 240 with House Amendments 2 and 3; Senate Bill 243 with House Amendments 1 and 3; Senate Bill 247 with House Amendment 2; Senate Bill 248 with House Amendment 1; Senate Bill 255 with House Amendment 4; Senate Bill 257 with House Amendment 2; Senate Bill 302 with House Amendment 5; Senate Bill 335 with House Amendments 1, 3 and 5; Senate Bill 347 with House Amendments 1 and 2; Senate Bill 376 with House Amendments 1, 2 and 3; Senate Bill 392 with House Amendments 1 and 3; Senate Bill 482 with House Amendment 1; Senate Bill 499 with House Amendment 1; Senate Bill 525 with House Amendments 1 and 2; Senate Bill 571 with House Amendments 2; Senate Bill 588 with House Amendment 2; Senate Bill 593 with House Amendments 1 and 2; Senate Bill 634 with House Amendments 1 and 4; Senate Bill 652 with House Amendment 1; Senate Bill 729 with House Amendment 1; Senate Bill 735 with House Amendments 1 and 2; Senate Bill 743 with House Amendments 1 and 2; Senate Bill 744 with House Amendments 1 and 2; Senate Bill 763 with House Amendment 1; Senate Bill 789 with House Amendments 1, 5, 7 and 8; Senate Bill 853 with House Amendment 2; Senate Bill 890 with House Amendments 1, 2, 3 and 4; Senate Bill 924 with House Amendment 2; Senate Bill 999 with House Amendments 2 and 4; Senate Bill 1013 with House Amendments 1, 2, 3 and 5; Senate Bill 1059 with House Amendment 1; Senate Bill 1094 with House Amendment 2; Senate Bill 1200 with House Amendments 5 and 6; Senate Bill 1305 with House Amendments 1 and 3; Senate Bill 1375 with House Amendment 1; Senate Bill 1421 with House Amendments 1 and 5; Senate Bill 1426 with House Amendment 2; Senate Bill 1443 with House Amendment 6; Senate Bill 1451 with House Amendment 1; Senate Bill 1819 with House Amendments 1, 3 and 4; Senate Bill 856 with House Amendment 1; Senate Bill 983 with House Amendment 1; Senate Bill 1017 with

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House Amendment 1; Senate Bill 1139 with House Amendments 1 and 3; Senate Bill 1325 with House Amendments 2, 3, 4, 5 and 6; Senate Bill 1369 with House Amendments 1, 2 and 4 and Senate Bill 1376 with House Amendments 1, 2 and 5, passed the House, as amended, on June 23rd, 1989. Filed by Jack O'Brien, Clerk of the House.

PRESIDENT ROCK:

All right. All those messages will be referred to the Secretary's Desk. Message from the House.

SECRETARY HAWKER:

A Message from the House by Mr. O'Brien, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has adopted the following Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Joint Resolution 37.

It is substantive.

PRESIDENT ROCK:

Executive. Resolutions.

SECRETARY HAWKER:

Senate Resolution 468 offered by Senator Brookins.

Senate Resolution 469 offered by Senators Demuzio, President Rock and all Members.

Senate Resolution 470 offered by Senator Smith, President Rock and all Members.

Senate Resolution 471 offered by Senator Rea.

Senate Resolution 472 offered by Senator Karpziel.

Senate Resolution 473 offered by President Rock.

Senate Resolution 474 offered by President Rock.

Senate Resolution 475 offered by President Rock.

They are all congratulatory.

PRESIDENT ROCK:

Consent Calendar.

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SECRETARY HAWKER

Senate Resolution 476 offered by Senator Hawkinson and all Members.

It's a death resolution.

PRESIDENT ROCK

Consent Calendar.

SECRETARY HAWKER:

And Senate Joint Resolution 85 offered by Senator Mahar.

It's also congratulatory.

PRESIDENT ROCK:

Consent Calendar. Ladies and Gentlemen, all the Messages from the House have been read in. They are reflected on the Senate Calendar on the Order of Secretary's Desk Concurrence. There is a Supplemental Calendar No. 1 and there is a Supplemental Calendar No. 2. What we will attempt to do today is go through the Calendar once and ask those Members who wish to non-concur, that is not final action, if they wish to non-concur and send the bill back to the House for the purpose of having the House either recede or refuse to recede and ask for a conference committee. Concurrence, as you know, is final action. We will begin concurrence on Monday when we return. The motion will be made by the sponsor to non-concur if they wish in whatever House Amendments have been offered; if any Members don't agree with the motion to non-concur, two Members may ask for a roll call. All right, Page 8 on the Calendar: Senate Bill 8. Senator Marovitz. Senate Bill 10. Senator Welch. Senate Bill 52. Senator Davidson. Senate Bill 61. Senator Lechowicz. Senate Bill 64. Senator Demuzio. Senator Demuzio.

SENATOR DEMUZIO:

We're just going to do non-concurrence, right?

PRESIDENT ROCK:

Just non-concurrence; no final action this morning, for

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obvious reasons.

SENATOR DEMUZIO:

I was talking over here and I didn't hear you.

PRESIDENT ROCK:

77. Senator Dudycz. 95. Senator Jones. 97. Senator Jones.
104. Senator Hawkinson. 112. Senator Berman. Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President I move to non-concur in House
Amendment No. 1 to Senate Bill 112.

PRESIDENT ROCK:

All right Senator Berman's moved to non-concur in House
Amendment No. 1 to Senate Bill 112. All in favor indicate by
saying Aye. All opposed. The Ayes have it. The motion carries,
and the Secretary shall so inform the House. 116. Senator del
Valle. 125. Senator Hawkinson. 127. Senator Smith. 129.
Senator Collins. 131. Senator Geo-Karis. 134. Senator D'Arco.
136. Senator Dunn. Senator Dunn.

SENATOR DUNN:

Thank you, Mr. President. I move to non-concur in House
Amendment No. 1.

PRESIDENT ROCK:

Senator Dunn has moved to non-concur in House Amendment No. 1
to Senate Bill 136. All in favor indicate by saying Aye. All
opposed. The Ayes have it. The motion carries, and the Secretary
shall so inform the House. 146. Senator Hawkinson. 150. 163.
Senator Demuzio. 176. Senator Dunn. 182. Senator Etheredge. 185.
Senator Vadalabene. Senator Vadalabene moves to non-concur in
House Amendments 1 and 7 to Senate Bill 185. All in favor will
indicate by saying Aye. All opposed. The Ayes have it. The motion
carries, and the Secretary shall so inform the House. 187.
Senator Maitland. 228. Senator Joyce. 229. Senator Carroll.
230. Senator Carroll. 234. Senator Mahar. 253. Senator Raica.

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254. Senator Holmberg. 265. Senator Schaffer. 269. Senator DeAngelis. 279. Senator Weaver. 280. Senator Weaver. 281. Senator Carroll. 282. Senator Etheredge. 283. Senator Etheredge. 284. Senator Maitland. 285. Senator Sam. 286. Senator Severns. 287. 288. 293. Senator Berman. 307. Senator Rea. 319. Senator Keats. 328. Senator Hall. 344. Senator Dunn. 370. Senator Demuzio. Bingo. Secretary's Desk Non-Concurrence, top of Page 12. Senator Demuzio moves to nonconcur with House Amendments No. 1 to Senate Bill 370. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 374. Senator Smith. 383. Senator Jones. 384. Senator Jones. On the order of Secretary's Desk Concurrence, Senate Bill 384. Senator Jones moves to non-concur with House Amendments 1 and 2 to Senate Bill 384. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 394. Senator Maitland. 399. Senator Barkhausen. 404. Senator Etheredge. 408. Senator Schaffer. 409. Senator Etheredge. 416. Senator Davidson. Bottom of Page 15. 467. Senator Topinka. 472. Senator Lechowicz. 487. Senator Friedland. Senator Friedland, you wish to non-concur? All right. Senator Friedland moves to non-concur in House Amendment No. 1 to Senate Bill 487. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 489. Senator Topinka. 494. Senator Holmberg. 500. Senator Vadalabene. 505. Senator Marovitz. 514. Senator Dunn. 540. You wish to non-concur? All right. Senator Dunn Moves to non-concur in House Amendment No. 1 to Senate Bill 514. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 540. Senator Demuzio. 573. Senator Jacobs. 601. Senator Barkhausen. 612.

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Senator Luft. 613. Senator Collins. 622. Senator Collins. 629. Senator Hall. 632. Senator Welch. 633. Senator Welch. 635. Senator Welch. 637. Senator Welch. 659. Senator Berman. 666. Senator Dunn. 7 -- I'm sorry. 678. Senator Raica. 685. Senator Kustra. You wish to non-concur? Senator Kustra moves to nonconcur in House Amendment No.1 to Senate Bill 685. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 692. Senator Severns. Senator Severns moves to non-concur with House Amendment No. 1 to Senate Bill 692. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 707. Senator Smith. 725. Senator Jones. 728. Senator Carroll. 737. Senator Brookins. 741. Senator Marovitz. 751. Top of Page 18. Senate Bill 753. Senator Schuneman. 772. Senator Marovitz. 787. Senator Vadalabene. 843. Senator Fawell. 855. Senator Karpziel. 912. I'm sorry. Senator Fawell, on 843. Senator Fawell moves to non-concur.

SENATOR FAWELL:

No, 855.

PRESIDENT ROCK:

855. Senator Karpziel's not with us.

SENATOR FAWELL:

Oh.

PRESIDENT ROCK:

912. Senator Watson. 915. Senator Netsch. 918. Senator Barkhausen. 922. Senator Barkhausen. 929. Senator Berman. 936. Senator Mahar. 948. Senator Smith. 952. Senator Zito. 954. Senator Zito. 956. Senator Marovitz. 971. Senator Netsch. 988. Non-concur. Senator Netsch, on Senate Bill 971. Top of Page 19. Senator Netsch has moved to non-concur with House Amendments 1 and 2 to Senate Bill 971. Those in favor

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indicate by saying Aye. Opposed Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 988. Senator Welch. 990. Senator Keats. 103. Senator Welch. 104. Senator Schuneman. 1012. Senator Keats. 1018. 1029. Senator Kustra. 1034. 1036. Senator Dunn. 1043. Senator Welch. 1044. Senator Welch. 1046. Senator Demuzio. Top of Page 20. Senator Demuzio has moved to non-concur in House Amendments 1 and 2 to Senate Bill 1046. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1070. Senator Jacobs. Senator Jacobs moves to non-concur in House Amendment No. 1 to Senate Bill 1070. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1072. Senator Jones. 1075. Senator Savickas. 1079. Senator Rea moves to non-concur with House Amendment No. 1 to Senate Bill 1079. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1097. Senator Severns. 1114. Senator Raica. 1115. Senator Davidson. 1155. Senator Luft moves to non-concur with House Amendment No. 1 to Senate Bill 1155. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1164. Senator Carroll. 1166. 1173. Senator Donahue. 1179. Senator Barkhausen. 1180. Senator Barkhausen. 1197. Senator del Valle. 1198. Senator Smith. 1210. Senator Marovitz. 1213. Senator Marovitz. 1219. Senator Welch. 1258. 1271. Senator Friedland moves to nonconcur. Senate Bill 1271. Senator Friedland moves to nonconcur in House Amendment No. 1 to Senate Bill 1271. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1289. Senator Jones. 1298. Senator Deangelis. Top of Page 22. 1311. Senator Dunn. 1322. Senator

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Rigney. Senator Rigney. Senator Rigney please. Moves to non-concur both amendments? All right. Senator Rigney has moved to non-concur in House Amendments 1 and 3 to Senate Bill 1322. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1330. Senator Keats. 1333. Senator Kustra. Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President. I would like to non-concur on this one but I confused it with an earlier one, 685. Can I move to reconsider the vote by which that one was taken, in order to get that one back on the Concurrence List?

PRESIDENT ROCK:

Sure. All right. Senator Kustra moves to non-concur in House Amendment No. 1 to Senate Bill 1333. All in favor indicate by saying Aye. All opposed, Nay. The motion carries, and the Secretary shall so inform the House. Now if you'll back up on the Calendar to whatever number that was, 685. Page 17. Ladies and Gentlemen. Senate Bill 685, with House Amendment No. 1. Senator Kustra had previously, in error, moved to non-concur with House Amendment No. 1. Having voted on the prevailing side, he now moves to reconsider the vote by which that motion carried. All in favor of the Motion to Reconsider indicate by saying Aye. All in favor. The Ayes have it. The motion carries, and the bill is back on the Order of Secretary's Desk Concurrence. 1339. Senator Lechowicz. 1344. Senator del Valle. 1345. Senator Deangelis. Senator Deangelis.

SENATOR DEANGELIS:

Non-concur.

PRESIDENT ROCK:

Senator DeAngelis moves to nonconcur with House Amendments 1 and 2 to Senate Bill 1345. All in favor indicate by saying Aye.

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All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1354. Senator Joyce. 1380. Senator Lechowicz. 1388. Senator Welch. 1391. Senator Netsch. 1413. Senator Smith. 1417. Senator Welch. 1424. Senator Berman. 1425. Senator Luft. 1449. Senator Jones. 1450. 1456. 1463. Senator Luft. If you turn to Supplemental Calendar No. 1, Page 2 of Supplemental Calendar No. 1. Senate Bill 16. Senator Berman moves to non-concur with House Amendment No. 1 to Senate Bill 16. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senate Bill 38. Senator Welch. Senate Bill 85. Senator Jacobs. Senate Bill 86. Senator -- moves to non-concur? All right. Senator Jacobs moves to non-concur with House Amendments No. 2 to Senate Bill 85. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. On the Order of Secretary's Desk Concurrence is Senate Bill 86. Senator Jacobs moves to non-concur in House Amendment No. 2 to Senate Bill 86. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 126. Senator Hawkinson. 141. Senator Welch. 151. Senator Dunn. 162. Senator Demuzio. 169. Senator Luft. 238. Senator Barkhausen. 240. Senator Watson. 243. Senator Daley. 247. Senator Daley. 248. Senator Zito. 255. 257. Senator Luft. 302. Senator Netsch. 335. Senator del Valle. 376. Senator Smith. 392. Senator D'arco. 482. Senator Jones. 499. Senator del Valle. 525. Senator Luft. 571. Senator Jacobs. 588. Senator Netsch. Bottom of Page 3. 593. Senator Holmberg. 634. Senator Welch. 652. Senator Berman. 729. Senator Dunn. 735. Senator Carroll. 743. Senator Marovitz. 744. Senator Marovitz. 763. Senator Mahar. 789. Senator D'arco. 853. Senator Joyce. 890. Senator del

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Valle. 924. Senator Berman. 999. Senator Welch. 1013. Senator Keats. 1059. Senator Luft. 1094. Senator Severns. 1200. Senator Welch. 1305. Senator Severns. 1375. Senator Daley. 1421. Senator Berman. Senator Berman. On the Order of Secretary's Desk Concurrence, middle of Page 5, is Senate Bill 1421. Senator Berman moves to non-concur with House Amendments 1 and 2 to Senate Bill 1421. All in favor indicate by saying Aye. All opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Daley.

SENATOR DALEY:

Mr. President, on House Bill -- Senate Bill, I'm sorry -- 1375, I wish to non-concur with House Amendment No. 1.

PRESIDENT ROCK:

All right. On the Secretary's Desk Concurrence, Page 5 -- Senate Bill 1345 -- 1375. Senator Daley moves to non-concur with House Amendment No. 1 to Senate Bill 1375. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1420. Senator Berman.

SENATOR BERMAN:

Yes. Just so the record is correct, the motion on 1421 was to non-concur in...

PRESIDENT ROCK:

House Amendments 1 and 5. I'm sorry. The Chair misspoke. Senator Berman moves to non-concur in House Amendments 1 and 5 to Senate Bill 1421. Those in favor indicate by saying Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1426. Senator Rea moves to non-concur with House Amendment No. 2 to Senate Bill 1426. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1443. 1451. All right. We have one final remaining Supplemental

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Calendar, Supplemental No. 2. Senator Smith, for what purpose do you arise?

SENATOR SMITH:

Thank you, sir -- Senator. On Page 12, Senate Bill 374. I was just brought the Amendment. I wish to non-concur on Senate Amendment No. 1 on Senate Bill 374.

PRESIDENT ROCK:

All right. If you turn to the main Calendar on Page 12, Madam Secretary, on the Order of Secretary's Desk Concurrence is Senate Bill 374. Senator Smith has moved to non-concur with House Amendment No. 1 to Senate Bill 374. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Supplemental No. 2. 819. Senator Jones. 856. Senator Weaver. 983. Senator Weaver. 1017. Senator Mahar. 1139. Senator Maitland. 1325. Senator Davidson. Senator Davidson, please. Senator Davidson.

SENATOR DAVIDSON:

Mr. President I wish to non-concur on House Amendment 2, 3, 4, 5 and 6 on Senate Bill 1325.

PRESIDENT ROCK:

All right. Senator Davidson has moved to non-concur with House Amendments 2, 3, 4, 5 and 6 to Senate Bill 1325. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1369. Senator Savickas. 1376. Senator Carroll. All right. We've been through the calendar. Any Member have something they wish to non-concur? All right. Senator Jones.

SENATOR JONES:

Yes, thank you, Mr. President. On Page 8, Senate Bill 95. I move to non-concur in House Amendments.

PRESIDENT ROCK:

All right. On the Order of Secretary's Desk Concurrence,

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Ladies and Gentlemen, on the main Calendar on Page 8, is Senate Bill 95. Senator Jones has moved to non-concur with House Amendment No. 1 to Senate Bill 95. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. On Supplemental No. 1 on Page 2 is Senate Bill 169, and I would ask to non-concur please, in House Amendments No. 1 and No. 6.

PRESIDENT ROCK:

All right. On the Order of Supplemental Calendar No. 1, on the Order of Secretary's Desk Concurrence, is Senate Bill 169. Senator Luft has moved to non-concur with House Amendments 1 and 6 to Senate Bill 169. All in favor will indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Resolutions.

SECRETARY HAWKER:

Senate Resolution 477 and Senate Resolution 478, both sponsored by Senator Daley.

They are both -- pardon me, both death resolutions.

PRESIDENT ROCK:

Consent Calendar. All right. Madam Secretary, have any objections been filed to the Resolutions Consent Calendar?

SECRETARY HAWKER:

There have been no objections filed.

PRESIDENT ROCK:

All right. Ladies and Gentlemen, Senator Demuzio will move the adoption of the Resolutions Consent Calendar's Resolution 440, 441, 442, 443, 444, 445, 446, 449, 450, 451, 452, 453, 454, 455, 457, 458, 459, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 72, 73, 474, 475, 476; Senate Joint Resolution 80 and 81, Senate Joint Resolution 83. This morning, with leave of the Body,

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we added Senate Joint Resolution 85, Senate Resolutions 477 and 478. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries, and the resolutions are adopted. Is there any further business to come before the Senate? If not, Senator Demuzio moves that the Senate stand adjourned until Monday. Monday afternoon at the hour of one o'clock, Ladies and Gentlemen. Have a nice weekend. One o'clock Monday.

END OF TAPE

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