

STATE OF ILLINOIS
89TH GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

110th Legislative Day

May 22, 1996

PRESIDENT PHILIP:

The regular Session of the 89th General Assembly will please come to Order. Will the Members please be at their desks, and will our guests in the galleries please rise. Our prayer today will be given by the Reverend Wes Groff of Centralia, Pastor of the First Christian Church {sic} (of Sandoval), Sandoval {sic} (Centralia), Illinois. Reverend Groff.

THE REVEREND WES GROFF:

(Prayer by the Reverend Wes Groff)

PRESIDENT PHILIP:

Please rise for the Pledge of Allegiance. Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDENT PHILIP:

Reading of the Journal.

SECRETARY HARRY:

Senate Journal of Thursday, May 16th, 1996.

PRESIDENT PHILIP:

Senator Butler.

SENATOR BUTLER:

Mr. President, I move that the Journal just read by the Secretary be approved, unless some Senator has additions or corrections to offer.

PRESIDENT PHILIP:

Senator Butler moves to approve the Journal just read. There being no objection, so ordered. Senator Butler.

SENATOR BUTLER:

Mr. President, I move that reading and -- and approval of -- of the Journals of Monday, May 20th and Tuesday, May 21st, in the year 1996, be postponed, pending arrival of the printed Journals.

PRESIDENT PHILIP:

Senator Butler moves to -- to postpone the reading and the

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approval of the Journal, pending the arrival of the printed transcripts. There being no objection, so ordered. Messages from the House.

SECRETARY HARRY:

Message from the House by Mr. McLennand, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendment No. 5 to a bill of the following title, to wit:

Senate Bill 1122.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference.

We have like Messages on Senate Bill 1459, with House Amendment 2; Senate Bill 1664 with House Amendment 1; Senate Bill 1684, with House Amendment 1; Senate Bill 1780, with House Amendments 1, 2, 3 and 10; and Senate Bill 1912, with House Amendments 1 and 3.

Action taken by the House, May 21st, 1996.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Associated Press requests permission to take photographs of the Senate Floor. Any objection? Hearing none, permission is granted. Without objection, the Senate accedes to the request of the House for conference committees on those bills just read by the Secretary. Committee Reports.

SECRETARY HARRY:

Senator Fitzgerald, Vice-Chair of the Committee on Insurance, Pensions and Licensed Activities, reports House Bill 32, the Second Conference Committee Report Be Approved for Consideration; House Joint Resolution 97 Be Adopted; and Senate Bill 1456, the motion to concur with House Amendments 1 and 2 Be Adopted.

Senator Raica, Chair of the Committee on Public Health and Welfare, reports Senate Bill 217, the motion to concur with House Amendment 2 Be Adopted; Senate Bill 1327, the motion to concur

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with House Amendments 1 and 4 Be Adopted; and Senate Bill 1543, the motion to concur with House Amendment 1 Be Adopted.

Senator Karpziel, Chair of the Committee on Executive, reports Senate Joint Resolution 96 Be Adopted; Senate Joint Resolution {sic} (Resolution) 207 Be Adopted, as Amended; House Joint Resolution 102 Be Adopted; Senate Bill 615, the motion to concur with House Amendments 1 and 4 Be Adopted; Senate Bill 826, the motion to concur with House Amendment 1 Be Adopted; and Senate Bill 1494, the motion to concur with House Amendment 1 Be Adopted.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Resolutions.

SECRETARY HARRY:

Senate Resolution 223, offered by Senators Bowles, Demuzio, Clayborne, and all Members.

And Senate Resolutions 224, 225, 226, and 227, all by Senator Trotter.

They're all death resolutions, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Consent Calendar. We are going to go to page 7 of today's Calendar on the Order of Secretary's -- Desk, rather, for the order of business. It's the Non-concurrence of House Bills. And page 7, we start with House Bill 431. Senator O'Malley. Senator O'Malley. I just saw him back there. Senator O'Malley? House Bill 431, on the Order of Non-concurrence? Are you ready, sir? Mr. Secretary, read the motion, please.

SECRETARY HARRY:

...move to refuse to recede from Senate Amendments 1, 2, 4, 5, and 6 to House Bill 431 and request that a conference committee be appointed.

Filed by Senator O'Malley.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator O'Malley.

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SENATOR O'MALLEY:

Thank you, Madam President. There's at least one problem, apparently, with Amendment No. 5. The House chose to non-concur with all the amendments that were approved here in the Senate, and I would move to not recede so that we could have a conference committee report formed.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator O'Malley moves that the Senate refuse to recede from Amendment 5 and -- 1, 2 -- 1, 2, 4, 5, and 6 and asks that a conference committee be appointed. All those in favor, say Aye. All opposed, Nay. In the opinion of the Chair, the Ayes have it. The -- the motion carries. Secretary shall so inform the House. House Bill 2695. Senator Klemm. Mr. Secretary, House Bill 2695. 2695. Would you read the motion, sir?

SECRETARY HARRY:

I move to refuse to recede from Senate Amendment 1 to House Bill 2695 and request that a conference committee be appointed. Filed by Senator Klemm.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Klemm.

SENATOR KLEMM:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Senate Amendment No. 1 was a request of the Municipal League on asking for consideration when an emergency occurs, when they could issue bonds. We want to tighten the word "emergency" to limit what can be done when they do non-referendum bonds, and that's the reason I refuse to recede from -- let's see, from Senate Amendment No. -- or, non-concur {sic} with Senate Amendment No. 1, and ask for your support.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Klemm moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2695 and that a

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conference committee be appointed. All those in favor, say Aye. All opposed, Nay. In the opinion of the Chair, the Ayes have it, and the motion carries. The Secretary shall so inform the House. House Bill 3670. Senator Fitzgerald? Senator Fitzgerald. Senator Fitzgerald, on House Bill 3670? Mr. Secretary, will you read the motion?

SECRETARY HARRY:

I move to refuse to recede from Senate Amendment No. 1 to House Bill 3670 and request that a conference committee be appointed.

The motion offered by Senator Fitzgerald.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Fitzgerald.

SENATOR FITZGERALD:

Thank you, Madam President, Ladies and Gentlemen of the Senate. I'd like to refuse to recede from Senate Amendment No. 1 and force a Conference Committee Report on this. This is the child sex offender legislation. And we'd like to make a few changes to get the legislation in apple-pie order, and I'd appreciate a favorable vote on my motion.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Fitzgerald moves that the Senate refuse to recede from the adoption of Senate Amendment 1 to House Bill 3670 and that a conference committee be appointed. All those in favor, say Aye. All opposed, Nay. In the opinion, of the Chair, the Ayes have it, and the motion carries. And the Secretary shall so inform the House. ...going back to House Bill 545, on page 7. Senator Watson. Mr...

SENATOR WATSON:

Yes. Thank you, Madam President. I would like to make a motion that we refuse to recede from Senate Amendments 1, 2, and 5 to House Bill 545.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Is there any discussion? Senator Watson moves that the Senate refuse to recede from the adoption of Senate Amendments 1, 2, and 5 to Senate Bill -- to House Bill 545 and asks that a conference committee be appointed. All those in favor, say Aye. All opposed, Nay. In the opinion of the Chair, the Ayes have it, and the motion carries and the Secretary shall so inform the House. Anything else? Senator Weaver, for what purpose do you rise, sir?
SENATOR WEAVER:

On a point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point, sir.

SENATOR WEAVER:

In the gallery behind me are a group of students from Thomas Paine School in Urbana. I'd like the Senate to welcome them to Springfield.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Welcome, students. We're happy that you're here with your fine Senator. Rise -- will you please rise so we can welcome you adequately? Welcome, again. ...going to go to page 7. We're only going to entertain motions to recede on Non-concurrences -- to refuse to recede, rather, on Non-concurrences. House Bill 22. Senator Rauschenberger? Out of the record. House Bill 347. Senator Hawkinson? House Bill 347, on a non-concurrence? Out of the record. House Bill 548. Senator Cronin? House Bill 548. Do you wish to refuse to recede? Mr. Secretary... Yes. Senator Cronin, do you wish to proceed on your motion to refuse to recede?
SENATOR CRONIN:

Thank you, Madam President, Ladies and Gentlemen of the Senate. I move to refuse to recede from Senate Amendment No. 3 and 4.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Senator Cronin moves that the Senate refuse to recede from the adoption of Senate Amendments 3 and 4 to House Bill 548 and that a conference committee be appointed. All those in favor, say Aye. All opposed, Nay. In the opinion of the Chair, the Ayes have it. The motion carries, and the Secretary shall so inform the House. House Bill 1249. Senator Petka? House Bill 1249. Senator Petka? Out of the record. House Bill 3048. Senator Dillard? On the motion to refuse to recede... Senator Dillard.

SENATOR DILLARD:

Thank you, Madam President and Ladies and Gentlemen of the Senate. I would move that we refuse to recede from Senate Amendments No. 1 and 3 and that we put this bill in a conference committee posture.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Dillard moves that the Senate refuse to recede from the adoption of Senate Amendments 1 and 3 and -- to House Bill 3048 and moves that a conference committee be appointed. All those in favor, say Aye. All opposed, say Nay. In the opinion of the Chair, the Ayes have it. The motion carries. The Secretary shall so inform the House. Supplemental Calendar No. 1, dated today, May 22nd, has been distributed, and we're going to go to the Order of Concurrence of Senate Bills on the Secretary's Desk, on page 2 of the Supplemental No. 1 Calendar. And we will start with Senate Bill 217. Senator Carroll? Senator Carroll? Is Senator Carroll here? We'll take it out of the record. Senate Bill 615. Senator DeAngelis? Senator DeAngelis, on Senate Bill 615? We are proceeding with the order of business on page 2 of the Supplemental Calendar of today, and I hope that all of my colleagues in the Senate will resume their seats so we can proceed with the business at hand. We'll take that out of the record, 615. Senate Bill 826? Senator Philip? Out of the record. Senate Bill 1327. Senator Raica? Senate Bill 1327? Madam

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Secretary, will you read the motion?

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendments 1 and 4 to Senate Bill 1327.

Offered by Senator Raica.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Raica.

SENATOR RAICA:

Thank you, Madam President and Members of the Senate. House Amendment No. 1 and No. 4 combine Senate Bill 1326 and 1327, and I just ask for an affirmative vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any discussion? Any discussion? Hearing none - this is final action - the question is, shall the Senate concur in House Amendments 1 and 4 to Senate Bill 1327. Those in favor, vote Aye. Those opposed will vote Nay. The voting is open. Have -- have all voted who wished? Have all voted who wished? Madam Secretary, take the record. On that question, there are 57 voting Aye, none voting No, and none voting Present. And the -- the bill, having received the required constitutional majority, with the amendments therein, is hereby declared passed. Senate Bill 1456. Senator Raica? Madam Secretary, if you'll read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendments 1 and 2 to Senate Bill 1456.

Offered by Senator Raica.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Raica.

SENATOR RAICA:

Thank you, Madam President and Members of the Senate. House Amendment 1 adds the bill provisions that would allow two sheriffs to receive additional pension benefits, and House Amendment 2,

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sponsored by Representative McAuliffe in the House, adds a provision for Chicago police officers who experience a heart attack while in the -- in the line of duty - and it was seventy-five percent - and it's sixty-five percent of their actual salary at the time of disability, which is normally determined by the -- by the pension board. And I would just ask for concurrence.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Molaro.

SENATOR MOLARO:

Thank you, Madam President, Ladies and Gentlemen of the Senate. This is more for legislative intent than anything else, so I would like to say this. And then if the sponsor concurs with this, at least we have something on the record. This is not changing what a police officer would have to show to be considered to be in the line of duty or while on duty to become a duty disability. What's in place in the law currently stays the same. We are just talking about the medical condition of a heart attack; so that the medical condition of a heart attack could look just like a broken leg. So if a police officer has a heart attack or he breaks his leg, there still has to be made a determination by the pension board or by the police department as to whether or not that heart attack or that broken leg took place while in the course of his duties to become a duty disability. So all we're doing is taking the medical condition of a heart attack and say, "Hey, we have to look at this just like we would a broken leg that is taking place while you're in the course of your duty." So we're not saying -- like a police officer, a lot of times, is on duty twenty-four hours a day. Naturally, if he breaks his leg while he's playing catch with his son, you would not consider that duty disability. If he has a heart attack while he's playing catch with his son, that is not considered duty disability. I'm saying this now because we had a little problem in committee

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understanding what it is. So we still have to have that this heart attack -- takes place while he's on duty. And that's what I want to make, and if that is correct, the sponsor can concur and we can go on. And I urge a Yes vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Dudycz.

SENATOR DUDY CZ:

Thank you, Madam President. Just to declare a possible conflict, since it is well-known that I am a -- an on-duty Chicago police officer -- or, a full-time police officer, and I am declaring a potential conflict, but I will vote my conscience.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? This is final action. Senator Raica, to close.

SENATOR RAICA:

Thank you, Madam President. I just wanted to reassure Senator Molaro: You are absolutely correct. I know you raised these concerns in -- in committee, and rightfully so. You've been a supporter of Chicago police officers for a number of years. This does, in fact -- as you know, as far as the pensions are concerned, determined by the pension board. You are one-hundred percent correct. I would just ask for an affirmative roll call.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

As I said, this is final action. And the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 1456. Those in favor, vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Madam Secretary, take the record. On that question, there are 56 voting Aye, none voting No, none voting Present. And the Senate does concur in House Amendments 1 and 2 to Senate Bill 1456, and the bill, having received the required constitutional majority, is hereby declared

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passed. Senate Bill 1494. Senator Fitzgerald? Madam Secretary, will you read the motion?

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1494.

Offered by Senator Fitzgerald.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Fitzgerald.

SENATOR FITZGERALD:

Thank you, Madam President, Ladies and Gentlemen of the Senate. If you will recall, Senate Bill 1494, as it left the Senate, gave the General Assembly the ability to reject a proposed settlement of a class action lawsuit proposed to be entered into on behalf of the State by the Attorney General if the cost in the aggregate of that proposed settlement would be greater than ten million dollars. The bill, as it left the Senate, gave the General Assembly the ability to reject such a proposed settlement. When this bill got to the House, at the Attorney General's urging the bill got watered-down. I'm not entirely happy with it. All it requires now is that the Attorney General, before entering such a settlement, that he notify the Senate President and the Speaker of the House of Representatives. I would hope that they would, in turn, notify our caucuses. I would like something stronger, but on the other hand, I am a realist and -- and recognize that this is probably as far as we could go at this time. It passed unanimously out of the Executive Committee this morning, and I'd urge a favorable vote in favor of the concurrence in House Amendment No. 1.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Collins.

SENATOR COLLINS:

Thank you, Madam President. I -- I also rise to concur with

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the sponsor's agreement to concur with this amendment. It does, in fact, make this bill better, although there were some questions as to what form of reporting that is required under this bill. It's very vague, the amendment on -- on that area. But as far as I'm concerned, the -- the General Assembly does not have any role into that kind of negotiations. So I also concur with the amendment.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Welch.

SENATOR WELCH:

A question of the sponsor.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates he will heed it.

SENATOR WELCH: ...

Senator Fitzgerald, after the notice goes to the Senate President, what happens next? Does he tell all of us, and do we have a meeting, or -- or what happens next?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Fitzgerald.

SENATOR FITZGERALD:

Well, one of my misgivings about the amendment is it doesn't require the Senate President or the Speaker to in turn notify the Members. But what I plan to do is write the Speaker of the House and the Senate President and ask them, should they get such a notice, if they will immediately notify all their Members. I imagine that they would do that anyway. But just in case, I will ask them to do that. Nothing under this amendment would happen. If, in fact, the House and Senate didn't like the settlement, there wouldn't be anything we could do about it; the Attorney General could enter anyway. But presumably, if there is a strong feeling in either House, that the Members could communicate those concerns to the Attorney General, and we would at least have the

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opportunity to have some -- input into these settlements before we are later confronted with the bill for whatever this settlement may be.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Welch.

SENATOR WELCH:

Whose idea was this? Was this some House Member who came up with this who had nothing better to do? This -- this makes absolutely no sense. The House and the Senate control the budget of the Attorney General. He's not going to tell the Leader of the House or the Senate he's settling a case if they ask him to do that? There's no need for a law here. This is just some House guy with nothing to do on his hands, and he wants to issue a press release, and you're getting sucked into this, Pete. This is ridiculous. There is no -- absolutely no reason to pass this at all. Absolutely none. The -- the Attorney General, the head of the House, and the head of the Senate are all from the same county. This is -- this is absolutely make-work for the Legislature and the ability to issue a press release, and nothing more. Pete, I'm surprised to see you involved in this.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Demuzio.

SENATOR DEMUZIO:

Senator Fitzgerald, this very important measure started out as a measure that would require the Attorney General to submit to the Governor and the General Assembly a settlement analysis prepared by the Bureau of the Budget for any court order or consent decree that requires expending State funds. It also required that the Attorney General obtain legislative approval before entering into a settlement that necessitates the expenditure of five hundred thousand dollars or more in State funds. And now you're telling me that this has all been stricken and now we're down to the

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Attorney General should notify the President of the Senate and the Speaker of the House? I guess he simply gives them a phone call, or maybe he just leaves a message on the answering machine. Is that right? Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Did you want a response, or are you making a speech? Senator Fitzgerald.

SENATOR FITZGERALD:

Believe me, I wish it were much tougher, but when we had much tougher legislation, there was a lot of opposition from the Attorney General. Originally, the bill did have that five-hundred-thousand-dollar language in there. As it ultimately left the Senate, what it did was, any settlement that could cost more than ten million dollars, it gave the General Assembly the right to pass resolutions in both Houses and reject the proposed settlement. The Attorney General's position was that, and I disagreed with him, but he felt that that was an infringement upon his ability to settle these cases. And I totally disagree with him. I don't think he can settle cases without consulting his client, without consulting the named party in the litigation, and I think that there should be something much stronger. But at least this bill would stand for the proposition that we, in the Legislature, are not potted plants, that we are not to be presented, after these settlements have been entered into, simply presented with the bill for them. And I would like stronger provisions eventually, but this is at least a start. And somebody once said, "Politics is the art of the possible", and I'm afraid that that has caused me to compromise a little bit here and try and at least get this start through the Legislature. So I would appreciate a favorable vote. Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Fawell.

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SENATOR FAWELL:

Thank you. I happened to be on the Appropriation Committee when this last fiasco that the federal judge handed us that has been costing us a fortune in this Assembly last took place, when the agreed order for DCFS came through. At least this does give us some notification that something's coming down the pike. My personal feeling is, what we ought to do is pass a resolution and hand it to every single one of our federal judges and tell them there is such a thing as a separation of powers and they ought to keep their cotton-picking nose out of our business.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Berman.

SENATOR BERMAN:

Thank you, Madam President. What bothers me about the bill as it presently exists is that if we vote Yes and this becomes law and some outrageous settlement is achieved, the voters, or the press, is going to say that the Speaker and the President of the Senate - the Speaker of the House and the President of the Senate - were put on notice, were told about it. Now, if you have an irate voter who says, "Why are you spending fifty million dollars, a hundred million dollars of State money, Senator Fitzgerald, or Senator Berman", and we say, "Well we really didn't play any role in it; it was just a phone call to our Presiding Officer", they're going to look at us like we're nuts. Why do -- why should we approve that kind of a bill? If we have -- if -- if we're going to be advised, we ought to have some authority. I personally didn't like the bill originally, because I don't think that the authority is here; it's with the Governor and with the Attorney General. But this one puts a -- puts the perception of authority with us, but doesn't put any authority with us. And I think we're -- we're painting ourselves into a -- another bad corner. I think you just ought to let the bill die, in my opinion.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Fitzgerald.

SENATOR FITZGERALD:

Well, I would say this, Senator Berman, you've had good -- I -- I respect your concerns, but I would point out that this bill and this process has already had an effect. Right now there is a proposed -- there is a big piece of litigation that involves the Illinois Appellate Defender's Office, and apparently the judge was hammering on our Attorney General and the other side to come to some sort of agreement. But as a result of our discussions in the House and the Senate on this very bill, the Attorney General went to the judge and said, "You know, before you order us to enter into a settlement, we should see whether the General Assembly is willing to appropriate the money to spend this", and the judge was very conscious of our concerns. And as you may know, the Appellate Defender's Office was down here actually talking to us about the settlement. So I think that this bill has already had a positive effect, and I think having the requirement in the Statute that we must be notified -- I don't think it creates a perception of authority, because anybody who reads that, it's clear that we cannot nullify a settlement, but we at least have the right to be notified and to carry out the constitutional duties that we were all elected to perform. We're the ones who have the authority, under our State Constitution, to appropriate money, and I think from now on when these settlements come down, we will at least know about them ahead of time. I'd like a stronger provision at some other time, but this is at least a start.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Senator Fitzgerald, to close.

SENATOR FITZGERALD:

You're all pretty familiar with this at this point. I would

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appreciate a favorable vote. It's -- it's a good start. It's not everything I would like. It -- but it does give us the opportunity to have some say-so or at least to know what's going on before we're presented with the bill. I'd appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Ladies and Gentlemen of the Senate, this is final action. The question is, shall the Senate concur in House Amendment 1 to Senate Bill 1494. Those in favor, vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Had all voted who wished? Take the record. On that question, there are 33 voting Aye, 24 voting Nay, no -- none voting Present. And the Senate does concur in House Amendment 1 to Senate Bill 1494, and the bill, having received the required constitutional majority, is declared passed. Senator Dudycz, for what purpose do you rise, sir?

SENATOR DUDYCZ:

Thank you, Madam President. On a point of personal privilege.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

State your point.

SENATOR DUDYCZ:

On the Floor with us this morning -- or this -- this morning yet, we have the former Director of the Illinois Department of Human Rights, currently a commissioner with the United States Equal Employment Opportunity Commission, and I'd like the Senate to give a nice, warm welcome to Joyce Tucker, come back to -- to Illinois.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Welcome. Welcome, Joyce Tucker. It's nice to see you here. Senate Bill -- Senator Dudycz, for what...

SENATOR DUDYCZ:

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Yes. I just would -- I just would -- might add that Commissioner Tucker is a -- is a good Republican.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Well, thank you for your comment, Senator Dudycz. Senate Bill 1543. Senator Maitland. Madam Secretary, read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1543.

Offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Madam President and Members of the Senate. House Amendment No. 1 to Senate Bill 1543 is an amendment that addresses some concerns that we had with respect to the managed care plan that we passed in the State of Illinois a couple of years ago. Among the requirements, it is necessary that the -- the card that's issued to the enrollees have the enrollee's signature, the name of the plan that the individual is under, the name and telephone number of the enrollee's primary care physician, and also the number -- an emergency number where the individual can reach the HMO in the case of an emergency. There's no requirement as to the qualifications that that individual would have that the -- that the individual reaches. And this amendment simply requires that the person answering the emergency phone number be either an RN or an LPN, someone who can direct the call -- intercept the call, and understand the call, and direct it to the proper -- to the proper location. I believe this is a good amendment and, Madam President, I seek the support of the Body.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Shaw.

SENATOR SHAW:

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

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates that he will.

SENATOR SHAW:

I didn't quite hear what -- when he was explaining the -- the amendment, or the bill. You were talking about in case of emergency or something that -- how you could reach the HMO or something. Could -- could you explain that again?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Maitland. If we could have a little more quiet there...

SENATOR MAITLAND:

Yes...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

...I'm sure that you will be able to hear the explanation better. May we have a little more quiet there? Thank you.

SENATOR MAITLAND:

Yes, Senator. There is a requirement of those individuals who we will have in this State under Medicaid and on an HMO, there is a requirement that there be an emergency number for that person to reach in the event of, obviously, an emergency. And presently, in the Act, we didn't require any professional expertise for the person answering the phone. It can be just anyone that may not know anything at all about the medical field, and -- and it is the suggestion of this amendment that that person either be a nurse or an LPN, at the very least, who can direct that call and respond in a more professional way to the individual making the call.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Shaw.

SENATOR SHAW:

One final question: Does this -- how does this affect if I'm in -- I'm on -- I have this HMO and I'm in, let's say, Kansas?

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How does this work? Would this apply? Say I'm unconscious or something and they take me to a hospital and the doctors or the nurse call, how does this work at that point?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Maitland.

SENATOR MAITLAND:

Senator Shaw, I don't totally understand your question. My -- my guess is, you are not on Medicaid, and therefore this wouldn't -- wouldn't affect you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Shaw.

SENATOR SHAW:

You're absolutely right. Could you answer me: Why are the nurses opposed to this?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Maitland.

SENATOR MAITLAND:

Senator Shaw, as -- as I understand it, it is a -- it is a level of education issue. I think -- I don't want to misquote what they've told me, but I think the nurses would support it if it was only nurses. I believe -- and I -- I believe that -- that -- the RNs, and I believe that they are concerned that the LPNs may not have quite the qualifications to do the job.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Bowles.

SENATOR BOWLES:

Thank you, Madam President. I rise in support of this amendment. I can't imagine that when you call for a medical emergency that someone with the qualifications of a maintenance man or a janitor has the authority under the present bill to answer that phone, and that person could be in California, New York, or Florida. And I rise in full support of this amendment.

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Thank you.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Madam President and Ladies and Gentlemen of the Senate. I, too, stand in strong support of this legislation. Seems a little ironic that we are spending five billion dollars on this -- in this area, and it seems to me it's not too much to ask that person, number one, be from Illinois and be a qualified person. For that reason alone, I think that this deserves merit.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Dillard. Senator Dillard? Not seeing him on the Floor. Senator Dillard? Not being available. Further discussion? Hearing none, Senator Maitland, to close.

SENATOR MAITLAND:

Thank you very much, Madam President, Members of the Senate. I appreciate those who spoke in favor of this amendment. I think this is good clean-up language for -- for the Act that we passed a couple of years ago, and I simply renew my request and seek the support of the Body.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Ladies and Gentlemen of the Senate, this is final action. The question is, shall the Senate concur in House Amendment 1 to Senate Bill 1543. Those in favor, vote Aye. Those opposed will vote Nay. The voting is open. Have -- have all voted who wished? Have all voted who wished? Have all voted who wished? Madam Secretary, take the record. On that question, there are 56 voting Aye, 1 voting Nay, none voting Present. And the Senate does concur in House Amendment 1 to Senate Bill 1543, and the -- the bill, having received the required constitutional majority, is hereby declared passed. ...going to the Conference Committee Reports on page 3 of the Supplemental Calendar of today. I would appreciate

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it very much, Ladies and Gentlemen of the Senate, if you're going to speak to each other, that's fine, but could you keep it to a low whisper, because I can practically hear your conversations up here. And I don't think you want me to hear all of them. We'll proceed to Conference Committee Reports on page 3. House Bill 32. Senator Butler? Madam Secretary, will you read the motion?

ACTING SECRETARY HAWKER:

Second Conference Committee Report on House Bill 32.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Butler.

SENATOR BUTLER:

Thank you, Madam President. Ladies and Gentlemen, Conference Committee Report No. 2 literally cuts the basic bill and removes all of the languages referring to any of the controversial nature of the -- of the bill as it passed through the Senate. It does establish the Illinois Manufactured House {sic} (Home) Installers Act, and it mandates that the Department of Public Health shall work with the parties to establish rules and guidelines relative to the installation of the houses. The -- the only controversy we -- we've had with this I think could be cleared up, and I would like to state, for purposes of legislative intent, the following: The original language of House Bill 32 has been deleted. Nothing in this Conference Report will in any way change the present plumbing laws as it relate to plumbing hookups of manufactured homes. Department of Public Health rules still apply, meaning that licensed plumbers must still do hookups. Furthermore, it is the intent of this language to authorize that the Department of Public Health publish guidelines for manufactured housing installers and to accredit manufactured -- manufactured home installer courses. This Act will not hinder the enforcement of current installation regulations established by any unit of local government. Furthermore, the Act will not impede on a local

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government's ability to regulate manufactured housing within its jurisdiction. And additionally, this Conference Committee Report No. 2 contains no fee increases. And I ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Further discussion? Senator Garcia.

SENATOR GARCIA:

Thank you, Madam President. Would the sponsor yield for a couple of questions?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

He indicates that he will.

SENATOR GARCIA:

Thank you. Senator Butler...

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Just -- just a moment, Senator Garcia. I don't think they can hear you too well. May I please ask all of our Members here to tone your talking to quiet whispers so the others can hear the conversation of the speakers who are speaking about the bills. Go ahead, Senator Garcia.

SENATOR GARCIA:

Thank you. Senator Butler, does this bill, in any way, change the standards for hooking up sewer mains and potable water lines for manufactured houses at all?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Butler. Senator Butler.

SENATOR BUTLER:

No.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Garcia.

SENATOR GARCIA:

Will the trained installers of manufactured houses be schooled in the installation of plumbing hookups?

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Butler.

SENATOR BUTLER:

No.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Garcia.

SENATOR GARCIA:

Will this bill, in any way, preempt the Illinois Plumbing License Law's requirement that hookups of water and sewer service to manufactured homes be connected by licensed plumbers?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Butler.

SENATOR BUTLER:

No.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Garcia.

SENATOR GARCIA:

So far, so good. So a manufactured home installer who is not a licensed plumber who connects such water and sewer lines would violate the Illinois Plumbing License Law?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Butler.

SENATOR BUTLER:

Yes.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Hearing none, Senator Butler, to close.

SENATOR BUTLER:

Four out of four isn't bad. Therefore, I'll -- I ask for your favorable roll call, please.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

On that question - and this is final action, Ladies and

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Gentlemen of the Senate - on that question, shall the Senate adopt the Conference Committee Report, with Amendment -- House Amendment 1 on Senate Bill 1543 {sic}, those who are in favor will vote Aye. Those opposed will vote Nay. And the voting is open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Madam Secretary, will you take the record. On that question, there are 54 voting Aye, 1 voting No, none voting Present. And this Senate does adopt the Conference Committee Report on Senate Bill 1543 -- I'm -- I'm sorry, House Bill 32 - I correct myself - House Bill 32, and the bill, having received the required constitutional majority, is hereby declared passed. Senator Dudycz, for what purpose do you rise?

SENATOR DUDYCYZ:

A point of personal privilege, Madam President.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Point of personal privilege from Senator Dudycz. State your point.

SENATOR DUDYCYZ:

Thank you, Madam President. Just for -- I just would like the record to show that yesterday the House passed Senate Joint Resolution 103, naming U.S. Route 14 after former President Ronald Reagan. There has been some question which portion of U.S. Route 14 is to be named, and it was the intent of the sponsor that the entire Route 14 be named after former President Reagan. The -- the confusion came because there are certain parts in the State where Northwest Highway is not part of 14 and 14 is not part of Northwest Highway. But I just wanted the record to reflect that the part of -- or, the entire Route 14 would be named as a commemorative road after former President Reagan.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Thank you, Senator Dudycz. Senator Carroll here? We will temporarily stand at ease, Senator Demuzio, for what purpose do

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you rise, sir?

SENATOR DEMUZIO:

Thank you, Madam President. Yesterday I asked where the budget was, and Senator Weaver was so kind as to bring over the budget book. I'm happy to report that I stayed up all night and read that, and now I'm ready for the real budget. This is the -- the last day of the Session, and -- and now I'd really like to know what we're doing, and -- and when we're going to see a budget, and are we going home today, and you think it'll rain or anything like that that you might want to share with us?

PRESIDING OFFICER: (SENATOR GEO-KARIS)

If I could predict all of those things for you, I would make a million dollars; however, I'm sure that the budget will be presented to you timely. Pardon? Senator DeLeo, did you want the floor? Senator DeLeo, you will get the budget in -- in a timely fashion. We will stand at ease, to the call of the Chair.

(SENATE STANDS AT EASE)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR DONAHUE)

Senate will come to order. Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measures have been assigned: Re-referred from the Executive Committee to the Rules Committee - House Joint Resolution 92; referred to the Committee on Judiciary - the motion to concur with House Amendment 2 to Senate Bill 1691; referred to the Committee on Local Government and Elections - Conference

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Committee Report 1 to Senate Bill 1780 and Conference Committee Report 2 to House Bill 270; referred to the Committee on Revenue - Conference Committee Report 1 to House Bill 375; and Be Approved for Consideration - House Joint Resolution 92.

PRESIDING OFFICER: (SENATOR DONAHUE)

...will stand at ease. Senate will stand at ease till the call of the Chair.

(SENATE STANDS AT EASE)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR WEAVER)

Senate will be in order. We have a little paperwork to do, but the Members should be coming to the Floor. Committee Reports.

SECRETARY HARRY:

Senator Hawkinson, Chair of the Committee on Judiciary, reports House Bill 347, the motion to recede from Senate Amendment 4 Be Adopted; Senate Bill 1691, the motion to concur with House Amendment 2 Be Adopted.

Senator Klemm, Chair of the Committee on Local Government and Elections, reports House Bill 270, the Second Conference Committee Report Be Approved for Consideration; Senate Bill 1780, the First Conference Committee Report Be Approved for Consideration.

And Senator Peterson, Chair of the Committee on Revenue, reports House Bill 375, the First Conference Committee Report Be Approved for Consideration; and Senate Bill 1511, the motion to concur with House Amendments 1 and 4 Be Adopted.

PRESIDING OFFICER: (SENATOR WEAVER)

Resolutions.

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SECRETARY HARRY:

Senate Resolution 228, offered by Senator Shaw and all Members.

It's a death resolution, Mr. President.

PRESIDING OFFICER: (SENATOR WEAVER)

Consent Calendar. Messages from the House.

SECRETARY HARRY:

Message from the House by Mr. McLennand, 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 79.

We have like Messages on House Joint Resolution 100 and House Joint Resolution 126.

They're all substantive. All adopted by the House, May 22nd, 1996.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Message from the House.

SECRETARY HARRY:

Message from the House by Mr. McLennand, 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:

House Joint Resolution 105.

It's substantive. Adopted by the House, May 9th, 1996.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Lauzen, for what purpose do you wish to be heard?

SENATOR LAUZEN:

Thank you, Madam President. I'd like to table motion to reconsider Senate Bill 1490.

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PRESIDING OFFICER: (SENATOR GEO-KARIS)

Well, your motion's in order. Senator Lauzen moves that his motion to reconsider on -- on Senate Bill 1490 be tabled. All those in favor, say Aye. All opposed, Nay. The Ayes have it, in the opinion of the Chair. The motion is tabled. We are going to proceed to Supplemental Calendar No. 2, so I'm asking all of our colleagues in the Senate to please return to your seats. We're going to be starting in just a few short moments. We're proceeding to page 2 of Supplemental Calendar No. 2, with Senate Bill -- Secretary's Desk, Concurrence, Senate Bill 1691. Senator Petka? Mr. Secretary, will you please read the motion?

SECRETARY HARRY:

...move to concur with the House in the adoption of their amendment - Amendment No. 2 - to Senate Bill 1691.

Offered by Senator Petka.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Petka.

SENATOR PETKA:

Well, thank you, Madam President and Members of the Senate. The bill, as it left the Senate, dealt with petitioners who were filing for post-conviction relief, that they would be required to state the legal basis for their petition. The House amendment that was added requires the Department of Corrections, within ninety days of the passage of this bill, to remove all curtains from prison cells. Currently there is a rule that forbids this practice. Apparently we need a little stronger language to send a message out. I'll answer any questions, Madam President. If there are none, I would urge its adoption.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Any further discussion? Hearing none - this is final action - the question is, shall the Senate concur in House Amendment 2 with -- to Senate Bill -- 1691. All those in

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-- all those in favor will vote Aye. All opposed, Nay. The voting's open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Mr. Secretary, take the -- take the record. On that question, there are 57 people voting Aye, none voting No, none voting Present. And this bill, having -- having received the required constitutional number of votes, the House -- the Senate does concur in House Amendment 2 to Senate Bill 1691. We're ready to... Senate Bill 1511. Senator Syverson? Mr. Secretary, will you read the motion?

SECRETARY HARRY:

...move to concur with the House in the adoption of their amendment -- Amendments 1 and 4 to Senate Bill 1511.

The motion offered by Senator Syverson.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Senator Syverson. Senator Syverson.

SENATOR SYVERSON:

Thank you, Madam President. Amendments No. 1 and 2 {sic} (4) on -- on Senate Bill 1511 make a number of changes. It includes the language that was originally in House Bill 17, plus language that we used to tighten up on overlapping districts. This has gone through committee and we had discussion there. I'll be happy to answer any questions on that.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Any further discussion? Senator Jones. Senator Jones? Any further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Madam President. We would like to have a Democratic Caucus immediately in Senator Jones' Office. Be about a half hour.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

Your request is in order. The Democrats will have a caucus in Senator Jones' Office. You'll wait just a minute, please.

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Senator Donahue, for what purpose do you rise?

SENATOR DONAHUE:

For the request of a Republican Caucus immediately in Senator Philip's Office.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

The request for a Republican Caucus in Senator Philip's Office -- and the Senate will stand in recess till 6 p.m. 6 p.m. Senator Petka...

(SENATE STANDS IN RECESS)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR DUDYCZ)

...will come to order. When we -- when we were in recess -- prior to going to recess, we were on the Order of Supplemental Calendar No. 2. Senator Syverson was explaining his concurrence motion on Senate Amendment {sic} 1511. Senator Syverson. Senator Karpiel, for what purpose do you rise?

SENATOR KARPIEL:

Thank you, Mr. President. Before we get into the debate on this bill, I would like to announce that, approximately around 10:30, there will be an Executive meeting in Room 212 to discuss some very important issues.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Syverson, on Senate Bill 1511.

SENATOR SYVERSON:

Thank you, Mr. President. We've already handled the opening remarks. I think I'll be happy to answer any questions on this bill.

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PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Palmer, for what purpose do you rise?

SENATOR PALMER:

Thank you, Mr. President. Questions of the sponsor.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Palmer.

SENATOR PALMER:

Senator, does this amendment have an eligibility requirement that will allow communities to -- that the communities are above the 1983 EAV level...

PRESIDING OFFICER: (SENATOR DUDYCZ)

I beg your pardon, Senator Palmer. Senator Jones, for what purpose do you rise?

SENATOR JONES:

Thank you, Mr. Speaker. A few hours ago we all went into caucus and we were scheduled to be back at 6 o'clock, according to the Chair. It is now 9:25 in the evening. There is a thing called courtesy - professional courtesy - which I feel that you sitting in the Chair, Mr. President, should have the obligation to recognize that there are Members who have been all over this building. All you have to do is hit that bell that's on the Podium to let them know that Session is about to begin. But to come up and start reading the bill without giving the Members the opportunity to come and get to the Floor, I think it's very discourteous. It shows total disrespect for the Chamber and the tradition of this Body, and if you genuinely are sincere about conducting business in the orderly manner, you would have rang the bell and said, "In fifteen or twenty minutes we will begin Session." But to -- to begin to call a bill after you've stated that you would be here at 6 o'clock -- Members have been all over and you expected to -- to conduct business. I don't think that's

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the proper way one should run a Chamber. If you are in the Chair, and if you carry -- have any respect for your colleagues, you would ring the bell to inform Members and let them know that we are getting ready to go in Session, or you could say, "In ten or fifteen minutes, we shall commence business." I don't think that's a proper way for you to treat your fellow colleagues.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Thank you, Senator Jones, for your comments. Senator Palmer.

SENATOR PALMER:

That's it? That's it? Oh. All right. Senator, let me repeat my question: In this bill, is there a -- an eligibility requirement that allows those counties that already have declining growth and have not reached the 1983 EAV to be above that level EAV? In other words, how -- as far as I can see, this puts another onus on downstate communities where school districts are already on the Watch List. Have you accommodated that in this bill?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Syverson.

SENATOR SYVERSON:

Well, Senator Palmer, this bill has been worked on over the last three years. As you know, the original bill had the '83 trigger. After negotiating the bill with the House, the decision was to include all counties. But we should make it very clear that this is -- this does not put caps in place into any of those communities that are having problems. It leaves the decision up first to the county board and then, second, to the voters of that particular county.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Palmer.

SENATOR PALMER:

Senator, you and I both were at the same committee meeting,

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and you know that this bill came through three times in three different forms and was voted down until the last time it came through when, as far as I'm concerned, there seemed to be some inordinate pressure to get this bill through, a bill that is a very bad bill and puts a number of school districts in even worse condition than they were before. It jeopardizes their ability to raise funds to open their schools, much less to move forward. And it came through three times because even Members on your side of the aisle were not pleased with this bill. So here we are once again, and it has to be that this is not a serious bill. One last question: Why is the Rockford Airport not part of this? Why is this an exemption when there have not been other exemptions that have been allowed?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Syverson.

SENATOR SYVERSON:

Senator Palmer, as you know, we have done those kinds of exemptions. If you remember, "deep tunnel" was an exemption. The Rockford Airport is not in -- in my district. It was not something that I put in. It does not exempt the Rockford Airport. It exempts those airports that have already made financial commitments and have major construction projects underway. When those projects are done, they fall under the full cap, just like the general obligation bonds currently are.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Palmer.

SENATOR PALMER:

Senator, did the downstate communities ask for these tax caps? I don't recall seeing any support for it from downstate communities, and as far as I know, this, in fact, was proposed to downstaters and they have not supported it.

PRESIDING OFFICER: (SENATOR DUDYCZ)

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Senator Syverson.

SENATOR SYVERSON:

If the downstaters haven't supported it, then they won't be voting for it and it won't be in place, so that won't be a problem. I think if you look at the polling that's been done - certainly on your side a large number of polls have been done - and you know, overwhelmingly, the overwhelming majority of people say, "Give us some relief, give us some protection of skyrocketing property taxes." We have seniors that are losing their homes because of what's going on with property taxes. We have those on fixed incomes that are losing their homes. So, yes, I think the majority of people do want it, but if they don't, all they have to do is vote against it and it won't be imposed on them. This is a local issue. We're just letting the local taxpayers have a say in what happens with their taxes.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Palmer.

SENATOR PALMER:

Thank you. And to the bill: Senator, I'm about to get my violin out. That was lovely. Just to recap here, let's be very clear that this bill, as far as I can see, especially given how -- what a difficult time it had getting out of the committee, it is a bill that is being forced down the throats of people who -- whom I have not seen here demanding tax caps, and I don't think anybody else is. It is going to put the schools in an even worse situation in downstate communities. And, Senator, the language of the bill as far as the airport is concerned says, "'Qualified airport authority' means an airport authority organized under the Airport Authorities Act and located in a county bordering on the State of Wisconsin and having a population in excess of 200,000 and not greater than 500,000." So that is a very specific area and not a generality.

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PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. And I thank Senator Palmer for making the comments about the EAV being removed, but let me just make a couple other issues here, if I could. Senator, you just mentioned the fact that this is local issue, that people are upset about the property taxes they pay. I agree. We've had a State mandates bill before us, which went down the tubes. We had a constitutional amendment that was presented by your Governor regarding property taxes. This, I think, is the third, if not the fourth or fifth or sixth - it's been so many times - that we have had an attempt to put property tax caps on downstate Illinois. The problem I have is again I keep hearing we want less interference on the local level, and all we want to do is to continue to put more obstacles in the way of local government. It appears to me, and -- and Senator Palmer hit it on the head, that this bill becomes -- and -- and, Senator, you know me well enough. I don't like to say these type things, but it becomes a little bit self-serving from a district level. We all do things for our district. We like to do those things, but when you exempt the Rockford Airport - which as you indicate is not in your district, but it's close enough that a sneeze will bring it into your district - you exempt them. Why would you want to exempt them when you're concerned about the property taxes of your district? That doesn't make any sense to me, number one. Number two, again, just to reiterate, it makes no sense to me that you are attempting to put communities who have yet to come up to the 1983 EAV level in this same package you have. You make the comment that if you don't like it, don't vote for it. How many times do we have to not vote for this damn thing before we don't have to vote for it again?

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PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This bill is one of several on tonight's agenda that are totally political in nature. I think that it's not very well hidden, the fact that this is going to be a bill that basically says, "Let's close the barn door, but first let's let the sponsor's horse out into the pasture before we close it." And that's what this does. It's a special bill helping out the sponsor and the Rockford Airport. It doesn't cover all the downstate counties. It's a mistake to believe that this is going to give property tax caps and property tax relief downstate. It doesn't cover every county. It's -- it's got exemptions for -- for five out of the -- four out of the six counties in my district. So I think that this is just another political maneuver, one of many we're going to hear about tonight in the closing days of this Session, and it's -- it's an attempt to hold onto the Senate and the House. And it's just a boldface political move and we shouldn't support it.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, Senator Syverson, to close.

SENATOR SYVERSON:

Thank you, Mr. President. Tonight we have an opportunity to help the taxpayers. We've got an opportunity to empower the taxpayers, to give them an opportunity to be involved in their local government, to give them a say in when their government taxes and when they put their taxpayers and when they put their children into debt. Over the last four years we've seen -- we've seen business reform, we've seen medical reform, pension reform. We've passed numbers of pieces of legislation to help special interest groups. I think it's time we do something to help the taxpayers, do at least something for the taxpayers and for the

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homeowners of this State. So I -- I would ask for a favorable roll call on this, and I think it's something that we're going to look back, in the long run, and say we've done something good for the people of Illinois: We've empowered the taxpayers. And I think this is one of the best pieces of legislation that we're going to be passing this year, and I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right, Ladies and Gentlemen, this is final action. The question is, shall the Senate concur in House Amendments No. 1 and 4 to Senate Bill 1511. Those in favor will vote Aye. Those opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 32 Ayes, 21 Nays, 1 Member voting Present. The Senate does concur in House Amendments No. 1 and -- and 4 to Senate Bill 1511, and the bill, having received the required constitutional majority, is declared passed. Ladies and Gentlemen, on Supplemental Calendar 2, House Bill 347, on the Order of Non-concurrence. House Bill 347. Senator Hawkinson, do you wish to... Read the bill, Mr. Secretary. Read the motion, Mr. Secretary.

SECRETARY HARRY:

I move to recede from Senate Amendment 4 to House Bill 347. The motion offered by Senator Hawkinson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. House Bill 347 was the omnibus Judiciary civil bill. The Senate added some five amendments, and the House refused to concur in Amendment No. 4, which was offered by Senator Cullerton, which dealt with the Fraudulent Transfer Act and tenancy by the entirety. While we -- while we felt it was a

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good amendment, Senator Cullerton agreed that because the House did not approve this amendment, that he would agree to recede, and therefore I have moved that the Senate do recede from Senate Amendment No. 4 to House Bill 347.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Hawkinson has moved the Senate recede from Senate Amendment No. 4 to House Bill 347. Is there any discussion? Is there any discussion? If not -- I'm sorry, Senator Geo-Karis.

SENATOR GEO-KARIS:

...sir. I'd like to ask a question of the sponsor.

PRESIDING OFFICER: (SENATOR MAITLAND)

Indicates he will yield, Senator Geo-Karis.

SENATOR GEO-KARIS:

Senator Hawkinson, you referred to the tenancy by the entirety. Did this affect the -- the existence of the present law on the tenancy by the entirety? I didn't quite understand.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. No, not after we recede. It will have no impact whatsoever on tenancy by the entirety.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any further discussion? If not, Senator Hawkinson, to close. This is final action. The question is, shall the Senate recede from Senate Amendment No. 4 to House Bill 347. All 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. And the Senate does recede from Amendment No. 4 to House Bill 347, and the bill, having received the required constitutional majority, is declared passed. The Senate will be at ease for approximately one minute. Committee

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Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measures have been assigned: Referred to the Committee on Education - Conference Committee Report 1 to House Bill 545; to the Executive Committee - Senate Resolutions 108 {sic} (SJR 108) and 212, House Joint Resolution 126, Senate Amendment 3 to House Bill 322, motion to recede from Senate Amendment 1 to House Bill 2524, and Conference Committee Report 1 to House Bill 2406; to the Committee on Local Government and Elections - Conference Committee Report 1 to House Bill 2529; to the Committee on State Government Operations - Conference Committee Report 1 to Senate Bill 1465; to the Committee on Transportation - Conference Committee Report 1 to House Bill 3436; and Be Approved for Consideration - Conference Committee Report 1 to House Bill 3157.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Turn your attention to the bottom of page 2 of Supplemental Calendar No. 2. In the Order of Conference Committee Reports, we have House Bill 270. Senator Petka. Mr. Secretary, do you have a file on Conference Committee Report on House Bill 270?

SECRETARY HARRY:

Yes, Mr. President. Second Conference Committee Report on House Bill 270.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Petka.

SENATOR PETKA:

Thank you, Mr. President and Members of the Senate. House Bill 270 has been debated here before. In fact, suggestions that were made in connection with this legislation have been incorporated into this document. A questionable provision - at least, questionable from the other side of the aisle - dealing

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with townships has been removed. Additionally, language dealing with the quick-take -- which would allow the construction of a new prison in Pinckneyville has been tightened up. Additionally, language has been added: one, a request from Senator Bowles that Madison County be allowed to annex noncontiguous territory which is separated from that municipality by property owned by the federal government; authorization for a land conveyance by the State Superintendent of Education to the Pinnacle Corporation for the Philip J. Rock Center for the Blind and Deaf in Glen Ellyn; and also an amendment dealing with the Metropolitan Water Reclamation District. All of the other portions of House Bill 270 have been discussed on the House Floor and, Mr. President, I move its adoption and I would answer any questions which might be directed towards this legislation.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Trotter.

SENATOR TROTTER:

Thank you very much, Mr. President. Just want to comment, one, then preface my statement with that I am voting for this piece of legislation. It's a great bill. It has some -- some good initiatives in it. Unlike some conference -- unlike some conference reports, this one has been worked out thoroughly with -- with everyone, and I do approve of it. However, I just want to make one statement for those who may not feel as I do: that current law holds that in sanitary districts that are located in more than one county, such as Aurora, that Members of the General Assembly whose legislative districts encompass any portion of that district appoint the membership. Those on this side of the aisle should realize that this Report can result in a one-party board in Aurora. Now the -- the board has a partisan split. It won't after this bill is enacted. So that's for those individuals who have a certain concern; however, all the other points of this

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bill, it's a great bill, and I urge its passage.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Jacobs. If there's no further discussion, Senator Petka, to close.

SENATOR PETKA:

Well, thank you very much, and I appreciate the comments of Senator Trotter. If I have any regret, it's that a couple of other provisions were not included in this, but as things go, I believe that this is a fine piece of legislation and I'm -- and I would urge its adoption.

PRESIDING OFFICER: (SENATOR DUDYCZ)

The question is, shall the Senate adopt Conference Committee Report No. 2 to House Bill 270. All 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 48 Ayes, 6 Nays, none voting Present. And the Senate does adopt Conference Committee Report No. 2 to House Bill 270, and the bill, having received the required constitutional majority, is declared passed. Conference Committee Report to House Bill 375. Senator DeAngelis. Mr. Secretary, do you have a file on Conference Committee Report No. -- No. 1 to House Bill 375?

SECRETARY HARRY:

Yes, Mr. President. First Conference Committee Report on House Bill 375.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. It is with deep disappointment that I move that we not accept Conference Committee Report No. 1.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Smith.

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SENATOR SMITH:

A point of personal... I merely want to ask the Chair if you would be kind enough to register me as voting on House Bill -- 270. My machine did not go off.

PRESIDING OFFICER: (SENATOR DUDYCZ)

The record shall so reflect.

SENATOR SMITH:

Thank you. 270.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Berman.

END OF TAPE

TAPE 2

SENATOR BERMAN:

Could we have a little order, Mr. President?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Berman.

SENATOR BERMAN:

Was the motion to -- to... Your motion was to refuse to accept Conference Committee Report No. 1? I -- we couldn't hear what -- what the motion was.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Berman, the question is, shall the Senate adopt Conference Committee Report No. 1 to House Bill 375. The Senator has -- the sponsor has requested a No vote. Any further discussion? If not, the question is, shall the Senate adopt Conference Committee Report No. 1 on House Bill 375. All those in favor will vote Aye. Opposed will vote Nay. And the voting is

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open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there is 1 Aye, 52 Nays, 1 voting Present. And the Conference Committee Report is not adopted, and the Secretary shall so inform the House. The top of page 3 of Supplemental Calendar No. 2 is Conference Committee Report No. 1 to House Bill 1780. Mr. Secretary, do you have a file on Conference Committee Report -- House -- on Senate Bill 1780?

SECRETARY HARRY:

First Conference Committee Report on Senate Bill 1780.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Thank you, Mr. President and Members. The -- the hour is late and I will try to make this short. This legislation is much like House Bill 270, presented a moment ago by Senator Petka. It contains a number of provisions for various local governmental bodies throughout the State. There are three or four quick-take provisions, one of which is actually requested by the Association of Realtors which limits some quick-take powers previously granted. There are two or three land conveyances, which, as you know, always need to be authorized by us. And there is a provision dealing with a school boundary issue. Let me just leave it that I'd be glad to answer your questions, and not belabor the point. I, otherwise, seek your support and note that the bill was approved 8 to 1 in the Senate Local Government Committee.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate. One of the provisions is to permit the City of Lake Forest to annex residential portions of Conway Farms. Is that correct, Senator

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Barkhausen?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Barkhausen.

SENATOR BARKHAUSEN:

The provision I believe you're alluding to, Senator, deals with a -- language that allows residents of part of the -- part of the city who are not part of the school district to petition to become part of the school district. It doesn't deal specifically with any development.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Geo-Karis.

SENATOR GEO-KARIS:

For the purpose of legislative intent, I would like to read a letter into the record, from the City of Lake Forest, dated May 9, 1996, addressed to Senator Geo-Karis. It says: Dear Senator Geo-Karis, on behalf of The City of Lake Forest I urge you to support Senate Bill 1780. This bill would permit residential portions of Conway Farms which have been in The City of Lake Forest since 1988 to be annexed to Lake Forest School District 67. The bill would not affect Conway Park Office Park north of Route 60, annexed to the City in 1988. The City of Lake Forest has no intention to seek legislative action to annex this property to District 67 at any time, now or in the future. Your support will be appreciated. Signed, yours very truly, Charles {sic} B. Waud - W-A-U-D - Mayor of The City of Lake Forest; attested by Barbara S. Douglas, City Clerk. I -- I offer this simply as legislative intent that the commercial property involved is not to be considered at all by the City of Lake Forest, now or in the future. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Trotter.

SENATOR TROTTER:

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Thank you very much. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Sponsor indicates he will yield. Senator Trotter.

SENATOR TROTTER:

Yes. Senator Barkhausen, just a question that I asked in committee, if I may reiterate at this point. Why did this particular Conference...

PRESIDING OFFICER: (SENATOR DUDYCZ)

I beg your pardon, Senator Trotter. One second.

SENATOR TROTTER:

Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Trotter.

SENATOR TROTTER:

Thank you. As I said, I just want to reiterate a question I asked in committee just for the -- the Floor record. Why does this Committee Report delete the provision concerning the Illinois Medical District in Chicago?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Thank you, Senator. Because, as I said in committee, when it came back to us from the House, there was an objection that our Leadership had to that particular provision. It wasn't -- certainly wasn't a problem that I had myself.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Trotter.

SENATOR TROTTER:

If you could just be more specific. What -- what aspect did the Leadership not approve of?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Barkhausen.

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SENATOR BARKHAUSEN:

There is, I think, a genuine concern that has been an issue as a matter of public policy in Cook County as to whether -- it is necessary to build a new hospital in Cook County. I know our colleague, Senator DeAngelis, I recall when he ran for the Cook County Board presidency a few years ago, raised legitimate issues about Cook County Hospital. And I -- I frankly don't know whether Cook County Hospital had anything to do with that specific language, but that was the basis for the objection to it.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Will the Members please keep your conferences down to a mild roar? Some of your colleagues are indicating that they are unable to hear the speakers. Senator Trotter.

SENATOR TROTTER:

Yes. So -- so again -- so it was just a perception that this might have helped the County of Cook build a new hospital that Leadership rejected to this, not because, in fact, that this bill had really nothing to do with the certificate of need, which has already been acquired by the hospital, and that the construction is already in -- in a planning stage. Correct?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Barkhausen.

SENATOR BARKHAUSEN:

I think it's fair to say that there was that perception.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? Senator Hendon.

SENATOR HENDON:

Thank you, Mr. President. I was prepared to vote for this measure, Senator Barkhausen, but I have a problem with the Illinois Medical Society's request being taken out of -- of the bill. I don't understand that. If we can do quick-take in other areas to spur economic development in those areas, why can't we do

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the same for Cook County?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any further discussion? Senator Trotter, for a second time.

SENATOR TROTTER:

I apologize for rising for a second time. Just for a point of clarity for -- for the Members on my side. I'm not speaking against the bill. I just wanted something for the record that perception was that this had something to do with Cook County Hospital. In fact, this has nothing to do with Cook County Hospital. It has something to do with the -- the Illinois Medical District, which it -- it also encompasses Cook County Hospital, Rush-St. Luke's Presbyterian, VA Hospital and those other hospitals in that district. But this -- this legislation will not delay, nor stop, the building of the new hospital at this point, and I just wanted to bring that clarity there. So I'm not opposed to it. Just wanted, for the record, to know that we -- that there was some concern.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, Senator Barkhausen, to close.

SENATOR BARKHAUSEN:

I simply ask for a favorable roll call. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

The question is, shall the -- the Senate adopt Conference Committee Report No. 1 to Senate Bill 1780. All 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 45 Ayes, 9 Nays, 3 voting Present, and the Senate does adopt Conference Committee Report No. 1 to -- to Senate Bill 1780, and the bill, having received the required constitutional majority, is declared passed. Senator Bomke, what purpose do you rise?

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SENATOR BOMKE:

Thank you, Mr. President. Point of personal privilege.

PRESIDING OFFICER: (SENATOR DUDYCZ)

State your point.

SENATOR BOMKE:

On Conference Committee 375, I was out of the Chamber, and I was inadvertently voted as Aye, when I wanted to be voted as No. Will the record please reflect it?

PRESIDING OFFICER: (SENATOR DUDYCZ)

The record shall so reflect.

SENATOR BOMKE:

Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Bomke. If you turn your attention to Supplemental Calendar No. 1, page 2, to the Order of Secretary's Desk, Concurrence, Senate Bills. In the middle of page 2 of Supplemental Calendar No. 1 is the Order of Secretary's Desk, Concurrence, Senate Bills. Senate Bill 217. Is Senator Carroll in the Chamber? Out of the record. Senator Geo-Karis, what purpose do you rise?

SENATOR GEO-KARIS:

A point of personal privilege.

PRESIDING OFFICER: (SENATOR DUDYCZ)

State your point.

SENATOR GEO-KARIS:

When I read the letter from the City of Lake Forest, I mistakenly called the Mayor's name Charles Waud. His name is Cornelius Waud, and that was in the letter I read from the City of Lake Forest on the debate on the -- Senate Bill 1780.

PRESIDING OFFICER: (SENATOR DUDYCZ)

The record shall so reflect, Senator. On the Order of Secretary's Desk, Concurrence, Senate Bills, Senate Bill 615.

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Senator DeAngelis. Mr. Secretary, read the motion.

SECRETARY HARRY:

I move to concur with the House in the adoption of their amendments, Amendments 1 and 4, to Senate Bill 615.

The motion filed by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator DeAngelis.

SENATOR DeANGELIS:

Can you come back to this in -- in a minute?

PRESIDING OFFICER: (SENATOR DUDYCZ)

With leave of the Body, we'll -- we will return to Senate Bill 615. Senate Bill 826. With leave of the Body, we will allow Senator Weaver to handle concurrence motion on Senate Bill 826 for Senator Philip. Mr. Secretary, read the motion.

SECRETARY HARRY:

I move to concur with the House in the adoption of their amendment, Amendment No. 1, to Senate Bill 826.

The motion, by Senator Philip.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Weaver, for Senator Philip.

SENATOR WEAVER:

Thank you, Mr. President, Members of the Senate. House Amendment No. 1 guts the bill and replaces it with an amendment to the Regional Transportation Authority Act proposed by METRA, which would permit METRA, PACE and the CTA to construct transportation facilities through the use of design/build process in joint architectural construction teams. METRA's initial plan to use the design/build process would be for major construction at the Weldon Yards area. METRA needs to relocate track and facilities to necessitate the rerouting of Lake Shore Drive. If there's any questions or discussion, I'll be happy to try to answer those questions.

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PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Jones.

SENATOR JONES:

Yeah. Thank you, Mr. President. Some questions I raised in committee as it relate to the -- the joint -- this team coming together, and the -- the witness who appeared before the committee indicated that they have to follow federal guidelines, and what -- what -- the concern I have, Senator Weaver, is...

PRESIDING OFFICER: (SENATOR DUDYCZ)

I beg your pardon, Senator Jones. May we have some order in the Chamber, please?

SENATOR JONES:

The concern I have, Senator Weaver, as -- if we're going to put this together like this, could you tell me, as it relate to contracts awarded by METRA and the guidelines that -- as relate to who shall be included in those contracts, can you tell me what the federal guidelines are?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Weaver.

SENATOR WEAVER:

I don't know, Senator Jones, what all the federal guidelines are, but we're not changing any of the affirmative action provisions in these contracts. They'll still have to meet the federal guidelines, because, I presume, there's both federal and -- and State money involved in this relocation project.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Jones.

SENATOR JONES:

Then is it safe to say that for the record, that in putting this together jointly, why, we can save time in awarding contracts, but they would adhere to the -- the federal guidelines as it relate to affirmative action and also the guidelines as it

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relate to the local municipality, be it the City of Chicago or County of Cook, if the job is to be performed there?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Weaver.

SENATOR WEAVER:

Yes.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, this is final action. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 826. All 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 52 Ayes, no Nays, and 1 voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 826, and the bill, having received the required constitutional majority, is declared passed. Senator DeAngelis, are you prepared to return to the Order of Senate Bill 615? On the middle of page 2 of Supplemental Calendar No. 1, the Order of Senate Bills, Secretary's Desk, Concurrence. Senate Bill 615. Mr. Secretary, read the motion.

SECRETARY HARRY:

I move to -- I move to concur with the House in the adoption of their Amendments 1 and 4 to Senate Bill 615.

The motion, by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. Senate Bill 615, as amended, guts the bill and only leaves in place the authority for the State Treasurer to make provisions for banking services at the Capitol. After a totally extended and elongated, irrelevant discussion on ATM machines, the Treasurer has communicated with the -- the very

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powerful Space Needs Commission, which has many Members on our Executive Committee, and gave them a comfortable feeling that she was not going to put an ATM machine in front of the statue of Mother Bickerdyke -- on the First Floor. Okay? So what we have here basically is nothing more than legislation which allows the Treasurer to extend these financial services, and she has written Senator Philip, given assurances to Senator Farley, that she will not put a ATM machine on the First floor.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Is there any discussion? Senator Collins.

SENATOR COLLINS:

For further clarification, will this bank then, the full-service bank -- I know that -- that you had some concerns in reference to where you were going to put the machine in the State Capitol, but does it -- this now address the concerns about the other machines in other areas and the whole idea of full-service banking?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator DeAngelis.

SENATOR COLLINS:

The questions that we had...

PRESIDING OFFICER: (SENATOR DUDYCZ)

Oh. I beg your pardon. Senator DeAngelis.

SENATOR DeANGELIS:

Senator Collins, this bill did not have, does not have, and will not have any references to ATM machines. It only has to do with full banking services.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Any further discussion? If not, the question is, shall the Senate concur in House Amendments No. 1 and 4 to Senate Bill 615. All those in favor will vote -- have all voted -- and the voting is open. Those in favor will vote Aye. Opposed will vote Nay.

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Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. And the Senate does concur in House Amendments No. 1 and 4 to Senate Bill 615, and the bill, having received the required constitutional majority, is declared passed. Senator Klemm, what purpose do you rise?

SENATOR KLEMM:

For the purposes of an announcement. The Local Government and Elections Committee will be meeting tomorrow morning at 9 a.m. in Room 400 in the Capitol. 9 a.m., Local Government. Thank you.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Sieben, what purpose do you rise?

SENATOR SIEBEN:

For an announcement. The State Government Operations Committee will meet tomorrow morning at 9 a.m. in Room 212. That's State Government Operations, Thursday morning in Room 212 at 9 a.m.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Committee Reports.

SECRETARY HARRY:

With reference to the Rules Committee Report which was read into the record a short time ago, Mr. President, with reference to Senate Resolution 108, that should be Senate Joint Resolution 108 referred to the Executive Committee.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Cronin, for what purpose do you rise?

SENATOR CRONIN:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. For purposes of an announcement. All the Senate Education Committee Members, we have a 9:30 tee time tomorrow in Room 212. 212, the Senate Education Committee will meet at 9:30 tomorrow morning.

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PRESIDING OFFICER: (SENATOR DUDYCZ)

...Demuzio, what purpose do you rise?

SENATOR DEMUZIO:

Mr. President, I know we're going to go to committee at 10:30, but could you enlighten the Membership as to what the remaining schedule will be for this evening?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Demuzio, there will be a Senate Rules Committee at 10:25. The Senate Executive Committee will be meeting at 10:30, and the Senate will be back at approximately 11 o'clock to do substantive action. Senator Demuzio.

SENATOR DEMUZIO:

Well, depending on what, you know, transpires here between now and 11 o'clock, we may be -- you know, we may have to get together and discuss these things. You know what I mean, Walter?

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Fawell, what purpose do you rise?

SENATOR FAWELL:

Thank you. Just for a purpose of announcement, I thought, since everybody's talking about what's going to happen tonight. For the Transportation Committee, we are meeting at 9:30 tomorrow morning in Room 400.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senator Molaro, what purpose do you rise?

SENATOR MOLARO:

Mr. President, I just heard the announcement by Senator Fawell. But I would like to remind her, I just looked in our Calendar and we're adjourning today. So I don't know how we're going to have a committee meeting tomorrow if our Calendar calls for adjournment today.

PRESIDING OFFICER: (SENATOR DUDYCZ)

The Senate stands in recess until the call of the Chair.

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(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR DUDYCZ)

...will come to order. Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measures have been assigned: Referred to the Committee on Education - Senate Amendment 2 to House Bill 2596.

PRESIDING OFFICER: (SENATOR DUDYCZ)

Senate will stand in recess call -- subject to the call of the Chair.

(SENATE STANDS IN RECESS)

(MIDNIGHT)

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