

STATE OF ILLINOIS
92ND GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

31st Legislative Day

April 25, 2001

PRESIDENT PHILIP:

Will the regular Session of the 92nd General -- please come to order? Will the Members please be at their desks? Will our guests in the galleries please rise? Our prayer today will be given by the Reverend L. Dale Wilfong, Sherman United Methodist Church, Sherman, Illinois. Reverend Wilfong.

THE REVEREND L. DALE WILFONG:

(Prayer by the Reverend L. Dale Wilfong)

PRESIDENT PHILIP:

Please remain standing for the Pledge of Allegiance. Senator Radogno.

SENATOR RADOGNO:

(Pledge of Allegiance, led by Senator Radogno)

PRESIDENT PHILIP:

Reading of the Journal. Senator Jones.

SENATOR W. JONES:

Mr. President, I move that reading and approval of the Journal of Tuesday, April 24th, in the year 2001, be postponed, pending arrival of the printed Journal.

PRESIDENT PHILIP:

Senator Jones moves to postpone the reading and the approval of the Journal, pending the arrival of the printed transcript. There being no objection, so ordered. Committee Reports.

SECRETARY HARRY:

Senator Hawkinson, Chair of the Committee on Judiciary, reports House Bills 229, 427, 512, 1814, 1942, 2266 and 2315 Do Pass; and House Bills 632, 2265 and 2865 Do Pass, as Amended.

Senator Sieben, Chair of the Committee on Agriculture and Conservation, reports House Bills 196, 544, 605 and 3085 Do Pass.

Senator Cronin, Chair of the Committee on Education, reports House Bills 198, 646, 841, 1905 and 3387 Do Pass; and House Bills 1048, 1822 and 2436 Do Pass, as Amended.

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And Senator Mahar, Chair of the Committee on Environment and Energy, reports House Bills 171, 476, 2138 and 3332 Do Pass.

PRESIDENT PHILIP:

Messages.

SECRETARY HARRY:

Message from the President, dated April 25th, 2001.

Dear Mr. Secretary - Pursuant to the provisions of Senate Rule 2-10(e), I hereby extend the deadline for Senate Bills 3rd Reading on the following category of bills, with specific bills enumerated under this category, to May 31, 2001:

Health Care, specifically: Senate Bill 1340.

Signed by President Philip.

PRESIDENT PHILIP:

Resolutions.

SECRETARY HARRY:

Senate Resolution 116, offered by Senator Link and all Members.

And Senate Resolution 117, offered by Senator Link and all Members.

They're both death resolutions, Mr. President.

PRESIDENT PHILIP:

Consent Calendar.

SECRETARY HARRY:

And Senate Resolution 27 {sic} (118), offered by Senators Dudycz, Shadid and Munoz.

It's substantive.

PRESIDENT PHILIP:

Senator Geo-Karis, for what purpose do you rise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, today we're celebrating the birthday of one of our distinguished Assistant Majority Leaders, Senate -- Senate Assistant Majority

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Leader Laura Kent Donahue. And there's a cake here on her behalf. Let's all wish her a happy birthday.

PRESIDENT PHILIP:

Congratulations, Senator Donahue. Thirty-nine years old again. Senator Sullivan, for what purpose do you rise?

SENATOR SULLIVAN:

Point of personal privilege, Mr. President.

PRESIDENT PHILIP:

State your point.

SENATOR SULLIVAN:

If the Senate could join me in welcoming my Page for a Day, J. D. Rashid, and his mother, Janice. They are constituents of Senator Silverstein's.

PRESIDENT PHILIP:

Will the Senate please rise and acknowledge their presence? Senator Shadid, for what -- purpose do you rise?

SENATOR SHADID:

A point of personal privilege, Mr. President.

PRESIDENT PHILIP:

State your point.

SENATOR SHADID:

I'd like to have the Senate join me in welcoming three young folks who are serving as Honorary Pages today, Sinem Aydin, Fatimah Gitosuputro and Yusuf Galaria. Help me welcome them to the Senate.

PRESIDENT PHILIP:

Will they please be welcomed to the State Senate? Senator Hawkinson, for what purpose do you rise?

SENATOR HAWKINSON:

A point of personal privilege, Mr. President.

PRESIDENT PHILIP:

State -- state your point.

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SENATOR HAWKINSON:

Yes, thank you. I'd like the Senate to join in welcoming our Honorary Pages from Peoria today, Samantha and Morgan Holmes, and their mother, Cathy, is with them as well.

PRESIDENT PHILIP:

Will they stand and please be recognized by the Senate? Welcome. Senator Parker, for what purpose do you rise?

SENATOR PARKER:

Thank you, Mr. President. For a point of personal privilege.

PRESIDENT PHILIP:

State your point.

SENATOR PARKER:

I have here with me today as an Honorary Page, Lori Sorenson, and her mother is here, Nancy. Please welcome them.

PRESIDENT PHILIP:

Will they please rise and be welcomed by the Senate? Senator Luechtefeld, for what purpose do you rise?

SENATOR LUECHTEFELD:

A point of personal privilege.

PRESIDENT PHILIP:

State your point.

SENATOR LUECHTEFELD:

I have -- would ask that the Senate give a warm welcome to a Honorary Page that I have today here from the Carbondale area, Giant City Grade School, Jaime Lomax. So if you'd give her a -- a pleasant...

PRESIDENT PHILIP:

If she'll please stand and be recognized by the Senate. Senator Shaw, for what purpose do you rise?

SENATOR SHAW:

Point of personal privilege, Mr. President.

PRESIDENT PHILIP:

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State your point.

SENATOR SHAW:

I would like for the Senate -- the Senate to join me in welcoming our fellow senior citizens, Mr. President, that's all around the gallery here, and many of 'em are from my district, and certainly welcome them to Springfield and to this Chamber.

PRESIDENT PHILIP:

Will they please rise and be recognized by the Senate?
Senator Bomke, for what purpose do you rise?

SENATOR BOMKE:

Thank you, Mr. President. To state for the record that Senator Judy Myers is not here today because of illness.

PRESIDENT PHILIP:

Thank you very much. I might bring you up to date on her medical condition. She's doing very well. She's out -- out of the hospital, back home and sends her regards. And hopefully we'll see her the first part of next week. Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Like the record also to reflect that Senator Lightford is absent again today, due to illness.

PRESIDENT PHILIP:

Okay. The record will so indicate. Senator Hendon, for what purpose do you rise?

SENATOR HENDON:

Point of personal privilege, Mr. President.

PRESIDENT PHILIP:

State your point.

SENATOR HENDON:

I would like the Senate to recognize some seniors from my district behind the President's Gallery, as well as on the -- the Democratic side of the gallery.

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PRESIDENT PHILIP:

Once again, will they please rise and be recognized by the Senate? Senator Halvorson, for what purpose do you rise?

SENATOR HALVORSON:

A point of order, Mr. President.

PRESIDENT PHILIP:

State your point.

SENATOR HALVORSON:

Yesterday, Mr. President, I filed a motion to discharge the Committee on Senate Rules from further consideration of House Bill 2236, and that the bill be assigned to the Senate Public Health and Welfare Committee for a public hearing. The motion was signed by all the Members on the Democratic side, and as you know, we are joined in the gallery today by hundreds of seniors citizens from all over the State of Illinois. Now, this is a very important issue to them, and I believe it should be equally as important to us. So my motion is on the Calendar today, and I would respectfully ask if we could go to that order of business.

PRESIDENT PHILIP:

Well, I'm sorry, we're going to 2nd bills -- Senate -- House Bills on 2nd Reading. I'm sorry about that. On page 12, on today's Calendar, in the Order of House Bills 2nd Reading. House Bill 25. Senator Parker. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 25.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 153. Senator Petka. Senator Petka. Take it out of the record. House Bill 180. Senator Dudycz. Senator Dudycz. Take it out of the record. House Bill 181. Senator Luechtefeld. Senator Luechtefeld. Take it out of the

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record. On the top of page 13, House Bill 800. Senator Walsh.
Senator Tom Walsh. Take it out of the record. House Bill 1901.
Senator Peterson. Senator Peterson. Read the bill, Mr.
Secretary.

SECRETARY HARRY:

Senate {sic} Bill 1901.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 1972. Senator Sieben. Senator
Sieben. Take it out of the record. House Bill 2380. Senator
O'Malley. Senator O'Malley. Take it out of the record. House
Bill 2438. Senator Radogno. Senator Radogno. Read the bill, Mr.
Secretary.

SECRETARY HARRY:

House Bill 2438.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 2528. Senator Luechtefeld. Senator
Luechtefeld. Take it out of the record. House Bill 2554. Senator
Noland. Senator Noland. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2554.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 2556. Senator Sieben. Senator
Sieben. Take it out of the record. House Bill 2994. Senator
Madigan. Robert Madigan. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 2994.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee or -- or, beg your pardon, Mr. President. The Committee on Insurance and Pensions adopted one amendment.

PRESIDENT PHILIP:

Have there been any Floor amendments that have been approved for...

SECRETARY HARRY:

No further amendments reported.

PRESIDENT PHILIP:

3rd Reading. House Bill 3004. Senator Madigan. Robert Madigan. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3004.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. House Bill 3125. Senator Sullivan. Senator Sullivan. Take it out of the record. House Bill 3145. Senator Donahue. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3145.

(Secretary reads title of bill)

No committee amendments.

PRESIDENT PHILIP:

3rd Reading. I'm -- I'm sorry. Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No amendments reported.

PRESIDENT PHILIP:

3rd Reading. House Bill 3172. Senator Karpel. Senator -- Senator Karpel. Read the bill, Mr. Secretary.

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SECRETARY HARRY:

House Bill 3172.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. Top of page 14. House Bill 3199. Senator Ronen. Senator Ronen. Oh, I'm -- I'm sorry. Senator Link. Senator Link. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 3199.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. With leave, I'll go back to page 12, House Bills on 2nd Reading. House Bill 153. Senator Petka. Read the bill, Mr. Secretary.

SECRETARY HARRY:

House Bill 153.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDENT PHILIP:

3rd Reading. 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 Agriculture and Conservation - House Bills 1696, 1915 and 3377; to the Committee on Appropriations - House Bills 2125, 3489 and 3490; to the Committee on Commerce and Industry - House Bills 2221 and 3203; to the Committee on Environment and Energy - House Bills 2 and 3264; to the Committee on Executive - House Joint Resolution 6, House Bills 1087, 1199, 1200, 1201, 1202, 1203, 1204, 1630, 1776, 2283, 2602, 2807, 2905, 2911, 2914, 2917,

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2920, 3024, 3188, 3209, 3491, 3492, 3493, 3495, 3494, and Senate Amendment 1 to Senate Bill 1032; to the Committee on Financial Institutions - Senate Joint Resolution 19, and House Bills 2282 and 3068; to the Committee on Insurance and Pensions - House Bills 233, 250, 478, 1040, 1064, 2099, 2367, 2419, 2662 and 2665; to the Committee on Judiciary - House Bills 774, 888, 982, 1041, 1812, 1900, 2058, 2220, 3055, 3075, 3179, 3224 and 3314; to the Committee on Licensed Activities - House Bills 572, 1805, 1825, 1954, 2391, 2400, 2539, 2566, 2595, 3014, 3015, 3097 and 3204; to the Committee on Local Government - House Bills 27, 60, 904, 1011, 1914, 3069, Senate Amendment 1 to House Bill 1972 and Senate Amendment 1 to House Bill 3145; to the Committee on Public Health and Welfare - House Bills 313, 2276, 3071, 3128, 3131 and 3305; to the Committee on Revenue - House Bills 442 and 2113; to the Committee on State Government Operations - House Bill 3375 and Senate Amendment 2 to Senate Bill 1173; and to the Committee on Transportation - House Bills 418, 508, 579, 1907, 2259, and Senate Amendment 1 to House Bill 2161, and Amendment 1 to House Bill 846.

PRESIDENT PHILIP:

Senator O'Malley, for what purpose do you rise?

SENATOR O'MALLEY:

Point of personal privilege.

PRESIDENT PHILIP:

State your point.

SENATOR O'MALLEY:

Mr. President, Ladies and Gentlemen of the Senate, as we all know, the Illinois Municipal League is here with us today, and some of our Members are former mayors. But I have the pleasure of having with me Mayor Dennis Magee, from the great Village of Merrionette Park in the southwestern part of Cook County, and I'd like you to join with me in giving him a warm welcome. He's right here on my right-hand side.

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PRESIDENT PHILIP:

Please rise and be recognized by the Senate. House Bills 1st Reading.

SECRETARY HARRY:

House Bill 241, offered by Senator Halvorson.

(Secretary reads title of bill)

House Bill 502, by Senator Halvorson.

(Secretary reads title of bill)

Senator Cronin offers House Bill 1051.

(Secretary reads title of bill)

House Bill 1935, by Senator Lisa Madigan.

(Secretary reads title of bill)

House Bill 2426, by Senator Roskam.

(Secretary reads title of bill)

House Bill 2463, by Senator Noland.

(Secretary reads title of bill)

And House Bill 3395, by Senator Emil Jones.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDENT PHILIP:

Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Thank you, Mr. President. Earlier, when I had asked permission to journalize Senator Lightford, I had further information that I perhaps ought to enter into the record as well. Senator Lightford is anticipating, as we all know, her birth of her first child. "And being pregnant is a new experience for me," she writes. "I've not been able to attend the Session this week due to some concerns of my physician. This letter is to inform you that my physician has ordered me to remain on complete bed rest until further notice," although she'll be in constant contact with her secretary and her offices. This is on behalf of Kimberly

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Lightford. So I would ask that the record reflect that we indicate that she is, in fact, on complete bed rest until further notice and that would prevent us from having to journalize it each day.

PRESIDENT PHILIP:

The record will so indicate, Senator Demuzio. Further questions?

SENATOR DEMUZIO:

On a -- on a different matter, I was headed toward the Rules Committee when Senator Halvorson had moved to discharge the committee on House Bill 2236. And are we going to go to that order of business?

PRESIDENT PHILIP:

No, we are not. And let me just try to explain it to you. As you know, we just received that bill, I believe, last week. We haven't had a good chance to analyze it, to figure out what it costs. Until we do that, I think it's kind of inappropriate. We will eventually get around to that bill. Senator Demuzio.

SENATOR DEMUZIO:

Mr. -- Mr. President, that's why we have committees. I move that we discharge the Committee on Rules and send that bill to a committee so it'd have a opportunity for a hearing. I think that's why all of these citizens are here today in the gallery.

PRESIDENT PHILIP:

Senator Hendon, for what purpose do you rise?

SENATOR HENDON:

Thank you, Mr. President. I did not hear your response to Senator Demuzio's request. I believe he made a motion to discharge committee, and you did not rule on that. Can you give us a ruling on -- on his motion to discharge committee right now?

PRESIDENT PHILIP:

We're -- we're not going to go to that business today. I've

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said it once; I'll say it again. Now, I must remind the -- our friends in the gallery that the rules provide no demonstrations, singing, et cetera, and I wish that you'd please abide by the rules. Well, if there's no further business to come before the Senate, the Senate stands adjourned - until 11 a.m....