

80th GENERAL ASSEMBLY

REGULAR SESSION

APRIL 25, 1978.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The Senate will come to order. Prayer by Reverend  
3. Anthony G. Georgis. Will our guests in the gallery  
4. please rise.

5. REVEREND GEORGIS:

6. (Prayer by Reverend Georgis)

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Reading of the Journal.

9. SECRETARY:

10. Thursday, April the 13th, 1978, Friday, April the  
11. 14th, 1978, Wednesday, April the 19th, 1978, Thursday,  
12. April the 20th, 1978.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Kenneth Hall.

15. SENATOR KENNETH HALL:

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

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Heard the motion. Those in favor indicate by saying  
21. Aye. Those opposed. The Ayes have it. A Message from  
22. the House.

23. SECRETARY:

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

25. Mr. President - I am directed to inform the  
26. Senate that the House of Representatives has passed bills  
27. with the following titles...title in the passage of which  
28. I am instructed to ask the concurrence of the Senate, to-wit:

29. House Bill 2696.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Rules.

32. SECRETARY:

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

1. Mr. President - I am directed to inform the  
2. Senate that the House has adopted the following joint  
3. resolutions in the adoption of which I am instructed to  
4. ask the concurrence of the Senate, to-wit:

5. House Joint Resolutions 80, 79, 78, and  
6. 81.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Executive. Committee Reports.

9. SECRETARY:

10. Senator Donnewald, Chairman of the Committee on  
11. Assignment of Bills, reports the following Senate Bills  
12. have been assigned to committee: Judiciary I, Senate  
13. Bill 1847. Public Health, Welfare and Corrections,  
14. Senate Bill 1567.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President and Ladies and Gentlemen  
19. of the Senate. The two aforementioned Senate Bills  
20. read in the Committee on Assignment of Bills were  
21. inadvertently left off the Assignment of Bills report  
22. last week. I would, therefore, move you, Mr. President,  
23. that the Six Day posting requirement be waived. I understand  
24. these bills have already been posted so that they can  
25. be heard this week.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Do we have leave? Leave is granted. Senator Rock.

28. SENATOR ROCK:

29. Thank you, Mr. President. While we're on that Order of  
30. Business, I have been informed by the Chairman of the Assignment  
31. of Bills Committee that certain reassignments or a motion to  
32. reassign certain bills is in order and I would, therefore,  
33. move you that Senate Bill 1689 which was assigned to Judiciary

1. II be discharged from that committee and reassigned to the  
2. Committee on Revenue. I...I have a number of the...there's  
3. about five of them. You want to take them all at once?  
4. They're just...

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Proceed.

7. SENATOR ROCK:

8. ...shifting around...

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. I've discussed this with the Chairman of the Committee  
11. on Assignment of Bills.

12. SENATOR ROCK:

13. Okay. Senate Bills 1811, 1675 and 1676 would be  
14. discharged from further consideration of Judiciary II  
15. and assigned to the Committee on Judiciary I. Senate  
16. Bill 1794 would be discharged from the Committee on  
17. Higher Ed and reassigned to the Committee on Elementary  
18. Education and Senate Bill 1419 discharged from the Committee  
19. on Local Government and reassigned to the Committee on  
20. Elections.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. You've heard the motion. Those in favor indicate by  
23. saying Aye. Those opposed. The Ayes have it. The motion  
24. carries.

25. SENATOR ROCK:

26. Thank you, Mr. President. With respect to those same  
27. bills, I wonder if the motion to waive the Six Day posting  
28. notice would also be in order. I understand some of those  
29. bills have, in fact, been scheduled for this week and I would  
30. so move.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. The motion is to waive the Six Day notice of the hearing  
33. of the preceding bills. Those in favor indicate by saying  
34. Aye. Those opposed. The Ayes have it. The motion carries.

1. Resolution.

2. SECRETARY:

3. Senate Resolution 333, offered by Senators Vadalabene  
4. and all Senators and it's congratulatory.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Just...just a minute. That's Senator Donnewald and  
7. Vadalabene. Reluctantly, the Consent Calendar. Senator  
8. Mitchler, for what purpose do you arise?

9. SENATOR MITCHLER:

10. Mr. President...Mr. President and members of the Senate.  
11. I rise on a point of personal privilege.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. I assumed as much. State your point.

14. SENATOR MITCHLER:

15. Mr. President and members of the Senate, in the  
16. President's gallery are a group of ladies from Kendall  
17. County. They represent the Kendall County Farm Bureau  
18. Women's Committee. And the group is led by Mrs. Doris  
19. Anderson and I would like for them to rise and be greeted  
20. and be honored by the Illinois Senate for their presence today.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Please rise and be recognized. Senate Bills, 2nd reading.  
23. Senate Bill 1511, Senator Shapiro - Hynes. Read the bill.

24. SECRETARY:

25. Senate Bill 1511.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. No committee amendments.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Are there amendments from the Floor? 3rd reading.

30. Senate Bill 1514, Senator Egan. Senate Bill 1571, Senator  
31. Bloom. Do you wish the bill advanced, Senate Bill 1571?

32. Read the bill.

33. SECRETARY:

1. Senate Bill 1571.  
2. (Secretary reads title of bill)  
3. 2nd reading of the bill. No committee amendments.  
4. PRESIDING OFFICER: (SENATOR DONNEWALD)  
5. Are there amendments from the Floor? 3rd reading.  
6. Senate Bill 1578, Senator Soper. Read the bill.  
7. SECRETARY:  
8. Senate Bill 1578.  
9. (Secretary reads title of bill)  
10. 2nd reading of the bill. No committee amendments.  
11. PRESIDING OFFICER: (SENATOR DONNEWALD)  
12. Are there amendments from the Floor? 3rd reading.  
13. Senate Bills, 3rd reading. Senate Bill 311, Senator  
14. Joyce. Senate Bill 736, Senator Egan. On the Order of  
15. Constitutional Amendments, 2nd reading on page three of the  
16. Calendar. House Joint Resolution Constitutional Amendment  
17. 22, Senator Graham.  
18. SENATOR GRAHAM:  
19. Mr. President, if we could...  
20. PRESIDING OFFICER: (SENATOR DONNEWALD)  
21. Senator Graham.  
22. SENATOR GRAHAM:  
23. If we could pass this for a little bit. You know, last  
24. week when we concluded, we were talking about an amendment  
25. being submitted by Senator Carroll and as usual, Senator  
26. Carroll is late...no, he is here now, but we're trying to work  
27. out some of the problems there and could we come back to this  
28. a little later?  
29. PRESIDING OFFICER: (SENATOR DONNEWALD)  
30. Is there leave? Leave is granted. Senate Joint  
31. Resolution 9, Senator Wooten. Senate Joint Resolution A-  
32. 29, Senator Maragos.  
33. SENATOR MARAGOS:

SJRCA 9  
4/25/78  
2nd reading

1. Mr. President and members of the Senate. I would like  
2. to have Senate Joint Resolution 29...Constitutional Amendment  
3. 29 read with the right that I may bring it back to another  
4. reading if I wish to at any time for further amendments  
5. or corrections.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. You've heard the request. Is leave granted? Leave.  
8. Senator Glass.

9. SENATOR GLASS:

10. Well, thank you, Mr. President. What reading is this...  
11. be read?

12. PRESIDING OFFICER: (SENATOR ROCK)

13. As I understand on the Calendar, it's on...this is the  
14. 2nd reading as amended.

15. SENATOR GLASS:

16. Thank you.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Maragos, is that the request? Do you wish it  
19. read? Okay. All right. Leave will be granted. Read the  
20. amendment, Mr. Secretary.

21. SECRETARY:

22. Senate Joint Resolution No. 29 Constitutional Amendment.

23. (Secretary reads SJR-CA 29)

24. 2nd reading of Constitutional...Senate Joint Resolution 29  
25. Constitutional Amendment...as amended.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. 3rd reading. On the Order of Constitutional Amendments,  
28. 2nd reading, Senate Joint Resolution No. 9. Do you wish that  
29. read, Senator Wooten? Are there any amendments, Mr. Secretary?  
30. All right. Read the amendment.

31. SECRETARY:

32. Senate Joint Resolution No. 9 Constitutional Amendment.

33. (Secretary reads SJR-CA 9)

2nd reading of Senate Joint Resolution 9 Constitutional Amendment.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. 3rd reading. If I could have the attention of the  
3. membership. In the press box to my right is a young man  
4. from the University of Illinois. He's requested leave of  
5. the Body. His name is Dan Touhy. He's with the Daily  
6. Illini. Leave of the Body to take some still photographs.  
7. Is leave granted? So ordered. Senator Mitchler, Constitutional  
8. Amendment, 3rd reading. Do you wish that read?  
9. Bottom of page...oh, that's Senator Maragos. I beg your  
10. pardon. Senator...Representative DiPrima called me earlier.  
11. I'm all confused. Go ahead. Senator Maragos.

12. SENATOR MARAGOS:

13. Mr. President, I would like, at this time, to withhold  
14. reading with the understanding...with leave of the Senate  
15. that I take it back to 1st reading for correction that it does  
16. not have an effective date. Just noticed that it doesn't  
17. have an effective date so I'll have to get leave of the  
18. House to come later...when we bring the...the amendment to  
19. put on it and I would like to have leave at this time to  
20. pass it with that caveat.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. All right. On the Order of Secretary's Desk,  
23. Resolutions. Senate Resolution 283. Put it on the  
24. board, Mr. Secretary. I wonder, might the caucus...  
25. Senator Netsch. On the Order of the Secretary's Desk,  
26. is Senate Resolution 283, Senator Hynes.

27. SENATOR HYNES:

28. Mr. President and members of the Senate. This resolution  
29. which was approved unanimously by the Executive Committee,  
30. would call upon the Legislative Investigating Commission  
31. to look into the allegations of red-lining with respect to  
32. homeowners insurance. This is an extremely significant  
33. issue and one which I think the Legislature ought to have the

1. benefit of a...an independent investigation by its  
2. investigative arm. The right and the ability to obtain  
3. homeowners' insurance literally would...is necessary  
4. to a person to be able to own his own home and if that  
5. insurance is not available, it, in effect, denies  
6. the right of an individual to own a home. Those allegations  
7. have been made. We did, in fact, pass anti-red-lining  
8. legislation in the last Session and the commission is being  
9. asked not only to look into the facts surrounding the...  
10. these allegations, but also to determine whether the  
11. legislation we passed is adequate, whether other legislation  
12. may be needed and the commission is being asked to look into  
13. the question of approval of rate increases by companies.  
14. Geographic discrimination is at the heart of this matter and  
15. that is what the investigation will center on and I would  
16. urge your adoption...your favorable support for the adoption  
17. of this resolution.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Hynes has moved the adoption of Senate Resolution  
20. 283. Is there any discussion? All those in favor signify  
21. by saying Aye. All those opposed. The Ayes have it.  
22. The resolution is adopted. Senator Wooten, for what purpose  
23. do you arise? Wooten.

24. SENATOR WOOTEN:

25. Mr. President, seek leave of the Body to show Senator  
26. Bloom as joint principle sponsor of House Bill 1871.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Heard the request. Is leave granted? So ordered.  
29. Senator Carroll, for what purpose do you arise?

30. SENATOR CARROLL:

31. To ask leave of the Chamber, Mr. President, to  
32. allow Senators Daley, Merlo and Lemke to be added as  
33. cosponsors of Senate Bill 1811.



1. PRESIDING OFFICER: (SENATOR ROCK)  
2. You've heard the request, Is leave granted? So ordered.  
3. SENATOR CARROLL:  
4. Excuse me. And Chew and Maragos.  
5. PRESIDING OFFICER: (SENATOR ROCK)  
6. Heard the further request. Is leave granted?  
7. So ordered. Senator Newhouse requests leave, also, to be  
8. shown as cosponsor of Senate Bill 1811. Is leave granted?  
9. So ordered. Senator Shapiro, for what purpose do you arise?  
10. SENATOR SHAPIRO:  
11. Mr. President, would the record please show that  
12. Senator Don Moore is absent due to the serious illness  
13. of his father.  
14. PRESIDING OFFICER: (SENATOR ROCK)  
15. The record will so show. Senator Sommer, for what  
16. purpose do you arise? Senator Sommer.  
17. SENATOR SOMMER:  
18. Mr. President, I'd like to introduce in the gallery  
19. over there the group from the Morton Home Bureau. They're  
20. down visiting everywhere in Springfield and it's nice to have  
21. them down here today.  
22. PRESIDING OFFICER: (SENATOR ROCK)  
23. Will our guests in the gallery please rise and be  
24. recognized. Senator Hynes, for what purpose do you arise?  
25. SENATOR HYNES:  
26. Mr. President...Mr. President, as long as we're on the  
27. Order of Introductions, I'd like to introduce at the far end of  
28. the gallery, Senator Harber Hall. Will our guest...  
29. By way of announcement, there will be a meeting of the Rules  
30. Committee in the President's Office tomorrow morning at  
31. 10:00 a.m. A meeting of the Rules Committee tomorrow morning  
32. at 10:00 a.m.  
33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Nimrod, for what purpose do you arise?  
2. SENATOR NIMROD:  
3. Yes, Mr. President, I would like to seek leave to be  
4. shown as a cosponsor on Senate Bills 250, 251, 254,  
5. 256, and 257.  
6. PRESIDING OFFICER: (SENATOR ROCK)  
7. You've heard the request. Is leave granted? So ordered.  
8. SENATOR NIMROD:  
9. Yeah, Mr. President?  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Yes, Senator Nimrod.  
12. SENATOR NIMROD:  
13. Also, I think Senator Ozinga would also like to be shown  
14. as a cosponsor on those same bills.  
15. PRESIDING OFFICER: (SENATOR ROCK)  
16. Senator...these are the...these are the mental health  
17. revisory bills. Senator Ozinga, Senator Maragos, Senator  
18. Newhouse.  
19. SENATOR NIMROD:  
20. For them, that would include also 252 because I'm already  
21. a sponsor of that one, but they would then also be included on  
22. that one.  
23. PRESIDING OFFICER: (SENATOR ROCK)  
24. Heard the request. Is leave granted? So ordered.  
25. Senator Mitchler, for what purpose do you arise?  
26. SENATOR MITCHLER:  
27. Mr. President and members of the Senate, I'd like to ask  
28. leave of the Senate to be added as cosponsor of Senate  
29. Bill 1811. 1811.  
30. PRESIDING OFFICER: (SENATOR ROCK)  
31. 1811. You've heard the request. Is leave granted?  
32. So ordered. Senator Vadalabene, for what purpose do you arise?  
33. SENATOR VADALABENE:

HJR CA 78  
4/25/78

1. Yes, thank you, Mr. President and members of the Senate.  
2. By way of an announcement, Sir. There will be a meeting  
3. of the Executive on Appointments and Administration at  
4. 2:00 o'clock. We have a heavy agenda and we'd like to get out  
5. there as early as possible so would you please be on time.

6. PRESIDING OFFICER: (SENATOR ROCK)  
7. Resolutions.

8. SECRETARY:  
9. Senate Joint Resolution 78 offered by Senator  
10. Donnewald.

11. PRESIDING OFFICER: (SENATOR ROCK)  
12. Executive. Senator Donnewald, for what purpose  
13. do you arise?

14. SENATOR DONNEWALD:  
15. As long as everybody has been violating the rules,  
16. I would like to also, Mr. President, would the students  
17. and Father Rensing of Our Lady of Assumption of Caseyville  
18. Township please rise and be recognized.

19. PRESIDING OFFICER: (SENATOR ROCK)  
20. Will our guests please rise and be recognized.  
21. Further business to come before the Senate? Senator Graham.  
22. Yes, you had sought...you were granted leave before to come  
23. back to the Order of 22 and we're, frankly, out of work  
24. without that. Senator Graham.

25. SENATOR GRAHAM:  
26. Yes, Mr. President, I'm...there have...

27. PRESIDING OFFICER: (SENATOR ROCK)  
28. May we have some order? We're trying quickly to adjourn here.  
29. Senator Graham.

30. SENATOR GRAHAM:  
31. There have been some amendments submitted to  
32. the Secretary's Desk that are being proposed by Senator  
33. Sangmeister...one amendment, at least, to start with.

1. Senator Carroll, first? Senator Carroll's amendment.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Oh, do you wish to take this up at this time?

4. SENATOR GRAHAM:

5. Yes.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. All right. On the Order of Constitutional Amendments,  
8. 2nd reading. House Joint Resolution Constitutional Amendment  
9. No. 22. Read and identify the amendment, Mr. Secretary.

10. SECRETARY:

11. Amendment No. 1 offered by Senator Carroll and it is  
12. LRB No. 2287AM9SMJ-DVH.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. All right. I will recognize Senator Carroll. I would ask  
15. that the members please be in their seats. This is a matter  
16. of some importance. Will those not entitled to the Floor,  
17. please vacate. Not you, Senator Lechowicz. Senator  
18. Carroll.

19. SENATOR CARROLL:

20. Thank you, Mr. President, Ladies and Gentlemen of the  
21. Senate. The amendment which is being distributed bears my  
22. name on the top for identification so that you know which one  
23. we're talking about. This is where we broke off last time  
24. with the clean up amendment. It is merely to do clean  
25. up type language and not deal with the substantive issues  
26. that the sponsor had desired to be dealt with. What we do  
27. is discuss...take out the name of the Bureau of the Budget,  
28. take out the pension funds by name as we discussed last  
29. week, clean up the pour over language, define the income  
30. revenue of the State to be all public funds other than  
31. Federal Government or contributions. So what we did is  
32. in the terms that we were discussing last week use  
33. the first two parts of that chart of revenue so that we include

1. license fees, et cetera, as income, but not Federal  
2. contributions without the problem that we felt was in the  
3. earlier draft of saying by indirection that in this  
4. constitutional amendment that we would not treat Federal  
5. funds as monies that pour into the State to be dealt with  
6. by the General Assembly. That is basically all that this  
7. amendment does and I would move adoption of Amendment No. 2  
8. to House Joint Resoluion 22.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Carrcll has moved the adoption of Amendment  
11. No. 2. Is there any discussion? All those in favor  
12. signify by saying Aye. All those opposed. The Ayes have it.  
13. The amendment is adopted. Further amendments.

14. SECRETARY:

15. Amendment No. 3 offered by Senator Sangmeister.  
16. It's LRB No. 80-2287HJRAM14-GAN/JS

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Sangmeister.

19. SENATOR SANGMEISTER:

20. Thank you, Mr. President, members of the Senate. Now  
21. that we have done the clean up amendment to put this  
22. good constitutional amendment in order, there's only one little  
23. clean up that is left and that is to change the figure to the  
24. same figure that we argued last week which is from seven to  
25. 8.5. I believe most of you have received from the Bureau  
26. of the Budget a printout as to what the effect of the amendment  
27. would be projected on current revenues and based on the  
28. percentage. I think everyone agrees now that when  
29. we talk about the latest known fiscal year that we are  
30. now talking about a two year lag which would make  
31. it 1977 which, according to the Bureau of the Budget's  
32. printout, is 87.45 billion which, if multiplied by  
33. the current percentage, would be 8.1 would give you a yield  
34. of 7.11 billion and we are talking about an 8.5 which would

1. give a yield, according to my computer, of 7.43  
2. billion which is more than sufficient revenue to handle  
3. the affairs of the State of Illinois. I would respectfully  
4. ask that this amendment be adopted.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Sangmeister has moved the adoption of  
7. Amendment No. 3 to House Joint Resolution Constitutional  
8. Amendment 22. Is there any discussion? All those in  
9. favor signify by saying Aye. All those opposed. The  
10. Ayes have it. The amendment is adopted. Further amendments?

11. SECRETARY:

12. Amendment No. 4 offered by Senator Sangmeister.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Sangmeister.

15. SENATOR SANGMEISTER:

16. I, at this time, move to Table that amendment.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Well, I...I think for our record purposes, why don't  
19. you just withdraw it, George, and then we'll renumber it...

20. SENATOR SANGMEISTER:

21. Fine, if that's what the Chair...

22. PRESIDING OFFICER: (SENATOR ROCK)

23. ...okay.

24. SENATOR SANGMEISTER:

25. ...we'll withdraw the amendment.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Thank you. Further amendments?

28. SECRETARY:

29. Amendment No. 4 offered by Senator Glass.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Glass.

32. SENATOR GLASS:

33. In view of the adoption of the last amendment, I would

1. withdraw this amendment, Mr. President.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. All right. Amendment No. 4 has been withdrawn.

4. Are there any further amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Graham, I presume you wish now to have this  
9. read as amended? Okay. Now, frankly, that's going to take  
10. a few moments. You know, we've got a...

11. SENATOR GRAHAM:

12. I've got time.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. I've got time, too. I'll be here. Yes, Senator  
15. Buzbee, for what purpose do you arise?

16. SENATOR BUZBEE:

17. Parliamentary inquiry, Mr. President. The amendment  
18. that Senator Sangmeister just offered, was that  
19. adopted?

20. PRESIDING OFFICER: (SENATOR ROCK)

21. It was.

22. SENATOR BUZBEE:

23. I would like to request a roll call on that adoption,  
24. Mr. President.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. I'm afraid that request is, at this point, out of order.

27. SENATOR BUZBEE:

28. Mr. President, having voted on the prevailing side,  
29. I, now, move to reconsider the motion by which the amendment  
30. ...as offered by Senator Sangmeister just passed.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. That motion is in order. Senator Buzbee has moved  
33. to reconsider the vote by which Amendment No. 3 to House

1. Joint Resolution 22 was adopted. Is there any discussion?  
2. Senator Graham.

3. SENATOR GRAHAM:

4. I wonder how long we can wait. Can we wait even  
5. until tomorrow to do this? I'll ask for a ruling from the  
6. Chair whether or not Senator Buzbee is not out of order.  
7. We going to wait till we act on four or five amendments  
8. and then come back and ask for a roll call?

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Well, the last amendment adopted was Amendment No. 3  
11. and we are still on the amendment stage. I've asked if there  
12. were any further amendments. The Secretary informed the  
13. Chair there were not and at that point, Senator Buzbee made,  
14. what I think is an appropriate motion. Discussion on the  
15. motion? Senator Glass.

16. SENATOR GLASS:

17. Well, Mr. President, is it appropriate at this time  
18. to discuss the merits of the amendment or is the amendment  
19. still not before the Body?

20. PRESIDING OFFICER: (SENATOR ROCK)

21. The amendment really technically is not yet before  
22. the Body. The motion is to reconsider the vote by which  
23. Amendment No. 3 was adopted.

24. SENATOR GLASS:

25. Well, I...I would speak in opposition to the motion.  
26. I think most of the Body understands and I think based on  
27. Senator Sangmeister's explanation, understood the importance  
28. of...of that amendment. And just to reiterate so everybody is  
29. clear on it, without that amendment, the measure in the...the  
30. proposed constitutional resolution would be that the  
31. ...would be that the State taxes are limited to seven percent  
32. of personal income. The problem with that measure is that  
33. there's a two year lag. Under the bill now, the personal  
34. income is for FY '77 and we're talking about State taxes for



1. FY '79. So, it is totally unreasonable based on past  
2. experience, for this two year lag to be in existence.  
3. If we were talking about tax revenues and personal  
4. income for the same year, the seven percent figure  
5. would have been proper, but past history has shown  
6. that if you look at personal income two years ago,  
7. as a percentage of...rather State taxes as a percentage  
8. of personal income, those percentages have run as follows:  
9. from 1979 through '79...'5 through '79, 8.4 percent,  
10. 8.7 percent, 8.6 percent, 8.5 percent and estimated  
11. for FY '79, 8.1 percent. In other words, the 8.5 percent  
12. is imminently reasonable and realistic given the two year  
13. lag that is in the resolution. So, I hope that is understood  
14. and certainly would urge the defeat of this motion.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. All right. Senator Buzbee has moved to reconsider the  
17. vote by which Amendment No. 3 to House Joint Resolution  
18. Constitutional Amendment 22 was adopted. Is there any  
19. further discussion? Senator Graham.

20. SENATOR GRAHAM:

21. Just to refresh your mind again as to what Senator  
22. Glass was telling you. If this amendment, which was  
23. adopted before Senator Buzbee woke up the fact we're dealing  
24. on amendments, if this amendment should be defeated, then you're  
25. going to have an opportunity to vote on this proposition with  
26. a seven percent limitation on it. Now, Gentlemen, is that  
27. what you want to do? I'm not so sure that's what Senator  
28. Buzbee wants to do but apparently he does. And I'm going to  
29. tell you in any event, it's not a threat, it's a promise,  
30. in any event, without the 8.5 limitation on...or the  
31. seven percent, in any event, I'm going to call this tomorrow.  
32. So, if you want to work on it on seven percent level,  
33. that's what we're going to do. We tried. Senator Carroll

1. tried. All of us tried to put this in a form that it could  
2. be adopted. And I say again to you, that those people who  
3. are the recipients of the taxes and spend the money are  
4. little opposed to this. But I want to remind you also,  
5. that the taxpayers are not opposed to it. Let's keep that  
6. in mind and if we want to jeopardize this to the point  
7. that we're going to tell the people in the State of Illinois  
8. we don't believe that you're entitled to express yourself  
9. with regard to the spending in the State...and let's  
10. start fiddling around with these amendments.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Carroll. Senator Buzbee, you'll have an opportunity  
13. to close, certainly. Senator Carroll.

14. SENATOR CARROLL:

15. Thank you, Mr. President and Ladies and Gentlemen of the  
16. Senate. Let me try and explain what I think this is all  
17. about and I think it's up to each member to make then a  
18. decision once they understand the differences. What we have  
19. done in the clean up language of my amendment was to define  
20. the pie by which we are cutting the seven percent or  
21. eight and a half percent from. And what we said simply  
22. was let's use a figure that we know no one can play with.  
23. Let's use a statistic that is already sure, complete and final.  
24. That is what we did and we used, therefore, the last  
25. known fiscal year. I am told by the Bureau of the Budget  
26. that that is some eighteen months ago fiscally, although  
27. it's only twelve months ago for all practical purposes because  
28. we are now in 1978 calendar, dealing with Fiscal '79.  
29. So, we really have the figures of personal income for the  
30. State of Illinois, as I am told, as of December of 1977,  
31. some four months ago. That is the figure we would be bound  
32. to, whether we use seven percent of December, 1977 or  
33. eight and a half. That's the choice this Body is about to make.

1. I think the statistics are only a few months off, however,  
2. and obviously something that can be dealt with.  
3. The other choice we had was to allow the Bureau of the Budget  
4. to tell us what personal income in Illinois would have been  
5. next June 30th, June 30th a year from now, not three months  
6. from now, and let them guess for us fifteen months away  
7. what figure that would be. Many of us were very uncomfortable  
8. with allowing BOB or anyone else to guess what personal  
9. income in Illinois will be fifteen months from now. So,  
10. we said, let's use a finite figure. Let's use the figure  
11. that statistics show us have already been developed.  
12. We have that figure. The amendment provides for that  
13. figure. The question is whether you want to use eight and  
14. a half percent of the end of 1977 or seven percent.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any further discussion? Senator Buzbee may close  
17. the debate.

18. SENATOR BUZBEE:

19. Thank you, Mr. President. The reason for this motion,  
20. of course, is that this one was...was slipped through here  
21. when we were all busy with other matters, other papers  
22. and so forth on our desks. This is exactly the same amendment  
23. that we defeated last week pretty much on a party line vote,  
24. I guess. Let's...let's just get right down to the real  
25. ...let's fish or cut bait as...as we say in my area.  
26. This is a...an amendment to try and save the Governor some  
27. political embarrassment. Unfortunately, it was offered by  
28. a member of my side and I know that's not his particular  
29. desire, but as I recall the other day, he was the only member  
30. from this side of the aisle who voted in favor of this amendment.  
31. The Governor has expressed his proposition because he knows  
32. that seven percent would absolutely hamstring State government.  
33. It's...it's very obvious. He, in fact, has been personally

1. lobbying legislators. I am one of those that he has  
2. lobbied to be opposed to the seven percent. But if we  
3. were to raise this to eight and a half percent,  
4. it would get the Gov off the hook and I have no particular  
5. desire to get the Gov off the hook, to be quite frank.  
6. It's a member of his party that proposed this. If he  
7. wants to play hard-nosed baseball, hard-nosed politics...  
8. hardball politics, that's the term I'm looking for, if he  
9. wants to play hardball politics, he ought to be able to  
10. convince the members of his own party not to introduce such  
11. legislation as this that would, in fact, cause tremendous  
12. increases in State...rather in local property taxes in years  
13. to come as we see the revenues to our schools go down the tubes.  
14. So, this has...has pretty much degenerated into a party matter.  
15. We defeated this last week and I certainly hope that the  
16. members of this side see fit to defeat it again this week.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. All right. The motion before the Body is the... is a  
19. motion to reconsider the vote by which Amendment No. 3  
20. to House Joint Resolution Constitutional Amendment 22  
21. was adopted. Those in favor of the motion to reconsider  
22. in favor of Senator Buzbee's motion will vote Aye. Those  
23. opposed will vote Nay. The voting is open. Have all voted  
24. who wish? Have all voted who wish? Take the record. On that  
25. question the Ayes are 29, the Nays are 23. The vote is  
26. reconsidered. Just waiting for the bionic man to unfurl  
27. here. All right. The motion now before the Body...Senator  
28. Sangmeister is...has put the question of the adoption...there  
29. will be discussion, okay, relax...has put the motion to  
30. adopt Amendment No. 3 to House Joint Resolution Constitutional  
31. Amendment 22. Is there any discussion? Senator Rhoads.

32. SENATOR RHOADS:

33. First of all, on a point of parliamentary inquiry, it took

1. only a simple majority to...

2. PRESIDING OFFICER: (SENATOR ROCK)

3. A simple majority to reconsider what...

4. SENATOR RHOADS:

5. Thank you.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. ...it takes a simple majority to put on. That's correct.

8. SENATOR RHOADS:

9. Thank you, Mr. President. On Amendment No. 3,  
10. in debate on the motion to reconsider, Senator Buzbee,  
11. very accurately, brought out the opposition of Governor  
12. Thompson to this amendment and I'm glad he did. I think the  
13. ...the voters are entitled to know about the opposition of the  
14. Governor. I think they're also entitled to know that his  
15. opposition has not been up front. It has not been candid.  
16. It has not led to negotiations in good faith but rather  
17. his office has carefully maneuvered behind the scenes  
18. relying chiefly on subterfuge and gile in an effort to scuttle  
19. this amendment. We are trying, at the 8.5 level, to present  
20. the voters of Illinois with a very reasonable and important  
21. major question of public policy. For the very first time ever,  
22. they would be able to have an opportunity to vote on the  
23. question of the overall size of government. How much of the  
24. fruits of their labor would be taken from them and devoted to the  
25. public sector? It's an important question. It is one which is  
26. totally, completely fundamental to at least my philosophy and  
27. I think to a majority of those in the Republican party, but it is  
28. not a partisan issue. The former Lieutenant Governor,  
29. Congressman Paul Simon, has sponsored a resolution in the  
30. Congress similar to this one, as he is also sponsoring a resolution  
31. requiring a Federal balanced budget. This is a terribly,  
32. terribly, terribly important question. And we would like to be  
33. able to prevent...present the voters with a meaningful resolution

1. which we could do at 8.5 percent. I suggest to you that we are  
2. now in a sense, sitting as a Committee of the Whole Senate  
3. deciding whether or not to vote out a proposition to all the  
4. voters of Illinois. Much as we, as individual members of the  
5. Senate sometimes vote to discharge a committee from further  
6. consideration of a bill, the voters of the entire State will  
7. have an opportunity to judge our actions both on this amendment  
8. and on final passage. Though they do not have the opportunity  
9. to vote to discharge HJR-CA 22 from further consideration by  
10. the Senate, they will very definitely have an opportunity  
11. in November to discharge some of the members of this Senate  
12. from further participation in it. And much as I would hate  
13. to see any voter take any single roll call to use as the  
14. only criteria in by which they would cast their vote, you and I  
15. know that the political facts of life are that some voters  
16. do that. And if they were to take any single roll call, I hope  
17. it is this one that they will take. Again, I'm grateful to  
18. Senator Buzbee for pointing out the Governor's opposition.  
19. The Governor is dead wrong. If he doesn't understand  
20. something as fundamental as this, then he doesn't understand  
21. the most important single principle to the majority of the  
22. constituency which worked for his nomination and election.  
23. There is nothing worse than an elected official who runs on a  
24. platform of trying to control the size of government and then  
25. does everything in his power to defeat meaningful legislative  
26. reform aimed in that direction. I urge the adoption of  
27. Amendment No. 3.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Further discussion? Senator Graham.

30. SENATOR GRAHAM:

31. Mr. President and members of the Senate. Just to correct  
32. Senator Buzbee, and he needs it occasionally, the Senate...the  
33. Governor of the State of Illinois is not in support of this amendment

1. to 8.5. So let's get that straight. If it's been made a  
2. political animal, Senator Buzbee has done it. Now, I'll  
3. tell you how we could cure him from making it a political  
4. animal, if we had a viable candidate to run against him this  
5. fall and use this speech he just made, we'd beat his pants  
6. off down there.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Further discussion? Senator Glass.

9. SENATOR GLASS:

10. Thank you, Mr. President and Ladies and Gentlemen of the  
11. Senate. I think it's becoming completely clear that if  
12. this amendment is defeated, you might as well kiss the  
13. constitutional amendment goodbye because it would cause  
14. a one billion dollar deficit for the State of Illinois  
15. based on present budget. I think we...we all ought to  
16. understand that. The amendment, as I pointed out earlier and  
17. I think other speakers have noted, is essential if you intend  
18. to vote for this constitutional amendment because the 8.5  
19. percent...the 8.5 percent measure of State taxes as  
20. against Illinois personal income is a realistic figure.  
21. It is, in fact, about what we have been running over the past  
22. five years. So, I think it...it's a logical limitation and if  
23. we're going to have a limitation on State revenues, it is not  
24. reasonable to leave that at seven percent. I think we all  
25. understand that. For that reason, I urge the adoption  
26. of this amendment.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Further discussion? Senator Berning.

29. SENATOR BERNING:

30. Thank you, Mr. President. I'd just like to point out  
31. to the members of the Senate that the maneuverings  
32. that occur down here are totally...lack in understanding to the  
33. average citizen on the street who reads the stories in the

1. newspaper about what we do or what we don't do and I submit to  
2. you, Ladies and Gentlemen, that the populous in general  
3. has been led to expect that we are here and are considering  
4. a measure, a constitutional amendment, which can have  
5. direct benefit to them. Now, we also all know that any  
6. bill, resolution presented before this Body can and should  
7. be subject to scrutiny, close scrutiny so that if there are  
8. defects, if there are holes in it, if there are errors in  
9. computation, they ought to be corrected and that purely and  
10. simply is what Senator Sangmeister's amendment seeks to do,  
11. correct an error in computation which, by all estimates,  
12. if not adopted, does place the State's revenue in serious  
13. jeopardy. But if we reject this amendment and thereby  
14. supposedly put the constitutional amendment in jeopardy because  
15. it will so seriously impair the State's available dollars,  
16. we will have said to the citizens of the State of Illinois  
17. we do not care about how you feel. We are more interested  
18. in blatant, partisan politics and I admit this is a political  
19. year and the Democrats have a candidate for Governor just  
20. as the Republicans do, but this particular issue, Mr. President  
21. and members of the Senate, certainly ought not to devolve  
22. into a partisan issue, thereby sacrificing the potential for  
23. giving some real control over State spending to the  
24. beleaguered taxpayers and I plead with you, Ladies and Gentlemen,  
25. let's act on this from the standpoint of the total good of  
26. society and our fellow citizens and not from a partisan point of  
27. view.

28. PRESIDENT:

29.       Senator Knuppel.

30. SENATOR KNUPPEL:

31.       Mr. President, this amendment is a political sham.  
32. The constitutional amendment itself is a sham. You Gentlemen  
33. are members of the General Assembly. If you don't think you



1. have the intelligence and guts enough to write a budget.  
2. that can...you go back to the people and defend, if you want  
3. to abscond from your duties and let this constitutional  
4. amendment be your excuse, then sobeit. But the amendment  
5. is a political sham by trying to raise this limit up.  
6. If it's a good bill at seven percent, then that's where it  
7. should stay. To take the guts out of it is wrong. If  
8. you don't have guts enough to kick the lamb in the head,  
9. by God don't take it to the slaughterhouse.

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End of reel.

1. PRESIDENT:

2.           Senator...Senator Buzbee.

3. SENATOR BUZBEE:

4.           Thank you, Mr. President. I would say to my good friend  
5. on the other side of the aisle, the old gray fox, land-  
6. slide Graham, that...that as a matter of fact, the voters will  
7. have the opportunity to...I've forgotten the exact terminology,  
8. Senator, that you used but they will. There is a candidate  
9. now as to whether he is viable or not you know that...that's  
10. up to your side of the aisle. That's...that's not my problem.  
11. But...but you are the folks that chose him. I have pointed  
12. out what I believe to be the main issue here and that is...  
13. a political issue and I think that...and I stand corrected,  
14. by the way, Senator, if the Governor's opposed to this. I thought  
15. he was in favor of it, but I applaud his opposition. I think  
16. that he is correct in this instance as he has been in a few  
17. more instances, in my...to my knowledge. And I just think  
18. we ought to defeat this amendment as we did last Thursday  
19. and get on with the other important business of the State.  
20. Thank you, Mr. President.

21. PRESIDENT:

22.           Senator Bowers. Senator Soper.

23. SENATOR SOPER:

24.           Thank you, Mr. President. Now, when this gem was heard  
25. in committee, Senator Knuppel and myself asked some pertinent  
26. questions on this thing. You ask any man on the street or any  
27. woman on the street or Senator Netsch or any person on the  
28. street will tell you that this limits taxation as far as real  
29. estate is concerned. They all think that it's going to reduce  
30. their real estate tax. That's not what this thing is going to  
31. do. As Senator Knuppel said, if you can't stand the heat and  
32. if you can't prepare a budget and defend the budget to send it  
33. over to the Executive and...let the Executive examine it, then

1. what the devil are we doing here. You know, I can come up  
2. and I can say, well, I'll have a bill. This is like a bill  
3. for motherhood and free milk when all of a sudden, you know,  
4. mother has an abortion and the milk turns sour. That's what  
5. this thing does. This is...this is not...this is not  
6. motherhood and free milk. This is something that you're  
7. going to try to fool the public and tell them that we're...  
8. we're concerned about taxes and this is going to be a  
9. limitation on your taxes. If you pass this and then you  
10. can't support the schools, you can't support Mental Health  
11. and you can't make your determination on where the money  
12. is to go and what your priorities are, then...then you really  
13. don't belong here. That's the way I feel about it. Now I...  
14. I don't think there's anyone here that's more fiscally  
15. responsible than I am. I...I think that as far as the people's  
16. dollars are concerned I give it the Bohemian method. A  
17. hundred percent down and no payments. Now, if you don't want  
18. to do that, fine, but I'm not going to vote for this amendment  
19. and I'm not going to vote for this proposition.

20. PRESIDENT:

21. UPI has asked leave to take still photographs. Is leave  
22. granted? Leave is granted. Senator Wooten.

23. SENATOR WOOTEN:

24. Thank you, Mr. President. I just want to emphasize  
25. the points touched on by Senator Soper and especially Senator  
26. Knuppel. And they were my concern when this came before the  
27. committee. This is a very attractive proposition. It is the  
28. sort of shorthand kind of message that the voters will under-  
29. stand. But they will only understand it in its headline sense.  
30. There is an unfortunate tendency in all legislative bodies  
31. these days to abdicate our function as educators and as  
32. reasonable people who are supposed to try to interpret the  
33. complexities of government to the people who elect us. More

1. and more there is a tendency on the part of legislators to  
2. see what the polls say and then react that way, even if that  
3. sentiment, the voter sentiment that's hanging out there,  
4. not that clearly defined may be based on a false premise.  
5. I am going to support the defeat of this amendment. I'm  
6. going to oppose the amendment because I oppose the whole  
7. proposition. I can understand the legitimate concerns that  
8. have brought it before us, but Ladies and Gentlemen of the  
9. Senate, if we are to discharge our duties responsibly there  
10. is no need of handcuffs or limitations. I think we ought  
11. to be able to live up to the stature that's implied in the  
12. office we hold. And funny things can happen at the polls.  
13. Suppose the voters, if this is on the ballot, accept this  
14. and reject 29 or its counterpart. The State would be in  
15. absolute chaos. If we were to go all the way through the  
16. process and adopt this resolution, being a Senator would be  
17. a very simple job anymore. We could always point to the  
18. constitutional limit, sorry you know we just can't do it.  
19. It's left to local government. We are in a difficult  
20. situation. The Federal money...the Federal Government has  
21. more money than it needs. The State is right on the edge of  
22. what it needs and probably needs more. And local governments  
23. are in deep trouble. The only area where we can cut and cut  
24. deep is in education. You can't really give Public Aid,  
25. road program and all the rest, you're talking about direct  
26. cut in education. That's the one area of government where  
27. we spend a lot of money that will be most immediately affected  
28. if anything goes wrong. So why put that limit on. Why give our-  
29. selves the potential problem. We're all adults. As Senator  
30. Knuppel pointed out, the most important thing we have to do to  
31. justify our job is to adopt that appropriation, to set those  
32. limits and if you want to take that away and write it in the  
33. Constitution and abdicate our essential responsibility, it just

1. doesn't seem to me that we're living up to the office that we  
2. hold. I think this is a case where we ought to go back and  
3. tell the people who put us in office government isn't free.  
4. If you want less, we'll spend less. If you want more, we want  
5. more, but that's a decision to be made continuously, year after  
6. year. It's a compact between the voters and the people who  
7. represent them and the collective judgment in this Chamber  
8. is supposed to take care of the situation and as it exists  
9. today, how dare we put ourselves in a straitjacket for the  
10. future. I just don't think it is a responsible approach to  
11. government. As I say, there are honest differences of opinion  
12. on this matter, but on something this deep and fundamental, I  
13. think we really ought to stand our ground and be legislators  
14. in the fullest sense, reject this amendment, defeat the  
15. resolution.

16. PRESIDENT:

17. Senator Rock. For what purpose does Senator Berning arise?

18. SENATOR BERNING:

19. For the second time I admit, Mr. President, but I would  
20. just like...

21. PRESIDENT:

22. Senator Rock was recognized, Senator Berning, if... You'll  
23. have an opportunity. Senator Rock.

24. SENATOR ROCK:

25. I...

26. PRESIDENT:

27. ...for the first time.

28. SENATOR ROCK:

29. I will yield to the Gentleman from Lake County.

30. PRESIDENT:

31. Senator Berning:

32. SENATOR BERNING:

33. Thank you, Senator Rock. The implication has been made

1. that it is solely our responsibility to set budgets and so on.  
2. I just would like to comment that that is also the responsibility  
3. of Congress and we know where we are now. We are a bankrupt  
4. nation because of the spending proclivity and no limits. That's  
5. what our citizens want to see terminated.

6. PRESIDENT:

7. Senator Rock.

8. SENATOR ROCK:

9. Thank you, Mr. President. Ladies and Gentlemen of the  
10. Senate, I rise in opposition to Amendment No. 3 as I have in  
11. the Committee on Executive to House Joint Resolution Constitutional  
12. Amendment 22. Much of what has been said here today was said  
13. in that committee, unfortunately, to no avail. This resolution  
14. belongs in that committee forever and I would just like to  
15. point out for those of you who had not the opportunity to  
16. read the font of wisdom euphemistically called the Chicago  
17. Tribune last Sunday wherein it was reported in quotes in an  
18. article but written by Mr. Mabley concerning a conversation  
19. he had with the Chief Executive of this State and he reports  
20. that as long as we were talking, that is Mr. Mabley and  
21. Governor Thompson, he, meaning Governor Thompson, put in a beef  
22. about my support of a proposed constitutional amendment that  
23. would limit state taxation to seven percent of Illinois  
24. residents gross income. The Senate will...vote shortly on  
25. whether to submit the proposed amendment to the voters in  
26. November and this is the interesting quote, quote "this  
27. would...would not put a cap on taxes"Thompson said. "All it  
28. would do is send real estate taxes sky high. It would take a  
29. billion dollars out of our state budget and that would decimate  
30. schools and mental health programs." And the quote goes on. "The  
31. backers know this. I sat with them for an hour and explained it,  
32. but it has a lot of popular appeal. You say, it ought to have  
33. full public discussion. The trouble is, a lid on taxes has

1. strong emotional appeal and the real facts get buried." I submit  
2. to you that Amendment No. 3 is attempt to bury the real facts.  
3. We are saying by this amendment to the people of this State  
4. well, we'd like to put a lid on but seven cents isn't enough.  
5. Give us eight and a half cents. Give us an extra billion and  
6. a half so that we can fool around a little bit, but not too much.  
7. The amendment is a sham and I would urge its defeat.

8. PRESIDENT:

9. Senator Mitchler.

10. SENATOR MITCHLER:

11. Well, Mr. President and members of the Senate. I believe  
12. Senator Wooten talked about that we should be responsible and  
13. the people should not fear and have a...a lid on this spending  
14. of the State. You know, we put a lid on all of our local units  
15. of government. On our school districts. The amount they can  
16. tax locally. Their bonding power. They're controlled. Literally  
17. controlled spending. For them to spend more they found out that  
18. they can go to the Federal Government and to the State government  
19. and get funding. You know who the big opposers to putting a lid  
20. on state spending? The very recipients of the doleouts, the  
21. funding, the grants that come from the State. They don't want to  
22. see any limit on the spending of Federal money because they can  
23. sit back there and they can look to the State or the Federal  
24. government and have us put the taxes on and they get the money.  
25. Now when you talk about having to cut down on education and I  
26. was given those figures on a proportionate share. You don't  
27. have to cut education. And all you have to do is really to  
28. cut the cost of government. And the first place you start is  
29. with the General Assembly. You go back to annual Sessions and  
30. you wouldn't be all here today spending the taxpayers money,  
31. you'd go home and you'd conserve all of this money and you could  
32. take that money and deduct that from the billion dollars. You'd  
33. get rid of all the staff that's running around all over the halls.

1. All the coffee cups and all the stuff that's being used in  
2. government. You know it's overburdened. You know it as well  
3. as I do. Get rid of your district allowances and all that and  
4. go back to where government was for the people. You wouldn't  
5. have it. Look at the cost of government and the cost of State  
6. government what it's gone up in over the years. And look who has  
7. voted for it. Look to the record. You can see the ones that  
8. have been the spenders. And you're the very ones that want  
9. to keep the spending on. And look at the people back home  
10. that are out here lobbying every day for increasing their  
11. budgets. They're the ones that don't want this lid on. But  
12. as Senator Sours used to say, the poor stiff on the street, he  
13. doesn't have a chance. This time he'll have a chance on  
14. November 7th when he gets to vote for this and you know darn  
15. well he'll vote for it. And even if he just reads the headlines  
16. that makes sense. Because when there's a lid on spending that's  
17. what he wants. He's been telling you that and you've been  
18. shaking your head up and down, but when you get down here you  
19. vote differently. Now you go back and I know...I don't have one  
20. vote down here, but I got them back in my district and they keep  
21. returning me five times. Now think about it and don't all  
22. of this gobbledygook and all this oratory. Think what the  
23. people back home that sent you here want. As far as the  
24. Chicago Tribune, well, I won't comment.

25. PRESIDENT:

26. Senator Rhoads for the second time.

27. SENATOR RHOADS:

28. Thank you, Mr. President and members of the Senate. I  
29. do appreciate being recognized a second time and I know it's  
30. unusual. However, in this case I think most of the people in  
31. the press and...and the membership realize that this vote is  
32. tantamount to the vote on final passage. To begin with, the  
33. Chicago Tribune in their editorial of Saturday, which maybe



1. Senator Rock didn't see. I will admit it was generally not  
2. favorable to the Taxpayers Rights Amendment. However, one  
3. paragraph was interesting. It says, we grant its appeal and  
4. the difficulty of arguing that an issue like this should not  
5. be submitted to the voters. No doubt it should. I choose  
6. not to quote any further than that because then it gets  
7. critical again. But...but with respect to the...to the  
8. concept that this is something that should be submitted to  
9. the voters for their decision and their debate, I have to  
10. agree wholeheartedly with the Tribune. To deny the voters  
11. an opportunity to vote on the meaningful Tax Limitation  
12. Amendment is to say, look voters we don't trust you. You're  
13. stupid. You can't decide something like this by yourself.  
14. And I think that's...a very ironic point of view. Particularly  
15. coming from people whose philosophical perspective generally  
16. says, well, we...we trust the people. We...we trust them to  
17. make these decisions for themselves. With regard to those who  
18. sincerely feel and I know that you are sincere. I particularly  
19. know that Senator Rock is because we've discussed this at  
20. length. Those of you who sincerely feel that passing some-  
21. thing like this would be an abdication of our responsibility.  
22. Let me tell you very frankly that I shared your perspective  
23. about five or six years ago. I totally believe that if the  
24. electorate only elected legislators with enough backbone that  
25. we could hold spending down. But I began to see with the debate  
26. over Proposition I in California in 1973 that that just isn't  
27. true. The reason why it isn't true, Senator Wooten and others,  
28. is that the special interests of tax using groups are always  
29. greater in a political sense than the general interest of the  
30. ...tax paying public. That political pressure to spend money  
31. will always be greater than the political pressure of the general  
32. electorate to hold taxes down and I think you know that. I think  
33. you know it from your own experience. Let me tell you that the

1. Taxpayers Rights Amendment is not going to go away. It's being  
2. considered actively in twenty-two states. It will be on the  
3. ballot in Michigan in this November at 8.3 percent. A meaning-  
4. ful figure. It has been on the ballot in Arizona and will be  
5. again in California and has been passed in March by the State  
6. of Tennessee, the first state in the union to do so. For those  
7. of you who say, let's not put government in a straitjacket, why  
8. the heck not. The public sector is in a straitjacket. Workers  
9. are in a straitjacket. Why in world not put big government in  
10. a straitjacket? People have asked me and my colleagues have  
11. asked me, why is government so much more evil than big business  
12. or big...labor. I'll tell you why. Because government and  
13. only government can steal money from people. It has a legal  
14. monopoly on the use of force and coercion. It's dangerous.  
15. The framers of this country realized that it was dangerous.  
16. It continues to be dangerous and the fact that we can't even  
17. get a simple amendment like this on the ballot in November  
18. shows just how dangerous it's become. Thank you.

19. PRESIDENT:

20. Senator Grotberg.

21. SENATOR GROTBORG:

22. Thank you, Mr. President and very briefly, fellow members  
23. of the Senate. A few moments ago Senator Mitchler and I were  
24. out in the hall with a group of ladies who were introduced from  
25. the Farm Bureau of Kendall County. And among the arguments  
26. they presented to us in the hall was, where are you on your  
27. own salary increases. Where are you on cost of government?  
28. And where are you on several major issues? And more and more  
29. it is difficult to tell people who earn their living in a  
30. depressed economy, such as agriculture, which had a disaster  
31. again yesterday in the market place, that their incomes just  
32. cannot sustain what we promulgate every day that we're down  
33. here. I share a little bit of Senator Rhoads philosophy, that

1. this was brought home to me a...few minutes ago. I think that  
2. this is setting the salary level of the State of Illinois.  
3. What does the State of Illinois get paid for what it delivers?  
4. And I think, perhaps, the straitjackets, Mr. Rhoads, may be the  
5. best terminology. Why not? I have pleaded with the Governor  
6. and his staff to help us write this amendment so that it would  
7. be acceptable. And there seems to be no limit on that. I  
8. have not enjoyed having phone calls from every one of my  
9. prison wardens in the six prisons in my district. Every one  
10. of them have called me at the urgency of the administration  
11. to not vote for this. Yet, I have been the most consistent  
12. supporter of Corrections, the institutional life and...on this  
13. Floor and on the Floor of the House and with the administration.  
14. I will continue to do so and help set priorities if that's within  
15. my perview in future days. But should this amendment prevail  
16. and I hope it does, it is the first answer that I've ever had  
17. for the ladies from Kendall County about fifteen minutes ago.  
18. Thank you.

19. PRESIDENT:

20. Senator Kenneth Hall.

21. SENATOR KENNETH HALL:

22. Thank you, Mr. President and Ladies and Gentlemen of the  
23. Senate. I'll be very brief. I just wanted to rise in  
24. opposition to Amendment 3 to Constitutional Amendment No. 22.  
25. Now Senator Mitchler outlined a number of things that we need  
26. to do to cut down cost. Senator, I did not hear you mention  
27. resolutions. I was wondering if you are willing to cut those  
28. out also? Xerox copies.

29. PRESIDENT:

30. Senator Harber Hall.

31. SENATOR HARBER HALL:

32. Thank you, Mr. President and Ladies and Gentlemen of the  
33. Senate. If you will recall somewhat over a year ago after the

1. Governor proposed his budget, he prepared a dog and pony show,  
2. which he took up and down the highways of this State that would  
3. help him justify keeping the budget within reasonable bounds  
4. and keep the pressure groups who always want more money off his  
5. back. He did this very successfully, in my opinion and it  
6. postured him in a position of national prominence that may help  
7. him to much higher office. Now I would suggest to you, Ladies  
8. and Gentlemen of the Senate, that he did this based upon a  
9. constitutional amendment that we have a...constitutional  
10. prohibition that we have in the State of Illinois' Constitution  
11. that prohibits excessive spending over and above total revenue.  
12. So those who would argue against...placing this amendment into  
13. the Constitution should also argue against the constitutional  
14. provision that we have against the...a balanced budget. There's  
15. no reason why we should not place a limit on spending, irrespective  
16. of whether we can raise the funds or not. It's...it's a logical  
17. instrument to contain the size of our ever expanding bureaucracy.  
18. It would...it should be obvious to everyone that only something  
19. like this can be as effective as...as we want it to be. We will  
20. not do it here without it. So let's proceed and pass it and I  
21. would again remind you that the vote of this amendment is  
22. tantamount to voting on Senate...or House Joint Resolution 22  
23. itself. So I would ask for a favorable vote on the amendment.

24. PRESIDENT:

25.           Senator Netsch.

26. SENATOR NETSCH:

27.           Thank you, Mr. President. I think the important  
28. substantive points have been made by Senator Rock and Senator  
29. Wooten and you are shaking your head in agreement. I just  
30. could not resist the temptation to add one additional paragraph,  
31. Senator Rhoads, from the Tribune editorial, although you were  
32. thoroughly honest in saying that you were not reading the  
33. critical parts. The...the conclusion of the editorial is,

1. finally, it is well to remember that the State of Illinois  
2. has not had a tax increase since 1969. The punishing increases  
3. have come from other sources, such as long delayed reassessments  
4. of property. To fasten a straitjacket on State government is not  
5. only an unwise move in itself, we simply do not know and cannot  
6. pretend to know what the demands will be five or ten years from  
7. now. It is picking the wrong target.

8. PRESIDENT:

9. Senator Maragos.

10. SENATOR MARAGOS:

11. Mr. President and members of the Senate. I, too, arise  
12. in opposition to this amendment and also to the whole  
13. constitutional amendment before us at this time. We can  
14. describe the whole taxing structure of this country and of this  
15. State like a three-legged stool. We have the Federal approach  
16. at the taxation picture. We have the state approach and we  
17. have the local. Now we are saying to the public we are going  
18. to limit or cut off the one leg of the three-legged stool and  
19. say to you, support yourself, otherwise you are going to have to  
20. make corrections on the other legs to make that stool survive  
21. in order to serve the functions of government or you're not  
22. going to have any structure at all upon which you can have  
23. a reliable service to the people that you are trying to serve.  
24. I agree that we should limit and there should be some  
25. limitation on taxing of our public, but I'd like to state  
26. the proponents of these amendments, especially  
27. No. 22. When those services are demanded by our constituency,  
28. especially in the fields of education and local government, which  
29. is primarily funded by the State in many areas, where are those  
30. funds going to come from? If we take another example, the  
31. whole taxing structure is like a big balloon. If you squeeze at  
32. one end, it'll pop up at the other. Again, I say to you  
33. descriptively, let us not try to fool the public thereby,

1. limiting our State governmental taxation picture. We will  
2. thereby, limit their tax load eventually, because we have  
3. to start from both the top and in the local basis. We have  
4. to start from Washington, Springfield and in our local  
5. municipalities. At the time I was the Chairman of the  
6. Revenue Committee of the House, we had one of the greatest  
7. exponents of this idea, Professor Friedman, who later on  
8. became a...a...a winner in the Nobel prize and after he...  
9. because he was at that time exposed of Proposition I  
10. that was alluded to by Senator Rhoads. And I asked him,  
11. I said, Professor can you please tell me if Proposition I  
12. had carried in California, what would have happened to  
13. taxing on a local districts. And he said, by all means, it  
14. would have in some cases even doubled. And I said, how  
15. are you, thereby, going to avoid the people in the certain  
16. areas throughout that state or any state, for that matter,  
17. be taxed themselves and, therefore, the same componet  
18. problem comes up again, how are you going to pay for those  
19. services? Well, he says, if we start in one area we may  
20. succeed in another. But he did admit that even under direct  
21. questioning on these issues that if we had allowed the  
22. particular Amendment No. 1...the Proposition No. 1 in  
23. California to pass, it had been allowed by those constituents  
24. over there that the taxing structure on the local basis  
25. would have been much more destructive. And I say to you,  
26. let us not try to get the monkey off our back and give it to  
27. the local officials because it's going to be redounding  
28. back to us and especially since we have many mandated programs  
29. coming from Washington, which state to us from time to time,  
30. you have to pay for these, so I think we should start from there and  
31. then conduct the whole survey and see where we can close and  
32. cut and...reduce our taxes. Let us be responsible rather than  
33. try to give a nice pablum to our constituency to say that we

1. are functioning as a responsible Body.

2. PRESIDENT:

3. Senator Weaver.

4. SENATOR WEAVER:

5. Mr. President, I move the previous question.

6. PRESIDENT:

7. ...Senator, we have four speakers who wish to speak for  
8. the second time and with your leave if...if they persist...I'll  
9. recognize you after they have made their comments for the motion.

10. Senator Glass.

11. SENATOR GLASS:

12. Thank you, Mr. President. Primarily to correct a couple  
13. of misconceptions. Senator Rock quoted the Governor as saying  
14. that this amendment would cost an additional billion dollars  
15. to Illinois and local governments, schools would lose that  
16. money and, of course, that's true unless this amendment goes  
17. on. If this amendment goes on that won't be the case. What  
18. we're saying is let's keep State government growing at the  
19. rate it's been growing for the past five years. What's wrong  
20. with a limit on it? That's what we're saying. It's been  
21. argued that we ought to be able to do that ourselves, but if  
22. you look at what we've done in the last ten years, State  
23. government taxes have grown by two hundred and seventy percent.  
24. I see no way that the General Assembly is going to limit the...  
25. the growth of State government. The people you've been hearing  
26. from that don't want this are the schools and the parks and the  
27. local governments and all of the...the taxpaying entities but...  
28. the tax spending entities and the only people apparently, that  
29. really do want it are the taxpayers. And I think if...if you  
30. recognize that with this amendment we can live quite nicely  
31. within our means. The personal property tax replacement,  
32. Senator Wooten, has been exempted. So that could be done with-  
33. out violating the limit. I...I think it's interesting that

1. most of the people opposing this amendment also opposed  
2. the bill recognizing that if this goes on it will be a very  
3. reasonable limitation and one that should be enacted.

4. PRESIDENT:

5.           Senator Knuppel.

6. SENATOR KNUPPEL:

7.           I don't know how the farmers got in here. Somebody  
8. drug them out from in here from out in the Rotunda. But it  
9. reminds me of that old story about the poor farmer that got  
10. into the hospital with a broken pelvis and they laid him up  
11. on a table in a room there and while he was laying...lying  
12. there a nurse rushes in and she says, I'm sorry this room is  
13. for women in labor and the poor old farmer says, damn it,  
14. that's the way it is. Everything for women and labor and  
15. one...not one damn thing for the poor farmer. Well, it isn't  
16. just exactly like that in this...in this legislative Body.  
17. About a year ago we passed a limitation on the price of...  
18. of...on the taxes on farmland, which was very beneficial to  
19. the farmers and there's a lot of school districts suffering  
20. because of it. And I ask you who it is that's paying, you  
21. know, thirty-five hundred to four thousand dollars an acre  
22. for land that won't return but about one or two percent on  
23. the money. I...my anatomy bleeds for those poor farmers. I'm  
24. one of them. I'm paying that kind of money because I think  
25. the land is worth it. Another thing I've observed while the  
26. people have discussed this here in this Body is how many of  
27. you have leaned on a crutch? The Chicago Tribune and, by God,  
28. it's a busted crutch at that. Why in the hell can't you think  
29. for yourself what's right or wrong? This is wrong. This  
30. amendment is nothing more than a sham and merely postpones  
31. the misery of the lamb.

32. PRESIDENT:

33.           Senator Buzbee. Senator Soper.



1. SENATOR SOPER:  
2.           Well, as long as you've got the cameras in here and as  
3. long as it takes to running and as long as everybody can get  
4. their picture when they stand up, you're going to have this  
5. go on forever and I'll...I believe what the motion that...that...  
6. PRESIDENT:  
7.           Senator...Excuse me...  
8. SENATOR SOPER:  
9.           Senator...  
10. PRESIDENT:  
11.           You are the last...you are the last speaker...  
12. SENATOR SOPER:  
13.           ...I defeat that motion...  
14. PRESIDENT:  
15.           ...You are the last speaker..You are the last speaker...  
16. SENATOR SOPER:  
17.           ...last speaker. I move the previous question.  
18. PRESIDENT:  
19.           Senator Sangmeister may close the debate.  
20. SENATOR SANGMEISTER:  
21.           Well, thank you, Mr. President. I see there was quite  
22. a bit of discussion the second time around that we didn't  
23. get in the first time around, so I guess it's been thoroughly  
24. discussed. I don't think there's any reason for me to reiterate  
25. my argument that I made the first time. However, I think we  
26. should set the record straight and that is Senator Sangmeister  
27. does not introduce amendments that are shams. Since I have been  
28. on the favorable side of this issue I have discussed it with  
29. members on this side of the aisle and over there and those that  
30. I talked to, the biggest objection was you can't live with seven.  
31. You gotta have eight and a half. As I stand here right now, I'm  
32. not sure that that's true. I don't in one minute concede that if  
33. we don't put this on that we can't go right ahead at the 7.0.

1. But if we are going to buy the argument of the Bureau of the  
2. Budget then the figures of 8.5 is much more palatable to  
3. everybody. I frankly don't care whether the Governor of the  
4. State of Illinois agrees with this amendment or he doesn't.  
5. He was elected to do his job and we were elected to do ours.  
6. It's not his prerogative as to whether or not we present  
7. constitutional amendments to the public for their acceptance.  
8. That is our prerogative and that's what we are doing and I  
9. think we should only consider what we think is right, not what  
10. the Governor thinks or the candidate for Governor this year  
11. might think. In some respects I am kind of reminded of a  
12. situation that probably would be better off not said, but I...  
13. I can't help but say it. I remember when I was over in the  
14. House of Representatives that from my district there was a  
15. bright, young man, very articulate, very intelligent and even  
16. though he wasn't from my party, he was a great leader over in  
17. the House of Representatives. He was forceful. He was a  
18. dynamic. He was aggressive. Sometimes almost too much for his  
19. own party and for a lot of other people. But I respected his  
20. ability. But with all the capabilities that he had going for  
21. him, he forgot about one thing. He forgot about the people back  
22. in his district and what they were thinking. And as heavily  
23. favored as that district might have been to his party, the  
24. people in that district remembered. They remembered when the  
25. time came. Now I don't say that in any respect as a threat  
26. to the people that are going to vote on this amendment because  
27. I'm not that kind of a guy. I'm just pointing up to you the  
28. realities of what's involved. Don't get all carried away here  
29. that you are so super knowledgeable about State government that  
30. you know so much that you can't put a limitation on your  
31. spending down here. Everyone sitting here knows that 8.5 is  
32. a very reasonable figure and we can all live with it. And Mr.  
33. President, I respectfully request a roll call on this amendment.

1. PRESIDENT:

2. Senator Sangmeister has moved the adoption of Amendment  
3. No...No. 3 and the question before the Body is, the adoption  
4. of Amendment No. 3. Those in favor will vote Aye. Those  
5. opposed will vote Nay. The voting is open. Have all voted  
6. who wish? Have all voted who wish? Take the record. On that  
7. question, the Ayes are 21, the Nays are 30. 2 Voting Present.  
8. The amendment...having failed to receive the requisite  
9. majority is defeated. For what purpose does Senator Rhoads  
10. arise?

11. SENATOR RHOADS:

12. In order that this roll call leave no doubt in anyone's  
13. mind. I request a verification of the negative votes.

14. PRESIDENT:

15. Senator Rhoads the verification of the negative votes  
16. is out of order. The machine does, in fact, show the...Oh, excuse  
17. me. All right. The Chair is incorrect. You are requesting a  
18. verification of the negative votes. The negative did prevail.  
19. The Secretary will read the negative votes.

20. SECRETARY:

21. The following voted in the negative: Bruce, Buzbee,  
22. Carroll, Chew, Clewis, Daley, Demuzio, Donnewald, Egan, Kenneth  
23. Hall, Hickey, Johns, Joyce, Knuppel, Ziomek, Lane, Lemke, Leonard,  
24. Maragos, Merlo, Netsch, Newhouse, Rock, Savickas, Smith, Soper,  
25. Vadalabene, Washington, Wooten, Mr. President.

26. PRESIDENT:

27. Senator Rhoads. The roll has been verified. On that  
28. question the Ayes are 21, the Nays are 30. 2 Voting Present.  
29. The amendment is defeated. Amendment No. 2 having been adopted  
30. pursuant to our rules the resolution will be read a first time.  
31. Senator Sangmeister.

32. SENATOR SANGMEISTER:

33. In light of the fact that that amendment was defeated, I...I

1. previously withdrew what I believe is Amendment No. 4 and,  
2. of course, I withdrew that on the basis that Amendment No. 3  
3. had been adopted. I would not have withdrawn Amendment No. 4  
4. had I known that, you know, well, Amendment No. 3 was going  
5. to be defeated. So at this point, I would now ask that  
6. Amendment No. 4 be taken from wherever it was withdrawn to  
7. and placed before the Body.

8. PRESIDENT:

9. Senator Sangmeister wishes to...offer Amendment No. 4  
10. and that is in order.

11. SECRETARY:

12. Amendment No. 4 offered by Senator Sangmeister.

13. SENATOR SANGMEISTER:

14. I...someone just mentioned about copies. I'm not  
15. sure whether each of you have a copy on your desk by now.  
16. It should have been distributed as any other amendment should  
17. have. But all we're doing is...the LRB number is LRB 80-2287HJR-  
18. AM15-GAN/KK. What it...all this does is change that terminology  
19. that says "the latest known fiscal year" will be changed to read  
20. "that fiscal year." That fiscal year then, of course, means  
21. the current fiscal year and all we're doing is making absolutely  
22. certain again that we know what year we're talking about in this  
23. particular constitutional amendment. So rather than use that  
24. fiscal year...rather than use the "latest known fiscal year" we  
25. want to use the...terminology "that fiscal year," which we  
26. now interpret that to mean the current fiscal year. So that's  
27. all this amendment simply does and we certainly would like the  
28. courtesy of being able to put that much of the bill in its final  
29. shape and then, hopefully, pass it with a 7.0.

30. PRESIDENT:

31. Senator Carroll.

32. SENATOR CARROLL:

33. Thank you, Mr. President and Ladies and Gentlemen of the

1. Senate. This is the exact opposite of what I had explained in  
2. my Amendment No. 2 and in the major portion of the discussion  
3. on Amendment No. 2 and it reverses exactly that which Amendment  
4. No. 2 did in that section. Let me explain to you what it does  
5. and again it's up to the Body to decide what they want to do.  
6. The way the amendment now reads, as amended, is that the pie  
7. that we know is the pie that we cut up. The last known figure,  
8. that is a finite figure that nobody can play with, which is for  
9. our purposes the last fiscal year. And as I understand the  
10. Feds, they do it on a calendar year and if that's correct we're  
11. talking about the figure for the year that ended December 31st,  
12. 1977. That would be the personal income for Illinois of which  
13. we compute our percentage against. That's the way it reads  
14. right now without this amendment. That's the last known  
15. figure and here some four months later we're using that  
16. specific figure to determine what next year's spending is going  
17. to be. In lieu of that this amendment would say, let the  
18. Bureau of the Budget or someone else guess what next June 30th,  
19. fifteen months from now, let them guess what that figure  
20. for personal income will be. Let them guess anywhere they  
21. want to guess. Could be a hundred and five billion. It could  
22. be two hundred and twenty billion. It's still a guess. We have  
23. no way of verifying what it is. When we can verify it, it's  
24. too late. You've already passed your budget and spent all the  
25. money 'cause it will be after June 30th, a year from now.  
26. After June 30th of '79 that we will know what that figure was.  
27. So really, you've put nothing on here. There's an absolute  
28. zero cap on what that figure is, 'cause all you got to do then  
29. is guess what it's going to be and make sure that covers your  
30. budget and by the time the people find out it didn't, it's too  
31. late to do anything effective about it. That's why I think  
32. we need a finite figure and that only finite figure is  
33. the one that appears to be four months old. And I think that is

1. something that we can then determine exactly what we want to  
2. do with that money.

3. PRESIDENT:

4. Is there any further discussion? Senator Sangmeister.

5. SENATOR SANGMEISTER:

6. Well, I'm not sure from that discussion as to whether  
7. Senator Carroll is in favor or against the amendment. I'm not  
8. quite so sure he is either. Obviously we're not dealing with  
9. a finite figure in here, we're dealing with trying to pin down  
10. the year that we're talking about. And that's all that this  
11. amendment does and we're...we do want to change it from the  
12. latest known fiscal year to that fiscal year which we say  
13. means the current fiscal year. That's all we're asking to do.  
14. Respectfully request a favorable roll call.

15. PRESIDENT:

16. Senator Carroll, you may explain your position.

17. SENATOR CARROLL:

18. Since Senator Sangmeister didn't understand it, I'm  
19. against it. Because if we're going to put a limit let's make  
20. it a limit. We're not going to put a limit, why bother with  
21. the amendment at all. If we don't know what the figure is  
22. going to be until afterwards, we haven't put a limit on it.

23. PRESIDENT:

24. Senator Sangmeister.

25. SENATOR SANGMEISTER:

26. Well, in that regard why didn't you submit a...an  
27. amendment to do exactly that?

28. PRESIDENT:

29. Senator Carroll.

30. SENATOR CARROLL:

31. No, it doesn't. I did and that's what's on there now.

32. SENATOR SANGMEISTER:

33. Well, I...I didn't see any changing in the language in

1. your amendment on that. If I did...

2. SENATOR CARROLL:

3. That's what you're trying to change now. The language  
4. that's in Amendment 2.

5. SENATOR SANGMEISTER:

6. Well, that was the original language that was in the...  
7. in the...

8. SENATOR CARROLL:

9. Which is what...

10. SENATOR SANGMEISTER:

11. Well...well...

12. SENATOR CARROLL:

13. ...which is what we want to do.

14. SENATOR SANGMEISTER:

15. Well, if you want to keep in, all right. Okay.

16. SENATOR CARROLL:

17. Well, we still respectfully ask that our language be  
18. adopted. It's our amendment and we'd like to somewhat put it  
19. in the form that we would like to have it.

20. PRESIDENT:

21. Is there any further discussion? If not, the question  
22. is on the adoption of Amendment No. 4. Those in favor will  
23. vote Aye. Those opposed will vote Nay. The voting is open.  
24. Have all voted who wish? Have all voted who wish? Take the  
25. record. On that question, the Ayes are 22, the Nays are 27.  
26. 1 Voting Present. Amendment No. 4 having...failed to receive  
27. the requisite majority is defeated. Mr. Secretary, are there  
28. any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDENT:

32. No further amendments. Under our rules the bill having  
33. been amended today will be read a first time...the resolution,

1. Excuse me...will be read a first time as amended.

2. SECRETARY:

3. House Joint Resolution Constitutional Amendment No. 22.

4. (Secretary reads HJRCA No. 22)

5. 1st reading of Constitutional Amendment...House Joint Resolution  
6. Constitutional Amendment No. 22, as amended.

7. PRESIDENT:

8. 2nd reading. For what purpose does Senator Rhoads arise?

9. SENATOR RHOADS:

10. Since we're finished with the most important piece of  
11. legislation, on a point of personal privilege, Mr. President,  
12. I'd like to introduce the students from Divine Infant School  
13. in Westchester, Illinois. If they'd please rise.

14. PRESIDENT:

15. Will our guests please rise? For what purpose does  
16. Senator Merlo arise?

17. SENATOR MERLO:

18. Mr. President, to respectfully request of the Senate  
19. leave to waive the Six Day Posting Rule so that House Joint  
20. Resolution 76 can be heard in the Executive Committee next  
21. Thursday. I do have...there's no objection from the Chairman,  
22. Chairman Wooten.

23. PRESIDENT:

24. You've heard the request. Is leave granted? Leave is  
25. granted. For what purpose does Senator Daley arise?

26. SENATOR DALEY:

27. Mr. President and fellow Senators. Judiciary I will  
28. meet immediately after the Session in Room 400 in regards to  
29. the Products Liability...

30. PRESIDENT:

31. Excuse me, we do...we have another item of business.  
32. On the Order of Constitutional Amendments, 3rd reading. House  
33. Joint Resolution Constitutional Amendment 29. Senator Maragos.



1. SENATOR MARAGOS:

2. Mr. President and members of the Senate. Earlier today  
3. I...was given leave by the Body to pass on the matter of a  
4. Constitutional Amendment...House Joint Resolution...Constitutional  
5. Amendment 29 for the purpose to put an amendment. This is not  
6. the Personal Property Tax Amendment which is Senate Joint  
7. Resolution 29, which I'm sponsoring, but this is the Veteran's  
8. Amendment for the exemption of taxes on veteran properties.  
9. Unfortunately, neither the members of the House nor the drafters  
10. of the resolution caught the point that we do not have an  
11. effective date or mention when this resolution becomes effective.  
12. So I would like, at this time, to move Amendment No. 1 to House  
13. Joint Resolution Constitutional Amendment 29 to read, that  
14. this amendment takes effect immediately upon its approval by  
15. the electors.

16. PRESIDENT:

17. Senator Maragos has asked leave to bring House Joint  
18. Resolution Constitutional Amendment 29 back to the Order of  
19. 2nd reading for the purpose of amendment. Is leave granted?  
20. Leave is granted. Senator Maragos moves the adoption of  
21. Amendment No. 1 to House Joint Resolution Constitutional  
22. Amendment 29. Is there any discussion? If not, all those  
23. in favor signify by saying Aye. Opposed. The Ayes have it.  
24. The amendment is adopted. House Joint Resolution Constitutional  
25. Amendment 29 having been amended pursuant to our rules will be  
26. read a first time. Mr. Secretary.

27. SECRETARY:

28. House Joint Resolution Constitutional Amendment No. 29.  
29. (Secretary reads HJRCA No. 29)  
30. 1st reading of...of House Joint Resolution Constitutional  
31. Amendment 29, as amended.

32. PRESIDENT:

33. 2nd reading. For what purpose does Senator Harber Hall

1. arise?

2. SENATOR HARBER HALL:

3. Mr. President, I'd like unanimous leave of the Senate  
4. to suspend the Six Day Rule of posting for the purpose of  
5. hearing House Joint Resolution 15 in Executive this Thursday.

6. PRESIDENT:

7. Have you discussed that with the Chairman of the  
8. Executive Committee and with the leadership on both sides?

9. SENATOR HARBER HALL:

10. I have, Sir.

11. PRESIDENT:

12. You've heard the motion by Senator Hall. All those  
13. in favor signify by saying Aye. Opposed. The Ayes have it.  
14. The rule is suspended...the resolution will be heard. Resolutions.

15. SECRETARY:

16. Senate Resolution 334 offered by Senators Savickas, Daley,  
17. Hynes, Lemke and Lane.

18. (Secretary reads Senate Resolution No. 334)

19. PRESIDENT:

20. Consent Calendar. Is there any further business?

21. Senator Walsh.

22. SENATOR WALSH:

23. Mr. President, Senator Chew I don't believe is on the  
24. Floor, but...Senate Bill 1117 is to be heard in the Senate  
25. Committee on Transportation at a meeting, which I understand,  
26. was to take place this week. I don't see it posted, but I  
27. would like unanimous consent of the Senate that the Six Day  
28. Posting Rule be waived so that Senate Bill 1117 can be heard  
29. when that committee does meet.

30. PRESIDENT:

31. Senator, I...I don't see it on the schedule for this  
32. week. So the meeting may be next week. Could you check with  
33. the...There is a meeting then. Senator Walsh, what is the

1. number of the bill?

2. SENATOR WALSH:

3. Senate Bill 1117.

4. PRESIDENT:

5. Senator Walsh moves that the Six Day Posting Requirement  
6. be waived with respect to Senate Bill 1117 so that it may be heard  
7. this week in Transportation if there is a meeting. All those  
8. in favor signify by saying Aye. Opposed. The Ayes have it.  
9. The posting...requirement is waived. Senator Vadalabene.

10. SENATOR VADALABENE:

11. Yes, Mr. President. Just another reminder immediately  
12. after adjournment in Room 212 Executive on Appointments. A  
13. lot of work.

14. PRESIDENT:

15. Is there any further business to come before the Senate?  
16. If not, Senator Ziomek moves that the Senate stand adjourned  
17. until tomorrow at 12:00 o'clock noon. All those in favor  
18. signify by saying Aye. Opposed. The Ayes have it. The  
19. Senate stands adjourned.

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